



# BEAVER

A regular meeting of the Beaver Borough Council was held on Tuesday, April 19, 2011, in the Community Room at 7:30 p.m.

**PRESENT:** President Joseph Zagorski; Vice-President Shirley Sayers: John Wolbert; Walter McDermott; Lauson Cashdollar; Daniel Deceder; Alex Andres; Kathryn Nestor; Mike Deelo; Borough Manager, Whitney Brady, Mayor Thomas Hamilton; Solicitor John Petrush; Police Chief Dan Madgar; Fire Chief John Grosskopf.

**VISITORS:** George Kauffman, Ron Embaugh, Midge Sefton, Debra Budrie, Betty Burk, Peggy Adams, Michael D. Kelley, Jeff Lloyd, Robert Smith, Tommi Wagner, Laura Rubino, Johanna Semonik, Luke Berardelli, Dave O'Leary, Mark Miner, John R. Grosskopf, David Linkimer, Robert M. Snider, Valentine J. Brkich, Alessa Yanssens, Charles Casbourne, Jarrod Thomas, Jason Juth, Robert Rice

President Zagorski called the meeting to order at 7:30 p.m. with the Pledge of Allegiance to the Flag and roll call.

## **Persons in Attendance:**

1. Peggy Adams, of Fair Oaks, a Coordinator for Master Gardener from Penn State has requested permission for the Master Gardeners to continue to plant flower gardens at the Train Station Property and that Beaver Borough continue to provide water as they have done for the past years.
2. Mike Kelley, 465 Dravo Avenue, the Baseball Commissioner for the Beaver Boosters. Mr. Kelly made a formal request for use of the portable stage owned by the Borough for use at the Opening Day Ceremonies on April 30. The safety of the portable stage needs to be determined before a response can be made. Mr. Kelley also provided an accounting of funds provided by the Borough.
3. Luke Berardelli, 155 S. Lincoln, made comments relative to the Historical Preservation Ordinance.
4. Laura Rubino, with the Corporation for Economic Development, made comments concerning her request for authorization by council for the purpose of obtaining funds from the PA Dept. of Conservation and Natural Resources in the amount of \$200,000 relative to the Riverfront Park Master Plan.
5. Dave O'Leary, 360 River Road, President of the Beaver Heritage Foundation spoke concerning the train station and the Heritage Foundation's desire to explore undertaking the restoration and reuse of that property. Also Mr. O'Leary provided council with a listing of the events for the summer.

6. Ms. Tommi Wagner inquired about the Citizen's Advisory Committee for the Recreation Pool and whether it is in operation. Mr. Andres indicated the committee is not in operation as of yet, because it needed to be advertised in the newsletter and Mr. Cashdollar indicated that by our policy, advisory committees and roster thereof must be approved by a motion and formal vote of council. Once we have the names, the Recreation Committee would come up with a list of people we have approved, bring that list to council and then council would hopefully approve. It is hoped to be ready for a June vote.

Mr. Wolbert announced to the council and the community that at the PSAB conference last week, Beaver Borough had received first place awards for the newsletter and the website. Council wishes to recognize the contributions of Val Brkich and Alessa Yanssens for the newsletter and Johanna Semonik, Alessa Yanssens, and Bob Rice for the website. Each will receive a certificate of recognition from the manager. A special thank you was expressed to the many members of the community who make the contributions that allow these people to put the newsletter and website together. President Zagorski was recognized for receiving the PSAB "Outstanding Councilman of the Year Award".

Val Brkich acknowledged the assistance of John Wolbert in helping to get the information to Val for the newsletter.

Mr. Cashdollar moved to approve the minutes of the regular council meeting of March 8, 2011. Mr. McDermott seconded the motion and it passed by a voice vote.

Mrs. Sayers moved to approve the minutes of the special council meeting of March 23, 2011. Mr. Wolbert seconded the motion and it passed by a voice vote.

### **Unfinished Business**

1. Mr. Cashdollar made a motion to remand Ordinance 772 back to the Historic Preservation Study Group so that they can review and make the changes or revisions provided by the Beaver County Planning Commission. Mrs. Sayers seconded the motion. The motion passed by a voice vote with Mr. Deceder dissenting.

