

**REGULAR MEETING  
BADEN BOROUGH COUNCIL  
JUNE 19<sup>th</sup>, 2019**

Council President Judith Montell called the Regular Meeting of Council to order at 6:30 p.m. in Council Chambers of the Baden Municipal Building, 149 State Street, to conduct business of general purposes.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**PRESENT:** Mrs. Furr, Mr. Kotula, Mr. Shelkons, Mrs. Singleton, Mr. Trzcianka and Mrs. Montell (Not present: Mr. Besong)

**ALSO PRESENT:** Mayor Sam Gagliardi, Sgt. David Alvarez, Foreman Michael Josapak, Solicitor James Amato, Engineer Tony Sadaka, CEO Bob Weber

**ACKNOWLEDGEMENT OF OTHER RECORDING DEVICES**

**AGENDA (Changes and/or Deletions)**

**VISITORS**

- Lisa Graves Marcucci, Environmental Integrity Project, Community Outreach – Ms. Marcucci gave examples and went over the sample oil and gas drilling ordinances from other municipalities so Baden may be able to write and adopt an ordinance.
- Auditor Kim Turnley

**MINUTES**

**MOTION** by Mr. Trzcianka, second by Mr. Kotula, carried unanimously to approve the minutes of May 8<sup>th</sup> and 15<sup>th</sup>, 2019

**BILLS TO BE PAID**

**MOTION** by Mrs. Singleton, second by Mr. Shelkons, carried unanimously to pay all bills with two signatures.

**RESOLUTIONS – (Attached to the agenda for public review)**

- **19-02** Agreeing to apply for the financial assistance with the United States Department of Agriculture, Rural Development to finance waterline and water meter replacement.

**MOTION** by Mr. Trzcianka, second by Mrs. Singleton, carried unanimously to approve Resolution 19-02.

- **19-03** Seventh Amendment to the Borough of Baden Non-Uniform Employee Pension Plan to amend certain provisions of the pension plan to meet the changes within the Teamster 250 contract.

**MOTION** by Mr. Kotula, second by Mr. Trzcianka, carried unanimously to approve Resolution 19-03

- **19-04** In accordance with Act 428 of 1968 and Baden Resolution 05-03 authorizing disposal of public records in accordance with the Municipal Records Manual.

**MOTION** by Mrs. Singleton, second by Mr. Kotula, carried unanimously to approve Resolution 19-04.

## **ORDINANCES - None**

## **BIDS - Emergency Bid for Storm Sewer (sinkhole) Repair on Bauman Avenue**

*To be discussed under the Engineers Report!*

- Martino, Inc., 425 Railroad Street, Rochester PA 15074
- Stefanik's, 2267 Todd Road, Aliquippa PA 15001

## **CORRESPONDENCE - None**

## **COMMITTEE REPORTS**

### **Finance (John Shelkons)**

- |                                  |                    |
|----------------------------------|--------------------|
| • General Fund Balance \$159,605 | Expenses \$174,714 |
| • Water Fund Balance \$349,718   | Expenses \$130,248 |

**MOTION** by Mr. Shelkons, second by Mr. Trzcianka, carried unanimously to authorize the solicitor to take the next step with the electrician who has not completed his work in the borough park.

### **Public Safety (Ted Kotula)**

- **Civil Service Rules and Regulations**

**MOTION** by Mr. Kotula, second by Mrs. Singleton, carried unanimously to have the 2010 Baden Borough Civil Service Rules and Regulations reviewed and updated by Bill Gamble at a cost of \$1,100.

- **Handicap Parking**

**MOTION** by Mr. Kotula second by Mr. Trzcianka, carried unanimously to approve a handicap parking space in front of 1041 Third Street as per the review of the Baden Police Department.

### **Building, Property & Grounds (Ted Kotula)**

Nothing to report

### **Public Works (Dave Trzcianka)**

- **Harvey's**

**MOTION** by Mr. Trzcianka, second by Mrs. Furr, carried unanimously to approve Harvey's Auto to place a fence upon the Borough Right of Way which does not impede upon the "road area" and with the understanding that a letter will be required noting that if at any time any work needs to be done in the right of way, the fence will be removed and placed back at Harvey's expense.

- **Timber Harvesting**

**MOTION** by Mr. Trzcianka, second by Mr. Kotula, carried unanimously to have the engineer review the Timber Harvesting application from Chalupiak and Franco. There will be no borough roads involved in the harvesting. All timber will be transported via Phillips Street.

**Municipal (Dave Trzcianka)**

- **Sewer Repair**

The insurance company of the original contractor who put the riprap over the hillside has filed a claim with their insurance company admitting that they broke the sewer line.

**Library (Suzie Furr)**

- Nothing to report.

**Community Relations & Recreation (Dawn Singleton)**

- **Meeting**

Next meeting is June 25<sup>th</sup> where they will be proceeding with the banner program.

**Administration & Legislation (Bob Besong)**

**MOTION** by Mr. Trzcianka, second by Mrs. Singleton, carried unanimously to under Ordinance 923 the borough will appoint Kent Cardwell, Jack Spencer, Michael Stuban and Frank Torhan as alternate to the appeals board.

