

EMSWORTH BOROUGH COUNCIL  
171 Center Avenue, Pittsburgh, PA 15202  
Business Meeting Minutes – December 14, 2022

**Council Members Present** – Abigail Donovan; Brian J. Fashian; Daniel Lenz; Michael V. Mary; Kevin Yurkovich  
**Council Members Absent** – Paul F. Getz; Jason Helfrich  
**Others Present** – AmySue Lillie, Mayor; Robert L. McTiernan, Esq., Borough Solicitor; Dennis J. Flynn, P.E., Borough Engineer; Cathy Jones, Borough Secretary

President Yurkovich called the December 14, 2022, business meeting to order at 6:30 p.m. After the Pledge of Allegiance and Roll Call, the November 9, 2022, Minutes were presented for approval.

**MINUTES APPROVAL**

MOTION by Mr. Fashian; second by Mr. Mary to approve the November 9, 2022, Meeting Minutes as distributed. Motion carried by voice vote.

**PUBLIC COMMENTS**

Tim Gray, AGAA Boosters, presented a mock-up of a sign to honor the Girls Softball state championship and was requesting placement on SR 65, Ohio River Boulevard, at each end of the borough. Pres. Yurkovich stated the traffic islands are PennDOT responsibility and currently no permits are being issued for signs in their right-of-way. Since the Mike Fincke, NASA astronaut, sign is on borough property, that was offered as an option. The borough will check with PennDOT regarding sign permits on PennDOT property and will advise Mr. Gray.

**PRESIDENT'S REPORT – Kevin Yurkovich**

Due to inappropriate comments, Pres. Yurkovich removed Mr. Lenz from all council committees and appointed Michael Mary to Infrastructure and Brian Fashian to Public Works.

**MAYOR'S REPORT - AmySue Lille**

Public Safety: OTPD: 85 calls; EVFC: 32 calls

Mayor Lillie thanked OTPD and EVFC Chiefs for their hard work and commitment in running their departments.

NFPA (National Fire Protection Association) – Rob Bennett, Emsworth Fire Marshal, requested a one-year subscription to NFPA in the amount of \$175. MOTION by Mr. Mary, second by Ms. Donovan to approve \$175 to NFPA for a one-year subscription for Rob Bennett, Fire Marshal. Motion unanimously carried by roll call.

**BOROUGH SOLICITOR REPORT – Robert L. McTiernan, Esq., Borough Solicitor**

Adopt Ord. 1013, Act 57 of 2022 – MOTION by Mr. Fashian, second by Ms. Donovan, to adopt Ord. 1013 which amends the local tax collection law; requiring the tax collector to waive a penalty if the tax notice is not received and property transferred within previous 12 months. Motion unanimously carried by roll call.

Adopt Ord. 1014 – MOTION by Mr. Fashian, second by Mr. Mary to adopt Ord. 1014, prohibiting covered vehicles on the borough streets. Motion unanimously carried by roll.

**BOROUGH ENGINEER REPORT – Dennis J. Flynn, P.E.**

Pavement Management Plan was distributed to Council; this plan will link with the GIS Program.

Small Water & Sewer Grant – Proposed Res. 2022-07 for a 15% borough match, approximately \$53K, and the balance will be covered by the grant. MOTION by Mr. Fashian, second by Ms. Donovan to adopt Res. 2022-07 for the Small Water & Sewer Grant. Motion unanimously carried by roll call.

2021-2022 Road Program – Paving on Courtney and Walliston (Center to SR 65) has been completed. MOTION by Mr. Fashian, second by Mr. Mary to approve payment No.1 and Final to T. A. Robinson in the amount of \$177,589.82. Motion unanimously carried by roll call.

Insight Pipe – MH-MH Lining, Year 16 –MOTION by Mr. Fashian, second by Ms. Donovan to pay Insight Pipe \$19,005.76 for MH-MH cleaning upon the recommendation of Gateway Engineers. Motion unanimously carried by roll call.

Duke's – MOTION by Ms. Donovan, second by Mr. Mary to pay Duke's invoice for Flow Isolation work in the amount of \$6480. Motion unanimously carried by roll call.

#### **COMMITTEE REPORTS**

##### **BOROUGH PROPERTY –Abigail Donovan**

Pres. Yurkovich requested an update on the salt shed replacement. Ms. Donovan replied she will be looking into this replacement and will advise council.

##### **COMMUNITY EVENTS – Brian J. Fashian/Mike Mary/Abigail Donovan**

Light Up Night – Mr. Fashian provided a recap of the successful Light Up Night held Sunday, December 4.

