

Borough of Beaver, PA
Council Meeting
September 8, 2015
Minutes

- A regular scheduled meeting of Beaver Borough Council was held in the Community Room and called to order on September 8, 2015 at 7:00PM by President Michael Deelo.
- Pledge of Allegiance
- Council Representatives in attendance: Alexander Andres, Lauson Cashdollar, Dan Deceder, Michael Deelo, Ron Embaugh, Walter McDermott, James Perini, Alex Sebastian, Pat Sims. Borough officials in attendance: Director of Operations – Chuck Copeland, Mayor Tom Hamilton, Chief Dan Madgar and Solicitor - John Petrush.
- Visitors in attendance (signed in): Midge Sefton, Vicki Shane, Shirley Sayers, Richard Sayers, Marilyn Vogel, Cheryl Duplaga, Gisela Reidiel, Billie Riley, George & Thelma Kauffman, Judy Cashdollar, Carol Colalella, Diane Wakefield, Todd Hindman, David Taube, Joanne Bradshaw, Suzanne Winters, William Fogg, Joshua Fogg, Rich Sprecker, Charles Casbourne, Roberta Good, Tommi Wagner

Approval of minutes

Motion by Mr. McDermott to accept the August 11, 2015 Council Meeting minutes as submitted. Seconded by Mr. Perini. Voice vote passed unanimously.

Treasurer's Report

- August 2015 end of month reports and balances reviewed. Reports will be filed for annual audit.
- The Borough received the 2016 Financial Requirements and Minimum Municipal Obligations from Thomas J. Anderson and Associates Inc. for its pension plans. The letter was dated August 11, 2015. The obligations are to be included in the 2016 Beaver Borough Budget.
 - ***Motion by Mr. Perini that Beaver Borough Council accept the Minimum Municipal Obligations as determined by Thomas J. Anderson and Associates and include those obligations in the 2016 Budget. Seconded by Mr. Sims. Voice vote passed unanimously.***

Review invoice and authorization to pay bills

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

Public Participation –

- Carol Colalella, 333 Lincoln Avenue and Diane Wakefield, 445 Wilson Avenue – Board of Trustees of the Beaver Area Memorial Library; busiest library in Beaver County. Appreciates the support received by Council and by the fund raising events. Requests Council to increase funding, if possible, to the library when reviewing the budget this year.

- Suzanne Winters, 427 Wayne Street – Requests code enforcement officers have homeowners fix their sidewalks from tripping hazards. After she fell in front of a resident home at 501 4th Street, she spoke to Mr. Copeland who stated the homeowner would fix the sidewalk.
- Roberta Good, 244 Buffalo Street – She and her husband made a donation to the Tree Commission for 3 trees and plaques for family members 2 years ago. They have not been able to locate the trees and have not received a response from Mr. Colavincenzo as to where the trees are located.
 - Mr. Deelo and Chief Madgar stated the concern will be looked into and addressed. Chief Madgar will contact Mrs. Good directly.
- Betty Burke, 888 4th Street – The lifeguards this year were inattentive which could be a liability issue. Also requests council members work together and not against each other.

Reports – Commissions

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

- No August meeting to report on
- Distributed Beaver County Regional Council of Governments invitation to council members regarding the 5th Annual Dinner Symposium on September 24, 2015.

Business District Authority – No report

Civil Service Commission – No report

Zoning Hearing Board – No report

Planning Commission –

August 17, 2015 draft meeting minutes enclosed in council packet

Tree Commission –

- July 27, 2015 meeting minutes enclosed in council packet
- Mr. Perini questioned the enclosed minutes where it stated a motion was approved to authorize Mark Rohm to do pruning not to exceed \$10,000.
 - Mr. Deelo stated the Tree Commission does not have authority to spend money before they submit the recommendations to the Borough Manager.
 - Mr. Rathbun he did not receive a proposal prior to his resignation.
 - Chief Madgar will contact Mr. Colavincenzo and report back to council.

Code Enforcement Officer Report –

August 2015 report enclosed in council packet

Historic Architectural Review Board (HARB) –

July 23, 2015 draft meeting minutes enclosed in council packet as well as August 27, 2015 report regarding their recommendation on the issuance of a Certificate of Appropriateness for 1599 Third Street.

