

## **Regular Meeting of California Borough Council, March 13, 2014, 6:30 pm**

President Alfano called the meeting to order at 6:30 pm.

**ATTENDANCE:** Mr. Alfano, Mr. Bittner, Mr. Difilippo, Mr. Encapera, Mr. Glab, Mrs. Gutosky,

**ABSENT:** Mayor Weld

### **MOMENT OF SILENCE PLEDGE OF ALLEGIANCE**

### **ADDITIONS OR CHANGES TO AGENDA**

No additions or changes to the agenda. President Alfano stated the agenda is adopted as proposed.

### **PUBLIC COMMENT**

No public comment at this time

### **MINUTES**

Motion by Difilippo/Gutosky to approve the minutes of the regular meeting of February 13, 2014 duly carried with all members present stating aye.

Motion by Difilippo/Mariscotti to approve the minutes of the continued meeting of February 18, 2014 duly carried with all members present stating aye.

### **SECRETARY'S REPORT – MS. EVANS**

Ms. Evans read the accounts payable and account balances for January 2014.

### **JUNIOR COUNCIL MEMBER – ANGEL FUNK**

Ms. Funk stated currently students at California High School are doing a fund raiser Pennies for Patients contributing to the children's leukemia society and have raised over \$5,000.00. The facilitator Mrs. Lynne Roy would like to thank the community for their support and donations.

The Students Against Destructive Decisions (SADD) students are beginning another fundraiser where you can bring in new items for dogs and cats such as toys, leashes, treats, dog/cat food, or beds and blankets are very much needed and can be dropped off in room 105 by March 17<sup>th</sup>. These items are to be donated to the no kill shelter of Fayette Friends of Animals.

The high school drama club put on a production of "The Pajama Game" a story about a factory worker in the 1950's wanting a 7 ½ % raise. The play was a big hit and everyone in the production did a great job.

They had a scholastic Art and Writing award winner, Lindsey Elisa won an honorable mention in writing.

### **PRESIDENT'S REPORT – MR. ALFANO**

#### **CM SERVICE AGREEMENT**

Mr. Alfano stated he hopes council has reviewed the proposal from CM Service Agreement for architectural and engineering services for the addition and renovation of the borough building. If it is appropriate at this time he would accept a motion from council to accept the proposal at a cost not to exceed \$82,400.00 for professional fees for this project contingent upon the solicitor's approval of the proposal. Mr. Alfano stated these fee schedules are in accordance with the allowable percentages for municipal projects. Mr. Mariscotti asked about the other options in the proposal totaling \$6,000.00. Mr. Alfano stated they are options. Mr. Difilippo asked if all of council is aware of what is included in design development phase and contract document phase so we don't get hit up later on with extra for hours and they had to do this or do that. Mr. Alfano stated the way it is worded is hourly not to exceed basis for each phase - \$5,400.00 for design and development phase, \$50,500.00 for the contract document phase, \$3,500.00 for the bidding

phase, and the construction administration phase would be \$23,000.00. Optional architectural design services are if we decide to approve a police care canopy that would be at a cost not to exceed \$2,000.00, geothermal study at a cost not to exceed \$2,000.00 and Design a thermal system not to exceed \$2,000.00. Total with all three options would be \$88,400.00.

Motion by Bittner/Mariscotti to accept CM Services proposal and professional fees codes number 1-4 for \$82,400.00 and if we decide to select the others we can add them on later and contingent upon the solicitors review and approval and this is to be paid from the bond proceeds account duly carried on a roll call vote with all members present voting yes.

The solicitor entered the meeting and stated he spoke to Mr. Kulak and has ironed out a few details and he is satisfied with the second or third revised proposal and provided a good copy to council for their signatures.

### **MACKIN ENGINEERING – COMPREHENSIVE PLAN**

Mr. Alfano invited Dennis Martinak from Mackin Engineering to speak to council concerning the comprehensive plan. Mr. Martinak handed out to council a two page document. Mr. Martinak stated that the comprehensive plan was last done by his firm almost 10 years ago so it is probably time to update it and there was also mention about possibly updating the zoning ordinance as well. He stated that the first page of the handout is about the comprehensive plan update which includes the comprehensive plan development, public outreach, adopted process and the deliverables. Additionally on the back side of page one are the ala carte items. He stated they drafted the cost between \$30,000 and \$40,000.00 because they don't like to throw numbers out until they are nailed down but wanted to provide council something to go on. The second page is the proposal for the zoning ordinance and again you can see how they broke it down and you can start his process while you're moving through the comprehensive plan to save some time and cost. They will develop the zoning ordinance following the requirements of the MPC and update the zoning map, do the public outreach and then the enactment process. On the back of sheet two is the estimated cost of \$25,000.00 to \$35,000.00. There is a note on there that if they were the selected firm for both the comprehensive plan and zoning ordinance there would be a cost savings of doing both for between \$50,000.00 and \$60,000.00. He also added that he's heard discussions about the parking issues downtown and his firm would do that at no additional cost because they want to show their commitment to California Borough. He thanked council for the opportunity to speak to them concerning these two proposals and asked if council has any questions. Mr. Alfano asked if both of these projects could be done simultaneously. Mr. Martinak stated yes they would start the comp. plan first and when you get two thirds of the way through that you can start the zoning ordinance and it speeds up everything and that is another benefit of doing both of these together at the same time. Mr. Alfano asked what kind of time frame overall would we be looking at to complete both of them. Mr. Martinak stated in a perfect world you could do a comp plan in 10-12 months and then start your zoning ordinance so you could have both an adopted plan and active ordinance in place in about 16 months. Mrs. Gutosky asked if the ala carte items would need to be discussed and added prior to executing the agreement. Mr. Martinak stated yes they would certainly want those figures in the initial cost proposal. He stated they are not big ticketed items but would want those included up front. Mr. Alfano stated he feels it appropriate to get all of council together and meet with Mackin and have a more in depth meeting and discuss it further. Mr. Martinak stated it is cost effective to work with your neighboring communities but they have checked with surrounding communities and at this time they're not ready to do anything like this yet. Mr. Glab asked how much of a lead time would they need once council would approve them. Mr. Martinak stated once they sit down and hammer out the details with council they could start right away. Mr. Alfano asked Mr. Martinak to check his schedule to come up with some good dates when they could meet with council.

### **TRI COUNTY BOROUGH ASSOCIATION MEETING**

Mr. Alfano announced that the Tri County Borough Association Meeting will be held at the Lock Four Fire hall on the 20<sup>th</sup> of March at 7:00 pm.

### **SHIRLEY EVANS TO ATTEND MEETING**

Mr. Alfano stated he would entertain a motion to allow Shirley Evans to attend the Washington County Tax Collection Board of Delegates Meeting on March 19, 2014 at 1:30 pm.

Motion by Gutosky/Bittner to allow Shirley Evans to attend the Washington County Tax Collection Board of Delegates Meeting on March 19, 2014 at 1:30 pm carried on a roll call vote with member's present voting yes.

#### **UPDATE ON NAUTILUS BUILDING**

Mr. Alfano stated they had a meeting with the engineers who will be drawing up the plans for the demolition of the Nautilus building on the corner of Third and Wood St. and with Kerry Fox of the Washington County Redevelopment Authority and the Borough Engineers. It was very productive and there were questions about sewage taps on that property and where the boundaries are on that property. Mr. Alfano stated there is some encroachment from two neighbors onto the property and we can work that out with them. The contract specifications would require this would be a weekend demolition because it is along a state road and would happen after graduation so most of the students will be gone to allow for the least amount of distraction. He will provide another update once the contract is prepared and bid.

