

McKees Rocks Borough
Public Meeting
July 13, 2021

7:00 PM Public Meeting

Pledge of Allegiance

Roll Call: Councilmembers Present: President Archie Brinza, Councilman Joe Mixter, Vice-President Leslie Walker, Councilwoman Elizabeth Delgado, Councilman John Malesnick, Jr, Councilman Nicholas Radoycis, Jr., and Councilman Craig Myers
Councilmembers Absent: Councilman Chas Maritz and Councilwoman Sarah Harvey

Also present for this meeting were Mayor John R. Muhr, Assistant Borough Secretary (Substitute Borough Manager) LeeAnn Wozniak, Controller William Beck, Chief of Police Rick Deliman, Solicitor Megan Turnbull and Assistant Solicitor Danielle Guarascio, of Weiss Burkhardt Kramer, LLC, and Borough Engineer Mr. Douglas Evans, of NIRA Consulting Engineers, Inc.

Special Hearing: Giant Eagle Get-Go Liquor License Transfer – A representative from Giant Eagle, Inc. was present to request Council approval of a liquor license transfer request for the new store being constructed at 1250 Chartiers Ave and provided a detailed explanation of how Giant Eagle plans to utilize the license explaining hours of sale, what kind of alcohol will be sold, limits of alcohol sales and consumption, et al.

Public Comment:

Ms. Maribeth Taylor, resident, was present to provide information that the complaints the Borough listed as concerns in the ALCOSAN suit such as noise and pollution are the exact same concerns the residents have with the Giant Eagle Get-Go project. Ms. Taylor feels that allowing a liquor license at this location is offensive and is asking Council to deny the liquor license transfer as it's the only way to protect the residents in the 3rd Ward.

Ms. Samantha Levitzski-Wright, resident, was present to also request Council's denial of liquor license transfer for safety reasons in the community. Ms. Levitzski-Wright briefly mentioned recent shootings in the community and having to put up a privacy fence on property as precautionary measures. Ms. Levitzski-Wright feels if the store can not offer groceries which is what the community needs, it should'nt be allowed to offer alcohol sales.

Mr. David Flick, resident commented briefly that he is in agreement with the previous speaker that we really don't need another place to have alcohol sales that we need groceries.

A motion was made by Councilman Mixer and seconded by Vice-President Walker to approve the Liquor License Transfer by Resolution. Roll Call requested, resulting in 6 Yes, 1 No (Delgado). Motion carries.

Agenda Comments/Changes:

President Brinza reminded all in attendance that all communications must remain respectful and professional as the public meetings are being recorded.

Police Excellence Awards presented by Chief of Police Richard Deliman to Officer Kluchurosky and Officer Kelly for providing life saving measures during two recent police calls involving community shooting(s).

Guest Speaker: Mr. Mark Turic and Mr. Day Bracy was present to ask for Council approval to hold a traveling “Beers of the Burgh” beer market/arts & music festival on August 27, 2021 in McKees Rocks on two lots along Chartiers Avenue, owned by the McKees Rocks CDC. Mr. Bracy indicated that they are inviting any local businesses to participate as well, and has already made contact with Black Forge Coffee as one vendor. Mr. Turic responded to Council’s questions that they would work with the Borough for all necessary permits and with the police department for any security if Council suggests.

A motion was made by Councilman Radoycis and seconded by Councilman Myers to approve the event request by Mr. Turic and Mr. Bracy. Motion was adopted by acclamation.

Mr. Richard Ashby, Jr, Sto-Rox Public Library Director was present to give Council updates regarding a community event scheduled for August 28, 2021 9am-5pm which will have art work on display, children’s books, story hours, promoting children literacy.

A motion was made by Councilman Radoycis and seconded by Councilwoman Delgado to approve the community event. Motion was adopted by acclamation.

Reading of the Minutes: A motion was made by Councilman Mixer and seconded by Councilman Myers to approve the meeting minutes from June 15, 2021 public meeting. Motion was adopted by acclamation.

