
Minutes of the Borough Council Zelienople, PA

5/14/2018

7:30 PM Council-Regular

MasterID:

623

The May 14, 2018 Council Meeting of the Zelienople Borough Council was called to order at 7:30 PM by Council President Allen Bayer in the Council Chambers located at 111 W New Castle St., Zelienople, PA 116063. In attendance were, Council Members, Andrew Mathew III, Ralph Geis, Marietta Reeb, Mary Hess, Doug Foyle, Gregg Semel (via telephone) and Mayor Thomas Oliverio.

Assistant Borough Manager Jill Stedina, Police Chief Jim Miller and Borough Engineer Tom Thompson were also present. Solicitor Bonnie Brimmeier arrived at 7:35 PM.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Councilman Foyle.

VISITORS

Steve Schoppe
Dan Fritch
Henry Ziegler
Joe Maddalon
Barb Brizendine
Tom Mahler
Matthew Edwards
Phil Lope
Tom Myers
Robert Myers

Attorney Phil Lope and, Tom Myers briefly addressed Council to provide their reasoning as to why they felt that the Zelienople Zoning Hearing Board made the correct decision in granting a variance to Mr Tom Myers for property that he is considering purchasing on S. Jefferson Street. Barb Brizendine and Joe Maddalon also voiced their support for the granting of the variance, by the Zoning Hearing Board, to Mr. Myers.

CONSENT AGENDA:

A motion was made by Geis, second by Mathew, to approve the following:

- Consider March 26, 2018 Council meeting Minutes
- Transfer Funds \$100,000 from the Electric fund to the General Fund, if needed

Motion carried 7-0.

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OLD BUSINESS:

Thomas Myers Rezoning Application be Tabled

A motion was made by Mathew, second by Hess, to accept the letter from the Applicant, Mr. Thomas Myers, requesting that the Council formally table the previously scheduled Public Hearing with regard to his rezoning request for lots 550-S2-BC7A; BC8 and BC9A and remove the action on this request from the May 14th agenda.

Motion carried 7 - 0.

NEW BUSINESS:

Bills to be Paid -May 2018

A motion was made by Reeb, second by Foyle to approve the "Bills to be Paid" for the month of May 2018, totaling \$627,674.54.

Motion carried 7 - 0

Consider the Cancellation of the May 28, 2018 Council Meeting

A motion was made by Mathew, second by Foyle, to cancel the May 28, 2018 Council meeting .

Motion carried 7 - 0.

Consider 2018 Horse Trading Days Events Request

A motion was made by Geis, second by Reeb, to approve the Zelienople Area Business Associations request for the 2018 Horse Trading Days events as follows:

- Approval of the request for Horse Trading Days on July 19-21, 2018.
- A donation in the amount of \$3,400 to help offset costs for the event.
- Use of the four corners parks, as requested. Excludes closing of the north Main St. parking lot.
- Parking lot closure for Spring Street lot, as requested, with the provision that the businesses adjacent to the lot such as the Hardware Store and the Bridal Dress Shop be notified so that they can plan accordingly for their patrons.

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- Approval of Horse Parade, as requested and the Borough will apply for a parade permit on your behalf.
- Permission to have a dumpster placed at the salt storage shed area for use by the festival's cleanup crew(s)
- Permission for placement of portable toilets throughout the Main Street corridor for use by guests.
- Permission to close 5 spaces in the Town Center Parking lot, as requested, for the Zelig Idol Karaoke Contest, dates and times as noted in letter.
- Permission to hold the 4th annual 5K Run/Walk on Saturday, July 21, 2018, commencing at 8 AM over the Borough streets, as noted in the request letter, provided that permission is also obtained from Harmony Borough to run the race on the streets noted which lie within Harmony Borough's limits. The Borough streets involved include; Division St, First St., Oliver Ave., Maria Lane and Fairlawn Blvd. Please be sure to contact the Police Chief, Jim Miller, at your earliest convenience, to provide him with the details with regard to the race course and the placement of your staff along the route to assist with the traffic control and insure the safety of the runners.
- All events at the Community Park must be coordinated with the Park Board.
- The planners of the Horse Trading Days events must coordinate all activities with Borough Departments, Emergency Services and the Community Park Association.
- Closure of East New Castle St between Main St. & High St, at the request of the Police Chief, during the event.
- No Parking on W. Grandview Ave, between Main St. & Clay St, at the request of the Police Chief, during the event.

Motion carried 7- 0.

Consider Shubrew Request for Outdoor Tables and Tent for Special Events

A motion was made by Mathew, second by Foyle, to approve the request of ShuBrew Pub for the placement of outside seating at 210 S Main St. with the following conditions:

- Approval for the placement of two (2) tables and four (4) chairs per table, located directly outside the establishment in the sidewalk area; outside the front door entrance to the shop.
- Placement of the tables & chairs must be maintained to ensure that they do not pose an impediment to pedestrians utilizing the sidewalk and if the Borough determines that there is any impediment, this approval can be revoked;
- The tables and chairs must be placed inside when the business is closed;

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- 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, 2018 through November 30, 2018 weather permitting. Any snowy or icy road or street conditions will obviously require this use to be terminated for the year. A request for any additional time extension would need to be again submitted to the Council.
- A pop up tent can be used in front of your business for the following special events; July 4th parade, Horse Trading Days events, ShuBrew 3 Year Anniversary (9/8/18); the Zelienople Fall Festival and the Miracle on Main Street event, as requested in your letter.
- This request is for 2018 and a new request must be made annually prior to the intended start date.

Motion carried 7 - 0.

