

MINUTES OF THE BIG BEAVER BOROUGH COUNCIL MEETING February 15, 2022
Held at the Big Beaver Volunteer Fire Company, 621 Friendship RD, Darlington, PA 16115
President Michelle Joy called the meeting to order at 7:03 pm
followed by the Pledge of Allegiance and the Lord's Prayer.

Roll Call:

Mayor: Jamie Marshall

President: Michelle Joy

Vice President: Kim Wagner

Council Member: Roz Miller

Garrett Schriver

Erin Walter

Jeff Magee

Bart Carr

Treasurer: Annie Mako (departure 8:49pm)

Public Works Director: Chad Crawford

Secretary.: Jennifer Gasser

Zoning Officer: Dawna Pella

Engineer: Emily Palmer

Chief of Police: David Johnson

Solicitor: Shannon Steele

Approval of Agenda

Michelle Joy requested to amend the agenda to add J. Approve PennDOT Form M950AA, K. Purchase of Pipe and Culvert for Patricia Dr, L. Purchase of Parcel 53-013-0113-998 from the repository by purchaser Russell Herko, and M. Wallace Run Pump Station site Geo Tec Survey. Bart Carr requested to add N. Approval for preliminary study on Hollowvue Rd from the Borough Building to Homewood for a sewage feasibility study. Roz Miller made a motion, seconded by Bart Carr to approve the agenda as amended. All in favor, agenda as amended is approved.

Public Comment:

Mark Johnson discussed with Council the house fire at his property on Friendship Road and the time he needs for the demolition of the structure. This will be held for the report section.

Betty Anderson, Carol Anderson, Nancy Italia, and Patricia McClinton from the Beaver Falls Historical Society Museum shared information on the Beaver County Historical Society Relocation Project and they are looking for property to relocate to.

Approval of Minutes:

Jennifer Gasser discussed the new Financial Reports, including unpaid bill list, transaction report, balance sheet, and budget vs actual for General Fund, Sewer and Bond funds. Jeff Magee made a motion, seconded by Roz Miller to approve the Minutes of February 1, 2022, January 2022 Financials, and February 2022 Bill List. All in favor, the Minutes of February 1, 2022, January 2022 Financials, and February 2022 Bill List are approved.

Reports:

Mayors: No Report

Presidents Report: Michelle Joy discussed the Borough News that is sent monthly. Bart Carr and Jeff Magee opted out of receiving the Borough News. Michelle Joy advised of the Fire Department Soup fundraiser on February 27 and of the DEP call at 10am (2/16/22) for the Wyoming Mining application.

Public Works Director: Chad Crawford reported on the streetlights the Borough has requested disconnected and the complaint with the Better Business Bureau.

Secretary Report: Jennifer Gasser advised Mary Ammann will do a pre liquid fuels audit, the receipt of the Fire Insurance Escrow for Friendship Rd, the office will be disconnecting the 5023-phone number, and Berkheimer will be netting our payments due with commission received. Michelle Joy inquired about the former mayor's phone. Jennifer Gasser advised that has not been disconnected but he has been in to make payment on the account.

Treasurers Report: Annie Mako advised the general audit has started, the Workers Compensation audit was completed today, and advised of the Liquid Fuels allotment for 2022.

Fire Department: In Packet

Zoning/Code Enforcement: Dawna Pella reported Mr. Johnson at 357 Friendship Road has secured and boarded up the house. Mr. Johnson inquired on when the escrow funds will be released. Jennifer Gasser discussed the process with Mr. Johnson including Council will vote to release the funds. He also advised the insurance check should have had both Mark and Mary Johnston's name on it. He is the executor and there is an estate and wanted to know if this would be an issue. Shannon Steele had no issue with the check being released with the executor paperwork. Mr. Johnson advised he plans to have the work completed by June. Michelle Joy advised if he has a letter of intent with a contractor to supply this to the borough and to keep in contact with Dawna Pella and/or the office his progress. Dawna Pella recommended keeping the Chief in the loop as it's a vacant house.

Kim Wagner made a motion, seconded by Bart Carr to allow Mr. Johnston to have the timeframe for demolition until June with the stipulation that as the information comes available from his contractors, he is in communication with the borough. All in favor.