**SOLICITOR'S REPORT**

Nothing to report

**ENGINEER'S REPORT**

- **Bauman Avenue Collapse Storm Sewer**

Mr. Sadaka addressed the emergency of the sewer collapse and that prepared an emergency bid package that was given to Martino and Stefanik Construction. There were two parts to bid. Option A was to fix the break and Option B was to relocate the line from the existing location to prevent future issues on private property.

- Martino, Inc., 425 Railroad Street, Rochester PA 15074

Option A \$476,650                      Option B \$503,200

- Stefanik's, 2267 Todd Road, Aliquippa PA 15001

Option A \$457,610                      Option B \$487,883

Discussion took place regarding options and costs. Without uncovering the pipe and looking at what is going on there are no true answers. It was also noted that the depth of the sewer line is also adding to the cost. The solicitor asked that the area be properly secured until a final determination of action is made.

**MOTION** by Mr. Trzcianka, second by Mr. Kotula, carried unanimously to have a contractor open the sinkhole area to better determine what needs to be repaired and to set up an emergency meeting as soon as we see and know what needs to be done.

**MOTION** by Mr. Trzcianka, second by Mrs. Singleton, carried unanimously to authorize the secretary to get loan rates and information from the bank.

Mr. Trzcianka also asked that all of the legislatures be contacted to see if there is any emergency funding available for this repair.

## **AUDITOR'S REPORT FOR 2018**

Kim Turnley gave an overview of the 2018 Audit. She thanked the secretary for all of the reports and questions that she handled and supplied which makes doing the audit so much easier. The borough uses cash accounting which is common amongst small municipalities. There were no findings regarding internal controls. She gave an overview of the audit stating that the General Fund is the most important fund. The yearend General Fund balance is \$169,000.

## **MAYOR'S REPORT**

Sgt. Alvarez informed council that he has spoken with manager of Virginia Terrace apartments and they will be notifying their tenants about the allotted parking spaces that they have on their private parking lot. We can't prohibit anyone from parking on public streets but it is the hope that this may assist with the parking situation in that area. Sgt. Alvarez also noted that patrols have been increase in the Virginia Avenue and First Street areas. The speed control has also been fixed and placed on Virginia Avenue.

Sgt. Alvarez stated that with the help of the Beaver County Drug Task Force 962 Ecstasy Pills,  $\frac{3}{4}$  pound of marijuana and \$5,400 in cash within Baden.

Sgt. Alvarez stated that they are working on following the ordinance regarding parking of trailers on the streets. They are notifying property owners throughout town.

Mr. Kotula asked about part time police. Sgt. Alvarez stated that they are tight on the schedule and working with what they have. He thanked council for moving forward with updating the civil service handbook.

Sgt. Alvarez noted that calls have gone up from 150 to 350 calls per month in the 20 years that he has been with Baden Borough. The slow/no calls of years ago during the night shifts are gone.

Mayor Gagliardi stated that he will contact Federal officials to see if there is any funding on the federal level for borough to repair the storm sewer.

**Fines** – \$194.09

**Calls** – 354

## **ENGINEER FINISHED HIS REPORT**

### **1. USDA Grant/Loan Application**

The USDA application is ready for submission. The Borough must designate a person to complete certifications and to sign/submit the application. A model resolution has been provided that must be used for this purpose.

### **2. Berry Street Waterline Loop – CDBG Grant (FY 2018)**

The project has been awarded to W.D. Wright Contracting, Inc., 1200 Sharon Road, Suite 1, Beaver, PA. Contract documents have been signed by W.D. Wright and are being sent to Community Development for the county commissioners to sign. Once the contracts are executed, a preconstruction meeting will be held (prior to work beginning).

**3. Annual Water Quality Report (2018)**

The water quality report for 2018 has been prepared and submitted to the Borough Secretary for further action.

**4. Bauman Avenue Storm Sewer Line**

An emergency bid package was prepared. A decision will need to be made regarding awarding the project based on the bids received.

**Old Business Not on the Agenda, New Business or Unfinished Business**

**MOTION** by Mr. Trzcianka, second by Mrs. Singleton, carried unanimously to purchase a Code Enforcement Officer Badge for Mr. Weber.

**MOTION** by Mr. Trzcianka, second by Mr. Kotula, carried unanimously to send a letter to the teamsters stating that we are denying their grievance regarding the pension rate.

Mr. Weber commented that he walked the Second Street alley and spoke to residents regarding cutting back the overgrowth onto the alley way.

Mr. Kostial asked about the walkway repair. Mr. Sadaka stated that contract needs a good week of dry weather.

Mrs. Nelson asked about the smell of chlorine in her water. She was told that the borough does not chlorinate the water, it is done by Ambridge Water Authority who does not inform the borough when it is being done.

**PRESIDENTS REPORT****ADJOURNMENT**

**MOTION** by Mr. Trzcianka, second by Mr. Kotula, carried unanimously to adjourn the meeting at 7:33 PM.

Respectfully submitted for approval,



Elaine K. Rakovan  
Borough Secretary  
July 10, 2019