

Continued Meeting of California Borough Council, July 31, 2014, 7:00 pm

President Alfano called the meeting to order at 7:00 pm.

ATTENDANCE: Mr. Alfano, Mr. Bittner, Mr. Difilippo, Mr. Glab, and Mrs. Gutosky

ABSENT: Mr. Encapera, Mr. Mariscotti, and Mayor Weld

PRESIDENT'S REPORT – MR. ALFANO

2014 LIQUID FUELS PAVING PROJECT – ELLSWORTH & SKYLINE

Mr. Tудay stated that he spoke to Morgan Excavating concerning council's issues and they wrote him a letter extending the bids until July 31, 2014 and stated they will replace the curbing according to his direction. Mr. Agrafiotis asked if they seemed confident that they would get this completed this year. Mr. Tудay stated yes they did. Mr. Difilippo asked if they will mill anything at all on Skyline Drive. Mr. Tудay stated no just the curbs as needed. Mrs. Gutosky asked if he has all this is writing. Mr. Difilippo asked if they mess up someone's yard is it in the bids that they have to fix it. Ms. Evans stated they shouldn't be in anyone's yards there is no pipe work or trenching involved. Mr. Alfano stated actually the right of way up there extends pretty deeply into everyone's yards and he estimated 4 to 5 feet. Mr. Alfano stated his only concern is there are already two overlays showing and if they aren't milling then we're going to have a pretty high transition into some people's driveways with a third overlay. He stated you can look at the curbing and tell there has been two overlays done prior. Mr. Bittner brought up a good point last meeting but it needs sealed. Mr. Alfano stated they are only tack coating and it's a lot of money to spend to have it blow up again in two years from now. Mr. Alfano asked council what their wishes are. Ms. Evans stated at the last meeting there was some confusion as to where South Ellsworth is. Mr. Tудay explained to her today that it is from the dead end at Wood Street past the right turn to the fire dept. and then turns into Ellsworth which continues over to Meadow St. Mr. Difilippo asked Mr. Tудay to explain that again. Mr. Tудay stated it is if you go past the fire hall and come up to the T in the road it is the left side to the dead end at Wood St. Mr. Difilippo asked if this is the road that has the drainage issues every winter. Mr. Tудay stated they are going to mill. Mr. Difilippo asked about the water problem over by where the guy put in the swimming pool at Ellsworth & Skyline. Mr. Tудay stated he doesn't know where that water is coming from the hill side or people's houses that their drains are cut in the curb and the pipes are gone now and it is going under the asphalt. We've had it tested a couple of times and no one seems to know where it is coming from. Mr. Alfano stated it looks like a wet weather spring. Mr. Difilippo stated we need to do something about it because it is going to ruin whatever we put there. Mr. Tудay stated then we're going to have a million dollar project digging everything up trying to locate where the water is coming from. Mr. Tудay stated you will stop it by putting an overlay by sealing that off. He's not a magician he can't see under there. Mr. Difilippo stated if there is something going on underneath there and we through \$147,000.00 down the tubes then we're getting nowhere. Mr. Tудay stated did they grout all the catch basins in properly. Mr. Difilippo asked Mr. Tудay to check those two areas out before we start this project. Mr. Alfano asked council what their wishes are to do the project or not. Mr. Buchanan stated as a point of information he spoke to Stephanie and she was telling him about a PDI loan that can be used for roads and the debt service can then be paid from liquid fuel funds. So you can borrow money to do a large project estimating when that would be redone and then use 15% of your annual liquid fuels to pay the debt service on that and when it is completed that is when you will pave it again. We can look at this for next year specifically because you can pay the debt service from the liquid fuels money. Mr. Alfano stated the point of that is if you need to pay 2 million dollars to do a project you can borrow that money and figure out what the payments would be and break those down and pay it over, say you have a ten year life of the road, you pay a portion of it out of liquid fuels then you have the rest of your liquid fuels money to do other projects. Mr. Alfano stated it is another alternative if you have to do a lot of roads. Mr. Buchanan stated and you use their liquid fuels to pay off the load done through them. Mr. Tудay read the options again offered by Stephanie Whitlach. Mr. Alfano asked council what they want to do. Mrs. Gutosky asked if we should get a picture or video of each driveway before and after the project to protect ourselves. Mr. Glab stated that is an excellent idea. Mr. Tудay stated he would prefer if council does not let anyone up there cut the curb for downspout drainage. Mr. Alfano stated what are you going to do with the ones that are there now. Mr. Tудay stated leave them on top the ground or let them run over the curb because he has noticed a lot of curbs where they cut them the cars run over them and crack those pipe and then the water runs underneath the road causing damage to

