
Minutes of the Borough Council Zelienople, PA

3/28/2011

7:30 PM Council-Workshop

MasterID:

422

The March 28, 2011 Council meeting of the Zelienople Borough Council was called to order at 7:30 PM in the Council Chambers by President Charles Underwood. In attendance were, Council members Russell Robertson, Andrew Mathew III, Marietta Reeb, Mary Hess, and James Zeigler. Council member Allen Bayer arrived at 8:40 pm. Mayor Thomas Oliverio was not present.

Solicitor Anne Sweeney, Manager Don Pepe, Assistant to the Manager Andrew Spencer, Engineer Tom Thompson and Police Chief Jim Miller were also present.

PLEDGE OF ALLEGIANCE

Councilman Andrew Mathew III led the Pledge of Allegiance

VISITORS

Ralph Geis
Kelly Geis
Dustin Aiken
Dennis Aiken
Paul Kremer
Henry Zeigler
Bill Davis
Bill Harper
Donald C. Aiken
Eric Wrobleaski
Ric Casella
Jack Bonus
Jeff Smith
Whitey Boehm
Dr. Robert Vaughn
Ray Stetz

- Jeff Smith - spoke briefly that he is running for County Commissioner
- Bill Harper -spoke about the water line construction and planning for the Main Street line
- Dr. Robert Vaughn - asked about brush pickup requests; airport tree removal; the lake being drained near the airport; and complained about jet activity at the airport

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- Eric Wrobleaski from Valero Gas spoke about his opinion on the sign ordinance and how it hurts his business

- Rick Casella from Valero Gas talked about their need to advertise via signs

- Bill Davis from Health Naturale on Main Street addressed his opinion that the flags in front of stores be allowed in the ordinance

- Whitey Boehm owner of the General Store on Main Street spoke about his opinions concerning the sign ordinance ;street peddlers and the need for them to obtain a permit and enforcement of shop lifters.

- Jack Bonus asked council to be reasonable in how it structures the sign ordinance and enforcement. Use common sense to help the business people while still having control over aesthetics.

- Dr. Robert Vaughn again spoke and noted he was very pleased with the efforts of the Police

- Ray Stetz urged council to use common sense in regulating signs since signage is important to business owners. He was respectful and asked that there be an effort to try and make it work.

- Sally Witcomb spoke on behalf of the Planning Commission and supports the ordinance as written because she felt it was the best way to control signs and still allow for help to the business owners in town.

- Ken Pilarski owner of the Kaufmann House noted that signs are needed to let people know where the business is and what they sell. Sidewalks are wide enough to accommodate all signs. And there needs to be an effort to bring people into town.

- Nancy Welsh from the Travel Service on Main Street asked if the borough was trying to make the town look sterile and unfriendly. She urged the council to allow for flags and street vending and displays to make the town look alive, vibrant and friendly to visitors..

CONSENT AGENDA:

None

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OLD BUSINESS:

CONSIDER ADOPTION OF ORDINANCE # 810-11 FOR VACATING A PORTION OF THE SHADY LANE RIGHT OF WAY

A motion was made by Mr. Mathew, second by Mrs. Reeb, to adopt Ordiannce # 810-11 vacating a portion of the Shady Lane right of way.

Motion carried 6-0.

CONSIDER APPOINTMENT OF BOARDS AND COMMISSIONS POLICY

A motion was made by Mrs. Reeb, second by Mrs. Hess, to adopt the Appointment of Boards and Commissions policy that has been prepared by staff. It is effective immediately.

Motion carried 7-0.

NEW BUSINESS

CONSIDER AUTHORIZATION TO ADVERTISE THE BOROUGH'S 2011 STREET PAVING PROGRAM

A motion was made by Mrs. Reeb, second by Mr. Zeigler, to authorize the borough manager to advertise for bids for the 2011 Street Paving program with an estimated cost total of \$90,000.

Motion carried 7-0

CONSIDER AMP EDI LANDFILL PROJECT FOR BASE POWER CONTRACT

A motion was made by Mr. Zeigler, second by Mr. Mathew, to authorize the Borough Manager to execute the necessary documents/resolutions for participation in the EDI Landfill Project on behalf of the borough and to approve Resolution # 205-11, a resolution that authorizes the borough to execute and EDI Landfill schedule with AMP. A full and true copy of Resolution 205-11 can be found in the resolution book.

Secretary / Manager

Motion carried 7-0.

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CONSIDER AUTHORIZATION TO ADVERTISE FOR SUMMER LABOR POSITIONS

A motion was made by Mr. Mathew, second by Mr. Bayer, to authorize the Borough Manager to advertise for four(4) public works summer labor employees with a starting pay of \$ 7.50 per hour. Employment would begin when the manager is able to fill the positions and is through September 2, 2011.

