

MINUTES OF THE BIG BEAVER BOROUGH COUNCIL MEETING JULY 20, 2021  
HELD AT THE BIG BEAVER VOLUNTEER FIRE DEPARTMENT, 621 FRIENDSHIP RD,  
DARLINGTON, PA 16115

President Michelle Joy called the meeting to order at 7:00 pm  
followed by the Pledge of Allegiance and the Lord's Prayer.

**Roll Call:**

President: Michelle Joy

Vice President: Roz Miller

Council Member: Jason Landsbach

Bart Carr

Kim Wagner

Jeff Magee

Luke Taiclet

Absent: Mayor Don Wachter

Public Works Director: Chad Crawford (Depart 9:17pm)

Secretary.: Jennifer Gasser (Depart 9:17pm)

Treasurer: Deborah Ahern (Depart 9:17 PM)

Solicitor: Shannon Steele

Engineer: Emily Palmer

Chief of Police: David Johnson (Depart 8:23pm)

**Ordinances**

Shannon Steele advised the Turnpike Commission has requested the Vacation of Foxwood Road. This Ordinance was under consideration at the last meeting, and no responses were received from property owners. Jeff Magee made a motion, second by Roz Miller to approve Ordinance 231 for Vacation of Foxwood Road and granting right of ways requested by the PA Turnpike. Roll Call Yes: Roz Miller, Jason Landsbach, Bart Carr, Kim Wagner, Jeff Magee, Luke Taiclet, Michelle Joy. Ordinance #231 is approved

**Approval of Agenda**

Kim Wagner made a motion seconded by Bart Carr to approve the agenda. All in favor, Agenda as submitted is approved.

**Public Comment**

Mr. Art Blair addressed Council regarding the removal of beavers and Big Beaver Borough's Ordinances.

**Approval of Minutes**

Dawna Pella requested on the second page under Financial to change Luck to Luke. Michelle Joy inquired on the July bill list from LSSE for miscellaneous charges and requested more detail from LSSE (Emily Palmer).

Roz Miller made a motion, seconded by Kim Wagner to approve the Minutes of July 6, 2021, June Financials, and July Bill List. Roll Call Yes: Roz Miller, Jason Landsbach, Bart Carr, Kim Wagner, Jeff Magee, Luke Taiclet, Michelle Joy. Financials and minutes are approved.

**Reports:**

Police: Chief Johnson advised there were 77 calls for service for the month of June. He submitted two separate reports to Council to review to let him know which type of report is preferred. Michelle Joy confirmed the information being provided in the Police Report is public knowledge. Chief Johnson reported on dumping in

the Borough and to get the best description/information as possible and contact the Police Department. Michelle Joy requested this be posted to the Borough's Facebook and Website page.

Zoning: Dawna Pella and Council discussed the Pitt Race noise complaint. After discussion, Zoning will hold off on further review and Council will sit down and talk with Pitt Race regarding the issues. Dawna Pella discussed with Council a complaint received for a property on Norwood Drive. Dawna Pella discussed the house burnt on Shenango RD and there's been no activity except grass cutting. Jennifer Gasser advised the Borough has the (Fire Insurance) escrow on the property. After discussion with Council, Dawna Pella will reach out to them. Dawna Pella advised Lindy Paving applied for Subdivision and she spoke with Dave, and they have no plans to build. She had one court hearing for 1852 Shenango Rd and the owner did not show up. The judgement came in favor of the borough and Dawna Pella inquired if the Borough wanted her to cycle again on sending her a notice and going through the process again. Council agreed with this. Dawna Pella advised of a complaint received on Danny's Motel and the complainant is not staying at the hotel, and she asked to have the person who is staying there to fill out a service action complaint form and provide pictures. Dawna Pella advised she had a complaint on burning and was provided an updated copy of the Burning Ordinance that gives 3 entities responsible for address it, Zoning, Police Department and Fire Department. She will work with Chief Johnson regarding a process. Michelle Joy advised the Fire Department does not have the authority to tell someone they can not burn. If someone is burning, they are to call the police and they will tell the Fire Department to come out. Chief Johnson advised if Residents are making complaints about harassment in service action complaint forms, they should contact the Police Department.

Resident Drzik inquired on the status of the Zoning Map as it has been three months. Roz Miller advised Planning Commission is working on the map. Michelle Joy advised she can attend the Planning Commission meetings.

Engineer: Emily Palmer advised the Zoning Ordinance is ongoing and they have provided responses to comments received from Council on the SALDO. There was meeting with the Tower Access Group and they will need Variances. Emily Palmer discussed the Lindy subdivision plan.

Solicitor: Shannon Steele reported on act 65, a new law that will impact municipalities regarding Agenda's for Council Meeting. Shannon Steele also reported on Act 50 concerning small cell infrastructure within Municipalities. Shannon Steele advised she received Debbie (Ahern) request for the properties, and we have to file an appeal to get them off the (tax) list. The beginning of every year a motion should be made to continue with the exoneration.