### **New Business**

1. Mrs. Sayers moved that council pay all approved bills for April 2011. Mr. Cashdollar seconded the motion. The motion passed by a voice vote with Mr. Deceder dissenting.
2. Mr. Andres moved to approve Resolution No. 03-2011, authorizing the Commonwealth of Pennsylvania, DCNR, to make application for the funds in the amount of \$200,000 to be administered by the Corporation for Economic Development for Phase I of the Riverfront Park Master Plan. Mr. Wolbert seconded the motion, and it passed by a voice vote.

3. Mr. Wolbert moved that council approve the Conditional Use Application of Ronald Embaugh for a home-based business at 1250 Park Place consistent with the terms of the application. Mr. Deceder seconded the motion, and the motion passed following a roll call vote as follows:  
  
Mr. McDermott – No; Mr. Wolbert-Yes; Mrs. Sayers – No; Mr. Cashdollar – Yes; Mr. Deceder – Yes; Mr. Andres – Yes; Mrs. Nestor – No; Mr. Deelo – Yes; President Zagorski – No.
4. Mrs. Sayers moved that council approve a \$3,000 donation to the Beaver Area Heritage Foundation to support the River City Brass Band concert on July 3, 2011 with said funds coming from the Beaver Festival Account. Mr. Deelo seconded the motion, and it passed by a voice vote.
5. Mrs. Sayers moved that council approve Resolution No. 4-2011 authorizing a contract with Central Tax Bureau of Pennsylvania authorizing the collection of earned income and net profit tax. Mrs. Nestor seconded the motion, and the motion passed by a voice vote.
6. Mr. Wolbert moved that council approve Resolution No. 5-2011 authorizing a contract with Central Tax Bureau of Pennsylvania authorizing the collection of the Local Service Tax. Mrs. Nestor seconded the motion, and the motion passed by a voice vote.
7. Mr. Cashdollar moved that council approve Resolution 6-2011 authorizing the Beaver Volunteer Fire Department to perform the tasks set forth therein (Attend Parades and Do Limited Hydrant Testing and Maintenance) under the protections of its Workers Compensation Act insurance coverage for the period specified therein. Mr. Deceder seconded the motion, and it passed by voice vote.
8. Mr. Cashdollar moved that council approve Resolution 7-2011 authorizing the Beaver Volunteer Fire Department to perform the tasks set forth therein (attend and participate in instruction and drills, and put on, administer and participate in a 5K race for the purposes of raising funds), under the protections of its Workers Compensation Act insurance coverage for the period specified therein. Mrs. Sayers seconded the motion, and it passed by voice vote.

### **Committee Reports:**

#### **Highway & Equipment Purchases Committee – Mr. Walter McDermott, Chairperson**

Nothing to report.

#### **Education & Special Services Committee - Mr. John Wolbert, Chairperson**

1. On Tuesday, April 26, 2011 a Webinar sponsored by PSAB on Code Enforcement will begin at 12:00 p.m.
2. Mr. Wolbert extended an invitation to everyone to attend the Arbor Day festivities.
3. Anyone planting trees next week should be sure to sign up with Mr. Wolbert.

### **Emergency and Wage & Personnel Committee – Mrs. Shirley Sayers, Chairperson**

2. Regularly scheduled meeting on April 28<sup>th</sup> of the Emergency Service Committee at noon and Wage and Personnel at 7:00 has been cancelled. It will be posted that those meetings are rescheduled on Tuesday, May 3<sup>rd</sup>. Emergency services will be at 6:30 p.m. in the evening and Wage and Personnel will be at 7:15. P.m.

### **Beaver Police Department – Chief Madgar**

1. National Take Back initiative was a big success. A second initiative will occur on April 30, 2011 from 10 to 2 in the community room.
2. Iron Mountain is coming back on May 16, 2011 from 9 a.m. to 3 p.m. in the back lot.
3. Chief presented a Resolution for a \$7,000 grant under shared cooperative services. Vanport has also signed off on their \$7,000 grant.
4. PennDot will set road patterns beginning on Thursday at 9:00 a.m. Work to begin on Monday, April 25.
5. Train Station Security is a problem with too many keys and persons failing to reset the alarm. President Zagorski suggested we should re-key the locks and further limit access to those keys.

