

Regular Meeting of California Borough Council, May 14, 2015, 6:30 pm

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

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

ABSENCE: Mr. Encapera

PLEDGE OF ALLEGIANCE

ADDITIONS OR CHANGES TO AGENDA

Solicitor added – William's subdivision

PRESENTATION – JOSE TARACIDO

Mr. Taracido introduced himself and stated that as part of the California University Fish and Wildlife program does a lot of work for different organization both state and private. He stated an opportunity came up for a stream mitigation in Southwestern Pennsylvania. He stated they have a done a lot of these all over the state. He kind of steered it in this direction to be able to work with council on the Rotary Park area where we have the trout fishing festival for the kids. This mitigation will be paid for by Penndot and it will be done in a year or so. He brought a design and gave it to council to review it and a poster to display. He also brought some examples of other mitigation projects they've done throughout Pennsylvania. He stated it will cost about \$200,000.00 and will run from Route 43 overpass to approximately the sewage plant depending on the gradient of the stream there. There are a lot of good areas through there to work on. He stated they will install erosion control systems to protect the banks especially where people fish at the bend there. He stated monitoring will be done prior to the work and after the work is complete to show the difference. He stated this will allow this area to hold a lot more fish and a lot more trout and will hold the trout a lot longer so they won't swim out of the area. He stated they will make it accessible to the handicapped. They will put in a walk way and plant trees if it is needed. He stated there will be an easement or deed restriction on the land after the project is completed so you will not be allowed to build anything on the side of the stream. He stated but the DEP won't permit you to build there anyhow. It is permanent once it is completed. If a natural disaster would occur it would be up to his group or Penndot to either replace it or leave it alone. He stated the one section below Route 88 and the entrance to Rotary Park has an access problem because of the rip rap that was installed during the highway construction. He stated they will look into something to make that portion of the stream more accessible so you can walk down to the stream. He thinks it will be a win win situation for all parties involved. The University will conduct a lot of studies and research there and the community will have better accessibility for fishing there. He thinks this partnership will go a long way. He stated he knows the Borough has plans to pave that parking lot which is a problem because they do bring heavy equipment in but they will work around it.

PUBLIC COMMENT

No public comment at this time.

MINUTES

Motion by Difilippo/Gutosky to approve the regular meeting minutes of April 9, 2015 carried with all members present stating aye.

ASSISTANT SECRETARY'S REPORT – MS. EVANS

Ms. Evans read the accounts payable and account balances as of April 30, 2015.

Motion by Gutosky/Difilippo to accept the Assistant Secretary's report carried with all members present stating aye.

JUNIOR COUNCIL MEMBER'S REPORT – ANGEL FUNK

PRESIDENT'S REPORT –MR. ALFANO

COOPERATIVE POLICE SERVICE AGREEMENT

Mr. Alfano stated we still have to deal with this and we are going to have a meeting on a good day for the Chief and the University to cover the issues that we want to get squared away. We need to get this in motion before fall because there are extenuating circumstances that won't allow them to patrol some of the areas on SAI property and we really need the help. He asked council to look at their calendars and pick a good day possibly next week.

FEMA FLOOD INSURANCE – LIBRARY

Mr. Alfano stated we have an invoice for the renewal of our flood insurance at the Library. Mr. Motion by Bittner/Glab to approve the renewal of the FEMA Flood Insurance at the increased coverage rate of \$1,601.00 for the library duly carried on a roll call vote with all members present voting yes except Mr. Mariscotti who abstained.

MACKING ENGINEERING INVOICES

Mr. Alfano stated we have a couple of invoices from Mackin Engineering on the comprehensive plan and zoning ordinance update.

Motion by Glab/Difilippo to pay Mackin Engineering's Invoice #42802 in the amount of \$5,164.60 for their services during the month of March duly carried on a roll call vote with all members present voting yes.

Motion by Bittner/Glab to pay Mackin Engineering's Invoice # 42854 in the amount of \$1,067.14 for work they've performed during the month of April duly carried on a roll call vote with all members present voting yes.

TRANSFERS FROM BOND PROCEEDS TO GENERAL FUND TO PAY INVOICES

Mr. Alfano stated we have several invoices to pay so we need to transfer monies from the Bond Proceeds account over to the General fund to cover invoices on the building addition.

Motion by Gutosky/Difilippo to transfer from the Bond Proceeds account to the General fund account to pay TBI's application for payment #1 in the amount of \$93,600.00 duly carried on a roll call vote with all members present voting yes.

Motion by Gutosky/Glab to transfer from the Bond Proceeds account to the General fund account to pay TBI's application for payment #2 in the amount of \$117,597.90 duly carried on a roll call vote with all members present voting yes.

Motion by Bittner/Difilippo to transfer from the Bond Proceeds account to the General fund account to pay CM Services invoice #15-051 in the amount of \$6,505.48 duly carried on a roll call vote with all members present voting yes.