Dawna Pella advised (Wyoming Mining and GeoPetro) did submit their variance applications and the hearing will be March 22 at 7pm. Michelle Joy and Shannon Steele discussed the applications. Dawna Pella advised she has not heard back from 624 Norwood Drive. Jennifer Gasser advised their 30 days is not up. Dawna Pella advised the racetrack does not have an occupancy permit for the building and they are not communicating with MDIA. Dawna Pella advised MDIA inquired on what the Borough wants done. Dawna Pella and Council discussed Pitt Race. After discussion, this is a MDIA decision not a Borough decision.

Police: Chief Johnson advised there were 37 calls of service for January. Mr. Johnson advised of the serious traffic incident on Centennial Ave and commended the Fire Department for their assistance. He also reported on several calls for dead trees on lines on Route 18. Chad Crawford advised the office has been contacted by PennDOT and due to the trees being off their right of way, PennDOT advised it's not their responsibility and their documents say we are responsible. Chad Crawford advised they are on Armstrong lines and the Borough would not be responsible as they are on the lines.

Engineer: Emily Palmer advised she added a new section for funding/grant opportunities that are available. Emily Palmer advised they did another review for Tower Access Group information and discussed the outstanding comments. Michelle Joy advised we did receive Emily's SEO information to be reviewed at the next meeting.

Solicitor: Shannon Steele reported on Danny's Motel. Shannon Steele and Dawna Pella will review this further for the citing process. Shannon Steele reported on Tower Access Group and their dispute that they are not required to do a Land Development based on case law with cellphone towers. Shannon Steele advise they

are willing to increase the surety, but they do not want to do the developers agreement. Jennifer Gasser inquired if they are willing to pay the fees incurred up to this point. Shannon Steele will advise that Council would like for them to pay for Engineering & Solicitors fees and increase the surety bond for the height. Jennifer Gasser advised Morgan Boyd called the office regarding doing a LERTA at the Beaver Strip location for an expansion. We have a Resolution for 2007 that says it's a 10-yr tax abatement based on percentages. Shannon advised our resolution does not have a specific area were the LERTA had to be, this is normally written into the resolution. Shannon Steele advised you can rescind the resolution by resolution. After discussing the request, Jennifer Gasser will reach out to Mr. Boyd and advised he will need to speak with the Zoning Officer regarding the expansion.

New Business

A. Jennifer Gasser advised in the third paragraph of the advertisement should be 2022, not 2021. Kim Wagner made a motion, seconded by Jeff Magee to approve to advertise the Bid for Hollowvue Road Repairs. Roll Call Vote Yes: Erin Walter, Bart Carr, Roz Miller, Jeff Magee, Kim Wagner, Garrett Schriver, and Michelle Joy. The advertisement for Bids for Contract 2022-1, 2022-2, 2022-3 have been approved for advertising.

B. Michelle Joy advised she spoke with Shannon Steele and as the tractor will be used for a lot of the sewer items, this can be approved to pay through Bond Funds. Bart Carr made a motion, seconded by Roz Miller to purchase John Deere Tractor for the boom mower from Deere and Company using bond funds, for \$87,594.45. Roll Call Vote Yes: Erin Walter, Bart Carr, Roz Miller, Jeff Magee, Kim Wagner, Garrett Schriver, and Michelle Joy.

C. Kim Wagner made a motion, seconded by Erin Walter to approve Planning Commission's recommendation to approve Lindy Paving's 90-day extension request. Roll Call Vote Yes: Erin Walter, Bart Carr, Roz Miller, Jeff Magee, Kim Wagner, Garrett Schriver, and Michelle Joy. Jennifer Gasser advised this takes them through Monday May 16, 2022.

D. Bart Carr made a motion, seconded by Garrett Schriver to purchase a Bower Broom from Groff Tractor and Equipment for \$16,623.00. Roll Call Vote Yes: Erin Walter, Bart Carr, Roz Miller, Jeff Magee, Kim Wagner, Garrett Schriver, and Michelle Joy.

E. Chad Crawford had no issues with releasing the road bond. Kim Wagner made a motion, seconded by Roz Miller to release Eastern Gas Transmission & Storage Road bond #107286672 for .15mi of Westgate Drive, .28mi of Enterprise Drive, and .18 of Commonwealth Drive. Roll Call Vote Yes: Erin Walter, Bart Carr, Roz Miller, Jeff Magee, Kim Wagner, Garrett Schriver, and Michelle Joy.

