Homestead Borough Council
Legislative Session
April 21, 2022
6:00 PM

Executive Session: 5:45 – 6:25 pm

Call to Order, 6:25 pm

Roll Call

President Dais	PRESENT	Vice President Cunningham	PRESENT
Mr. Borcik	PRESENT	Minister Burwell	PRESENT
Mrs. Burwell (On Phone)	PRESENT	Ms. Nesby	PRESENT
Mr. Schulte	PRESENT	Mayor Burwell	PRESENT
Borough Manager	PRESENT	Solicitor (S. Dalfonso)	PRESENT
Police Rep (Officer Fritz)	PRESENT	Fire Chief Eads	
Code Enforcement (V. Pelkey)	PRESENT	Public Works	
Engineering (L. Hemphill)	PRESENT		

Quorum established

Pledge Allegiance

Public Comment – Items on Agenda Name, Address – Comment NONE

Special Presentation – Joseph Fedor, Alcosan- Transforming 12th Project Update
MS Consultants, Joe Fedor, Kimberly Slater – from Alcosan
25-year maintenance agreement with the School District
Impervious pavers in the parking lot
School District will pay 50% of total owed – Homestead and Steel Valley School District are responsible for 25% (12.5% each) of costs and Alcosan 75% of $1,855,000 project.

Department Reports

- Police Department's report
- Fire Chief's report
- Mayor's report
- Tax Collector
- Code
- Parking
- Public Works
- Engineering
    - Frick Park work should be starting next week

- Mr. Schulte asked if there were 440 feet of pipe it would take $3180 for cold patch and is the repair curb to curb based on our ordinance – Engineering said yes; Mr. Schulte also asked if a backflow/butterfly could be used – Engineer stated that Allegheny County Health Department does not allow; eleven apartment complex and is the only one experiencing the issues
- CD47 street reconstruction – contract will be mobilizing equipment and supplies

- Motion to accept the lowest bid for the E. 9th Avenue Sewer Project from Lawson Construction in the amount of $185,685.00.

Motion: Mr. Borcik **Second: Mr. Cunningham**

President Dais	YES	Vice President Cunningham	YES
Mr. Borcik	YES	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 – 0 – 0

- Motion to accept the lowest bid for Storm Inlet Repair at Amity & Eighth Avenue from Lawson Construction in the amount of $3,500.00.

Motion: Mr. Borcik **Second: Ms. Nesby**

President Dais	YES	Vice President Cunningham	YES
Mr. Borcik	YES	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 – 0 – 0

- Motion to have the Engineer bid paving of West Rose and West Water Way

Motion: Mr. Schulte **Second: Mr. Cunningham**

President Dais	YES	Vice President Cunningham	YES
Mr. Borcik	YES	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 – 0 – 0

- Motion to have the Engineer apply for the 2022 Trail Development Grant Request from the Redevelopment Authority of Allegheny County (RAAC) for the Waterfront Fishing Pier.

Motion: **Second:**

President Dais		Vice President Cunningham	
Mr. Borcik		Minister Burwell	
Mrs. Burwell		Ms. Nesby	
Mr. Schulte		Mayor Burwell	

Motion passes:

Agenda Items

1. Motion to approve **March 10, 2022, and March 17, 2022,** meeting minutes

Motion: Mr. Borcik **Second: Ms. Nesby**

President Dais	YES	Vice President Cunningham	YES
Mr. Borcik	YES	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 – 0 – 0

2. Motion to approve April 2022 bill list in the amount of **$656,701.13.**

General Fund Total	$401,750.62
Sewer Fund Total	$250,499.87
Capital Improvement Total	$3,187.50
Payroll Total	$1,263.14
Grand Total	**$656,701.13**

Motion: Mr. Borcik **Second: Min. Burwell**

President Dais	YES	Vice President Cunningham	YES
Mr. Borcik	YES	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 – 0 – 0

Question: Mr. Schulte – tax on Canon invoice needs to be removed.

