

BOROUGH OF CONWAY COUNCIL
REGULAR MEETING MINUTES
Council Chambers, 801 First Avenue, Conway, Pennsylvania
July 21, 2021

MEETING was called to order at 7:00 p.m. with Mr. Doug Falk presiding. The following members of Council and officials of the Borough were present: Mr. Doug Falk, Mr. Tim Antoline, Mr. John Antoline, Mr. Joe Bohach, Mr. Kris Hall, Mr. Scott Levenson, Mrs. Patty Then, Mayor Debbie Rose, Borough Secretary Margie Nelko, Borough Solicitor Kate Diersen and Borough Engineer Emile Ketterer.

PLEDGE OF ALLEGIANCE

MINUTES - None at this time.

RECOGNITION OF VISITORS: None

PUBLIC COMMENT (Agenda Items): None

COMMUNICATIONS, PUBLIC RELATIONS, GRANTS & WEBSITE COMMITTEE REPORT: Mr. Levenson, Chairperson of the Finance and Administration Committee, presented Council with updates regarding the following issue(s).

1. MuniLink – The Borough Office staff is in the process of testing the data transfers to if it will work without manually entering the information.

FINANCE & ADMINISTRATION COMMITTEE REPORT: Mrs. Then, Chairperson of the Finance and Administration Committee, presented Council with updates regarding the following issue(s).

1. List of Bills - A list of expenditures for the time period of July 8, 2021 through July 21, 2021, in the amount of \$35,994.67 from the General Fund, in the amount of \$150.00 from the Water Deposit Fund and in the amount of \$19,341.78 from the Water & Sewer Fund were presented to Council for review. **After some review, the motion of Mrs. Then, seconded by Mr. Hall to approve the List of Bills as presented was unanimously carried.**
2. Covid ARP (American Rescue Plan Act) Funding – The first installment of \$108,175.63 for the ARP was received. The second installment should be received approximately around June/July of 2022.

PARKS & RECREATION COMMITTEE REPORT: No Report.

PLANNING, ZONING & ORDINANCE COMMITTEE: – Mr. Hall, Chairperson of the Planning, Zoning & Ordinance Committee, presented Council with updates regarding the following issue(s):

1. Naugle Lot Consolidation Plan – The Borough Secretary presented an overview of the status of the lot consolidation. The Borough Secretary will provide Mr. Ed Naugle with a written notice as to Council's decision. **After some review, the motion of Mr. T. Antoline, seconded by Mr. J. Antoline to approve the Naugle Lot Consolidation Plan was unanimously carried.**

PUBLIC SAFETY COMMITTEE REPORT: – No Report.

PUBLIC WORKS COMMITTEE REPORT: – Mr. T. Antoline, Chairperson of the Public Works Committee, presented Council with updates regarding the following issue(s):

1. Public Works Agreement Negotiations – A wish list has been forwarded to the Committee for review.

2. 11th Street Water Line – This water line is in need of replacement. There was discussion regarding the possibility of using the Covid ARP funding to help with the costs and if this was considered an emergency repair then it would not need bid out.
3. Old Pump House Air Valves – There was discussion regarding the air valves not working properly, there are two (2) old pumps that need removed and that the pipes are brittle which is causing breakage when more stress is applied. There was further discussion regarding where the funding would be coming from, the search for grants to help with the costs and that the air valves could be included in an emergency repair but not the remaining items.
4. Sewage Treatment Plant Pump – A quote was received from Kappe Associates, Inc. in the amount of \$42,120.00 for a Chicago Model SS-4410 Submersible Pump and a quote in the amount of \$16,950.00 for a Keen Pump Model K4VB with Base Elbow. **After some review and discussion, the motion of Mr. T. Antoline, seconded by Mr. J. Antoline to approve the purchase of the Keen Pump Model K4VB with Base Elbow and Labor in the amount of \$16,950.00 as quoted was unanimously carried.**

MAYOR'S REPORT: Mayor Rose presented Council with updates regarding the following issue(s):

1. Monthly Police Report – No Report.
2. Police Regionalization – Letters of interest were mailed to the Beaver County District Attorney and Rochester Township. The letter suggested that the Police Chiefs be included in meetings. The Beaver County is wanting to move forward with a regionalization for this area and is using Northern Regional as a guideline.

Mayor Rose stated that the Jimbo Covert event is open to everyone and that Mr. Covert will be attending the event. A Proclamation will be presented to him making the date a yearly dedication and not just for a day as per the old Proclamation.

ENGINEER'S REPORT:

1. Conway/Baden Municipal Authority Sanitary Sewage Interconnect – The Borough Engineer provided Council with an update regarding the interconnect. DEP is reviewing the submittal and the next step would be the designing of the pump station for the connection.

The Borough Engineer presented Council with an update regarding the 2021 Roadway Program including a meeting set with the contractor.

The Borough Engineer presented Council with an update regarding the ADA Curb Program. The Beaver County Community Development Program received four (4) bids for the ADA Curb Ramps. Mahoning Builders, Inc. was the low bidder at \$45,609.00. No action is required by Council until an official acceptance of the low bidder has been given by the Beaver County Community Development Program.