Mrs. Sayers moved that council approve Resolution No. 8-2011 authorizing the Borough of Beaver to make application for a grant under shared cooperative services and to allocate municipal resources in the amount of \$7,000 to said project. Mrs. Nestor seconded the motion ,and it passed.

### **Beaver Volunteer Fire Department – Fire Chief Grosskopf**

The Department responded to 10 fire calls last month. There was nothing major up until last week when the fire occurred on Turnpike Street. Fire Chief Grosskopf thanked Chief Madgar and his Department for the assistance they provided to the Fire Department while at the scene on Turnpike. Many people have questioned the number of fire trucks responding to the fire, and the biggest reason is that during daylight many firefighters are at work leaving only a few available in each Department. The Department's first truck to the call responded with three people. Throughout the call, firemen were able to leave their jobs and come and help. Rochester Township responds to all our calls for structural fires and their only job is to protect our firefighters in case someone gets hurt. They are there to rescue those firefighters.

Fire Chief Grosskopf recommended the purchase of carbon monoxide detectors for this Borough building. President Zagorski confirmed that carbon monoxide detectors were ordered.

### **Emergency Management – Dave Linkimer**

A final public meeting to review the hazard mitigation update project is May 10, 2011 at 6:30 p.m. at the Emergency Services Center in Ambridge. Beaver has complied with all requirements to be a participant in the project. Thanks to Mr. Etta for his hard work toward this project and making sure that Beaver Borough is well represented in that plan.

As the Borough's Emergency Management Coordinator, Mr. Linkimer has completed the basic level of certification for Emergency Managers. Mr. Linkimer is also well into the advanced level of certification, but is not eligible for a year after receiving the basic level.

### **Water and Sewage Committee -- Mr. Michael Deelo, Chairperson**

Committee meeting was held on April 6, 2011 and a variety of topics were discussed. The most important issue is the project on River Road and Beaver Street. This project occurred because on March 10, there were some restrictions in the sanitary sewer line evident in that area and corrective action is being taken to relieve those restrictions. However, several homes on River Road encountered sewage back up. This sewer project involves the main line between River Road and the sewage treatment plant that had already been cleaned. There were some restrictions in that line. Following that there was an installation of a new and more efficient manhole in the area. It is important to note that all repairs were done without the need to bypass. A lot of extra time and effort was necessary to install a bypass line that went directly to our sewage treatment plant so that not only was service continued, but no waste water went into the Ohio River. Not many communities could have done the same. The project is expected to be complete within a week, subject to weather. It has been expensive but will be a major improvement to our sanitary sewer system.

### **General Government Committee – Mrs. Kathryn Nestor, Chairperson**

The Committee met on April 6, 2011 for an extended time period in order to enable further discussion on the pending proposed Historic Preservation Ordinance. Manager Brady introduced a system to the committee that may assist council to be better prepared to vote or take any kind of action on committee recommendations or suggestions. That system was utilized in tonight's packet.

Mrs. Nestor moved that council approve the request from Town Square Restaurant for the display of a banner for Mother's Day. Mr. Wolbert seconded the motion, and it passed by a voice vote.

### **Finance Committee – Mr. J. Lauson Cashdollar, Chairperson**

Still working on a number of policies hope to complete in the month of June. Attending the PSAB Conference in Harrisburg for the first time, Mr. Cashdollar, attended a number of their seminars and presentations. One of which was a presentation for the federal surplus purchasing program. A copy of the CD of that presentation has been distributed to various members of council and he will provide additional copies where needed. Mr. Cashdollar will develop a policy for our purchasing program wherein every effort should be made to search for items needed through this type of program, and to look for bargains.

#### **Policies, Procedures & Zoning Enforcement Committee– Mr. Daniel Deceder, Chairperson**

1. During an abbreviated PPC meeting a procedural plan was developed to conduct interviews of the respondents for the Code Enforcement Committee.
2. The Zoning Ordinance has been received in final draft, and it is ready for presentation. There are two areas that we are not satisfied with, and because the Planning Commission meeting was canceled, we have another week to work out those issues. The two issues relate to singly blighted properties, and a parking overlay servicing the RC1 and RC2 districts.