the roads undersurface. Mr. Glab asked if you could make them use schedule 80 pipe or something. Mrs. Gutosky asked who would be responsible for policing that. Mr. Glab stated what concerns him is that we are spending pretty much every dime that we have in liquid fuels and if we have a winter similar to last year we're going to need a lot of salt and possible more maintenance on the trucks. Mr. Tудay stated we have money in the street improvement fund he thinks. Ms. Evans stated you have 105,000.00 in street improvement and 132,000.00 in liquid fuels and you'll have \$5,000.00 left if you do both of these projects. Mr. Alfano stated he will not continue this meeting again for these projects so what does council want to do.

Motion by Difilippo to award the project to the lowest bidder which was Morgan Excavating at \$147,295.00 to be paid from liquid fuels and the remainder from street improvement fund contingent on them submitting 100% performance bond, 100% payment bond, and their worker's comp. affidavit. Motion died for a lack of a second.

Mr. Bittner stated he is not a paver nor an engineer but he walks that road up there and if we don't get it sealed then he feels we are wasting our money putting an overlay on it because he doesn't think it will hold up. Mr. Glab feels this project may have been overly aggressive for this year. Mr. Alfano stated we haven't done a paving project for over two years now what is the use of getting liquid fuels if you're not going to fix something with it. We didn't run over that bad last year on the salt budget. Pick something and fix it. Mr. Tудay stated you are right do something pick on block but do something. Mr. Tудay asked if they would want to seal coat it first. Mr. Alfano stated Russell Standard is the only ones that do that and you'll never get on their schedule this late in the year. Mr. Alfano started then we got to back to Stephanie Whitlach and have her redo the specs. and we're running out of time. Mr. Bittner stated that is what he thinks should be done. Mr. Tудay stated and if you mill it you're going to waste it anyhow. Mr. Bittner stated he would suggest just tar & chip the Harris plan.

Motion by Bittner/Glab to reject all bids on Ellsworth & Skyline liquid fuels project duly carried on a roll call vote with Mr. Bittner, Mr. Glab, and Mrs. Gutosky voting yes and Mr. Alfano, and Mr. Difilippo voting no.

DOWNTOWN PAVING PROJECT

Motion by Difilippo/Bittner to reject all bids on the downtown paving project duly carried on a roll call vote with all members present voting yes.

Mr. Bittner stated we're still negotiating with Bella to get them to finish that project. Mr. Tудay stated we still haven't told Bella to pave, but yea we did. He wants to ask to Bella to remove the paving portion from their contract and have us pave it with the downtown project. Ms. Evans stated then you still have all your handicap ramps to address. Mr. Tудay stated you can address it in a year. Mr. Alfano stated like Tim said we borrow a million and do all these and pay it off over 10 year or whatever it is going to be. Mr. Tудay stated you're going to have three patches on the road.

