

**MINUTES**  
**City Council Meeting**  
**City of Butler, Pennsylvania**  
**September 28, 2023**

Mayor Dandoy called the meeting to order at 6:02 PM. Mayor Dandoy and Council members Reese, Shearer, Christy, and Herr were present. The pledge of allegiance to the flag followed an invocation given by Mayor Dandoy. Deacon Jim Shope, All Saints Parish gave an invocation at 6:43PM.

**ACTIONS AT THE FORUM MEETING HELD ON September 7, 2023:**

There were no persons to be heard.

Motion by CM Christy with a second from CM Shearer to approve the action items for the forum meeting of September 7, 2023. All voted aye.

1. Motion by Mayor Dandoy to approve City Resolution No. 2023-09-07; a resolution of the City of Butler to revise the 2021 CDBG Program by reducing the Father Marinaro Improvement line item by \$30,000 and the Sidewalks line item by \$18,558 and reallocate \$48,558 to the Street Improvement – Kaufman Drive – CT 9025 BG 1 line item for the completion of the activity. Second by CM Herr. All voted aye.

2. Motion by Mayor Dandoy to approve the Assumption and Operation Agreement, as presented, between the Butler Area Sewer Authority, the City of Butler, and the Butler Township and to authorize the Mayor and City Clerk to sign any other required documents, if any, to establish the Other-Post-Employment Benefits (“OPEB”) Retirement Plan and Trust related to the Sale of the Butler Area Sewer Authority to Pennsylvania American Water. Second by Reese. All voted aye.

**CITY COUNCIL MEETING September 28, 2023**

**EXECUTIVE SESSION**

Mayor recessed the meeting at 6:04 PM to discuss legal matters in an executive session.

Mayor reconvened the meeting at 6:42 PM.

**PRESENTATION:**

Oberymayer Rebmann Maxwell & Hippel LLP presented information concerning the establishment of an irrevocable trust.

Motion by CM Shearer with a second from CM Christy to approve the agenda for the regular meeting of September 28, 2023. All voted aye.

Motion by Mayor Dandoy with a second from CM Herr to approve the minutes of the regular meeting of August 24, 2023. All voted aye.

Motion by CM Reese with a second from CM Shearer to acknowledge receipt of the monthly minutes from RACB, including the CDBG/HOME Program activities. All voted aye.

**MONTHLY BOARDS AND AUTHORITIES LIAISON REPORTS**

Liaisons gave brief reports from boards and authorities that met in August.

**MONTHLY & ANNUAL DEPARTMENT REPORTS**

*(Note: Department Reports Distributed to Council electronically)*

Motion to accept the monthly reports from the Office of the City Clerk, the Police Department, Fire Department, Office of Business & Community Development/Code Enforcement, Department of Public Works and Parking Department for the month of August. Motion by Mayor Dandoy. Second by CM Christy. All voted aye.

**COUNCIL REPORTS/ACTIONS**

**Councilman Reese**

1.Motion to direct the City Clerk to seek proposals for limestone and asphalt for Fiscal Year 2024 with such proposals due not later than 2:00 PM on November 6, 2023. Second by CM Shearer. All voted aye.

**Councilman Shearer**

2.Motion to approve the Pension Board's recommendation to approve the recommended trades for replenishing cash in the pension funds by **AndCo Consulting**.

	<u>Firefighter</u>	<u>Non-uniform</u>	<u>Police</u>
Vanguard Growth Index (VIGAX)	\$250,000	\$100,000	\$150,000
Vanguard Mid-Cap Index (VIMAX)			\$150,000

Second by CM Reese. All voted aye.

3.Motion to approve the **2024 Municipal Benefits Services** renewal. Second by CM Herr. All voted aye.

4.Motion to approve distribution of 2023 State Aid for pension plans as follows: to the Firefighters' Pension Plan - \$248,921.71, to the Police Pension Plan - \$339,205.41, and to the Officers & Employees' Pension Plan - \$489.59 with the total amount of 2023 State Aid distributed to pension plans being \$588,616.71. Second by CM Reese. All voted aye.

**Councilman Christy**

5.Motion to accept a Pennsylvania 2023 Municipal Fire Department Capital Grant in the amount of \$78,000.00 and execute the required grant agreement. Second by CM Herr. All voted aye.