Motion carried 7-0.

Approval of request for Outdoor seating at the Ztown Cafe

A motion was made by Mrs. Reeb, second by Mrs. Hess, to approve the request by Randy Herbe to again provide outdoor seating at the ZTown Café at 105 North Main Street in Zelienople.

There are also standard conditions that apply as follows:

- Only two (2) tables & four (4) chairs will be located outside the establishment;
- Placement of the tables & chairs will be maintained to ensure that they do not pose an impediment to pedestrians utilizing the sidewalk and the Borough will determine if there is any impediment. If so then the outside seating can be revoked;
- The tables are to be placed inside when the business is closed;
- Tables will not be used for any full service, but rather for patrons to consume items purchased inside at the counter.
- This use is permitted from April 1, 2011 through November 1, 2011. A request for any additional time extension would need to be again submitted to the Council.

Motion carried 7-0

PAY REQUISITION #2 - JOSEPH VACCARELLO, JR. - RAW WATER RESERVOIR BREACHING PROJECT CONTRACT

A motion was made by Mr. Mathew, second by Mr. Zeigler, to approve the Joseph Vaccarello, Jr. pay requisition #2 for the Raw Water Reservoir Breaching Project Contract for \$ 40,054.50

Motion carried 7 - 0

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CONSIDER CURB CUT REQUEST AT 217 PINE STREET

A motion was made by Mrs. Reeb, second by Mrs. Hess, to approve a curb cut request at 217 Pine Street per the drawings submitted. Mr. Walker, the person making the request, must adhere to all borough conditions and regulations regarding the curb cut and must notify the borough office when it will be done. The Borough Street Department will inspect it and certify that it is in accordance with all borough regulations.

Motion carried 7-0.

W.M. AIKEN & SON EXCAVATING - REQUEST FOR EXTENSION OF TIME ON THE PERRY WAY & EVANS ROAD WATERLINE & STORM SEWER PROJECT

A motion was made by Mr. Bayer, second by Mr. Zeigler, to accept the Borough Engineers recommendation to not give an extension at this time but to wait until the project is completed and then evaluate the actual delay days and the reasons for those delays.

Motion carried 7 - 0

REMOVAL OF TREES AT THE RAW WATER RESERVOIR SITE

A motion was made by Mr. Mathew, second by Mr. Zeigler, to decline the offer from Joseph Vaccarello, Jr. to remove the identified trees at the raw water reservoir site since it did not meet the terms of the motion approved by council at their February 28, 2011 meeting.

Motion carried 7-0.

REMOVAL OF TREES AT THE RAW WATER RESERVOIR SITE

A motion was made by Mr. Mathew, second by Mr. Zeigler, to accept an offer from Cable Hardwoods Inc. to remove the identified trees at the raw water reservoir site and to pay the borough \$1,500 for the trees removed.

Motion carried 7-0.

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OTHER BUSINESS

TRACKING OF COUNCIL REQUESTS FOR INFORMATION

This item was tabled until another meeting.

REPORTS:

Bayer:

- HRC - No report
- PMC - No report
- Noted that he will be distributing Chief Miller's evaluation sheet for completion by council
- Noted that the Debt report prepared by Andrew Spencer was excellent

Hess:

- IT - Noted website improvements and will continue to see them in 2011.
- COG- No report.
- Joint Services - No report
- Gave a very positive report on the PELRAS conference

Zeigler:

- No report or comment

Reeb:

- Public Safety/Street - Look into some deep ruts along the berm of some borough streets that need

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attention

- Library Board - Noted the County Library system is selling the Book Mobile

Mathew:

- Water - Noted the engineer is submitting the Penn Dot permit application.
- EMA - Referred to the Borough Manager for a report. The manager noted that the EMA sold their boat to the Zelienople Fire Dept., is doing a fund raising effort for 2011, evaluating the evacuation plan for both borough's (Harmony & Zelienople)
- Joint Services - Recommends that we apply for fiunding for the street sign project

Robertson:

- Bldg/Finance- No report
- Airport Authority - Noted that there was action on the rental issues for the hanger leases; litigation is moving slowly but hopefully will be resolved in April
- Requests an Executive Session on the Sign Ordinance issues due to possible litigation

Underwood:

- No report

Oliverio:

- Not present

Sweeney:

- No report.

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Pepe:

- No report

Thompson:

- Submitting permit to Penn Dot in order to allow us to proceed with the Main Street water line plan

Miller:

- No report

Council took a short break at 9:27 pm and returned at 9:41 pm.

Council went into executive session at 9:41 pm.

Council returned from Executive Session at 10:18 pm.

Being no further business, the meeting was adjourned by Council President Underwood at 10:18 PM.

ATTEST:

Manager / Secretary

Council President

Approved by me this _____ day of _____, 2011.

Mayor