#### **TRANSFER BOND PROCEEDS TO PAY CM SERVICE INVOICE**

Mr. Alfano stated we need a motion to transfer from the Bond proceeds account to the General fund the amount of \$505.82 to pay CM Services invoice 14-020.

Motion by Difilippo/Glab to transfer from the Bond proceeds account to the General fund the amount of \$505.82 to pay CM Services invoice 14-020 duly carried on a roll call vote with all members present voting yes.

#### **PUBLIC HOUSING – MR. GLAB**

##### **DEMOLITION LIST**

Mr. Glab stated that John Petro and Bill Johnson went out and looked at the 21 properties that were listed on the Blighted properties list and after a conversation with Mr. Johnson he stated they were all well deserved to be on that list. They suggested we choose the top three that externally exhibited clear International Property Maintenance Code violations. The first is on High St. which is a two story structure that is bulging, the second one is on Second Street, and the third one is on Pike Run Drive. He asked John Petro if the letters went out. Mr. Petro stated the letters went out last Friday on March 7<sup>th</sup> certified giving them 10 days to respond to us. He stated that one person did respond but it was after hours and can't be reached during borough's hours. Mr. Glab stated so basically we've not made contact with any of them then. Mr. Petro stated that is correct. Mr. Petro stated we'll give them until the certified mail comes back and then we will go to the magistrate to obtain search warrants to enter the premise.

#### **SHANNON KRATZER – CODE OFFICIAL CERTIFICATION CLASSES**

Mr. Glab stated that Shannon Kratzer is requesting to attend Code Official Certification classes. These classes will be free of charge because we paid the tuition to this class last fall and unfortunately he had a relative pass away while he was there and he had to drop out of the class. The people who organized the class have applied last year's tuition to this current class. It will cost us approximately \$560.00 which is for 4 days lodging at \$84.00 per day and approximately 400 miles at \$.56 cents per mile. The advantage of this class is that it would make Mr. Kratzer a certified building code office official and he will be able to oversee some of the things that we are currently sending out to McMillen so we will have the capability to recoup those monies and or fees that normally go to McMillen and he would like to make that in the form of a motion.

Motion by Glab/Mariscotti to send Shannon Kratzer to the Code Official Certification class at a cost of approximately \$560.00 which is 4 days lodging at \$84.00 per day and 400 miles at \$.56 cents per mile in Enola. Under discussion Mr. Mariscotti asked what it cost us the last time. Mr. Alfano stated the cost of the class plus his lodging. Ms. Evans stated that the hotel sent a partial check back for the days he was unable to stay. Mr. Mariscotti asked what that figure was and could we get that back from Shannon. Mr. Alfano stated he wasn't there that long maybe one or two days. Mr. Alfano stated no one has control over when a relative dies it was unfortunate but doesn't feel we can hold him responsible for that money. Mr. Encapera asked if he is on the clock those days he is there. Mr. Alfano stated yes. Mr. Difilippo asked if we have any policy that obligates him to stay employed here or pay the borough back for the cost of the class. Mr. Glab stated Tim looked into that. Mr. Buchanan stated the Building Code Official Certification Licenser comes from the test of state law and regulations administered by the Pennsylvania Construction Codes Academy and so he will actually become certified and licensed by the

Department of Labor and Industry. We are not able to say if you leave here within six months you owe us for the price of the class. However, Mr. Kratzer has been working exceptionally hard the last couple months and we've had a 137% increase over last year's citations and things that have gone out. He added that he is already looking at the Code 10 Residential Building Inspector Certification which is the next category so we can get him to do some commercial things. Mr. Buchanan stated that he believes personally that the value of him to us and the ability of us to bill him out versus paying some other people for some of these things we will recoup the money within that six month period of time anyway. As his direct report Supervisor it is very important to him that his people continue with their education and also continue to be able support you the best they can. John, Shannon, and Lori are working professionally right now and everything is extremely well organized so when you come in and say we're working on 21 building you can see the sheets read through the boxes and you'll know everything we're doing. Part of that is allowing them to have the kind of training that allows us to move forward as a borough. He thinks it is a very good idea for him to go to these training and he believes in what Shannon is doing and believes it is going to enhance our office and our borough and council's ability to enforce these codes and ordinances and to do proper zoning. Mr. Alfano asked if this is the first step and he must complete this to go any further. Mr. Buchanan stated yes and this is the real deal he is the building code enforcement officer licensed by the Department of Labor and Industry for the Pennsylvania Construction Codes Academy so this is not like the 100 level class that you take so you can move on to a certification but this is the certification for that and that is what allows him to become a B1 residential inspector or a code 10. Mr. Encapera asked what his current certifications are. Mr. Buchanan stated his current certifications do not include this one they include courses from when he worked at his previous company and so he is an authorized zoning officer according to the ordinances that have been created but he doesn't have this specific certifications. One of the reasons we need to have him get this is because that insures credibility for us instead of the having the zoning officer now he is also our official stated licensed building code enforcement officer and that increases his knowledge and his ability to be more specific with the zoning ordinances and things like violations. Mr. Encapera asked if somebody could do this as well say someone else in this borough be certified in that as well. Say a police officer could they do that. Mr. Buchanan stated any Pennsylvania State resident above the age of 18 with a valid driver's license who doesn't have a criminal background could do this. Mr. Encapera directed his question to Mr. Buchanan and asked him if we could send him. Mr. Buchanan stated sure he would love to go. He very much values continuing education coming from the University where that is critical.

Motion by Glab/Mariscotti to send Shannon Kratzer to the Code Official Certification class at a cost of approximately \$560.00 which is 4 days lodging at \$84.00 per day and 400 miles at \$.56 cents per mile in Enola duly carried on a roll call vote with Mr. Encapera voting no, and Mr. Glab, Mrs. Gutosky, Mr. Mariscotti, Mr. Alfano, Mr. Bittner and Mr. Difilippo voting yes.

He added the Orlandi subdivision will be moved to the solicitors report and the Perryman storm water plan will be discussed under new business.

## **PUBLIC WORKS – MR.MARISCOTTI**

### **STREET DEPT. UPDATE**

Mr. Mariscotti stated like most other places in Western Pennsylvania we ran out of salt, well officially not out but very low. We used it sparingly and managed to get through. The guys have been working extremely hard and long hours and he is proud of the way they've taken care of the streets.

### **CABLE FRANCHISE AGREEMENT**

Motion by Mariscotti/Glab to pass resolution 14-002 authorizing Council President to sign the cable franchise agreement with the contingency that the Appendix A containing the complimentary service locations be filled out duly carried on a roll call vote with all members present voting yes.

Mr. Agrafiotis stated are we sure there are some complimentary locations. Mr., Bittner stated there are most certainly for example here the library the fire hall just to name a few. He agreed with Mr. Glab stated those need to be listed in there. Mr. Glab stated we will also need to add the new maintenance facility down there since there will be new computers down there. Mr. Agrafiotis stated you can approve entering into the agreement contingent upon Exhibit A which

is the list of designated locations of complimentary services or community facilities being completed to your satisfaction.

Mr. Mariscotti and Mr. Glab amended their motion to include Mr. Agrafiotis's contingency and to change the date to read 2014 not 2013. Mr. Maddiex stated you're doing this in two separate motions and you are on the resolution now. Ms. Evans stated the motion was to pass resolution 14-002 authorizing Council President to sign the agreement.

Motion by Mariscotti/Glab to adopt the Cable Franchise Agreement contingent upon the agreement being updated reflecting year 2014 and completion of current Exhibit A, which is blank, listing the designated locations for complimentary service and community facilities. If that list is filled out and locations are designated and the borough accepts that list before they enter into the agreement duly carried on a roll call vote with Mr. Glab, Mrs. Gutosky, Mr. Mariscotti, Mr. Alfano, Mr. Bittner, and Mr. Difilippo voting yes and Mr. Encapera voting no.