Council Committee Reports

Public Safety – Reported by Mr. Perini

Reviewed the August 24, 2015 meeting minutes enclosed in council packet

Finance – Reported by Mr. Perini

Reviewed the August 19, 2015 meeting minutes enclosed in council packet

Highway – Reported by Mr. McDermott

- Reviewed the September 3, 2015 meeting minutes enclosed in council packet
- ***Motion by Mr. Cashdollar that the Solicitor be authorized to obtain title to half Wolfe Lane the Borough does not own and to take all acts and actions necessary to that title for the Borough. Seconded by Mr. Andres. Voice vote passed unanimously.***

General Government – Reported by Mr. Andres

- August meeting cancelled
- Met with the Humane Society regarding Animal Ordinances.

Code Enforcement – Reported by Mr. Cashdollar

- Reviewed the August 24, 2015 meeting minutes enclosed in council packet
- Announced he will be resigning from Council effective September 30, 2015
- Reviewed the discussion with Attorney Susan Smith regarding Rental Registration Ordinance
- 38.2% of Beaver housing is rental property
- Mr. Deelo stated to control blight, council passed the International Property Maintenance Code and should have a Rental Registration Ordinance in the future.

Recreation – Reported by Mr. Embaugh

September 1, 2015 meeting minutes enclosed in council packet

Water & Sewer – Reported by Mr. Sims

August 2015 meeting minutes enclosed in council packet

Reports

Manager's Report – Reported by Chief Madgar & Mr. Sims

- Due to some QuickBooks issues, he has contacted Loll's office to take payroll over
- Inspections from Department of Environmental Protection (DEP) at the Water Department and Water Sewer Department – no issues
- Joe Brunner contacted the office to inform us he will be sending a rate increase letter to his customers in the near future. Beaver Borough does not have a contract with Brunner Garbage Disposal, however they handle the majority of town. They may either discontinue curb pickup or charge an additional fee for the service.
- Looking into alternatives to keep the cost of health insurance down
- Winter Salt – the contract has been awarded
- Fire Department parking lot – Dan Martone will be getting quotes to repair the parking lot

Director of Operations Report – Reported by Mr. Copeland
Reviewed the September 8, 2015 report enclosed in council packet

President's Report –

- A meeting was held with representatives of Shell Appalachia at the Beaver Train Station on August 27, 2015. The following was discussed.
 - Shell plans to continue with construction activities associated with upgrading the CSX rail line leading into their plant. Additional trees need to be removed.
 - There will be significant number of outbound rail cars each day containing their products, mostly polyethylene beads. The rail line needs to be stabilized and upgraded.
 - The rail line will be raised 5' at the entrance to the new Shell rail yard. This requires a 1,500' retaining wall to stabilize the modestly steeper grade. Dan Martone is invited to discuss the appearance of the wall with Shell's engineering team headed by Toby Stewart.
 - Jim Sewell of Shell presented a vegetation/reforestation plan which appeared quite adequate to Beaver Borough representatives.
 - The track upgrading, retaining wall and reforestation are scheduled for completion by the 4th quarter of 2016.

Mayor Hamilton – No report

Police Chief Madgar –

- Certificate of Appreciation presented to the Beaver Police Department regarding their support to the JROTC Cadet Leadership Challenge enclosed in council packet.
- Letter dated August 10, 2015 from Mercedes Goldcamp regarding the recent session of the Citizens Police Academy enclosed in council packet

Fire Department – Reported by Mr. Perini

- Reviewed the August 2015 report distributed to council
- Chief Madgar stated he appreciated the cooperation from the Fire Department regarding their assistance with making sure the fire apparatus of the truck and boat are compatible

Emergency Management Coordinator – No report

Engineer –

August 2015 monthly report enclosed in council packet

Solicitor Petrush – No report

Old Business

Motion – Authorizing and directing the acting Borough Manager to cause the Insurance of a Historical & Architecture Review Board (HARB) Ordinance Certificate of Appropriateness (COA) for the demolition of the building located at 1599 Third Street in Beaver and a regular demolition permit for the building located at 1585 Third Street

Motion by Mr. Cashdollar that the acting Borough Manager be authorized and directed cause the issuance of a COA for the demolition of the Lustron pre-fabricated steel panel house located at 1599 Third Street, Beaver, PA and a regular demolition permit for the building located at 1585 Third Street and to cause the delivery of that Certificate and that regular demolition permit to the owner of those properties via Richard Sprecker, Code Enforcement Officer. Seconded by Mr. McDermott. Voice vote passed unanimously.

