

Borough of Beaver, PA
Council Meeting
September 13, 2016
Minutes

- A regular scheduled meeting of Beaver Borough Council was held in the Community Room and called to order on September 13, 2016 at 7:00PM by President, Michael Deelo.
- Pledge of Allegiance
- Council Representatives in attendance: Dan Deceder, Michael Deelo, Walter McDermott, James Perini, Alex Sebastian, Pat Sims, Sean Snowden. Borough officials in attendance: Mayor Tom Hamilton, Chief Dan Madgar, Solicitor John Petrush. Absent: Alexander Andres, Ron Embaugh
- Visitors in attendance (signed in): Judy Cashdollar, Betty Burk, Midge Sefton, Arlene Tarn, Cheryl Hansen, Rick Sprecker, Gordon Sheffer, Charles Casbourne, Linda Knott, Tommi Wagner, Robert Rice

Approval of minutes

Motion by Mr. Snowden to accept the August 9, 2016 Council meeting minutes as corrected. Seconded by Mr. McDermott. Voice vote passed unanimously.

Treasurer's Report

- August 2016 end of month reports and balances reviewed.
- Mr. Perini asked if the entries for line items 389.001, 430.220 and 410.220 could be verified by Andy Kennedy via email.
- Reports will be filed for annual audit.

Review invoice and authorization to pay bills

Motion by Mr. Deceder to authorize and pay submitted invoices for the Borough. Seconded by Mr. Snowden. Voice vote passed unanimously.

Public Participation –

- Arlene Tarn, 650 River Road – Read the following statement.
 - Problem with the zoning in the main business district. Someone needs to establish why a storage facility is allowed in the main business district. A liquor attorney needs to define what exactly the description of a micro-brewery, off premise overnight storage license is. It is not a license to just sell, it is a license to store. We need to tighten all of our zoning, before it is too late. This has been dragging on for months and you still are not sure what you are dealing with. A zoning attorney needs to tighten our zoning to not allow storage facilities in our prime business district. The state allows a license to store and sell, with the storage license. Local borough must define where they are allowed or not allowed to do this via zoning. This should not be in our main street business district.
 - Mr. Snowden responded that Council and Solicitor Petrush are continuing to research with additional outside assistance.

- Betty Burk, 888 4th Street –
 - Concerned with the time frame with the liquor situation, action need to be taken quickly.
 - Should not allow murals to be painted on buildings – it is inviting vandalism.
 - Upset that alcohol was served at last years Light up Night.
- Tommi Wagner, 230 Beaver Street –
 - Stated being a dry town is an asset and Council should do everything possible to maintain being a dry town.
 - Questioned the article in the Beaver County Times regarding painting a mural between the alley of the borough building and Michael’s Carpet.
 - Mr. Madgar stated the article was taken out of context. He was approached by someone wanting to paint a mural on a privately owned building in which Mr. Madgar explained that Columbia Gas would be working on the alley in the near future and there was a possibility of closing the alley. He also stated that council and zoning would need to review and approve any plans of the alley.
 - Mr. Madgar spoke to Mr. Martone regarding the mural; it’s not advertising, they can paint the building as they want.
 - Betty Burke questioned why the consideration of closing the alley.
 - Mr. Madgar explained that exiting the alley on to Third Street is extremely dangerous to pedestrians walking on the sidewalk. In addition, closing the alley would create additional parking spaces on Third Street. Another option would be to make the alley a one-way.
 - Mr. Deelo stated these are just ideas at this point. Council would need to review all proposals and ideas and have a public meeting if and when the plans become reality.
- Gordon Sheffer, 453 Third Street – Questioned if Third Street would be closed during the Columbia Gas construction.
 - Mr. Madgar stated only the alley and some of the back parking lot will be closed.

Reports – Commissions

Council of Governments (COG) – Reported by Mr. Deceder

- No meeting was held in August.
- Reminder of the Annual Regional Meeting held on September 22, 2016

Business District Authority – No report

Civil Service Commission – No meeting held in August

Zoning Hearing Board – No meeting held in August

Planning Commission – No meeting held in August

Tree Commission –

July 25, 2016 meeting minutes enclosed in council packet

Code Enforcement Officer Report – Reported by Mr. Sprecker
August 2016 report enclosed in council packet

Historic Architectural Review Board (HARB) – Reported by Robert Rice

- No meeting in August
- HARB members discussed deviating from protocol regarding the demolition permit of 425 Drave Avenue.
 - HARB based its decision on two factors that make this a unique exception to an otherwise mandated, legal Borough process:
 - Official declaration and posting of the property as condemned and its untenable structural condition posing danger to public safety, and
 - Need to expedite due to the advanced age and declining health of the owner/applicant so the property doesn't fall into legal "heirship limbo".
 - Mr. Deelo stated money appropriated by Shell Corporation to assist the borough with historic preservation is being administrated by the Pennsylvania Historic Museum Commission. Mr. Deelo is planning to discuss with them the Memorandum of Understanding. This will be a good opportunity for HARB to consider a revised Historic Preservation Ordinance.