3. Approval of March 2022 Payroll in the amount of **$146, 362.89.**

Payroll February 2022Police Dept. Total	**$91,069.43**
Payroll February 2022 Admin Total	**$55,293.46**
Grand Total	**$146,362.89**

Motion: Mr. Cunningham **Second: Min. Burwell**

President Dais	YES	Vice President Cunningham	YES
Mr. Borcik	YES	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 – 0 – 0

4. Motion to approve the Presence on Borough Property while on leave effective April 22, 2022.

Motion: Ms. Nesby **Second: Min. Burwell**

President Dais	YES	Vice President Cunningham	NO
Mr. Borcik	NO	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 5 – 2 – 0

5. Motion to approve the Background Check policy effective April 22, 2022.

Motion: Ms. Nesby **Second: Min. Burwell**

President Dais	YES	Vice President Cunningham	NO
Mr. Borcik	NO	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	ABSTAIN	Mayor Burwell	

Motion passes: 6 – 0 – 1

Question: Mr. Schulte – can the company do police background checks –Manager answered Yes; Mr. Schulte stated the Civil Service Commission will need to review.

6. Motion to approve the revised Covid-19 Policy based on the updated CDC guidelines effective April 22, 2022.

Motion: Mr. Borcik **Second: Ms. Nesby**

President Dais	YES	Vice President Cunningham	YES
Mr. Borcik	YES	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 – 0 – 0

7. Motion to approve a Hiring policy for standard employment hiring for the Borough of Homestead effective April 2022.

Motion: Mr. Cunningham **Second: Min. Burwell**

President Dais	YES	Vice President Cunningham	YES
Mr. Borcik	YES	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 – 0 – 0

8. Motion to approve the payment to Alcosan for the Transforming 12th Project for both the 60% ($19,499.66) and 90% ($15,010.18) design completion for a total of $34,509.84.

Motion: Mr. Borcik **Second: Mr. Cunningham**

President Dais	YES	Vice President Cunningham	YES
Mr. Borcik	YES	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 – 0 – 0

9. Motion to approve the spending of the MEIT Rate Mitigation funds to be allocated for the health and wellness of Homestead Borough's employees not to exceed $10,000 in the following order of importance:
    a. Cleaning/sanitizing of Borough Building
    b. Purchase of ergonomic chairs for staff

c. Purchase of gym memberships at the Carnegie Library of Homestead.

Motion: Mr. Cunningham **Second: Mr. Borcik**

President Dais	YES	Vice President Cunningham	YES
Mr. Borcik	YES	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 – 0 – 0

10. Motion to hire Leslie Rose as janitorial services for both the Administration and Police Departments in the amount of $12.00 per hour for no more than 20 hours per week, based on the approval of the Personnel Committee.

Motion: Min. Burwell **Second: Ms. Nesby**

President Dais	YES	Vice President Cunningham	NO
Mr. Borcik	NO	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	ABSTAIN	Mayor Burwell	

Motion passes: 6 – 0 – 1

Question: Mr. Borcik – is the lady going to be our employee receiving benefits – Manager, No.

11. Motion to hire a firm to complete the 2020 Accounting for the 2020 audit to be completed by May 29, 2022, not to exceed $200 per hour; Borough Manager has the authority to hire.

Motion: Mr. Cunningham **Second: Mr. Borcik**

President Dais	YES	Vice President Cunningham	YES
Mr. Borcik	YES	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 – 0 – 0

12. Motion to approve a **Certificate of Appropriateness** for a mural on the right side of property located at 212 East 8th Avenue (Learning & Educational Daycare) in a C-1 Zoning District of the 1st Ward, as recommended by the Steel Valley Historic Architectural Review Board on April 6, 2022.

Motion: Mr. Borcik **Second: Ms. Nesby**

President Dais	YES	Vice President Cunningham	YES
Mr. Borcik	YES	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 – 0 – 0

13. Motion to approve a **Certificate of Appropriateness** for a sign on property located at 228 East 8th Avenue (Mesee Cakes Bakery & Deli) in a C-1 Zoning District of the 1st Ward,

as recommended by the Steel Valley Historic Architectural Review Board on April 6, 2022.