Motion by Bittner/Glab authorizing the President of Council to sign Resolution 14-002 once the contingencies are met duly carried on a roll call vote with all members present voting yes.

Mr. Agrafiotis asked who will contact Phil Fraga to facilitate these changes. Mr. Alfano stated Mr. Mariscotti will contact him.

#### **STREET PAVING PROJECTS 2014**

Mr. Mariscotti stated that Jeff and Tim have been working on this diligently and he turned it over to Tim. Mr. Buchanan stated we worked with Mr. Johnson and also with the street crew and Mr. Tудay and began to create some California Borough, Pennsylvania Liquid fuels comprehensive three year paving plan. It is the beginning and what we are doing is working with each of the functional staffing areas that directly report to him they are going out and getting the processes and getting the procedures and getting these types of reporting things together. We began the report and we've begun doing the studies like the kinds of roads, finding out which ones are worse and which ones are best. They specifically dealt with ones that have been looked at so the order they are in in the copy that he sent to all of council is not the specific order but the process used to be able to identify which are the worst so 10 is a pristine road and 0 is completely failed. If you have an opportunity to review that you are given the choices that are needed to make then Mr. Tудay and myself can put the plan together. We have year one and then year two and three are simply listed in order from worst to best. Also we are feathering these in with different projects from people like the gas company. He asked Mr. Tудay to speak about the ADA ramps and gas company. Mr. Tудay stated the gas company comes in and they replace curb to curb so they will come in and do all four corners for us. They have been doing a lot of ADA ramps for us. He spoke to Stephanie Whitlach and they do them in compliance with the ADA specifications. If we replace the sidewalk then we have to replace the ADA ramps.

#### **AUTHORIZE PARTICIPATION IN 2014-2015 COSTARS ROCK SALT AGREEMENT**

Motion by Mariscotti/Difilippo to authorize participation in the 2014-2015 Rock Salt contract duly carried with all members present voting yes.

Mr. Alfano asked how many tons are we looking at. Mr. Tудay stated 600 which is 100 over the past years but we will have more storage since the plant will be finished. Mr. Glab asked what the price is per ton. Ms. Evans stated this is just authorizing us to enter into the contract so they know how much when they put it out for bid so we won't know the cost until later in the year.

#### **ROBINSON PIPE CLEANING**

Mr. Mariscotti stated this is a void subject since that project has been taken care of. Mr. Alfano complimented our street crew for doing a great job on that. Mr. Buchanan stated he is very proud because the sewage department and the street department both collaborated together and we even had the fire department and everyone worked together and got the job done.

#### **CO-OPERATIVE AGREEMENT WITH CENTERVILLE BOROUGH**

Mr. Mariscotti stated he will let Tim and Jeff speak about this since they met with Centerville Borough to make synopsis to exchange some work with our street crew and street sweeper with their paver and people. Mr. Tудay stated he and Tim went on Tuesday and talked to them about swapping services. They would bring their paver down and pave some alleys and we would go there and run our street sweeper in their borough. He stated we are going to talk about it again

next week. Mr. Buchanan stated he had previously done a study for councilman Mariscotti because he asked him to find the value of what our street sweeper was. So by working with Uniontown and other people we were able to come up with approximate cost of a value around \$137.00 per hour. So when we do the calculations in addition to the fact we are looking to do some sweeping in other boroughs there will be a one to one cost value. So for every dollar of work we do we will get a dollar worth of work back and that's the fairest way to do it. Mr. Agrafiotis stated we will need to have Inter-municipal agreements in place for those. Mr. Alfano asked Jeff and Tim if they would get more specifics on what they are looking for and what we're willing to offer and then we'll have to have the two solicitors talk. Mr. Buchanan stated Centerville actually passed a resolution to begin looking at this so there is a little more specifics to it. Mr. Bittner stated it would speed the process along if Tom is going to get involved if we approve it tonight and that way the expenditure is already approved for him to begin.

Motion by Mariscotti/Bittner to authorize the solicitor to start work to prepare a co-operative agreement duly carried with all members present voting yes.

Mr. Glab stated the Mayor of Roscoe has shown interest in having us sweep their streets possibly twice a year so that would require another agreement. Mr. Alfano stated yes but it is important that we share resources with our neighbors as much as we can. We spent a couple of hundred thousand dollars on equipment and there's no sense leaving it sit in a garage half of the time we should try and utilize it. Mr. Glab stated it will come back to council for final approval on the specifics like how many miles they want swept and what they will pave. Mr. Alfano stated we are not voting on the agreement we are just authorizing the solicitor to start the process.

Mr. Difilippo asked if there is a list of what road we are paving. Mr. Alfano stated what Tim was talking about the roads are rated now from the best to the worst so the roads that we thought we're the worst may not necessarily be. Mr. Difilippo stated he was looking at the paperwork Tim send them and he stated one of these roads is rated 1 and he's not a professional but there are only a couple places this road is bad so why would we pave the entire road. The problem with that road in front of the fire department is it is so wide and it's going to take up a big hunk of the money that we have to pave. Mr. Agrafiotis stated some municipalities just pave a section. Mr. Tудay asked him if he's looked at that road through the winter and how it goes up and down because of the storm sewers. Mr. Tудay states it moves up and down. Mr. Bittner stated if we don't rectify that problem no matter what you put on top of that it is going to move up and down again. Mr. Tудay stated he's not an engineer but we're getting water down in there and then pushing it up. So if you pave over the whole top it will stop the water from getting in there. Mr. Bittner stated he knows we used Geotextile on Pennsylvania and it was supposed to stop all the cracking and stuff but we have the mirror image cracking so evidently we didn't rectify the problem there good enough either. That is no fault of ours we did what we were instructed to do but we're getting all the cracks on Pennsylvania Ave. and the same problem we had before. Maybe we could seal it before we pave it and that will help. Mr. Johnson stated he hasn't actually looked at it so he's not sure what sewer we're talking about. Mr. Tудay stated it's up by the fire hall where Green St. meets Ellsworth St. Mr. Bittner stated in the winter time it gets bad but in the summer time it brings itself almost level again. Mr. Johnson asked Jeff if that covers a big area. Mr. Tудay stated you're talking 3,326 sq. yds. Length is 1,322' x 22' wide and that's \$54,000.00 and that is milling and putting a 1 1/2" top. Mr. Buchanan stated it is \$16.50 a sq. yd. Mr. Difilippo stated First Street is the worst street in town and when he rode down there everyone parks on one side of the street and that is the nice side. The other side is all beat up and is there a chance to pave that side and moving the parking on that side. Mr. Tудay stated the problem is the base is gone in that street so you'd have to tear it out redo the base and work your way back up. Mr. Difilippo stated we're going to have to do it sooner or later. Mr. Tудay stated that's fine it is council's decision. Mr. Tудay stated it may take all the money just to do one road. Mr. Difilippo asked if there is a possibility of patching that. Mr. Tудay stated yes we could do that. Mr. Difilippo stated then you can move the parking to the other side. Mr. Alfano stated he's not sure we could move the parking to the other side because the bank is too steep and people won't be able to get out of their cars. Mr. Buchanan stated he wanted to address the language for council; what we said was we were creating indexes the numbers in order of how bad they are and we're trying to get all roads in the borough at the top 10% of that index by 2020 and this is going to be achieved by paving or reconstructing the worst roads or sections of the roads that are bringing the scores down and tar & chip or double seal the roads in the middle range. Mr. Difilippo stated the main roads listed on here the whole road is going to be done, Skyline, Ellsworth and Ellsworth to Meadow and that is to totally do those roads. Mr. Tудay