Mr. Bittner stated that Third St. to the University is breaking down also and we we're supposed to check on if we have that bonded. Mr. Alfano stated there was a three year plan and we need to start paying attention and fixing them a little at a time. Mr. Glab asked what is the difference in price from tar & chip & paving. Mr. Tудay was uncertain so Ms. Evans went and got the 2013 project. Mr. Alfano stated we should probably seal coat Second and Liberty. Mr. Tудay stated we can double seal coat the downtown project instead of paving. Mr. Buchanan handed out to council a copy of the sq. footage estimates for the Skyline & Ellsworth project and a drawing showing phases I through III. Mr. Alfano stated he's sure the price went up but even with that we're looking at \$55,000.00 to do this providing we can get Russell Standard. Mr. Tудay stated even with the paving they put a tack coat down to seal it prior to paving it. Mr. Buchanan reiterated the three year paving project he and Mr. Tудay had worked on. Mr. Alfano stated if you want to go back to sealcoat and chip you can do all the roads this year with the money we have. That will maintain them for a few more years until we come up with a grand plan. Mr. Vitchoff stated if you are going to sealcoat you need to act quickly because that is weather & temperature related as to when you can do that.

2014 LIQUID FUELS PAVING PROJECT – ELLSWORTH & SKYLINE

Motion by Bittner/Glab to rescind the motion rejecting the bids on Ellsworth & Skyline 2014 Liquid fuels project duly carried with all members present voting yes.

Mr. Bittner stated he still doesn't think this is the right thing to do and he hopes he's not sorry in a couple of years.

Motion by Difilippo/Gutosky to award the 2014 Liquid fuels project to the lowest bidder which was Morgan Excavating at \$147,295.00 to be paid from liquid fuels and the remainder from street improvement fund contingent on them submitting 100% performance bond, 100% payment bond, and their worker's comp. affidavit duly carried on a roll call vote with Mrs. Gutosky, Mr. Bittner, and Mr. Difilippo voting yes and Mr. Glab voting no and Mr. Alfano who abstained because he lives there.

Mr. Glab asked Mr. Tудay to get up there prior to construction and have it all, specifically the driveway's on video.

Mr. Buchanan asked Mr. Tудay to be a little more specific and explain the process of tack coating which is in fact what Mr. Bittner was concerned about. Mr. Bittner stated but it doesn't seal the road.

MEETING WITH KEN KULAK

Mr. Alfano stated we had our final planning meeting with Ken Kulak and he's ready to advertise the project and award it in August. Mr. Alfano stated he will hold a mandatory pre bid meeting.

DOWNTOWN PROJECT

Mr. Bittner stated he liked Mr. Alfano's idea of tar and chipping downtown. Let's get a price and see if we can get it in this year. Mr. Tудay stated we should do all of Second St.

Motion by Bittner/Difilippo to seal coat all of Second St. from Mechanic to Beazle St., Liberty St. from First to Seventh St., Fourth St. from Wood to Union, and Fifth St. from Wood to Union St., contingent on Bella's timeline for finishing their project duly carried on a roll call vote with all members present voting yes.

There was discussion about the time line of advertising and bidding and if there is still time before weather gets bad. Mr. Tудay stated we also have to get a timeline from Bella as to when they're going to get finished. Mr. Tудay stated the project we did in 2012 the invoice is dated Sept. 19th so we were down to the wire then too.

Mr. Tудay asked when do they want to put it out for bid. Mr. Alfano stated ASAP put it out and we'll deal with Bella. Mr. Tудay stated tomorrow. Ms. Evans stated she is off tomorrow but Betty will be here. Mr. Alfano asked Mr. Tудay to call Morgan tomorrow and let them know they got the bid. Ms. Evans stated they have to provide the performance & pymt. Bonds and worker's comp. affidavit. We'll send them an award letter but you can call them ahead of time to let them know.

PUBLIC HOUSING – MR. GLAB

Mr. Glab asked if Bella was in town last week. Mr. Vitchoff stated they were and they took equipment out. Mr. Tудay stated they came in Saturday and worked and left.