Council Committee Reports

Public Safety – Reported by Mr. Snowden

- No meeting held in August
- Several concerns were mentioned during the Recreation Committee meeting in which he spoke to Mr. Madgar regarding recent events of cars being parked close to monuments and children climbing on monuments.
 - Mr. Madgar stated he will review options to keep the monuments safe – hope to have a plan in place within the next year.
 - Mr. Madgar stated the committee involved with the Vietnam Veterans Monument will be submitting a permit to have a fence around the monument. The permit will be reviewed by the Zoning Department.

Finance – Reported by Mr. Perini

- No meeting held in August
- Currently working on the budget process

Highway – Reported by Mr. McDermott

August 25, 2016 meeting minutes enclosed in council packet

General Government –

- August 23, 2016 meeting minutes enclosed in council packet
- Mr. Deelo thanked the Planning Commission for all their work regarding the Comprehensive Plan. A motion will be made during the New Business section of the meeting.

Code Enforcement – Reported by Mr. Sebastian

- Reviewed the August 22, 2016 meeting minutes enclosed in council packet
 - Mentioned the following attended the August 22nd meeting: Mr. McDermott, Mr. Deelo, Mr. Deceder, Mr. Madgar, Mr. Sebastian
- Mr. Madgar stated a meeting is scheduled with New Brighton to review their Rental Registration process.
- Stated that council received an email from Midge Sefton regarding the importance of the beer sales issue in Beaver Borough.

Recreation –

September 6, 2016 meeting minutes enclosed in council packet

Water & Sewer – Reported by Mr. Sims

- Reviewed the August 17, 2016 meeting minutes enclosed in council packet
- Two of our water tanks are located in Brighton Township
 - The 2 million gallon tank is in need of repair estimated cost of \$750,000.
 - Recently found out that we can get by with just the 1 million gallon tank.
 - Will be targeted for future demolition.

Reports

Manager's Report – Reported by Chief Madgar

- Reviewed the August 2016 report enclosed in council packet
- September 15th – Mr. Kennedy, Mr. Snowden and he will meet with Carrie Rowe regarding the School Resource Officer
- Explained the \$17,500 bid enclosed in council packet regarding License Plate Recognition (LPR) and the benefits to the borough.
 - Mr. Deelo requested Public Safety Committee to review and bring motion to council

President's Report – Reported by Mr. Deelo

- August 17, 2016 report with Shell representatives enclosed in council packet
- Announced an Executive Session after the adjournment of the regular meeting regarding personnel performance issue. No motions will be made.

Mayor Hamilton – No report

Police Chief Madgar – No report

Fire Department – Reported by Mr. Perini
Transmission on the ladder truck was replaced.

Emergency Management Coordinator – No report

Borough Engineer and Water/Sewer Engineer –
August 2016 monthly reports enclosed in council packet

Solicitor Petrush –

- Reviewing beer sales facility with telephone conferences and correspondence including review of ordinances of other municipalities regulating BYOB operations; drafting and arrangement of distribution of written advisory to Borough officials and possible ordinance relating to alcohol consumption at BYOB and Brewery Storage Facilities.
 - The Public Safety Committee is to review and report back to council

Old Business

New Business

Motion – Comprehensive Plan

Motion by Mr. McDermott that Council accept the attached proposed Comprehensive Plan for the Borough of Beaver, allowing for minor clerical corrections by the Secretary. Seconded by Mr. Deceder. Voice vote passed unanimously.

Motion – Main Street Network

Mr. Deelo referred the motion back to the General Government Committee since the sponsor of the motion, Alex Andres, was not at the meeting to explain the motion.

Motion – 2017 Minimum Municipal Obligation (MMO) for Police and Municipal Employees

Motion by Mr. McDermott that the Borough of Beaver Council approve the attached Resolution as prepared by the Borough Solicitor relating to the 2017 Minimum Municipal Obligation (MMO) for Police and Municipal Employees. Seconded by Mr. Sims. Voice vote passed unanimously.

Motion – Advertise and Prepare Ordinance, Rescinding Ordinance #818

Motion by Mr. McDermott that Council authorize the Solicitor to advertise and prepare an ordinance rescinding Ordinance #818 (Amending Chapter 15, relating to Motor Vehicles and Traffic, regarding a change in parking on East End Avenue between Third Street and East Second Street). Seconded by Mr. Snowden.

Motion – Demolition of 425 Dravo Avenue

Motion by Mr. Sebastian that Council approve the attached Demolition Permit of the structure located at 425 Dravo Avenue, Beaver PA. Seconded by Mr. McDermott. Voice vote passed unanimously.

Motion to adjourn by Mr. Sims, Seconded by Mr. Snowden. Voice vote passed unanimously.

Adjourned at 8:25PM

Entered into Executive Session regarding personnel performance issue at 8:30PM.

Executive Session ended at 9:01PM.

Submitted by Debbie Hindman