#### **Recreation Services Committee – Mr. Alex Andres, Chairperson**

1. Worked with New Horizon Students who volunteered their time for Earth Day to help clean up the three parks by the Courthouse, and Third Street.
2. Core sampling of the pool were taken last Thursday, and the results are better than anticipated. The bottom of the pool seems to be sound. They have some issue with the sidewalls crumbling. The concerns do not warrant shutting the pool down, and it appears we can get another year out of the pool. So everything is a go to run the pool as scheduled this year.
3. No increases in the pool rates.

Mr. Andres moved that council approve the pool rates as outlined on the handout provided tonight. Mr. Cashdollar seconded the motion, and it passed by a voice vote.

4. Pool Manager Julie Brock has requested certain items that would be helpful to the pool operation: answering machine, adding machine. After some discussion, Chief Madgar indicated he would look at some extra equipment in his Department that might be sufficient. Other members of council also volunteered that before spending monies, a search would be done to see if those needs could be met with excess equipment held by council members. Mr. Andres agreed to hold off on any request to council until the search for equipment has been completed.
5. Mr. Andres moved to raise the pay rate of the manager of the concession stand by \$0.25 per hour. Mrs. Sayers seconded the motion, and it passed by a voice vote.
6. Mr. Andres moved to permit the Penn State Master Gardeners of Beaver County to continue gardening at the former 911 Center and that the Borough of Beaver supply the water for their use. Mr. Cashdollar seconded the motion, and it passed by a voice vote.

7. Mr. Andres was also happy that he attended the PSAB conference and felt it was worthwhile.
8. Mr. Andres moved for council to approve the start up cash for the pool and the concession stand to \$150 for the pool and \$100 for the concession. Mrs. Sayers seconded the motion, and it passed by a voice vote.

Mrs. Sayers announced that on Friday, May 6<sup>th</sup> from 4 p.m. to 6 p.m., there will be a meet and greet the new Borough Manager in the Community Room.

### **Mayor Hamilton:**

Commented on the road construction project through Vanport and its impact on Beaver Borough. He thanked Chief Madgar for the hard work he put in with PennDot and Vanport officials, and business people and the project went from closing the highway to keeping it open in both directions.

Mr. Cashdollar also commented that the Chief was the moving force in obtaining the speed signs on Market Street and laying out the painted traffic signals at Buffalo and Fifth by the school.

President Zagorski directed Chief Madgar to contact CONSERV to get the sign coming down the hill functioning.

Mrs. Nestor indicated she would provide a written report of the Council of Government meeting and provide copies to council in their box. Mr. Deceder will be attending a GIS meeting at Baker Engineering.

### **Solicitor's Report:**

Mr. Petrush will report during Executive Session concerning the pending federal lawsuit involving Robert Doyle v. the Borough of Beaver.

### **Manager's Report:**

Spent most of this month meeting with various members of council, getting up to speed on different items for history and progress moving forward.

Manager Brady has met with the public works, water and sewer, and street department individually to get to understand their personalities and expects to do the same with the administrative staff moving forward.

A member of the wastewater staff took his certification course, and we are waiting for the testing results. There is another training opportunity from the Local Technical Assistants Program that is administered through the Commonwealth of Pennsylvania Department of Transportation at no cost to the municipality. Over the course of three years and ten classes, we

will be certified a Roads Scholar. A Road Scholar provides the opportunity to make sure they are maintaining pavement, safety, traffic signalization, and signage according to PennDOT standard.

Manager Brady indicated she was working on the installation of a divider between the pay area and the break room at the pool. After discussion with council, it was determined that before any such installation, a further review of the impact of such modification would be necessary and how the changes relate to ADA. Manager Brady will seek clarification from A. J. Palumbo.

President Zagorski suspended the regular meeting at 10:08 p.m. and took council into executive session at 10:10 P.M. for the purpose of discussing the Boyle lawsuit, the leasing or selling of a building, and a union issue of whether we hire or not.

The regular meeting resumed at 11:33 p.m.

A motion was made by Mrs. Sayers to hire two additional summer help employees at the rate of \$7.50 per hour. The summer help positions will be advertised again if we do not have enough applicants on file at this time. Walt McDermott seconded the motion, and the motion passed by a voice vote.

Mrs. Sayers moved to adjourn at 11:36 p.m. Dan Deceder seconded it. The motion passed.

Respectfully submitted,  
Donna A. Taylor, Borough Secretary and John Wolbert, Assistant Borough Secretary