stated the total is 13,293 sq. yds. Mr. Bittner asked if we are also considering the volume of traffic when we do this. Mr. Bittner stated he would think the volume of traffic through a residential area is much less than the volume of the traffic on some of our main roads that are in pretty bad shape. Mr. Buchanan stated one reason we did the charts was to give council the opportunity to make the decision. The road may be rated 1 but it may be moved back to three years from now because whether it is important or not and how much traffic it gets or what is on either side of it. The scaling of the green chart is just here is what worst to best and then the other ones on year 2 and 3 are not ordered at all. It is up to council to come in and make the decisions on how you want to spend the money and what you want them to do with which roads, but we are identifying the very worst ones because some of them are going to zeroes if we have one more bad winter. Mr. Buchanan stated he is looking at a traffic study for our stop lights because of our stop light in the center of town and everybody's having difficulty there. They are timed and so there is no cameras on them like at the top of the hill and he guesses over a period of time they've shifted a little so we're looking on doing an analysis of who's driving where, when and what time specifically. Mr. Glab asked Mr. Tудay if he's been out to assess how much damage this winters has done to our streets. Mr. Tудay stated he's been noticing a lot of it but he hasn't formally been up and down each street yet. Mr. Glab stated before we make determinations on the amount of paving that we are going to do we need to see how much mitigation we need to do so save some of the streets that had severe winter damage. He's noticed tremendous spider cracking on several of the streets and he knows if we don't resolve that issue and seal them this year then we are going to have some streets demolished in two years with another winter or two like this one. Mr. Tудay stated he knows a lot of streets and some of the streets he looked at before winter and a lot of them have changed now. Mr. Glab stated he's noticed a lot of ½ inch cracks since the snow has melted and he's notice a lot of severe cracking that he's never seen before. Mr. Tудay stated we've used a lot of salt this year on the roads. Mr. Glab stated that was inevitable and no one is faulting the street department, but we need to go back and reseal those streets so we have something of a base so we don't have streets raising and lowering because water is getting under them and freezing and thawing because eventually it will spider all our streets and demolish them all.

## **FINANCE – MRS. GUTOSKY**

### **PAMENT OF BILLS**

Motion by Gutosky/Encapera to authorize payment of the regular monthly bills duly carried on a roll call vote with all members present voting yes.

### **REPORT ON SNOW RELATED FINANCES**

Mrs. Gutosky stated she wants to give information on how the winter weather impacted our finances. She handed a printout to all of council and stated the top sheet is the budget relating to snow removal and what was budgeted for 2014 year. She stated that she's going to rattle off these figures and it will provide a picture of where we stand. She stated we budgeted \$35,000.00 for snow removal and salt and we've actually spent so far \$27,000.00, we budgeted \$6,000.00 was budgeted and we spent \$807.00 for a total of \$41,000.00 budgeted and we spent like \$28,000.00. Out of the general fund which includes the overtime for the street department, vehicle maintenance and operating costs, supplies, and additional help we have budgeted \$47,500.00 and spent \$13,189.58. Out of the sewer fund the vehicle operating fuel we budgeted \$6,000.00 and spent \$848.00. Utilities and this is out of the general fund we budgeted \$30,000.00 and spent \$6,140.54. Utilities from the sewer fund we budgeted \$100,000.00 and spent \$12,166.85. Totally without utilities we've budgeted like \$94,500.00 and spent \$42,000.00. Now she went to the second page which compares these numbers to last year regarding salt and snow removal. In the same three month period last year we spent \$14,000.00 and this year along we've spent \$28,000.00 so basically it has doubled. The general fund expenses which includes street dept. overtime, vehicle maintenance, fuel, supplies, and additional help we spent in 2013 \$7,600.00 and this year already we've spent \$13,200.00 The sewer fund expenses for 2013 is \$750.00 and this year we've spent \$850.00. Utilities for 2013 from the General fund we spent \$5,200.00 and this year we've spent \$6,100.00. Utilities from the Sewer Dept. last year the same time period we spent like \$11,000.00 and this year we spent a little over \$12,000.00. So the total without utilities and regarding snow removal only in 2013 we spent \$23,241.00 and this year \$442,037.00 so we are way over budget. Mrs. Gutosky stated we've used approximately 700 tons of rock salt which is a 44% increase over the previous years but less than the increase seen regionally which was around 59%. One item that impacted by the weather actually went down and that was sludge removal because it was frozen and could not be removed so she guesses

when it thaws it will have to be removed. Utility expenses increased but not as dramatically as expected so it was a good job and good effort for all the California borough teams to conserve on energy. She thanked Mr. Buchanan for pulling these figures together for her. Mr. Buchanan stated it is his pleasure and thanked her for working with him.

## **PUBLIC SAFETY – MR. BITTNER**

### **NATIONAL ROAD HERITAGE ROAD CORRIDOR**

Mr. Bittner stated the National Road Heritage Road Corridor is part of the Monongahela River Valley Action Plan and they need some money to continue on some of the meetings they do through the year and so on and so forth.

Motion by Bittner/Difilippo to authorize a donation of \$300.00 to the National Road Heritage Corridor for seed money for their work on the Monongahela River Valley Action plan to be paid from the Gaming Revenue fund duly carried on a roll call vote with all members present voting yes.

### **BOROUGH ASSOCIATION CONFERENCE**

Motion by Bittner/Difilippo to send any council person and pay the conference fee up to \$300.00 for any of them who want to go to the conference on April 6<sup>th</sup> through the 9<sup>th</sup> and this is just the registration fee duly carried on a roll call vote with all members present voting yes.

Mr. Bittner stated if it is paid by Monday it is \$250.00 and after Monday it will be \$300.00. Mr. Alfano stated there is an important meeting that Monday for all communities who have State colleges in their communities. Mr. Bittner stated that meeting is from 7:00 to 8:30. Mr. Mariscotti asked if that includes employees. Mr. Bittner stated if you want to amend it to include them that is fine. Mr. Agrafiotis stated if you're doing employees you may want to add mileage or something.

Motion by Glab/Mariscotti that any department head or administrative employee who want to go the borough would pay up \$300.00 for the registration. Under discussion Mr. Buchanan asked to call a point of information and passed out a hand out itemizing costs. He stated on the second sheet it shows that they do a Sunday only, Monday only or a Tuesday only so if someone didn't have time to go to the whole conference you would be able to go at a significantly reduced rate. The other thing to look at is the hotel they were looking at is \$259.00 and he investigated into another hotel which would be \$89.00 at the government rate which is the standard per diem put out by the GSA. He passed this information onto council so they could review it and if it is up to \$300.00 per employee than it would cover the registration, one night stay, and meals but they wouldn't go for the whole class. Mr. Bittner stated if you want to go to just the meeting on the meeting of communities with colleges in their towns you don't have to attend or pay for the conference. Mr. Buchanan stated it is broken down as lodging is \$89.00 and conference session is \$0 since the meeting of interest is free and you don't have to register for the conference, mileage is \$0 because the municipal vehicle holds up to 4 people. Mr. Difilippo asked Mr. Bittner if it is beneficial to have our employees go to this. Mr. Bittner stated he knows the borough secretary, himself, and some others have attended and it depends on the itinerary and it can be very informative and beneficial. Mr. Alfano asked if we have any idea of who wants to attend. Mr. Bittner stated he is going for the whole conference. Mr. Encapera stated he is on the fence and Mr. Alfano stated he may go up Saturday afternoon attending the Sunday session and come back Monday night. Mr. Alfano asked council what their wishes are. Mr. Encapera stated if you leave that motion up to \$300.00 then the costs would be covered. Mr. Buchanan stated he thinks the section for the communities with college areas would be exceptional and he would love to attend that. He stated he knows Mr. Butzine of California University stated he may have some interest and they could sit together and attend some workshops and things in collaboration.