F. Bart Carr made a motion, seconded by Erin Walter to purchase a Western 9 FT Electric Plow from US Municipal for \$6,514.50. Roll Call Vote Yes: Erin Walter, Bart Carr, Roz Miller, Jeff Magee, Kim Wagner, Garrett Schriver, and Michelle Joy.

G. Council discussed the Scientific Investigation PA Geologic Survey in the Wetlands. After discussion, Emily Palmer will draft a letter inquiring about the impacts to the wetlands.

H. Jeff Magee made a motion, seconded by Roz Miller to approve resolution 05-2022 appointing Treasurer, Assistant Treasurer, and Circuit Rider as a liaison with Berkheimer. Resolution 05-2022 is approved.

I. Jennifer Gasser advised we had 4 compacter loads last year. Roz Miller made a motion, seconded by Garrett Schriver to approve Aiken to do the Spring Cleanup on May 15th for \$1,625 per compacter load. Roll Call Vote Yes: Erin Walter, Bart Carr, Roz Miller, Jeff Magee, Kim Wagner, Garrett Schriver, and Michelle Joy

J. Michelle Joy advised this form gives Jeff Frye the ability to apply for a Highway Occupancy Permit on behalf of the Borough. Roz Miller made a motion, seconded by Bart Carr to approve PennDOT Form M950AA. Roll Call Vote Yes: Erin Walter, Bart Carr, Roz Miller, Jeff Magee, Kim Wagner, Garrett Schriver, and Michelle Joy

K. Chad Crawford advised a few years ago a contractor replaced the pipe on Patricia Dr and did not replace the last portion and this is now rotting out. This price is for two catch basins and the pipe. Kim Wagner made a motion, seconded by Jeff Magee to purchase Pipe and Culvert for Patricia Dr \$4,280.00. Roll Call Vote Yes: Erin Walter, Bart Carr, Roz Miller, Jeff Magee, Kim Wagner, Garrett Schriver, and Michelle Joy. Chad Crawford advised there is an underdrain on a property on Lynne Dr causing running water on the road. Shannon Steele confirmed he can talk with the resident and Dawna Pella advised in the code you can not discharge water/create a public nuisance.

L. Roz Miller made a motion, seconded by Erin Walter to purchase of Parcel 53-013-0113-998 from the repository by purchaser Russell Herko with a waiver of taxes through the 2021 calendar year. Roll Call Vote Yes: Erin Walter, Bart Carr, Roz Miller, Jeff Magee, Kim Wagner, Garrett Schriver, and Michelle Joy

M. Council discussed the Wallace Run Pump Station site Geo Tec Survey. Shannon Steele went over the eminent domain process. – Tabled until the next business meeting

N. Bart Carr advised this is a preliminary study from the Borough Building to the sewer line in Homewood to see if it's feasible. Jeff Frey with Baker would be doing the preliminary feasibility study to see if it would warrant a more in in depth intensive feasibility study. Chad Crawford advised the cost would be approximately \$5,000. After discussion, Shannon Steele advised the funds could come from the Bond funds. Bart Carr made a motion, seconded by Garrett Schriver to approval for preliminary study on Hollowvue from the Borough Building to Homewood for sewage feasibility study, for \$5000.00. Roll Call Vote Yes: Erin Walter, Bart Carr, Roz Miller, Jeff Magee, Kim Wagner, Garrett Schriver. Roll Call Vote No: Michelle Joy.

Old Business Update

A. Beaver County Humane Society. Jennifer Gasser advised she reached out to public kennels, and they will not take an animal unless they had their rabies vaccine. No motion was made to pay for a key code.

Executive Session Personnel Issues 9:36 -9:56pm

Bart Carr made a motion, seconded by Roz Miller to amend the agenda to add the hiring of Coordinator of Planning and Community Development part-time non-exempt position. All in favor.

Kim Wagner made a motion, seconded by Garrett Schriver to hire Luke Taiclet as the Coordinator of Planning and Community Development. Roll Call Vote Yes: Erin Walter, Bart Carr, Roz Miller, Jeff Magee, Kim Wagner, Garrett Schriver, and Michelle Joy.

Meeting Adjourned: 10:10 pm.

Respectfully Submitted,

Jennifer Gasser