

Continued Meeting of California Borough Council, December 18, 2014, 6:00 pm

President Alfano called the meeting to order at 6:00 pm.

ATTENDANCE: Mr. Alfano, Mr. Difilippo, Mr. Glab, and Mrs. Gutosky, and Mr. Mariscotti and Mayor Weld

ABSENT: Mr. Bittner, Mr. Encapera

PUBLIC COMMENT:

Mr. Maddiex asked if the Norfolk Southern Invoice was the crossing. Mr. Alfano stated that is correct. Mr. Maddiex asked about the income on the general fund budget why is there no line item for amusement tax ordinance income. Mr. Alfano stated we have yet to see any income from that ordinance. Mr. Maddiex stated then he recommends that someone go over that ordinance because evidently events have been held and we should have received that 10% tax. Mr. Maddiex asked about the sewer fund paying rent to the general fund and last year it was \$18,000.00 and now it is \$24,000.00. He's not contesting it being raised he just wants to know how council came up with that figure. Mr. Alfano stated inflation.

PRESIDENTS REPORT – MR. ALFANO

OVERLAY DISTRICT PUBLIC HEARING

Mr. Alfano asked where we are at with this. Mr. Agrafiotis stated he thought we would work this out this evening. There were some discussions about signs. Mr. Agrafiotis stated he will work with Mr. Petro on writing a description of the area covering the overlay district. There was discussion about the requirement of placing trees in parking lots. Mr. Petro stated you would have to go the planning commission anyhow so they could recommend the placement of trees if certain criteria are met. Mr. Alfano asked Mr. Agrafiotis if we could have a final draft ready for January. Mr. Agrafiotis stated sure. Mr. Alfano stated we can't have the public meeting if we don't have an approved ordinance so we'll approve it in January and have the hearing in February. Mr. Agrafiotis stated you don't approve it before the hearing. Mr. Petro stated you can approve it with the changes made and have it to the Washington County Planning Commission by Monday or Tuesday and then add 30 days and you can have it on the 22nd on January. Mr. Mariscotti stated lets just make it 4:30 on Tuesday, the 27th to cover the time requirements.

Motion by Difilippo/Mariscotti to hold the public hearing for the Downtown Overlay District Ordinance on January 27, 2015 at 4:30 duly carried on a roll call vote with all members present voting yes.

NORFOLK SOUTHERN INVOICE

Mr. Alfano stated we have invoice #90160602 from Norfolk Southern for the least on the crossing down near the library.

Motion by Difilippo/Mariscotti to pay Norfolk Southern invoice #90160602 in the amount of \$135.00 duly carried on a roll call vote with all members present voting yes.

BELLA ENTERPRISE

Mr. Alfano stated since we are going to move forward on the Peach alley project he would like to pay Bella Enterprise the negotiated amount for the change orders in the amount of \$20,000.00. Mr. Agrafiotis stated he has a call into their attorney and it would be conditioned up them and us entering into a release for the change orders.

Motion by Difilippo/Mariscotti to pay Bella change orders contingent upon them signing the release approved by the Solicitor in the amount of \$20,000.00 duly carried on a roll call vote with all members present voting yes.

BOROUGH BUIDLING RENVOATION

Mr. Alfano stated he had a discussion with Ken Kulak yesterday afternoon and he stated there is a big controversy on the geo thermal systems. It seems like there is one engineering company that designed that system for at least two or three of the same HVAC contractors and he thinks the engineering company can't guarantee the system and have it insured because of our close

proximity to the river. They are all pretty much in agreement to scrap the geo thermal system for the new building renovation and go back to a conventional standard split system and release the bids for that. Since the contractor that was the apparent low bidder had a lesser amount for the geo thermal and the other contractor had a higher amount the apparent low bidder has agreed to go with the amount of the other contractor who had the higher amount for the geo thermal so he will still be the lowest bidder. He has agreed to give us a higher credit so we don't have to go through the rebidding process and stuff. He asked council if they are okay with that. Council agreed.

METERS

Mr. Alfano asked what council wants to do with the meters once the new light poles are installed. Mr. Alfano stated we are going to have to buy the poles & covers if that is the route we choose. Mr. Agrafiotis stated that should probably go under new business since the agenda is already set.