Motion amended by Glab/Mariscotti to pay up to \$300.00 for not more than 3 employees which would cover \$89.00 a day for the occupant and \$56.00 a day for meals and one day session of the conference per the breakdown on reimbursements per Mr. Buchanan's March 13<sup>th</sup> document duly carried on a roll call vote with all members present voting yes.

Mr. Alfano stated there will be no overtime paid. Mr. Buchanan stated what he did is the same thing the University does which is allowed specifically by Section 701 of the Borough Code which provides for the particular reimbursement as a standard per diem for meals so if you look

at your last page for meals and incidental expenses with State college entered in as the code \$89.00 is the maximum rate using the government rate at the Holiday Inn Hotel would be allowed and \$56.00 is the meal rate for that particular town. When you go to the \$56.00 column under the standard per diem it cost \$9.00 for breakfast, \$13.00 for lunch, and \$29.00 for dinner and \$5.00 for incidentals such as water. He stated he feels this is the best way to do it because this is way that every other professional organization does it.

### **LEGION PARKING**

Mr. Bittner asked Chief Encapera if he looked into the parking for the legion. Mr. Encapera stated he thinks the legion complained because students are parking there and leave their vehicles there for days at a time. He is in favor controlling parking by either putting meters down there are 30 minutes parking stalls there. Mr. Difilippo asked if there will still be a problem there on weekends. Mr. Encapera stated not if you change enforcement hours especially with the 30 minute parking. Mr. Encapera stated Mr. Glab or Mr. Encapera stated they could even rent the stalls. Mr. Difilippo asked how many spaces are they talking about right in front of the Legion. Chief Encapera stated there are two on Union Street right in front of the Legion and three or four across the street from the Legion on Union St. Mr. Difilippo asked if these spots are handicapped. Chief Encapera stated the first one is handicapped. Mr. Difilippo stated so the first one that gets in there stays there. Mr. Alfano stated they already have the handicapped and 4 stalls in our borough lot on Second St. Mr. Alfano stated what if we would give them the two spaces on Second St. closest to Union and two spaces on Union Street closest to Second St. maybe they would be able to pay a nominal lease for the spaces. Chief Encapera stated in all fairness there are other businesses down there they would have to pay fairly for them. Mr. Difilippo stated he thinks at the least for now we should make those 30 minute parking stalls one across the street on Union and right in front of legion on Union. Mr. Bittner stated he would like to see the 30 minutes stalls because he thinks that is the fairest thing for everyone down there. Chief Encapera stated that will prevent cars from parking there for days on end. Mr. Bittner stated the thing is right now Second Street is wide open and you have that one stall here and you can put two or three more stalls down Second St. on the right as 30 minute stalls. He added you're not going to roll out of your call and walk right into the legion but it is within walking distance. Those stalls anytime during the day you go down there are not being utilized so he thinks Second St. would be the prime place to put the 30 minute parking stalls. Chief Encapera stated he thinks there will be a parking problem if the two establishments down there being Signatures and Pittsburgh Sports Bar if they have an event and the Legion has one at the same time. Mr. Mariscotti asked if you could designate two spots for veterans only but stated he doesn't know how you'd prove it. Mr. Alfano stated who is going to enforce that. Mr. Glab stated here is the problem you may get into with that Tony a lot of students are veterans. They may not be a veteran patronizing the legion but they fall into the criteria of being a veteran so you can't really stop them.

Motion by Bittner to put in three 30 minutes parking stalls on Second Street in front of the handicap parking stall on the Legion side of Second Street for (60) sixty days as a trial and error and see how it works out. Chief Encapera asked if they could do that but go down to the alley.

Motion by Bittner/Gutosky to put in 30 minutes parking stalls on Second Street from Union St. starting after the handicap stall to go down to the alley on the Legion side of the street for (60) sixty days as a trial and error duly carried on a roll call vote with all members present voting yes.

Mr. Mariscotti asked if this was 30 minutes 24 hours a day or 30 minutes from 8:00 to 5:00. Chief Encapera stated he will work it out with his officers to enforce it down there. Mr. Bittner stated every 30 minute stall in this town has always been 30 minutes 24 hours a day as far as he's concerned.

### **PUBLIC HEALTH - MR. DIFILIPPO**

#### **FEMA FLOOD INSURANCE RENEWAL**

Mr. Difilippo stated everyone has the renewal notice in their packets for the flood insurance on the sewer plant and there are two different premiums one being \$7,754.00 and the increased coverage of \$8,544.00. The second is \$800.00 more in premium and is \$34,000.00 more on the building and \$7,000.00 more on contents. Mr. Glab asked if this is one year. Mr. Glab asked Mr. Johnson when the sewer plant would be commissioned. Mr. Johnson stated middle of August. Mr. Glab asked if we have to purchase this for an entire year. He understands the building stays

but the contents will be gone by the end of the year. Mr. Difilippo stated the policy runs from March to March. Mr. Johnson stated once the new plant is operational you are probably looking at 4 or 5 minutes to complete transition once we get everything transferred, negotiate the sell on some of the items. Mr. Glab stated well we're talking a whole year then anyhow.

Motion by Difilippo/Encapera to renew the Flood insurance for the sewer plant at a cost of \$7,754.00 duly carried on a roll call vote with all members present voting yes except Mr. Mariscotti who abstained.

#### **DOUG BAKER – CLASSES**

Mr. Difilippo stated previously we authorized Doug Baker to attend three classes and they have canceled two of those classes and refunded the money.

Motion by Difilippo/Mariscotti to send Doug Baker on March 18<sup>th</sup> for a 4 hour Waste Water and Water Class Disinfection and Chlorination class at a cost of \$110.00 duly carried with all members present voting yes.

Motion by Difilippo/Mariscotti to send Doug Baker on March 20<sup>th</sup> for a 3 hour course on Waste Water and Waste Water Safety at a cost of \$85.00 duly carried on a roll call vote with all members present voting yes.

Motion by Difilippo/Mariscotti to send Doug Baker on March 25<sup>th</sup> for a 4 hours class on Pump Operation and Maintenance Part I at a cost of \$110.00 duly carried on a roll call vote with all members present voting yes.

#### **FAYETTE ENGINEERING INVOICES**

Mr. Difilippo stated he has an invoice from Fayette Engineering for the GIS Project in the amount of \$9,180.00 He asked Mr. Johnson what period this take them through. Mr. Johnson stated he was unsure. Mr. Difilippo asked how much time if left on this project. Mr. Johnson stated he thinks they are about 40%-45% complete on it and we have a not to exceed proposal of \$48,000.00 and he thinks they've billed the borough just shy of \$21,000.00.

Motion by Difilippo/Bittner to pay Fayette Engineering invoice #22752 in the amount of \$9,180.00 duly carried on a roll call vote with all members present voting yes.

Mr. Difilippo stated he has another invoice from Fayette Engineering for Peach Alley inspection in the amount of \$6,116.89 that is from Feb. 3<sup>rd</sup> to Feb. 28<sup>th</sup>.

Motion by Difilippo/Bittner to pay Fayette Engineering invoice #22774 in the amount of \$6,116.84 duly carried on a roll call vote with all members present voting yes.

Mr. Bittner asked Mr. Johnson if we have a cap on that cost for inspection services. Mr. Johnson stated no we don't but it typically runs between 15% - 17% of construction for design. He can hash out those numbers and see where we're at.

#### **PERSONNEL – MR. ENCAPERA & MR. MARISCOTTI**

Mr. Encapera stated he has nothing but would like to make an announcement as posted on the Borough's website and Calpa Facebook page that the Borough of California is accepting applications for police civil service testing and the deadline for that is actually tomorrow, March 14<sup>th</sup>.