WIDMER ENGINEERING INVOICES

Mr. Alfano stated we have an invoice from Widmer Engineering for traffic studies. Their project #15553 in the amount of \$4,345.00.

Motion by Gutosky/Difilippo to pay Widmer Engineering invoice #21504115 in the amount of \$4,345.00 for traffic studies duly carried on a roll call vote with all members present voting yes.

PUBLIC HOUSING – MR. GLAB

INTROUCTION OF MIKE GARLOWICH, NEW CODE ENFORCEMENT OFFICER

Mr. Glab introduced Mr. Garlowich and stated he started here about 30 days ago and he's been very active. He and John Petro have been working very well together and bringing the office up to speed again. Mike has already attended some classes. Mr. Glab stated he's been through the borough several times and he's noticed several individuals for the grass ordinance and we have already have six compliances and that is what we are looking for. We just want compliance so the neighborhoods look good. There were three other notices that went out in the last five days. Mr. Glab stated the rental licenses were sent out and have started doing some of those inspections and that will be the jest of what John and Mike will be doing.

Mr. Glab thanked John and Lori for stepping up to the plate and doing a good job since we've been without a zoning officer from basically Thanksgiving up until the time that Mike started.

ZONING HEARING BOARD

Mr. Glab stated that it has come to council's attention that one of the zoning hearing board members, Mr. John Uhaul has relocated out of town. He was the alternate member who filled in for Mrs. Urick when she resigned. We need to replace Mr. Uhaul and Mr. Vitchoff stepped up to the plate and offered to be a member on the zoning hearing board.

Motion by Glab/Difilippo to remove Mr. Uhaul from the zoning hearing board as a result of his relocation duly carried with all members present stating aye.

Mr. Glab stated we need to realign some of the terms of offices.

Motion by Glab/Difilippo to reappoint Gene Knight to a one year term expiring Jan 1, 2016 duly carried on a roll call vote with all members present voting yes.

Motion by Glab/Difilippo to appoint Pat Vitchoff to the zoning hearing board with a two year term expiring Jan. 1, 2017 duly carried on a roll call vote with all members present voting yes.

Motion by Glab/Difilippo to reappoint John Gutosky to the Zoning hearing board for a three year term expiring Jan 1, 2018 duly carried on a roll call vote with all members present voting yes except Mrs. Gutosky who abstained.

ANNOUNCEMENT

Mr. Glab stated we now need an alternate for the Zoning Hearing board and if anyone is interested in serving on that board please submit a letter of interest to the borough.

Mr. Glab thanked the guys from the street dept. namely Danny, Steve, Donny, and Jimmy they stepped up and had the borough looking very nice last week for the graduation and commencement ceremonies at California University.

Mr. Glab acknowledged that the California University Cheerleaders became National Champions at the competition down in Florida.

PUBLIC WORKS – MR. MARISCOTTI

STREET DEPT. UPDATE

Mr. Mariscotti stated the guys are working patching potholes, cutting grass, running the street sweeper.

DISCUSS GRADER

Mr. Mariscotti stated it is up to council but we have a quote for rental of a grader from Maund's with an operator it is \$90.00 per hour and without an operator, Borough operator, it is \$70.00 per hour. Mr. Sulkosky recommended renting a the grader with an operator because the other option is using the 1964 grader which he does not recommend but it is council's decision. Mr. Alfano stated before we make any rash decisions and purchase a piece of equipment that we only use one or two weeks every year we should think about renting it. Mr. Mariscotti stated that would be his recommendation at least for this year. Mr. Alfano asked what the liability would be to have one of our guys trained on it and operate it. Mr. Mariscotti stated Maund will train Mr. Towner of the street department at no cost. Mrs. Gutosky asked if the 1964 piece of equipment works. Mr. Alfano stated it is very temperamental and the only guy that can make it work successfully is in his 80's. Mrs. Gutosky stated can't he do it. Mr. Alfano stated he would probably do it if we asked him to but he doesn't think that is the best idea from a liability stand point. Mr. Sulkosky stated the other quote he received was \$8,000.00 for a month with a month as a minimum rental period. Mr. Sulkosky stated he thinks we should do something quickly because now is the time to dirt and gravel roads so he recommends going with Maund now and then look into other options possibly shared services with other municipalities for the future. Mr. Mariscotti stated we only used it a total of 4 weeks some in the spring and some in the fall. Mrs. Gutosky stated it would cost us \$800.00 a day and you want to rent it for two or three weeks. Mr. Difilippo stated if you do it daily for three weeks you are looking at \$10,000.00. Mr. Sulkosky stated we can do it this spring and if you don't like it you can do something else in the fall. Mr.