Public Works Dept: Chad Crawford advised Careywood Road work will begin on Wednesday July 21. Chad Crawford discussed with Council manhole repairs needed. Michelle Joy advised we can use the ARP funds to assist with the fees.

Treasurers: Turned In. Debbie Ahern advised Caputo Insurance will be in on Thursday to review our liability and health insurance coverage. Roz Miller inquired about a monitor for Council Chambers. It was previously approved to purchase from the General Fund. This can be revisited at the Workshop meeting

Secretary: Jennifer Gasser advised an email was sent regarding the County's Hazard Mitigation Plan. Jennifer Gasser reported on the stop signs on Fairlane BLVD and if the Borough wants to put up stop signs with flashing lights, there is a permit process for this and per PennDOT there is no changes with turning lanes. Jennifer

Gasser advised on the appointments scheduled with the dye test and Michelle Joy discussed with Shannon Steele what happens if Homewood does not pass their ordinance. Chad Crawford inquired what is the recourse if someone does not schedule a test. Shannon Steele advised this would be a violation of the Ordinance. Jennifer Gasser asked if Council would like an updated version of the SALDO now or wait until all of Council has provided their comments. This will be discussed at the Workshop Meeting.

### **New Business**

3. Council discussed the approval process for spending Bond Money. After discussion, Council will approve Bond funds spent as a lot not piece milled (every item). On the receipt, it will be noted this is for Bond Funds and which lift station. Kim Wagner requested Chad Crawford get a monthly budget update from Debbie Ahern on proceeds spent. On the Agenda # 1, 2 and 7 were removed as these are coming from Bond Funds. Chad Crawford went over the Fence estimate.

The Dye Test Ordinance wording was discussed.

4. Roz Miller made a motion seconded by Jeff Magee to purchase 6 Brake Retarder Prohibited Signs, 4 End Prohibition signs and needed materials for \$1,382.96 from Stephenson Equipment. Roll Call Yes: Roz Miller, Jason Landsbach, Bart Carr, Jeff Magee, Luke Taiclet. Roll Call Vote No: Michelle Joy, and Kim Wagner. Motion carries. Chad Crawford discussed the wording in the Ordinance. Bart Carr wanted it on record he might have voted to early as he did not know what signs they were talking about.

5. Michelle Joy advised this resolution was discussed at the last meeting. Kim Wagner made a motion, seconded by Roz Miller to approve Resolution 10-2021- Multimodal Transportation Grant from the Commonwealth Financing Authority for Sherwood Drive Bridge Replacement. Roll Call Yes: Roz Miller, Jason Landsbach, Bart Carr, Kim Wagner, Jeff Magee, Luke Taiclet, Michelle Joy. Resolution 10-2021 has been approved.

6. Planning Commission recommends to Council approve the Lindy Paving Subdivision plan conditional on Lindy Paving addressing the LSSE comments prior to the Council meeting. This matter has been tabled.

8. Council discussed Russell Standard storing equipment at the Borough Building. After discussion council agreed not to let them store the equipment unless they offered payment and then Council would discuss.

9. Luke Taiclet went over the Procurement Card. Luke Taiclet made a motion, seconded by Roz Miller to recommend to get the process of getting Procurement Cards for the office through Pligit. Roll Call Yes: Roz Miller, Jason Landsbach, Bart Carr, Kim Wagner, Jeff Magee, Luke Taiclet, Michelle Joy. All in favor, motion carried.

10. Roz Miller made a motion, seconded by Jeff Magee to accept Marty Morris Resignation from Planning Commission. All in favor, motion carried.

### **Old Business Update:**

Jason Landsbach made a motion, seconded by Bart Carr to accept the application for license under Ordinance 48 for the Foxwood Auto Salvage. Roll Call Yes: Roz Miller, Jason Landsbach, Bart Carr, Kim Wagner, Jeff Magee, Michelle Joy. All in favor, motion carries.

CDC Guidelines for mask wearing – Council agreed the Borough will follow the CDC guidelines.

SALDO – This will be reviewed at the workshop meeting

Engine Brake Restriction – Wording and length of restriction on Wallace Run Road. Jennifer Gasser advised in speaking with PennDOT engine brake restrictions are hard to be passed and what was approved is what they approved.

Council discussed the Winter Maintenance Agreement with PennDOT. Chad Crawford recommended the Borough sent a letter to PennDOT to make improvements on the roads copying Jim Marshall and Elder Vogel. Kim Wagner advised she submitted a complaint to PennDOT about the Tar and Chip on Route 18 and their response was they were going to put sand on it and it was to be retarred and chipped later in the summer. Bart Carr made a motion, seconded by Kim Wagner to move forward with the PennDOT Winter Maintenance Agreement. Roll Call Yes: Jason Landsbach, Bart Carr, Kim Wagner, Jeff Magee, Luke Taiclet, Michelle Joy. Roll Call Vote: No Roz Miller.

Executive Session Legal 9:17 pm - 9:47 pm

Meeting Adjourned 9:47pm

Respectfully Submitted,

Jennifer Gasser