#### **MAYOR'S REPORT – MR. WELD**

Mr. Weld is absent tonight

#### **ENGINEER'S REPORT – MR. JOHNSON**

#### **TREATMENT PLANT UPDATE**

Mr. Johnson stated the general contractor has completed the concrete construction on the SBR walls and the UV slabs. The structure backfill has been initiated and continues. They intend to mobilize the electrician towards the end of the month.

### **PAYMENT REQUEST**

Mr. Johnson stated he has estimate #7 from the general contractor, Mele & Mele, & Sons in the amount of \$195,626.51.

Motion by Bittner/Difilippo to authorize payment to Mele & Mele & Sons for Estimate #7 in the amount of \$195,626.51 duly carried on a roll call vote with all members present voting yes.

Mr. Johnson stated once that check clears we will submit the final reimbursement for the H2O money in the amount of \$1,710,280.00.

### **PEACH ALLEY PROJECT**

Mr. Johnson stated the contractor continues to work as weather permits. The sanitary sewer is completed on Fourth from Liberty to Peach and Liberty St. from Third to Fourth St.

### **CHANGE ORDER- PEACH ALLEY**

Mr. Johnson stated there is one change order for additional concrete and stone in the amount of \$8,674.30.

Motion by Mariscotti/Bittner to authorize payment of Bella Enterprise's change order #1 in the amount of \$8,674.30 duly carried on a roll call vote with all members present voting yes.

Mr. Difilippo asked Mr. Johnson if he had a problem with one of these lines. Mr. Johnson stated those were change orders 2, 3 & 4 but change order #1 he agreed with.

### **PAYMENT REQUEST**

Mr. Johnson stated he also has a payment request form Bella Enterprise estimate #2 in the amount of \$110,085.12 and the change order you already approved is included in the number.

Motion by Bittner/Difilippo to amend the above motion to approve Bella Enterprise's change order #1 duly carried on a roll call vote with all members present voting yes.

Motion by Mariscotti/Glab to authorize payment of Estimate #2 to Bella Enterprise in the amount of \$110,085.12 which includes change order #1 duly carried on a roll call vote with all members present voting yes.

### **VULCAN VILLAGE PUMP STATION GENERATOR**

Mr. Johnson stated he spoke to the adjuster for the borough and he believes we should be receiving payment from them as early as next week and he believes the amount should be close to \$16,000.00.

### **GIS PROJECT**

Mr. Johnson stated the surveyors are still doing field work but he still expects to have that near completion mid to end of April.

### **EAST ALLEY STORM TESTING**

Mr. Johnson stated with the change in the weather they were able to get the notifications out the week of March 3<sup>rd</sup> and that's been completed. That is about 40%-45% complete and stated they are now up to the north side of Pennsylvania Avenue. To date it is his understanding that there are about 8-10 homes with downspouts and found two leaks so this will, once the entire process is complete, be in the report and identify those and get that infiltration taken care of. Mr. Difilippo stated when we do a project like the Peach Alley project does the contractor have to have a heavy hauling permit. Mr. Johnson stated not typically. Mr. Difilippo stated he watches them go up and down the road and those trucks are pretty heavy. Mr. Bittner asked if Edward Street is bonded but he doesn't believe it is even posted. Mr. Johnson stated he doesn't believe so. Mr. Bittner stated there are a lot of heavy trucks going up there and they're breaking down the turn there when they get off of Ellsworth. Mr. Difilippo asked what they're doing with the dirt. Mr. Johnson stated he's having them haul as much as possible to the plant because we can use some dirt down there. Mr. Bittner asked if they could touch up the ditch line on the roads. Mr. Johnson stated that he & the contractor have that conversation about every other day but he will get them to do that. Mr. Difilippo stated they're up on Fourth Street now and they still have heavy equipment down sitting on Second Street. Wood Street over to Liberty is a total disaster area and Liberty Street from Third Street down and he doesn't know why there is still heavy

equipment sitting down there if we're not doing anything else down there. Mr. Johnson stated we still have a line to put in on Strawberry Way and there are still a couple other tasks to complete down on Second Street. Mr. Taday stated he asked them to move the machine and they had someone come in and move it.

### **EXECUTIVE SESSION**

Motion by Glab/Difilippo to go into a short executive session at 8:30 pm  
Council reconvened at 9:00 pm

### **SOLICITORS REPORT**

#### **ORDINANCE #542**

Mr. Agrafiotis stated that Act 90 of 2010 which is the Neighborhood Blight Reclamation or the Violation Act and there is a model ordinance that was distributed to some or all of council by Mr. Kratzer and he's converted that into our own ordinance and it has been advertised and up for council's review and approval. He stated there are some serious code violation consequences one being they will not be issued permits if they have current code violations and so on and so forth.

Motion by Glab/Difilippo to adoption Ordinance 542 the Neighborhood Blight Reclamation and Revitalization Act duly carried on a roll call vote with all members present voting yes.

#### **ORDINANCE #543**

Mr. Agrafiotis stated this ordinance is along the same line, Act 70 of 1998 is the Housing and Code Avoidance Act and this was advertised in the Valley Independent last Thursday and he worked with Mr. Petro on this one and it is a brief ordinance because there is a crime in Pennsylvania called 18PACSA7510 which is the municipal housing code avoidance crime which is from the housing code avoidance act. We need to adopt this to be able to enforce it and that is why we're doing. Basically you have 4 violations on the same property from the same housing code or ordinance it's a misdemeanor II if you go up to five it is a misdemeanor I so it give you some teeth to get some of these people who have properties with the same violations over and over again.

Motion by Gutosky/Glab to adopt Ordinance 543 duly carried on a roll call vote with all members present voting yes.

### **ORLANDI SUBDIVISION**

Mr. Agrafiotis stated way back when we started this process and he's had several plans here and the council approved it on October 10, 2013 with conditions set forth in Fayette Engineering which were mapping requirements and the Solicitor's condition dealt with proof of recording being updated was along the same lines just a technical change. The one significant condition was Lot 1 and in the Orlandi/Yankura plan which is .24 acres needs to show on the plan that it is continually serviced by a perpetual easement which provides access to a public road and all deeds confirming the same. At that time Mr. Orlandi thought he could produce something showing that perpetual easement. Upon Mr. Petro's thorough review of the deeds so on and so forth that is just not an option. So the backup plan to get this resolved satisfactory for everyone Mr. Petro provided the Solicitor today that he believes and the solicitor agrees that there should be some conditions in place of that and that is that the Dorla Brooks deed and the approved signed subdivision be recorded simultaneously and brings those back to the borough for our records. Once they are brought back to the borough Mr. Orlandi will have one month to record a new deed which basically puts all the properties together and then he will have his access. Mr. Agrafiotis stated we will need a motion to rescind that condition from October 10, 2013 and add the conditions that Mr. Petro outlined in his letter. Just for conversation there are some enforcement provisions under the subdivision act which we could after Mr. Orlandi if he does not comply with the conditions but he doesn't feel that will happen because Mr. Orlandi wants to get this done worse than we do.

Motion by Mariscotti/Gutosky to rescind the condition of the October 10, 2013 motion that Lot #1 in the Orlandi/Yankura plan which is .24 acres needs to show on plan that it is continually served by a perpetual easement providing access to a public road duly carried on a roll call vote with all members present voting yes.

Motion by Bittner/Glab to approve the Orlandi/Yankura subdivision with the following conditions that the Dorla Brooks deed and the approved signed subdivision as it stands are recorded simultaneously with Mr. Orlandi bringing the borough a copy of the recorded deed and the subdivision duly carried with all members present voting yes.