Motion: Mr. Cunningham **Second: Ms. Nesby**

President Dais	YES	Vice President Cunningham	YES
Mr. Borcik	YES	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 – 0 – 0

14. Motion to approve a **Certificate of Appropriateness** for sign on property located at 319 East 8th Avenue (Hill & Co. Events Center) in a C-1 Zoning District of the 1st Ward, as recommended by the Steel Valley Historic Architectural Review Board on April 6, 2022.

Motion: Mr. Cunningham **Second: Ms. Nesby**

President Dais	YES	Vice President Cunningham	YES
Mr. Borcik	YES	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 – 0 – 0

15. Motion to amend Motion 15 to reflect the payroll company as Paytime instead of Paycom.

Motion: Ms. Nesby **Second: Min. Burwell**

President Dais	YES	Vice President Cunningham	YES
Mr. Borcik	YES	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 –0 – 0

16. Motion to approve PayTIME as the Borough's new payroll service to take effect July 1, 2022.

Motion: Ms. Nesby **Second: Min. Burwell**

President Dais	YES	Vice President Cunningham	YES
Mr. Borcik	YES	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 – 0 – 0

17. Motion to purchase two new police vehicles through the lowest quote through Costars program and/or Forward Police Department

Lowest Costars bid – Laurel Auto Group $52,233 per vehicle

Motion: Ms. Nesby **Second: Mr. Borcik**

President Dais	YES	Vice President Cunningham	YES

Mr. Borcik	YES	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 – 0 – 0

Question: Mr. Cunningham – are they white cars, Manager Yes

18. Motion to advertise the update to **parking ordinance.**

Motion: Ms. Nesby **Second: Mr. Borcik**

President Dais	YES	Vice President Cunningham	YES
Mr. Borcik	YES	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 – 0 – 0

Question: Ms. Nesby – what does this entail – Manager, just revision of time; Mr. Cunningham – Parking Committee will review, and angled parking needs to be added.

19. Motion to name Duane Schulte as the voting delegate at the 2022 Pennsylvania State Association Borough Conference and Don Dais as the alternate delegate.

Motion: Ms. Nesby **Second: Mr. Borcik**

President Dais	YES	Vice President Cunningham	YES
Mr. Borcik	YES	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 – 0 – 0

20. Motion to approve the transfer of the Police Department **Trailer** to the Public Works Department effective immediately.

Motion: Mr. Cunningham **Second: Mr. Borcik**

President Dais	YES	Vice President Cunningham	YES
Mr. Borcik	YES	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 – 0 – 0

21. Motion to approve the hiring of Deborah Felton and Josephine Owens as crossing guards based on the recommendation of the Police Department.

Motion: Ms. Nesby **Second: Min Burwell**

President Dais	YES	Vice President Cunningham	YES
Mr. Borcik	YES	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 – 0 – 0

22. Motion to close one side of 7th Avenue for the August Live Friday to accommodate a temporary skate park

Motion: Ms. Nesby **Second: Min Burwell**

President Dais	YES	Vice President Cunningham	YES
Mr. Borcik	YES	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 – 0 – 0

Question: Mr. Borcik – will the ambulance service be accommodated – Manager – Yes.

23. Motion to exonerate the Homestead Borough Tax Collector for unpaid Real Estate Taxes for 2021 in the amount of $390,290.79. ($2,714,646.32 total real estate taxes owed - $2,324,355.53 real estate taxes collected)

Motion: Mr. Borcik **Second: Mr. Cunningham**

President Dais	YES	Vice President Cunningham	YES
Mr. Borcik	YES	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 – 0 – 0

24. Motion to terminate the contract with General Cleaning effective May 22, 2022.

Motion: Ms. Nesby **Second: Min. Burwell**

President Dais	YES	Vice President Cunningham	YES
Mr. Borcik	YES	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 – 0 – 0

Question: Solicitor Dalfonso – does the contract require 30-day notice? Manager – no, will send copy of contract to solicitor for review.