Consider Spring Street Café Request for Outdoor Tables and Chairs

A motion was made by Foyle, second by Reeb, to approve the request of Spring Street Café for the placement of outside seating at 205 S Main St. with the following conditions:

- Approval for the placement of two (2) tables and five (5) stools, located directly outside the establishment in the sidewalk area; outside the front door entrance to the shop.
- Placement of the tables & stools must be maintained to ensure that they do not pose an impediment to pedestrians utilizing the sidewalk and if the Borough determines that there is any impediment, this approval can be revoked;
- The tables and stools must 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, 2018 through November 30, 2018 weather permitting. Any snowy or icy road or street conditions will obviously require this use to be terminated for the year. A request for any additional time extension would need to be again submitted to the Council.
- This request is for 2018 and a new request must be made annually prior to the intended start date.

Motion carried 7 - 0.

Consider Strand Theater Request for Outdoor Café Tables and Chairs

A motion was made by Geis, second by Mathew, to approve the request of the Strand Theater Box

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Office & Café for the placement of outside seating at 121 N Main St. with the following conditions:

- Approval for the placement of two (2) tables and chairs, located directly outside the establishment in the sidewalk area; outside the front door entrance to the shop.
- Placement of the tables & chairs must be maintained to ensure that they do not pose an impediment to pedestrians utilizing the sidewalk and if the Borough determines that there is any impediment, this approval can be revoked;
- The tables and chairs must 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, 2018 through November 30, 2018 weather permitting. Any snowy or icy road or street conditions will obviously require this use to be terminated for the year. A request for any additional time extension would need to be again submitted to the Council.
- This request is for 2018 and a new request must be made annually prior to the intended start date.

Motion carried 7 - 0.

Consider Penn Pantry Request for Saturday Farmers Market

A motion was made by Geis, second by Mathew, to approve the request of Penn Pantry for the placement of an outside table for the set-up of a "Farmers Market" table outside of their business located at 112 S Main Street

- Approval for the placement of one (1) six (6) foot table, located directly outside the establishment in the sidewalk area; outside the front door entrance to the shop.
- Placement of the table must be maintained to ensure that it does not pose an impediment to pedestrians utilizing the sidewalk and if the Borough determines that there is any impediment, this approval can be revoked.
- The approved time for the "Farmers Market" table is on Saturdays between the hours of 10:00 AM and 1:00 PM.
- The table must be placed inside at the end of the approved time.
- This use is permitted from Mid-May 2018 through October 31, 2018, weather permitting. Any snowy or icy road or street conditions will obviously require this use to be terminated for the year. A request for any additional time extension would need to be again submitted to the Council.
- This request is for 2018 and a new request must be made annually prior to the intended start date.

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Motion carried 7 - 0.

Authorization to Pay Downtown Redevelopment Services Invoice #102 - Zelig Streetscape Assistance

A motion was made by Mathew, second by Foyle, to authorize the payment to Downtown Redevelopment Services, in the amount of \$1,134.00 for the payment of invoice #102 relating to Main Street.

Motion carried 7 - 0.

Consider R & R Construction Co. Pay Requisition #4 for the Kaufman House Exterior Renovation Project

A motion was made by Mathew, second by Foyle, to approval R & R Construction Co., LLC Pay Req #4 in the amount of \$15,626.40.

Motion carried 7 - 0.

President Bayer then requested that Tom Thompson clarify for Council the various contracts for M & B Services LLC. Clarification of the M & B Contracts is as follows:

Contract 16-04 - General Construction - west side
Contract 16-05 - Electrical Construction - west side
Contract 16-06A - Underground Electric - both sides

Following the clarification of the various M & B Services contracts, President Bayer requested that the next 6 agenda items relating to pay requisitions for M & B Services be combined into one motion.

Consider Pay Requisitions for M & B Services, LLC.

A motion was made by Reeb, second by Foyle, to approve the following Pay Requisitions for M & B Services LLC:

- Pay Requisition #6 - Contract 16-04 - \$ 5,401.52
- Pay Requisition #7 - Contract 16-04 - \$43,301.19
- Pay Requisition #2- Contract 16-05 - \$ 540.00
- Pay Requisition #3 - Contract 16-05 - \$8,217.00
- Pay Requisition #7 - Contract 16-06A - \$10,170.00
- Pay Requisition #8 - Contract 16-06A - \$26,742.82

Motion carried 7 - 0.

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OTHER BUSINESS:

It was announced that prior to the meeting the Council had an executive session to discuss personnel matters.

Promotion of Sean Adomaitis from Police Patrolman to Police Sergeant Effective June 11, 2018

A motion was made by Geis, second by Mathew, to promote Officer Sean Adomaitis to the rank of Sergeant for the Zelienople Police Department, in accordance with the Rules and Regulations of the Zelienople Civil Service Commission, effective June 11, 2018.

Motion carried 7 - 0.

Request Certified Eligibility List for the Rank of Corporal / Sergeant From the Civil Service Commission

A motion was made by Hess, second by Mathew, requesting that the Zelienople Civil Service Commission provide Council with a certified promotional eligibility list for the rank of Corporal / Sergeant in the Zelienople Police Department.

Motion carried 7 - 0.

Solicitor Brimmeier requested a brief executive session to discuss potential litigation.

The meeting recessed at 8:07 PM and Council then went into executive session at 8:15 PM. Council came out of executive session at 8:33 PM.

Being no further business President Bayer closed the meeting at 8:34 PM.

ATTEST:

Assistant Borough Manager

Council President

Approved by me this _____ day of _____, 2018.

Mayor