Mr. Agrafiotis stated the second condition is once those are brought back Mr.Orlandi will have one month to prepare a new deed which encompasses his deed, the Yankura deed and the Brooks deed as one complete deed with a complete description and have it recorded.

Motion by Difilippo/Mariscotti to set the second condition to be that Mr. Orlandi will have one month to prepare a new deed which encompasses his deed, the Yankura deed and the Brooks deed as one complete deed with a complete description and have it recorded duly carried on a roll call vote with all members present voting yes,.

Mr. Agrafiotis stated he received an email from Mr. Tудay on Tuesday about responsibilities of pipes under state roads. Mr. Agrafiotis asked if it would be possible to have the engineer meet with Mr. Tудay to look at the pipe and see how they fit or go together before we take any action or is that impossible. Mr. Tудay stated this particular pipe goes under a state road and comes into our road and what he wants to know if the borough is responsible for that. Mr. Agrafiotis asked if we could determine where the pipes meet. Mr. Tудay stated yes we know where they meet it is on Powerhouse Road where it comes underneath Pike Run Drive to Powerhouse Road. Mr. Agrafiotis asked if he can discuss this further after tonight or is this urgent. Mr. Tудay stated that is fine we can discuss it further at another time.

\*As a note this is discussed later under Solicitor's report.

#### **GRIEVANCE - SHULTZ**

Mr. Agrafiotis stated the Borough received a letter from John Bedillion, President of the Teamsters, asking the Borough to consider a Step 2 to the grievance of Justin Shultz who was terminated asking that he be reinstated with pay as the borough did not have just cause to terminate him. Council needs to let them know and he's assuming they do not want to do this and proceed then to arbitration but you need a motion to turn down his request for Step 2 for reconsideration.

Motion by Mariscotti/Encapera to deny the grievance filed by ex-officer Shultz for reinstatement to the borough duly carried on a roll call vote with all members present voting yes.

#### **OLYMIC SPA (NAUTILUS BUILDING)**

Mr. Agrafiotis stated he was in touch with Mr. Fox regarding the Olympic Spa and there were some questions the solicitor had regarding the wording that addressed and he thinks we're ready to move on that so he'll have that done shortly.

#### **PERRYMAN STORM WATER PLAN**

Mr. Glab stated we received correspondence this afternoon from Fayette Engineering regarding the storm water management review for Perryman's facility Phase III. In the jest of the correspondence is that they were found generally consistent with the requirements of the borough's storm water management ordinance except for some items and they listed them and went on to say based upon the review of these items presented it is their recommendation that council can conditionally approve the storm water management plan submitted by HMT on behalf of Perryman. They listed four conditions.

Motion by Glab/Mariscotti to conditionally approve the Perryman Storm Water Plan conditioned upon Mr. Agrafiotis speaking to Fayette Engineering and coming to a consensus with the letter duly carried on a roll call vote with all members present voting yes.

#### **ORLANDI SUBDIVISION**

Mr. Petro asked Mr. Agrafiotis if council can use October 10, 2013 as the approval date for the Orlandi subdivision and just change the date and initial next. Mr. Agrafiotis stated they can't bring that back down here. Mr. Petro stated in the past Keith has had council make a motion to re-affirm the approval on the subdivision. Mr. Agrafiotis stated just right underneath initial it again yea that is fine we can do that. Mr. Agrafiotis stated it was never approved because he never met the conditions and did we ever sign the thing. Mr. Petro stated no but that was the date it was approved.

Motion by Glab/Gutosky to re-affirm the Orlandi/Yankura subdivision with the re-affirm date being October 10, 2013 as the approval date duly carried on a roll call vote with all members present voting yes.

## **OLD BUSINESS**

### **MR.DIFILIPPO**

Mr. Difilippo asked where are we at with the burned out house on 72 Second St. Mr. Petro stated we sent him a notice of intent to demolish and it gives him ten days to remove his belongings and the signature cards have not come back. Mr. Difilippo asked how long do we wait for that to come. Mr. Petro stated they should be back today. Mr. Difilippo stated he thought those were sent out the last meeting. Mr. Petro stated he will check on that. Mr. Buchanan stated that if council would like to stop because we actually have a chart that has all 21 properties that list every single step required from initial identification to demolition and we'll get you a copy so you can sit and look at it and see exactly where we are with every property. Mr. Difilippo stated that has to be a very long chart we've been dealing with this property for a year and half. Mr. Difilippo asked if that property is boarded up or anything. Mr. Petro stated no. Mr. Difilippo stated so it's wide open. Mr. Difilippo stated so kids can just go right in there. Mr. Bittner stated part of the porch roof has collapsed. Mr. Agrafiotis stated maybe talk to Mr. Tудay about getting it boarded up. Mr. Alfano asked council if they want to instruct the borough crew to secure the building. Mr. Difilippo stated he thinks so. Mr. Agrafiotis stated that should have been done the first day. Mr. Mariscotti stated absolutely not that is too dangerous and he doesn't want the borough crew down there walking on that porch. Mr. Difilippo stated can we put some signs down there. Mr. Alfano stated put some tape across the front of the property but do not go near the structure it is dangerous. Mr. Petro stated we should be putting it out for bid the next meeting because we should be close.

Mr. Alfano apologized for skipping over the Borough Manager's report

### **BOROUGH MANAGER'S REPORT – MR. BUCHANAN**

Mr. Buchanan thanked council for the opportunity to address council and it's been a very hectic 30 days with the garbage, weather, people's dogs, and other things but we've been persevering at one point Mr. Tудay and I thought it was ground hog day because every time we thought we got I moved it came in a second day.

### **REGIONAL TRAFFIC SIGNAL PROGRAM**

Mr. Buchanan stated he's starting his report with the Southwestern Pennsylvania Commission Regional Traffic Signal Program for the LED conversion project. It is an application. Mr. Tудay performed an inventory analysis of the remaining lights in the borough and we've compiled a list of the ones that have yet to be converted. On March 5<sup>th</sup> we submitted a grant application so that we can finish and then all of these lights and signs and things will be converted to LED bulbs.

### **ORDINANCES/CODE ENFORCEMENT UPDATES**

Mr. Buchanan stated you may be noticing that we're enforcing ordinances and codes with a tremendous sense of clarity and specific purpose now. He wants to make it clear that this will continue and he thanked Councilmen Bittner and Glab for collaborating with the Zoning Office and all of our people while we get processes in place. He stated as you all know the sun is shining and your grass is already growing even if you're sitting and he wants to make it clear to everyone that these policies are going to be very clearly enforced and so if you are a renter you need to go and check your lease and see if you are the person responsible for the grass. The ordinance are available here, they're posted, they're on Calpa, and they are also on the borough's webpage. He would like everyone in the community to make themselves specifically familiar with them because we are going to enforce those quite clearly.

### **MONTHLY REPORT**

Mr. Buchanan stated first of all operation snowflake as everybody knows was tremendously successful. The young gentlemen from Acacia did a tremendous job and he would like to thank them. They showed that working together as one is really something that can become a fact and true. He thanked Mark at the University Relations Office they sent Scott Spangler who is a tremendous photographer and got great photographs. We are in the process of collaborating on a

Certificate of Merit in appreciation of community service which could be presented closely in the future.

You may have seen the street sweeper out and that was a tremendous lease for all of us and we put together a schedule and are in the process of having what the driving routes and things are and those will be timed against construction projects and things. Monday and Friday from 5:00 am to 7:30 am weather permitting. Operation sweep and clean is being put together so we're going to have a program where we're teaching people about responsible home maintenance and that is combined with street sweeping.