Motion – Approving and adopting the ordinance summarized in the attached document that amends Chapter 1 of the Beaver Code of Ordinances to add part 5.F relating to a Governmental Money Purchase Plan

Motion by Mr. Perini that the Ordinance summarized in the attachment hereto which Ordinance amends Chapter 1 of the Beaver Code of Ordinances, adding Part 5.F relating to a governmental money purchase pan and is hereby approved and adopted. Said Ordinance may be viewed in full without cost at the Beaver County Law Library located in the basement of the Beaver County Courthouse. The Acting Borough Manager shall obtain the full execution thereof and cause the same to be properly included in the Borough’s Ordinance Book. Seconded by Mr. Sims. Voice vote passed unanimously.

Motion by Mr. Andres that Beaver Council adopt the resolution regarding the Governmental Money Purchase Plan and to authorize the President of Council to execute the resolution and the Assistant Borough Secretary to attest the signature. Seconded by Mr. Deceder. Voice vote passed unanimously.

Motion by Mr. Cashdollar that Beaver Council adopt the standard form of the ICMA Retirement Corporation Adoption Agreement and to authorize the President of Council to execute such form and the Assistant Borough Secretary to attest the signature. Seconded by Mr. Perini. Voice vote passed unanimously.

Motion – Ordinance amending Chapter 6 of the Beaver Code of Ordinances relating to Conduct, adding a Part 7 concerning skateboarding

Motion by Mr. Cashdollar that Council authorize the Solicitor to advertise the amendment to Chapter 6 of the Beaver Code of Ordinances relating to Conduct, adding a Part 7 concerning skateboarding. Seconded by Mr. Embaugh.

- After discussion, the motion was withdrawn and referred back to the Recreation Committee for further review.

New Business

Motion – Authorizing and directing the Borough Secretary to arrange an audit to the date of the manager’s departure as required under the Borough Code

Motion by Mr. Cashdollar that the Borough Secretary be and is authorized and directed to arrange with the Borough’s Auditing firm an audit of the Borough’s Finances from January 1, 2015 to date of Adam Rathbun’s last day of work at the Borough. This audit is to be arranged in order to comply

*with the Borough Code's requirement for such a post departure audit. See Section 104(b)(3).
Seconded by Mr. Sims. Voice vote passed unanimously.*

Motion – Authorizing and directing the Borough Solicitor to draft an ordinance amendment to eliminate permit parking requirements on Beaver Borough's Dravo Avenue between Third Street and Fourth Street.

Motion by Mr. McDermott that the Borough Solicitor be authorized and directed to draft an amending ordinance to eliminate permit parking restrictions on Beaver's Dravo Avenue between Third Street and Fourth Street and further directing that he advertise the same for consideration at Beaver Council's regularly scheduled October meeting. Seconded by Mr. Deceder. Voice vote passed unanimously.

**Motion – Ordinance amending Chapter 8 of the Beaver Code of Ordinances relating to Flood Plain
Motion by Mr. Andres that Council authorize the Solicitor to advertise the amendment to Chapter 8 of the Beaver Code of Ordinances relating to Flood Plain. Seconded by Mr. McDermott. Voice vote passed unanimously.**

Motion – Contacts for Berkheimer

Motion by Mr. Perini that Council authorize the attached Resolution to appoint contacts for Berkheimer. Seconded by Mr. Sims. Voice vote passed unanimously.

Motion – Finalized Eligibility List – Full-time police officer

Motion by Mr. McDermott that Council authorize and direct the Beaver Borough Civil Service Commission to conduct the Physical Agility Test for the applicants currently on the eligibility list for appointment to the position of full-time police officer so that a final certified list can be presented to Council no later than the October 2015 council meeting. Seconded by Mr. Sims. Voice vote passed unanimously.