25. Motion to purchase a commercial grade, walk-behind Field & Brush Mower for the Public Works Department up to $5,000.

Motion: Mr. Borcik **Second: Mr. Schulte**

President Dais	YES	Vice President Cunningham	YES
Mr. Borcik	YES	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 – 0 – 0

26. Motion to authorize the Solicitor and Borough Manager to resolve discipline of employee 102.

Motion: Ms. Nesby **Second: Min Burwell**

President Dais	YES	Vice President Cunningham	YES
Mr. Borcik	YES	Minister Burwell	YES

Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 – 0 – 0

27. Motion to amend agenda to sell excess equipment.

Motion: Mr. Borcik **Second: Ms. Nesby**

President Dais	YES	Vice President Cunningham	YES
Mr. Borcik	YES	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 – 0 – 0

28. Motion to sell excess equipment after inventory by department heads and Borough Manager.

Motion: Mr. Borcik **Second: Ms. Nesby**

President Dais	YES	Vice President Cunningham	YES
Mr. Borcik	YES	Minister Burwell	YES
Mrs. Burwell	YES	Ms. Nesby	YES
Mr. Schulte	YES	Mayor Burwell	

Motion passes: 7 – 0 – 0

RESOLUTIONS

Resolution 2022-06: **Participation and Voting by Telecommunication:** Motion to approve a Resolution of the Borough of Homestead, County of Allegheny, Commonwealth of Pennsylvania, allowing participation and voting by telecommunications device by Council.

Resolution 2022-06 – Allowing Participation and Voting by Telecommunications device

Motion: Mr. Borcik **Second: Ms. Nesby**

RECORD OF COUNCIL VOTES				
COUNCIL MEMBER	**AYES**	**NAYS**	**ABSTAIN**	**ABSENT**
President Don Dais	YES			
Vice President Lloyd Cunningham	YES			
Mr. Drew Borcik	YES			
Min. Connie Burwell	YES			
Mrs. Jou-Al Burwell	YES			
Ms. Mary Nesby	YES			
Mr. Duane Schulte	YES			
Mayor John Burwell				

Resolution passes: 7 – 0 - 0

Resolution 2022-07: **Active Allegheny Grant Application:** Motion to approve a Resolution of the Borough of Homestead, County of Allegheny, Commonwealth of Pennsylvania, approving the application to the Allegheny County Economic Development (ACED) Active Allegheny Grant Program for creating accessible sidewalks through the Urban Street Multi-Modal Plan.

Resolution 2022-07: Active Allegheny Grant Application

Motion: Mr. Borcik **Second: Ms. Nesby**

RECORD OF COUNCIL VOTES				
COUNCIL MEMBER	AYES	NAYS	ABSTAIN	ABSENT
President Don Dais	YES			
Vice President Lloyd Cunningham	YES			
Mr. Drew Borcik	YES			
Min. Connie Burwell	YES			
Mrs. Jou-Al Burwell	YES			
Ms. Mary Nesby	YES			
Mr. Duane Schulte	YES			
Mayor John Burwell				

Resolution passes: 7 – 0 – 0

Concurring Resolution 2022 Trail Development Grant Request from the Redevelopment Authority of Allegheny County (RAAC) for the Waterfront Fishing Pier. The purpose of the Resolution form is to have on record a statement confirming that the applicant, Borough of Homestead, has formally requested a grant, has designated an official to perform the required duties between the applicant and Redevelopment Authority of Allegheny County (RAAC), has authorized the execution and delivery of any and all agreements between the applicant and RAAC, and has assured, where applicable, the provision of local matching funds. In addition, the applicant will comply with all other provisions of the application

Concurring Resolution 2022 RAAC Trail Development Fund Grant: Waterfront Fishing Pier

Motion: Mr. Borcik **Second: Mr. Schulte**

RECORD OF COUNCIL VOTES				
COUNCIL MEMBER	AYES	NAYS	ABSTAIN	ABSENT
President Don Dais	YES			
Vice President Lloyd Cunningham	YES			
Mr. Drew Borcik	YES			
Min. Connie Burwell	YES			
Mrs. Jou-Al Burwell	YES			
Ms. Mary Nesby	YES			
Mr. Duane Schulte	YES			
Mayor John Burwell				

Resolution passes: 7 – 0 – 0

Concurring Resolution: Allegheny County Act 152 Demolition Grant. The purpose of the Resolution form is to have on record a statement confirming that the applicant, Borough of Homestead, has formally requested ACT 152 funds, had designated an official, An Lewis of Steel Rivers Council of Governments, to perform the required duties between the applicant and Allegheny County Economic Development and has assured, where applicable, the provision of local matching funds. In addition, the applicant will comply with all other provisions of the ACT 152 application. (In the amount of $184,000).