The Borough Engineer presented Council with an update regarding 2021 Columbia Gas Pipeline Project. The insurance information has been received, but we are still waiting for the pre-construction video which is required before work may begin.

SOLICITOR'S REPORT:

1. Vacating 6th Alley and a portion of Dewey Street – The executed agreements were sent to the Borough Solicitor and a draft Ordinance will be prepared for the next regular scheduled meeting of Council once a full description has been received from the Borough Engineer.

2. Drone Regulations – The Borough Solicitor stated that a drone can be used for municipal work, however, all other regulations must be followed.

There was some discussion regarding Worker's Compensation covering Freedom Firefighters if they are responding to a call for Conway Borough. The Borough Solicitor stated that she did not think it would be covered but recommended a call to our worker's compensation company to verify. Mr. Falk will bring this matter to the attention of the CVFD.

CORRESPONDENCE:

1. PennEnergy Proposed B46 Well Pad (Economy Borough) – Dated 07/09/2021 – was received and filed.
2. Norfolk Southern Railyard Sample Analysis Report – Dated 07/02/2021 - was received and filed.
3. Pool Filling and Billing Procedure – The Borough Secretary stated that she received a phone call from a resident who filled their pool with a garden hose and is requesting a waiver for the sewage fees for those gallons used. **After some review and discussion, it was the consensus to not waive the sewage fees for the gallons used due to the information regarding this issue has been published in the newsletters and it is on the website.**

OLD BUSINESS:

1. License Lease (Ground Lease) with the Church of the Redeemed – The signed agreement has been received and is ready for action by Council. **After some review, the motion of Mr. T. Antoline, seconded by Mr. Levenson to approve the License Lease (Ground Lease) with the Church of the Redeemed for the sum of \$1.00, was unanimously carried.**
2. Refuse Service Bidding Process – No update at this time. There was some discussion regarding the excessive delays in getting refuse and recycling picked up with the Borough.
3. Ground Lease w/Conway Volunteer Fire Department – No update at this time.
4. Park Tables/Benches – No update at this time.
5. Fire Department Alarm System – This matter is still being worked on.
6. Curb Line Painting – This still needs completed throughout the Borough. The police department needs contacted regarding fire hydrant parking.
7. Tree Issue (5th & 11th) – There was discussion regarding the tree obstructing the view and causing a safety concern. The Borough Solicitor will review the Ordinance and provide a recommendation to Council on how to proceed. Mayor Rose stated that this property has chickens that need removed. The Code Enforcement Officer needs to confirm there are chickens and provide the owner with a letter regarding the codes.
8. Dirt Pile and Equipment (Porter Street) – Mr. Hall stated that he spoke with the crew and that there have been issues getting the item(s) unburied. Tri-axles are being filled with dirt and they are making an attempt to get it all removed.

NEW BUSINESS:

1. Local Health Officer Resignation – A letter, dated July 5, 2021, was received from Mr. Nicholas M. Sheleheda regarding his intent to retire as the Conway Borough Health Inspection Officer as of December 31, 2021. The Borough Secretary reviewed the upcoming steps that will need to be done to appoint or hire a replacement.

2. Doug Hansen Resignation Letter – A letter, dated July 16, 2021, was received from Doug Hansen regarding a two (2) week notice of resignation with the Borough of Conway. The Borough Secretary stated that Mr. Hansen verbally provided that his last day will be July 29, 2021. **After some discussion, the motion of Mr. T. Antoline, seconded by Mr. J. Antoline to accept Mr. Doug Hansen's resignation was unanimously carried.**
3. Act 65 – Sunshine Act Agenda Requirements – The Borough Solicitor reviewed the changes to the Sunshine Act regarding meeting agenda requirements effective August 30, 2021. Section 709 of the Sunshine Act requires every political subdivision to post the meeting agendas on their website at least 24 hours in advance, physically posting the agenda at the meeting location as well as the principal office and distributing copies of the agenda to all members of the public in attendance. These rules do not apply for conferences, work or executive sessions.
4. House Bill 1621 (Act 50 of 2021) Expansion of 5G Technology Changes – The Borough Solicitor reviewed the House Bill 1621 that Governor Tom Wolf signed into law. Act 50 of 2021 establishes standards for deploying small cell infrastructure while preserving local authority over rights-of-ways effective August 30, 2021. The Borough Solicitor feels our Ordinance pairs with the changes but will review them again.

OTHER BUSINESS: None

PUBLIC COMMENT: None

There being no further business, the motion of Mr. J. Antoline, seconded by Mr. Levenson to adjourn the meeting at 8:19 p.m. was unanimously carried.

Margie L. Nelko
Borough Secretary

Doug Falk
President of Council

Motion(s) made and/or Council consensus decision(s):

1. Approve the List of Bills.
2. Approve the Naugle Lot Consolidation.
3. Approve the purchase of a Keen Pump for the Sewage Treatment Plant.
4. Consensus to not waive the sewage fees for filling a pool with a garden hose.
5. Approve the License Agreement (Ground Lease) with the Church of the Redeemed.
6. Acceptance of Doug Hansen's Resignation.