Additionally his office is continuing to conduct very detailed analysis of our budgeting and purchasing processes. We are creating processes about our daily operations that are very specific. Each of you will have in front of you a copy of the general fund budget information the one copy is an explanation of what these line items actually are. On the back you'll have the general fund and the sewer fund. He's gone through each one of those for each of you and where specifically it applies. For example the police department or the street department he's highlighted all the areas that are yours. As you know one of the three jobs Ms. Evans does for us here is she is our treasurer and put this together for us. We are also reviewing all of our processes we've got other places where there is money to be saved or we've renegotiated something as simple as a wireless card contract and we're looking at other ways we're going to be able to move forward with those things. So he specifically appreciates Mrs. Gutosky and Ms. Evans for all of us working together. The other thing is the department managers are meeting with him now and we are now using active life cycle budgeting process and that means at the end of the year you're not deciding but through the entire the year each of the direct report department heads has in front of them this is what is remaining in your budget and these are the line items you've charged against and every time you make an expense you watch it come down. Therefore we are not guessing or predict where will be but we will control what the outcome of the budgets are.

He thanked council for their time and he thanked the Chief for working with ordinances and all the things he's been doing and the laptops are in the car which is really awesome. Mr. Alfano stated we really want all the council persons to become more intimately involved with the budget, where it comes from and where it's going and to have a better understanding of the whole thing as we go along.

## **NEW BUSINESS**

### **MR. ENCAPERA**

#### **HOSPITALIZATION FOR BOROUGH MANAGER**

Motion by Encapera/Gutosky that due to the Affordable Care Act that we add Tim Buchanan to be eligible for health benefits effective March 21<sup>st</sup> duly carried on a roll call vote with Mr. Difilippo, Mr. Encapera, Mr. Glab, Mrs. Gutosky, Mr. Mariscotti, Mr. Alfano voting yes and Mr. Bittner voting no.

#### **HOSPITALIZATIN FOR OFFICER HAINES**

Mr. Alfano stated he thinks that we may have another borough employee that may qualify for this as well police officer Alyssa Haines that we hired her probation isn't up yet but she may be eligible for this same hospitalization coverage if it is within 90 days. Mr. Alfano stated within 90 you have to cover them with hospitalization under the Affordable Care Act. He stated he will entertain a motion to provide hospitalization for Officer Haines.

Motion by Encapera/Difilippo to provide hospitalization to Officer Alyssa Haines and that should be as soon as possible duly carried with Mr. Encapera, Mr. Glab, Mrs. Gutosky, Mr. Mariscotti, Mr. Alfano, Mr. Difilippo voting yes and Mr. Bittner voting no.

Under discussion Mr. Mariscotti asked if we have something in writing for our new hires that we always have the 180 day probationary period. Ms. Evans stated it is in the contracts and when we tried to get him put on a month earlier they sent a letter refusing to put him on because our contracts state 180 days probation. She stated she will try to add these two and see what they tell us. Mr. Agrafiotis stated as long as we are making the effort to get this done we're not going to get fined or anything. Mr. Alfano stated he's sure the federal regulations would override their contractual obligation.

## **MR.DIFILIPPO**

Mr. Difilippo announced that tomorrow there is a fund raiser St. Baldrick's has their annual fund raiser to raise money for children's cancer being held down J.Coles and people sign up to get their heads shaved and it starts at 6:00 pm and donations are accepted.

## **MR. MARISCOTTI**

Stated he has something for council to consider. Jeff and Tim put together a sheet that we were handed tonight concerning the sewer project that is going on throughout town. Instead of just paving the 4' or 5' that is in the contract to pave the street entirely from curb to curb. It looks like according to what the guys put together it will be \$74,897.00 to do and it is part of the sewage so he thinks it can come out of the sewage fund. Mr. Alfano stated and this is something that we'd have to do a change order with the contractor. Mr. Tудay stated what he did was take the streets that the sewage project was on and they are supposed to pave 6' wide times the length of the street and our street is like 22' wide minus 6' so it was like 16' times the length of it is what is left to pave. This is just a rough estimate it might go a little further cause they might go down some alleys and stuff like that he doesn't know which way exactly. Mr. Alfano asked Tim Buchanan to try and get a firm cost and price on that. Mr. Tудay stated he'll have to find out exactly where they are going. He'll talk to Bill Johnson and see. Mr. Mariscotti stated they wound up going down Third Street further than anticipated. Mr. Tудay stated they may do that on Fourth Street and he doesn't know if they're going up Peach Alley or through the Liberty Towers parking lot he's just unsure. Mr. Alfano asked what utility company will come and rip these same streets up after we pave them. Mr. Buchanan stated there is an actual picture taken of a sinkhole on Liberty Street. Mr. Glab asked if this was the one that involved the incident on Sunday. Mr. Tудay stated no this is the one our truck drove over top of. Our sewer department went in that one. Mr. Glab asked if they broke an axle. Mr. Tудay stated no. Mr. Alfano stated there was a citizen's truck stuck in a hole wasn't there. Mr. Tудay stated yes. Mr. Glab asked if this photo is the same location as the one for the incident on Sunday. Mr. Tудay stated no this is a different one.

## **RECOGNITION OF CITIZENS**

### **LIZ VENTURELLA- RELAY FOR LIFE**

Ms. Venturella introduced herself as the President of Colleges against Cancer at Cal U and they are currently planning their biggest event of the year and it is Relay for Life. It is going to be on April 5<sup>th</sup> from noon until midnight and it is an event to raise awareness about cancer and to also raise funds for the American Cancer Society. You have a team and one person from your team must constantly walk the track at all times because cancer never stops and we won't stop. Another cal u student introduced herself as Christina and stated she is the relay event co-chair and stated she would like to reach out to the community to make you all aware of what is going on in our community. We don't want to just push it toward the University but we want to bring it to the entire community of Cal. This year it is at the Phillipsburg Soccer Field. The Slogan is "Light up night and finish the fight". In the past years we haven't really reached out to the community and this year it has been our goal. If you are interested in sponsoring there are packets that you can speak to us about or you can donate online the site is [relayforlife.org/pacalu](http://relayforlife.org/pacalu) It is also in the invitation that she passed out. On the back of the invitation is the email for the club and if you have any questions feel free to contact them. She thanked council for letting them speak.

### **TAMLYNN BUSHET - BIG EVENT**

Ms. Bushet stated that she is with the Center of Civic Engagement at Cal U and she coordinates volunteer opportunities. She is here as a representative for both Student Government Association and the Center for Civic Engagement to promote their "Big Event" which is their annual where they go around and say thank you to the community by helping out doing different service projects. She passed out a hand out to council which the coversheet gives a little bit of information about the event and also the job request form so if you need something done you can just fill out the form and they also do community site such as the library any parks in California Borough. She stated they are doing something new this year and that is starting the Garrick Lackey scholarship, who was the Student Government Vice President who was supposed to be the chairman of the Big Event this year. However he has passed away this past year and he was so dedicated to this project so we are starting this to show how much we miss him and care about him. She asked if council has any questions. Mr. Alfano stated this is another great example of

students becoming more involved in the welfare of the towns folks especially the seniors and the people that need the help.

**JAMES MADDIEX**

Mr. Maddiex asked if the Amusement Tax should be included on the Treasurer's report. The ordinance was passed last year. Mr. Alfano stated we haven't collected any money yet. Mr. Maddiex stated the Borough Planning Commission meets April 1<sup>st</sup> at 6:30 here in chambers. Mr. Maddiex asked Mr. Bittner if tomorrow someone doesn't want to cook where do they go. Mr. Bittner stated the California Fire Department from 11:00 – 7:00.

**ADJOURNMENT**

Motion by Difilippo/Mariscotti to adjourn at 9:40 pm