Properties included in application:
104 W. 15th Ave (131-G-30); 109 W 15th Ave (131-C-251); 110 W. 15 Ave (131-G-27); 112 W. 15th Ave (131-G-25); 118 W. 15th Ave(131-G-230); 333. E 11th Ave (130-L-95); 242 E 15th Ave (131-C-301); 316 W. 13th Ave (131-F-272); 133 W. 16th Ave. (131-G-49); 135 W. 16 Ave (131-G-50)

Concurring Resolution 2022 ACT 152

Motion: Mr. Borcik **Second: Min. Burwell**

RECORD OF COUNCIL VOTES				
COUNCIL MEMBER	AYES	NAYS	ABSTAIN	ABSENT
President Don Dais	YES			
Vice President Lloyd Cunningham	YES			
Mr. Drew Borcik	YES			
Min. Connie Burwell	YES			
Mrs. Jou-Al Burwell	YES			
Ms. Mary Nesby	YES			
Mr. Duane Schulte	YES			
Mayor John Burwell				

Resolution passes: 7 – 0 – 0

Resolution 2022-08: ACT 152 Slums and Blight Resolution 2022 : A resolution by the Borough of Homestead of Allegheny County, PA; whereas, there are several vacant and dilapidated structures located withing the Municipality of Borough of Homestead and whereas, such structures constitute a health and safety hazard to our residents; and whereas, such structures identified for demolition will undergo condemnation proceedings outlined within local ordinances and are in declaration of the property as a public nuisance and as being in a hazardous or dangerous condition; and whereas, Allegheny County Economic Development, through the Act 152 Program, has funds available for the removal of such structures; and whereas the Municipality of Borough of Homestead is desirous of obtaining such funds.

Resolution 2022-08 2022 ACT 152 Slums and Blight

Motion: Mr. Borcik **Second: Mr. Cunningham**

RECORD OF COUNCIL VOTES				
COUNCIL MEMBER	AYES	NAYS	ABSTAIN	ABSENT
President Don Dais	YES			
Vice President Lloyd Cunningham	YES			
Mr. Drew Borcik	YES			
Min. Connie Burwell	YES			
Mrs. Jou-Al Burwell	YES			
Ms. Mary Nesby	YES			
Mr. Duane Schulte	YES			
Mayor John Burwell				

Resolution passes: 7 – 0 – 0

Old Business Council – action may be taken

Discussion regarding the discipline of employee #102 – discussed in Executive Session

New Business Council – action may be taken

Public Comment – Items NOT on Agenda Name, Address - Comment

Ms. Stephanie – complaint against an officer – unprofessional behavior, would not give his name or badge number – completed a complaint form, written statement

EXECUTIVE SESSION – to discuss personnel matters, action will not be taken,

Adjournment, 9:02 pm

Motion: Mr. Borcik **Second: Ms. Nesby**

UPCOMING DATES

Zoning Board	Planning Commission	HARB	Work Session/Caucus	Legislative Session
April 27, 2022	April 27, 2022	May 5, 2022	May 12, 2022	May 19, 2022
6:00 pm	7:00 pm	7:00 pm	5:00 pm	6:00 pm

2nd Annual Community Clean-up Day
April 30th 10:00 am to 12:00 pm
Go to www.homesteadborough.com or come to the Borough window for more details or to sign-up

Community Roundtable – 2nd Monday of the month
May 9, 2022
7:00 PM
All invited

Approved

May 19, 2022
Date

Vanessa McCarthy-Johnson
Borough Manager

Don Dais
Council President