6.Motion to review and approve a subdivision as requested by CM Property Holdings Plan – 115-117 Spring St. Second by CM Reese. All voted aye.

7.Motion to review and approve a lot line revision as requested by Darla J. Bergbigler's Plan – 332 Broad St. and 331 Wilson Ave. Second by CM Reese. All voted aye.

**Mayor Dandoy**

8.Motion to approve **City Resolution No. 2023-09-28**; a resolution of the City of Butler, authorizing the submission of an application to the Pennsylvania Department of Community and Economic Development for funding through the CDBG Program, as authorized under the Housing and Community Development Act [42 USC 5301 and 24 CFR Part 570], and further certifying compliance with the requirements of said program. Second by CM Shearer. All voted aye.

9.Motion to approve the quote from **Laurel Auto Group, Inc.** in the amount of \$37,880.00 for a 2023 Ford Interceptor SUV-4 Door AWD for use in the police Department. (Costar Contract #013-056). Second by CM Shearer. All voted aye.

10.Motion to approve the temporary closing of N. Washington Street, W. Penn Street, Miller Avenue into Memorial Park, Wick Street and Memorial Park Drive, for the annual **Turkey Trot**, sponsored by Butler YMCA, to be held on Saturday, November 4, 2023, from 8:00 AM until 11:30 AM. Second by CM Herr. All voted aye.

11.Motion to approve closing Main Street from Penn Street to Wayne Street and intersecting streets from McKean Street to Washington Street and Penn Street from McKean Street to Washington Street, beginning at 4:30 PM for approximately 2-1/2 hours, for the **Spirit of Christmas Parade** sponsored by Butler Radio Network, to be held on Saturday, November 25, 2023. Second by CM Reese. All voted aye.

12.Motion to approve closing Main Street from West Pearl Street to Wayne Street, for the **Veterans Day Parade**, sponsored by Butler County Veterans Committee, to be held on Saturday, November 11, 2023 from 10:15 AM until 12:15 PM. Second by CM Shearer. All voted aye.

13.Motion to approve an extension of the **2002 Cooperation Agreement between the City and the Redevelopment Authority of the City of Butler** for administration of the City's Community Development Block Grant Program Funds, HOME Program funds and other State and Federal funds with such extension running through October 1, 2028. Second by CM Reese. All voted aye.

14.Motion to accept the resignation of **Patrol Officer Korey A. Zarnick** from the City of Butler Bureau of Police effective September 26, 2023. Second by CM Herr. All voted aye.

15.Motion to approve the Wind-Down Agreement between **the Butler Area Sewer Authority, Butler Township and the City of Butler**. Second by CM Shearer. All voted aye.

The City Controller presented bills for payment as follows: from the general fund - \$1,397,948.27; from the parking fund - \$57,145.90; from the capital projects - \$6,117.20 and from the liquid fuels tax fund - \$18,793.21; for a **grand total of \$1,480,004.58**. Motion by Mayor Dandoy with second from CM Shearer to approve payment of bills as presented. All voted aye.

### **September Public Announcement - Municipal Separate Storm Sewer System (MS4)**

As part of an ongoing education plan, we would like to remind local residents to properly dispose of the leaves on your property and not brush/sweep dirt, leaves, etc. into any storm drain or onto any street. Either place the leaves and dirt on a compost pile or contact your local municipality for "leaf collection" days or to see what programs your municipality offers for the disposal of yard waste. Remember, the purpose of the storm sewers is to direct stormwater runoff to the local streams. If the system is clogged from garbage, yard waste and dirt, then flooding may occur during a large rainfall event.

### **ANNOUNCEMENTS:**

- Pennsylvania American Water Company will be inspecting service lines in this area next week.
- Trick or Treat, Tuesday, October 31<sup>st</sup> from 6PM to 7PM.

### **PERSONS TO BE HEARD:**

Ralph Pincek spoke about the shelter lights in Father Marinaro Park.  
Larry Rogers spoke about the proposed rental inspection ordinance.  
Mark Krenitsky spoke about the proposed rental inspection ordinance.  
Jenny Spohn spoke about the proposed rental inspection ordinance.  
Sherry Halm spoke about the right of way by her home .

Mayor Dandoy adjourned the meeting at 8:03 PM.

SUBMITTED:

APPROVED

  
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Melinda F. Gall, City Clerk

  
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Robert A. Dandoy, Mayor

