

# *Minutes of the Borough Council Zelienople, PA*

7/13/2009

7:32 PM Council-Regular

MasterID:

373

The July 13, 2009 Council meeting of the Zelienople Borough Council was called to order at 7:32 PM in the Council Chambers by President Charles Underwood. In attendance were Council members Russell Robertson, James Zeigler, Marietta Reeb, George McDowell, Andrew Mathew III and Allen Bayer. Mayor Thomas Oliverio was also present. Junior Council member Spencer Mathew was also present.

Manager Donald Pepe, Assistant to the Manager Andrew Spencer, Solicitor Matt Racunas, Engineer Tom Thompson and Police Chief Jim Miller were also present.

## PLEDGE OF ALLEGIANCE

Mayor Oliverio led the Pledge of Allegiance

## VISITORS

Arlene Krava  
Jeff Smith

Arlene Krava gave council an update on the upcoming Horse Trading Days events.

Jeff Smith gave Council an update on the Butler County COG for the following

- Reflector meter to measure reflectivity for street signs
- Crack sealing equipment available
- Support for Grant applications for COG members
- EIT collection activities

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A motion was made by Mr. Robertson, second by Mr. McDowell, to consolidate the consent agenda items into one motion. It includes:

- Approval of the Minutes of April 27, 2009 Meeting
- Transfer of Funds-\$100,000 from the Electric Fund to the General Fund if needed
- Acceptance of the Financial Report for May 2009

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Motion carried 7-0.

## OLD BUSINESS:

### Authorization to Advertise Change of Date for Zoning Ordinance Public Hearing

A motion was made by Mr. Robertson, second by Mrs. Reeb, to authorize the Borough Manager to change the date for the public hearing on Proposed Ordinance #794-09, an ordinance amending Zoning Ordinance #779-07 to reflect alterations in the general zoning code and to include an airport hazard zoning overlay, to August 10, 2009 at 7:30 PM. The hearing was previously authorized for July 27, 2009. In addition, the motion also authorizes the Borough Manager to advertise the above proposed ordinance for intended adoption on that same date.

Motion carried 7-0.

## NEW BUSINESS

### Consider approval of the Bills for July 2009

A motion was made by Mr. Bayer, second by Mr. McDowell, to approve the Bills to be Paid for July 2009 amounting to \$609,329.61.

Motion carried 7-0

### Consider Authorization for Workers Compensation Coverage for Fire Department Personnel

A motion was made by Mr. Mathew, second by Mr. Zeigler, to authorize Workers Compensation Coverage for the Zelienople Volunteer Fire Department for the following activities.

- actively engaged as a firefighter.

- going to or from a fire which the department attended to include travel time from and the direct return to a firefighter's home, place of business, or other place where he/she shall have been when the fire call was received.

- participating in a fire drill in which the department participated.

- preparing or performing work on or about the fire apparatus or buildings and grounds if authorized by the Chief or his/her representative.

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- while answering an emergency call.
- riding on the fire apparatus which is owned or used by the fire company.
- special meetings, committee meetings and regular meetings of the department.
- scheduled physical fitness activities.

Social activities and fund raising activities are explicitly excluded.

Motion carried 7-0.

Consider Resolution #166-09 Authorizing Submission of Funding Request through the H2O program for water system improvements

A motion was made by Mr. Mathew, second by Mrs. Reeb, to approve Resolution #166-09 authorizing the submission of an application for an H2O grant for water system improvements from the Commonwealth Financing Authority. This grant application is for the Main Street Waterline and Storm Sewer project. A full and true copy of Resolution #166-09 can be found in the Resolution Book.

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Borough Secretary / Manager

Motion carried 7-0.

Consider Police Officer Hiring

A motion was made by Mr. Bayer, second by Mr. McDowell, to extend an offer of employment to Mr. Michael J. Kopp as a Zelienople police officer provided he meets the following conditions:

- Passing of physical and psychological tests
- Signed statement understanding the current police collective bargaining agreement
- Signed a statement understanding the current police department policies and procedures manual
- Signed statement understanding that there is a one year probationary period status for employment
- Signed statement understanding that there is a residency requirement to live within 10 air miles of the Zelienople Borough Building within six months after completing the one year probationary period.

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Motion carried 7-0

Consider Requesting the Civil Service Commission to extend Police Eligibility List for One Year

A motion was made by Mr. Bayer, second by Mr. Zeigler, to request the Civil Service Commission to extend the Police Department Eligibility list for one year to expire on July 16, 2010.

Motion carried 7-0

OTHER BUSINESS:

None

REPORTS:

Bayer

- HRC will suspend meeting during the summer and will return at the Sept. 23 meeting
- PNT no report as the contract has been completed and signed

McDowell

- No report or comment

Mathew:

- No comment or report on water
- EMA has suspended meeting during the summer and will return on August 27
- Noted the Zelienople Fire Department has voted to take the next step in the work to consolidate the department with the Harmony Fire Company and voted to hire a consulting law firm to help them to proceed.

Reeb

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- Asked about the possible unsafe condition resulting from the demolition of a home on Spring Street and of the two properties on Main Street resulting from the fire.
- Asked about who is responsible to trim the grass on the roadside area on Green Lane

Zeigler:

- No report on electric
- Commented on the need to paint the parking space line designations for on-street parking

Robertson

- Asked about the painting of no skateboards or bikes on sidewalks
- No Building and Finance Committee report
- Finance committee will meet with the Pension investment manager ( PNC Bank) on July 21
- No IT committee report
- Asked for an executive session on 2 pending legal matters

Spencer Mathew

- No comment or report

Underwood

- Reported that the council met in executive session prior to the meeting to review the quarterly evaluation of the Borough Manager

Oliverio

- Expressed his disappointment with the fire works display for July 4th compared to the display last year.
- Asked when the swearing in of the new officer could take place

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Racunas:

- Commented on the draft ordinances that he had provided and which are in the packet for future consideration
- Noted he was working on the EDU information for the CIS charge with the Borough Staff

Chief Miller:

- The department is working on the rash of car break-ins in town and will report when information is available
- Noted that we had received four crosswalk signs free of charge. They are valued at about \$800.

Thompson:

-The Borough's water project for the waterline (Beaver Falls Municipal Authority Interconnect Project) is out for bid and they will be opened on July 22, 2009.

Pepe

- Requested an Executive Session on a legal issue
- Noted he has contacted Penn Dot concerning the condition of W. New Castle Street and prepared a letter to the District office

A break was given at 8:40 PM and Council returned at 8:55 PM.

Council went into Executive Session at 8:55 PM and returned to open session at 9:34 PM

The meeting was adjourned by Council President Underwood at 9:35 PM.

ATTEST:

\_\_\_\_\_  
Manager / Secretary

\_\_\_\_\_  
Council President

Approved by me this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

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Mayor