##### **INFRASTRUCTURE – Paul F. Getz**

No report this evening.

##### **PERSONNEL – Brian Fashian/Michael V. Mary**

DPW Hire – Former DPW worker was cited for job abandonment and was terminated; he failed to show up at work and ignored attempts by council to reach him. Ken Kroen was brought in for DPW work. MOTION by Mr. Mary, second by Mr. Fashian to hire Ken Kroen at a rate of \$18/hour increasing to \$20/hour after the 90-day probation period and retro pay back to 11/28/2022 start date for the \$2/hour difference. Motion unanimously carried by roll call.

##### **PUBLIC WORKS – Abigail Donovan**

Replacement Street Signs – Ms. Donovan distributed a list of borough signs that need to be replaced due to fading or are missing. MOTION by Ms. Donovan, second by Mr. Mary to order replacement signs through Ibis Tek/Penn Global Signs in an amount not to exceed \$4K. Motion unanimously carried by roll call.

Pot Hole Patching – Ms. Donovan will reach out to Ohio Twp. DPW regarding additional pot hole patching throughout the borough as these pot holes are beyond a one-person job. Action tabled.

Street Sweeping – Borough streets have not been commercially swept since pre-Covid. Ms. Donovan will reach out to Avalon Borough as well as others for a proposal to sweep in 2023. Mayor Lillie recalled a company at the conference she attended and will get the information to Ms. Donovan and will check into any grants which may be available. Mr. Flynn added the street sweeping counts towards the borough's MS4 requirements.

PA One Calls – Pres. Yurkovich discussed PA One Calls; two people attended classes but no one responds to the PA One Calls, which can lead to a fine. Mr. Lenz stated he was highly skilled and his time is valuable and could do the PA One Calls for \$30/hour. Mayor Lillie suggested collaborating with other municipalities. Mr. Fashian is awaiting a response from Allegheny Utility Service that responds to PWSA call-outs.

Ms. Donovan requested full transparency from council on DPW matters as she was unaware there was a recent issue with one of the DPW trucks.

##### **QVCOG – Paul F. Getz/Brian J. Fashian**

No report this evening.

##### **ZONING – Abigail Donovan/Paul F. Getz**

No report this evening.

##### **FINANCE – Michael V. Mary/Brian J. Fashian**

General Code – Mr. Fashian clarified that the recent General Code approval was for the annual maintenance fee. General Code is requesting approval of their proposal to upgrade our codification to include recently adopted ordinances. MOTION by Mr. Fashian, second by Mr. Mary to approve ordinance codification to General Code in an amount not to exceed \$4K. Motion unanimously carried by roll call.

2023 Budget – MOTION by Mr. Fashian, second by Mr. Mary to adopt the 2023 Budget in the amount of \$2,091,572. Motion unanimously carried by roll call.

Holly Ridge Web Design – MOTION by Mr. Fashian, second by Ms. Donovan to extend Holly Ridge Web Design contract by one year. Motion unanimously carried by roll call.

Bill List – MOTION by Mr. Fashian second by Mr. Mary, to approve the Bill List as presented with the following additions: Concentra \$97; Logi-Tek \$1200; Mission Communications \$581.40; NAPA \$41.09; Leaette Cavaliere \$175; Holiday Outdoor Décor \$561.75 (Veterans Banners). Motion unanimously approved by roll call.

#### **OLD BUSINESS**

Pres. Yurkovich plans a Vinegar Hollow meeting to address this run-off situation before the January 11 council meeting.

#### **NEW BUSINESS**

Resignation – MOTION by Mr. Fashian, second by Ms. Donovan to accept the resignation of Jason Helfrich from Council. Pres. Yurkovich requested interested registered voters who have at least a one-year Emsworth residency to submit a letter of interest to the borough office before January 4, 2023. Motion unanimously carried by roll call.

Act 172 EVFC Fire Credits – MOTION by Mr. Fashian, second by Mr. Mary to approve the firefighter list as verified and submitted by EVFC Chief Kohl for the Act 172 tax credits. Motion unanimously carried by roll call.

Pres. Yurkovich reminded council that attendance at training classes in 2023 must be beneficial to the borough and added Gateway Engineers attends training classes as well as conferences on behalf of their municipalities.

**PUBLIC COMMENTS** – None

#### **ADJOURN**

MOTION by Mr. Fashian, second by Mr. Lenz to Adjourn the November 9, 2022, council meeting at 7 25 p.m.

Respectfully Submitted,

CATHY JONES  
Borough Secretary