MR. GLAB

Nothing to report

MR. MARISCOTTI

Nothing to report

MR. BITTNER

Nothing to report

MRS. GUTOSKY

ADOPT BUDGETS

Motion by Gutosky/Difilippo to adopt the 2015 General Fund Budget balanced at \$1,763,558.63 carried on a roll call vote with all members present voting yes.

Motion by Gutosky/Difilippo to adopt the 2015 Sewer Fund Budget with income at \$1,855,500.00 and expenses at \$1,293,636.56 duly carried on a roll call vote with all members present voting yes.

Motion by Gutosky/Difilippo to adopt the 2015 Highway Aid Fund Budget balanced at \$158,903.26 duly carried on a roll call vote with all members present voting yes.

ADOPT THE 2015 TAX ORDINANCE

Motion by Gutosky/Difilippo to adopt the 2015 Tax ordinance with millage remaining at 35 mils; 2 mils for recreation, 2 mils for street improvements, 3 mils for fire service, and 28 mils for real estate duly carried on a roll call vote with all members present voting yes.

PUBLIC HEALTH – MR. DIFILIPPO

Nothing to report

PERSONNEL – MR. MARISCOTTI & MR. ENCAPERA

Nothing to report

MAYOR'S REPORT – MR. WELD

Nothing to report

ENGINEER'S REPORT – MR. LEER

PEACH ALLEY PROJECT

Mr. Leer stated as we discussed earlier we did contact the apparent low bidder on the readvertisement of the Peach alley project. We checked their references and they were satisfactory in that the contractor completes their work on time and any change orders typically issued were owner initiated. He stated he contacted the contractor and they agreed to hold their bid price in the amount of \$197,061.00. It is Widmer's recommendation to council to authorize issuance of notice of intent to award to R& B contracting. Ms. Evans stated those bids were by motion all rejected. Mr. Agrafiotis stated that is correct we will have to have a motion to rescind that bid and if council chooses to award it to the low bidder. Mr. Agrafiotis stated that will have

to be done under old business. Ms. Evans asked Mr. Leer if he still had all those bids they were never brought back to the borough after the bid opening. Mr. Leer stated yes they have them.

SOLICITOR'S REPORT – MR. AGRAFIOTIS

Nothing to report

OLD BUSINESS

Motion by Difilippo/Mariscotti to rescind their motion of November 13th rejecting all bids for the Peach Alley project duly carried with all members present voting yes.

Motion to award the contract to R&B Construction as the low bidder at a cost of \$197,061.00 duly carried on a roll call vote with all members present voting yes.

NEW BUSINESS

METER POLES & SLEEVES

Mr. Mariscotti stated he has two prices one is for a single pole with a double headed meter or a single pole with a single meter. There are 34 single meters and that price comes to \$3,566.94. If we go with double headed meters that price would be \$2,879.72. Plus we would need epoxy and rent a drill and bit for a week.

Motion by Mariscotti/Difilippo to purchase either the single or double meter brackets pole at a cost not to exceed \$4,000.00 to be paid from the general fund duly carried on a roll call vote with all members present voting yes.

RECOGNITION OF CITIZENS

MR. MADDIEX

Mr. Maddiex commented on the meetings for the zoning hearing board and asked if the GIS program is still on track and fire hydrants and other things added. Mr. Maddiex wished everyone a Merry Christmas.

MR. AGRAFIOTIS

Mr. Agrafiotis stated just so everyone is aware of this when we approved Bella be paid \$20,000.00 they have already been paid approximately \$8,100.00 of that. Ms. Evans asked Mr. Leer what to do about the amounts we are already over in from the contract. Mr. Leer stated there will be a final reconciliation of all the contract totals and a final change order done to rectify that.

MR. GLAB

Mr. Glab stated Jon got a call yesterday from McMillen Engineering concerning the cost for inspection fees at the new sewer plant and they paid a fee of \$870.00 for the inspection fee to McMillen. Mr. Leer stated sometimes the fee for your electrical inspections are covered by the electrical contractor and sometimes they are covered by the project owner. Mr. Leer stated the borough got billed by McMillen and the Borough Code inspectors received that bill for the final electric inspection of the treatment plant. Mr. Leer stated he will look at the contract and see who is responsible for that bill.

ADJOURN

Mr. Alfano adjourned the meeting 7:00 pm