

REGULAR MEETING BADEN BOROUGH COUNCIL OCTOBER 19TH, 2022

Council President Dave Trzcianka called the Regular Meeting of Council to order at 6:00 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: Mr. Bosh, Mr. Miller, Mr. Shelkons, Mrs. Singleton, Mr. Stuban and Mr. Trzcianka

NOT PRESENT: Mr. Jones

ALSO PRESENT: Mayor Judi Montell, Engineer Tony Sadaka, Attorney James Amato

AGENDA (Changes and/or Deletions)

VISITORS

- Bob Pudo from Anthony Wayne Terrace addressed council in regards to honor past councilman Bob Besong, asking that something be named after him within the borough.

MINUTES

MOTION by Mr. Stuban, second by Mrs. Singleton, carried unanimously to approve the minutes of September 14th and 21st, 2022 .

BILLS TO BE PAID

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

BIDS – None

RESOLUTIONS – None

ORDINANCE – None

CORRESPONDENCE

1. Note from Christ Lutheran Church thanking council for recognizing their 100th Anniversary.
2. Letter from The Prevention Network stating with enclosed partial payment of approximately \$7,000 for providing a school resource officer.
Discussion took place regarding The Prevention Network stating that they were going to pay in full which they did not.

COMMITTEE REPORTS

Finance (John Shelkons)

- General Fund Account Balance \$344,167 Expenses \$108,425
- Water Fund Account Balance \$254,908 Expenses \$89,157

Multimodal Grant

MOTION by Mr. Shelkons, second by Mrs. Singleton, carried unanimously to authorize the engineer to apply for a multimodal grant for guide rails or any other project he deems worthy.

Actuary Study

MOTION by Mr. Shelkons, second by Mr. Stuban, carried unanimously to authorize an actuary study to be done on the police pension plan.

USDA Loan Request

MOTION by Mr. Shelkons, second by Mrs. Singleton, carried unanimously to pay Requisition #13 in the amount of \$7,000 to Widmer Engineering for the USDA Funding for waterline replacement project

Public Works, Sanitation & Municipal Authority (Joe Bosh)

Public Works Foreman

MOTION by Mr. Bosh, second by Mrs. Singleton, carried unanimously to appoint Rodney Keenan as public works foreman with terms (3 month reviews).

Public Works Laborer

MOTION by Mr. Bosh, second by Mr. Miller, carried unanimously to hire Joel Chalupiak as a public works employee with terms (passing of physical exam and drug test).

Technology, Social Media, Library & Community Relations (Joe Bosh)

Website

Mr. Bosh stated that by the end of the week he should have access to the website software so that he may build and update the website. For now there should be no cost.

Administration & Legislation (Doug Miller)

Nothing to report

General Government, Building Property/Grounds, Parks & Rec (Dawn Singleton)

Harvest Festival

Mrs. Singleton stated that it was a successful event.

Halloween in the Park

Halloween in the park will be on Saturday. She asked council to donate candy from their flower fund to be handed out.

Public Safety (Michael Stuban)

The Prevention Network

MOTION by Mr. Stuban, second by Mr. Bosh, carried unanimously to cancel the contract with the Prevention Network sending them a letter of a 60-day notification as per the agreement.

Mr. Stuban stated that besides The Prevention Network owing the borough almost \$20,000 we are unable to find an officer willing to work at the school. We will continue to try to fulfill the contract obligation with part time officers, however they are in breach of the contract for not paying for services.

School Crossing Guard

MOTION by Mr. Stuban, second by Mrs. Singleton, carried unanimously to hire Lavender Woolstrum as the school crossing guard.

Police Contract

MOTION by Mr. Stuban, second by Mrs. Singleton, carried unanimously to authorize the public safety committee to open the police contract if needed to address the Chief of Police early retirement proposal. *(President Trzcianka noted that there was an executive session regarding personnel prior to today's meeting and on Monday October 17th).*

CSI

MOTION by Mr. Stuban, second by Mrs. Singleton, carried unanimously to hire CSI to review documents regarding a borough employee.

SOLICITOR'S REPORT

Nothing to report

ENGINEER'S REPORT

1. USDA - Water System Improvements

WEI is working to complete the final plans and specifications for the project.

2. State Street Waterline Replacement (North to Virginia)

WEI will prepare plans and specifications for the project so that we can bid concurrently with the USDA project.

3. Fire Department Roof

The project is being closed out.

4. Storm Inlet Replacements - ARPA Grant

WEI is preparing plans for inlet replacements throughout the Borough and will also incorporate a repair to address the failing storm sewer line on Bauman Avenue near State Street. A Highway Occupancy Permit must be obtained for the work to be done on PennDOT roads before the project can proceed further.

5. Boat Launch Permit (GP-3)

We received comments from Beaver County Conservation District on the General Permit (GP-3) application for the boat launch on the Ohio River.

6. Second Street - Apartment Storm Sewer/Sinkhole

A sinkhole is forming where the storm main meets an incoming pipe from the apartment building. Discussion took place regarding who is responsible for the repair since it is under the sidewalk and may involve the private storm water line from the apartments.

7. Grant Avenue - Shoulder Settlement

WEI will work with the street department to address the immediate situation, but long-term solution will be needed.

8. Baden Library

We recommend closing out the project. Discussion took place regarding the concrete sealant being on the railing and it needs to be removed. It looks very messy.

MAYOR'S REPORT

Mayor Montell stated that the Harvest Festival was a very lovely event and the Recreation Board did a great job.

PRESIDENTS REPORT

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

Harvey's Fence

Mr. Shelkons addressed Harvey's not webbing the entire fence around his property. It was agreed by Harvey that he would web the entire fence and it hasn't been done. Mr. Trzcianka stated that he would call Harvey and remind him to do it.

Political Signs

Mr. Shelkons asked what the rule was regarding political signs on borough property. Mayor Montell stated that she felt political signs are not permitted on any borough property. Mr. Stuban stated that there is no written rule, however we allow them on the property during election day but nothing else. If they are put up prior to election day the borough crew will not necessarily take them down, especially when grass cutting and they will not put them back up. Mayor Montell stated that she felt an ordinance is needed to control the placement of signs (political, yard sale, advertisements...)

Cutting of residential tree/weed overgrowth onto borough streets

Mr. Stuban asked the solicitor about what the borough cutting overgrowth of property owner's trees/weeds. Mr. Amato stated that if the tree/weeds are growing over onto the borough streets/signs, the borough has every right to cut it back. If the growth is not across the line then the property owner has the obligation to cut it and if they don't then the borough can cut it and lien the property. Mr. Stuban asked the solicitor what can the Code Enforcement Officer do about this matter. Mr. Amato stated that there were 3 things we can do. 1. If the growth is past the property line and on borough property we have the right to cut it. 2. If the growth is not across the line, the CEO can cite the property owner. 3. The borough eradicated the issue and a lien placed upon the property. Discussion took place regarding notifying property owners that they are responsible for their property overgrowth impeding upon borough streets and signs and letting them know that they can be cited and/or if the borough has to do it then their property may have a lien placed upon it.

ADJOURNMENT

MOTION by Mrs. Singleton, second by Mr. Miller, carried unanimously to adjourn the meeting at 6:35PM.

Respectfully submitted for approval,

Borough Manager, Elaine K. Rakovan
November 9, 2022