Mr. Tудay stated Mr. Wentzel came to see him and had some issues at the house and would like to put a drain into the storm sewer because he's getting water at his patio again. Mr. Tудay stated that is fine as long as it is in the storm sewer. Bella is going to do that for them. Mr. Buchanan stated he spoke to Mr. Hixon this morning and he's satisfied with all three of his issues and signed off on it. Mr. Glab asked why the flag is flying at half mass at the Public Library. Mr. Tудay stated he's not sure but he will find out.

Mr. Buchanan stated as a point of information the Bella people are meeting tomorrow morning at 11:00 am and discussing the paving project and if necessary we can phone in and ask questions. We don't need to fight with Bella because we haven't fought with Bella about anything that they have done. Mr. Alfano stated get a time table and see if when they're going to get in here. Mr. Buchanan stated okay. Mr. Agrafiotis stated Redevelopment authority isn't happy with something Bella did. Ms. Evans asked if anyone got a copy of Dentino's signed right of way. Mr. Alfano asked Mr. Buchanan to contact Mr. Dentino tomorrow to see if he could get that signed. Mr. Agrafiotis stated he sent him a quick claim deed.

PUBLIC WORKS – MR. MARISCOTTI

PUBLIC SAFETY-

Mr. Bittner asked Jeff and Tim how we are going to address the walls that that the demolition company wants to leave in on that Ruscitto building. The one he wants to leave at the elevation of the parking lot and the one at Tony's he wants to leave in at the line of the grass. He was discussing with Vito about leaving a solid wall so we need to talk to Senate or Kerry Fox to address that issue. Mr. Bittner stated he can understand the first two but the one at Vito's property is where the issues come in. Mr. Taday stated if Vito has his built against that wall that is their issue and he thinks we should take that wall down where it is safe and level. Mr. Taday stated he doesn't think they should leave the whole wall in there. Mr. Bittner stated we need to get them in here to discuss it because the boss is on vacation next week so he won't be on the jobsite. Mr. Bittner stated they're asking the wrong person if they're asking him. Mr. Glab asked if this is safety issue or a convenience issue. Mr. Alfano stated they're afraid that the foundations of the adjoining properties will lose their support. Mr. Difilippo asked how far up is that wall going to be sticking up. Mr. Bittner stated tomorrow they will be running the camera for the sewer issue.

FINANCE – MRS.GUTOSKY

Nothing to report

PUBLIC HEALTH – MR. DIFILIPPO

Nothing to report

PERSONNEL – MR. MARISCOTTI & MR. ENCAPERA

MAYOR'S REPORT – MR. WELD

ENGINEER'S REPORT

SOLICITOR'S REPORT- MR. AGRAFIOTIS

Mr. Agrafiotis asked for an executive session concerning Frank's litigation.

BOROUGH MANAGER'S REPORT – MR. BUCHANAN

Mr. Buchanan stated a sample of the dock came in for the wharf project.

OLD BUSINESS

Mr. Taday stated he talked to Kerry Fox today and they released the bid for the streetlights and council needs to address the meter issues because they can't be attached to the new poles.

PARKING METER TECHNOLOGY

Mr. Bittner stated Tim is investigating a machine that people pay the machine so meters at each stall are not required but you do everything through the kiosk machine. Mr. Buchanan stated that he has been investigating these technologies over the past few weeks and will come up with a four year plan to begin replacing our current system over time.

NEW BUSINESS

WATER POOLING PROBLEM AREAS

Motion by Difilippo/Bittner to have our street department go up to the water problems on Ellsworth & Skyline and see if they can remedy those before we get the paving done duly carried on a roll call vote with all members present voting yes.

RECOGNITION OF CITIZENS

JAMES MADDIEX

Mr. Maddiex stated just as a reminder the Planning Commission will be meeting on the 5th of August and we'll be doing the overlay district.

Mr. Alfano stated we are adjourning this meeting and going into executive session and will report back at the next regular meeting.