Motion – Josh Belfiore – Promotion to Operator Apprentice

Motion by Mr. Sims that Beaver Borough Council promote Josh Belfiore to Operator Apprentice effective October 1, 2015 at a pay rate of \$17.64/per hour based on his excellent performance evaluation. Mr. Belfiore was hired on October 1, 2014 at a current salary of \$15.70/per hour. Seconded by Mr. McDermott. Voice vote passed unanimously.

Motion – Appoint Interim Borough Manager/Treasurer/Secretary

Motion by Mr. Sims that Beaver Borough Council appoint Chief Dan Madgar as the Interim Borough Manager/Treasurer/Secretary. Seconded by Mr. Perini.

- Mr. Cashdollar expressed his concerns and reservations

Voice vote passed 8-1, Mr. Embaugh – No

Motion – Repeal the policy granting oversight and executive authority for President, Vice President, and President Pro Tem to authorize expenditures and to direct activities, work and undertaking of the borough in order to carry on borough operations until such time a permanent manager is appointed

Motion by Mr. Andres that the Borough of Beaver hereby rescinds authority, jointly and severally to Borough Council's President, Vice President, and President Pro Tem to direct work, activities, and projects of the Borough and direct and oversee its administrations and many operations, and to authorize the expenditure of Borough funds for the Borough's requirements and general purposes. Such authority to be exercised as decided between the three of them. This oversight, managerial, and administrative authority began at 12:01AM on August 8, 2015 and shall last until the Borough appoints an Interim Manager. Seconded by Mr. Cashdollar. Voice vote passed unanimously.

Motion – Authorize individuals to sign checks for the Borough including all funds

Motion by Mr. McDermott that the following individuals be and are hereby empowered to sign checks for the Borough on all of its various funds: Lauson Cashdollar, Chuck Copeland, Michael Deelo, Walter McDermott, Dan Madgar and Pat Sims. Seconded by Mr. Cashdollar. Voice vote passed unanimously.

Motion – Adopting and enacting the attached Resolution concerning the fully burdened costs of providing the School Resource Officer to the Beaver Area School District

Motion by Mr. Cashdollar that the attached Resolution concerning the fully burdened costs assumed by the taxpayers of Beaver Borough alone for providing the School Resource Officer to the Beaver Area School District which serves the municipalities of Beaver, Bridgewater, Brighton Township and Vanport. Seconded by Mr. Embaugh. Roll call vote: Mr. Embaugh – Yes, Mr. Perini – Yes, Mr. Sims – No, Mr. Cashdollar – Yes, Mr. Deceder – Yes, Mr. Sebastian – Yes, Mr. Andres – No, Mr. McDermott – Yes, Mr. Deelo – Yes. Motion passed 7-2.

Motion by Mr. Deceder that Council approve the sign permit for the Beaver Heritage Foundation at the Train Station. Seconded by Mr. Sebastian. Voice vote passed unanimously.

Public session ended at 10:05PM to enter into Executive Session regarding Human Resource issues regarding Josh Belfiore and Dan Madgar and to discuss real estate issues.

Executive Session ended at 10:45PM.

Motion by Mr. Sims that Beaver Borough Council approve a 10% increase of Dan Madgar's current salary effective August 24, 2015 as Interim Borough Manager. Seconded by Mr. Andres. Voice vote passed unanimously.

Motion by Mr. Sebastian that Beaver Borough Council give Josh Belfiore the option of Defined Benefit or Defined Contribution Retirement program per the State Pension Audit. Seconded by Mr. Sims. Voice vote passed unanimously.

Motion by Mr. Andres that Beaver Borough Council form an Ad-hoc Committee consisting of Alex Andres, Pat Sims, Dan Martone, if interested, and Dan Deceder to look into real-estate opportunities that would benefit the borough. Seconded by Mr. Cashdollar. Voice vote passed unanimously.

Motion to adjourn by Mr. Deceder, Seconded by Mr. Perini. Voice vote passed unanimously.

Adjourned at 10:50PM

Submitted by Debbie Hindman