Reports:

- McKees Rocks Police Department– Chief Deliman read the monthly activity report for June 2021. A copy of the report is on file at the Borough Manager office.
- McKees Rocks Independent Volunteer Fire Department – VFD President Jim Tarbert read the monthly activity report for June 2021. A copy of the report is on file at the Borough Manager office.
- Mayors Report: Mayor Muhr briefly updated Council regarding the abandon car issue within the community, as well as sending violation notices to property owners for garbage issues and grass/weed overgrowth. Mayor Muhr also commented about speaking with Port Authority recently about the bus shelter contract.
- Borough Manager: Substitute Borough Manager Wozniak reported the 2nd round of Creditech delinquent sewage is scheduled for next week, Standard & Poors has contacted the Borough for a phone

conference interview to update the Borough's 2021 credit rating, and the 2021 Worker's Comp Safety in Workplace application is due for renewal, which saves the Borough 5% on the insurance premium.

- Borough Solicitor: Borough Solicitor Turnbull provided Council with multiple updates regarding an updated Sunshine Law that goes into effect August 30th, the Conservatorship of 606 Chartiers Avenue is required to have liability insurance, RTK Law Request fees collected is set by the law itself and only requests for sensitive information should be reviewed by the Solicitor, status of 300 Catherine Street request for commercial zoning, and lastly drafting an Ordinance amendment for paving of parking lots.
- Building Code Official: Substitute Borough Manager Wozniak read the monthly activity report for June 2021 written by Mr. John Stahl, and a copy is on file at the Borough Manager's office.
- Code Enforcement Officer: Mr. Zac Cummings, Code Enforcement Officer read the monthly Code Enforcement activity report for June 2021, and a copy is on file at the Borough Manager's office.
- Borough Engineer: Capsule Report was discussed at Caucus Meeting on July 12, 2021.

Borough Engineer Action Items:

A motion was made by Councilwoman Harvey and seconded by Councilman Malesnick to accept Minniefield Demolition Services, LLC as apparent low bidder for 207 Jane Street in the amount of \$10,400.00 contingent upon county not requiring a re-bid due to being the only bidder. Motion was adopted by acclamation.

A motion was made Councilman Myers and seconded by Councilwoman Delgado to accept Minniefield Demolition Services, LLC as apparent low bidder for 243 Marion Street in the amount of \$10,400.00 contingent upon county not requiring re-bid due to being only bidder. Motion was adopted by acclamation.

A motion was made by Councilman Myers and seconded by Councilman Malesnick to accept Minniefield Demolition Services, LLC as apparent low bidder for 405-407-411 Island Avenue in the amount of \$31,200.00. Motion was adopted by acclamation.

A motion was made by Councilman Myers and seconded by Councilman Radoycis to award 2021 Sewer Cleaning and Televising contract to low bidder Robinson Pipe Cleaning Company, in the amount of \$48,510.40. Motion was adopted by acclamation.

A motion was made by Councilman Mixer and seconded by Councilman Malesnick to approve the Duquesne Light transmission line replacement plan using monopoles, as reviewed by the Borough Engineer. Motion was adopted by acclamation.

Controllers Report: As of June 30, 2021, General Fund, both income and expenses have an annual budget of \$4,503,377.00. Income was \$2,479,004.97 or 55.05% of the budgeted income. Expenses totaled \$1,797,980.15 or approximately 39.93 % of the budgeted expenses.

Balance in the General Fund Checking Account as of June 30, 2021 was \$303,994.56.

As of June 30, 2021, Sewer Fund, both income and expenses have an annual budget of \$1,976,085.00. Income was \$1,087,288.36 or 55.02% of the budgeted income. Expenses totaled \$825,909.14 or 41.8 % of the budgeted expenses. Balance remaining in the Sewer Fund as of June 30, 2021 was \$363,963.23.

A motion was made by Councilman Mixter and seconded by Councilman Myers to accept the Controllers Report. Motion was adopted by acclamation.

Bills: A motion was made by Councilman Radoycis and seconded by Councilman Myers to pay the bills. Motion was adopted by acclamation.

Agenda Voting:

1. Public Safety Committee (Chas Maritz, Chair)

- a.) A motion was made by Councilman Radoycis and seconded by Councilman Myers to approve the Handicap Parking Application for 755 Frederick Street (G. Baker). Motion was adopted by acclamation.
- b.) A motion was made by Councilman Myers and seconded by Councilman Mixter to authorize Civil Service Commission to begin the process of Police Department promotion(s). Motion was adopted by acclamation.
- c.) A motion was made by Councilman Myers and seconded by Councilman Mixter to approve the Handicap Parking Application for 715 School Street (D. Baker). Motion was adopted by acclamation.
- d.) A motion was made by Councilman Radoycis and seconded by Councilman Mixter to approve the Mutual Aid Agreement for Police Services. Motion was adopted by acclamation.

2. Finance and Administration Committee (Nick Radoycis, Chair)

- a.) A motion was made by Councilman Mixter and seconded by Councilwoman Delgado to approve the 2021 Travelers Insurance Renewal Quote for the Borough in the amount of \$225,407.00 effective 8/1/21-7/31/22. Motion was adopted by acclamation.

3. Parks and Recreation Committee (Leslie Walker)

- a.) A motion was made by President Brinza and seconded by Councilwoman Delgado to approve use of Ranger's Field for filming of "A League of Their Own" Amazon/Sony series, subject to committee agreement and Solicitor review. Motion was adopted by acclamation.

4. Real Estate Committee (Nick Radoycis, Chair)

- a.) A motion was made by Councilman Myers and seconded by Councilman Mixter to accept the property donation of 823 Short Street, owner Karl Csenich, by Resolution execution. Motion was adopted by acclamation.

5. Public Works Committee (Archie Brinza, Chair)

- a.) A motion was made by Councilman Mixter and seconded by Councilman Myers to approve Baltimore Alley road closure on July 22, 2021 3:30PM-9PM. Motion was adopted by acclamation.
- b.) A motion was made by Councilman Mixter and seconded by Councilman Myers to approve the Cleveland Bros. 4 Yr-Maintenance Contract for the 2021 Backhoe in the amount of \$6,410.00

c.) A motion was made by Councilman Myers and seconded by Councilman Radoycis to approve the Cleveland Bros. 4 Yr-Maintenance Contract for the 2021 Skid Steer in the amount of \$4,673.00. Motion was adopted by acclamation.

6. Borough Association (Craig Myers, Chair) – No Report

7. Char-West COG (Elizabeth Delgado, Chair) – No Report

8. Borough Development (Craig Myers, Chair) – No Report

9. Codification Committee (Elizabeth Delgado, Chair) – No Report

10. Other Communications/Motions

a.) A motion was made by Councilman Mixer and seconded by Councilman Myers to authorize Asst. Borough Manager to transfer \$9,276.43 from the Payroll Account into the Police Pension Account to cover 2020 Police Pension Employee Contributions. Motion was adopted by acclamation.

b.) A motion was made by President Brinza and seconded by Councilwoman Delgado to partner with Allegheny County Health Dept. to hold a COVID-19 vaccine clinic in McKees Rocks. Councilman Mixer abstained. Once Council discussed the recent safety concern about the Johnson&Johnson vaccine recall and side effects, the motion was rescinded and tabled for further information.

c.) ALDI GiftCards purchase with ARPA Funds for COVID-19 Clinic - Tabled

d.) A motion was made by Councilman Myers and seconded by Councilwoman Delgado to approve the Port Authority Bus Shelter Replacement Agreements for locations: Helen St at Ella St and Chartiers Ave opposite Margaret St. Motion was adopted by acclamation.

e.) A motion was made by Councilman Malesnick and seconded by Councilman Myers to approve Borough Ordinance 1771, amending 1409 Gaming License Regulations. Councilman Radoycis and Councilwoman Delgado abstained. Motion carries.

f.) A motion was made by Councilwoman Delgado and seconded by Councilman Radoycis to amend the Zoning Ordinance, allowance of murals specific to beautification purposes. Motion was adopted by acclamation.

g.) A motion was made by Councilman Myers and seconded by Councilman Mixer to amend the Vendor License Ordinance, including food truck requirements. Motion was adopted by acclamation.

h.) A motion was made by Councilman Radoycis and seconded by Councilman Mixer to amend the Parking Ordinance, to reflect no parking on McDonalds Way enforcement. Motion was adopted by acclamation.

New Business

None

Old Business

Resident request to use Ranger's Field concession stand during SRLV practices/games for food and beverage service: President Brinza spoke directly to Mr. Liddell and there is no connection between the SRLV and the resident who is requesting to use the space to offer food/beverage service, and Mr. Liddell stated the SRLV is actively using the concession stands themselves. Request is denied, by Council.

A motion was made by Councilman Radoycis and seconded by Councilwoman Delgado to adjourn the public meeting. Meeting adjourned, by President Brinza.