Mariscotti stated when he used the term on a weekly basis he's not talking every day eight hours a day. We only have maybe two roads that need done and it is weather dependent. He said you may only get 1 or 2 days a week. When our crew does it it is when they can and weather depending. Mrs. Gutosky asked if there is a cost for them to get the equipment from their place to our site. Mr. Sulkosky stated they are from town so there is no mobilization costs. Mr. Sulkosky stated that is another advantage since they are from town they can be on site rather quickly. Mr. Glab stated he was on the Pennsylvania Department of State's the Department of General Services website a few months ago and he believes under the military surplus they had a rebuilt farming grader that had less than 35 hours on it. They rebuilt it and it is for sale and he thinks the fixed price was around \$25,000.00. Mr. Glab stated we need to look at that. Mr. Glab asked Mr. Fowkes if the grader was broke a lot last year when Edgar ran it. Mr. Fowkes stated we utilized the grader one time last year. Mr. Fowkes stated it's normal for after the roads are beat up during the winter that we run out there in the spring and fix them and then maybe once in the fall. Mr. Fowkes stated sometimes if a storm hits you may have a wash out and need to go out there. Mr. Glab stated so when you need it you need it.

Motion by Mariscotti/Difilippo to rent a grader for \$90.00 per hour with operator from Maund with a total amount not to exceed \$7,200.00 for this year.

Mr. Difilippo stated these roads are not going to fix themselves. Mr. Alfano asked what is holding everyone back. Mr. Agrafiotis stated if you do it with his operator it must be contingent upon proof of insurance and naming the borough as an additional insured. Mr. Mariscotti stated we can use our operator.

Amended motion by Mariscotti/Difilippo to rent a grader for \$90.00 per hour with operator from Maund with a total amount not to exceed \$7,200.00 for this year contingent on proof of insurance and naming the borough as an additional insured.

Mr. Glab asked what Jeff Tудay thought about this. He asked if Jeff Tудay has been made aware of this and these options has he offered his support to it or opposed it or stayed neutral on it? Mr. Alfano stated the last discussion he had with Mr. Tудay is that our grader is dangerous. The brakes don't work and it is hard to control. Mrs. Gutosky stated Mr. Fowkes has some input here. Mr. Fowkes stated what he had heard was that the rental was through Jeff Maund but with our operator, therefore your amount would be incorrect because the \$90.00 is with Maund's operator. Mr. Fowkes stated there was some conversation and he believes Don Towner, who is savvy on equipment, would be trained to be the operator. He was going to go up there and Jeff Maund stated he would train him to operator. Mr. Sulkosky stated the proposal has both options on it so council can pick and choose which option they want. Mr. Agrafiotis asked Mr. Fowkes if the Union would have a problem with this. Mr. Fowkes stated he doesn't know because this is the first he heard of an outside operator. Mr. Fowkes stated yes there may be a problem with it because you can't subcontract out work. He stated that would have to be taken back to the guys to see how they feel about it. Mr. Mariscotti stated he was under the impression that the \$90.00 was with him training the operator. Mr. Sulkosky stated no the training is free. Mrs. Gutosky stated Shirley may have some clarification here and asked her to clarify. Ms. Evans stated she believes it is \$90.00 per hour with a Maund operator and \$70.00 per hour with Mr. Towner being the operator and the training is free for Maund to train Towner. Mr. Difilippo stated if Don does something to that grader and destroys it is California Borough responsible. Mr. Weld stated put in the motion contingent upon approval of the union so we can get this done. Mr. Alfano stated it has to get done. Mr. Agrafiotis stated we can put something in writing as far as a rental agreement. Mrs. Gutosky stated she would like to put this on hold until we get more clarification because there are too many loose ends here. Mr. Sulkosky stated his only concern is the window to do this is the Spring if you wait another month a grader just may not be effective. He thinks they can make a motion contingent upon the unions approval and the insurance issues. Mr. Difilippo stated he thinks it would have been more helpful if he would have gotten this before he came tonight and found it in his packet. Mrs. Gutosky asked Mr. Sulkosky is he received any other bids. Mr. Sulkosky stated yes he did from a company in Butler with a minimum rental time of one month. Mr. Sulkosky stated not a lot of people rent graders it's a unique piece of equipment. Mr. Mariscotti stated if we rent a piece of equipment from somewhere else we are the operators they don't send an operator and we just rent it. Mr. Mariscotti stated that is the same thing we have here. They will train one of our guys to operate it so should he change the motion to select the \$70.00 per hour with our operator. Mrs. Gutosky stated she's not comfortable without Jeff Tудay being included in the conversation. Mr. Alfano stated he's not

going to run it. Mrs. Gutosky stated but he's the supervisor of the road department. Mr. Mariscotti stated what light is he going to shed on this that we haven't already discussed. Mr. Mariscotti stated the last time he spoke to him he wanted Don Towner trained so he can run it. Mrs. Gutosky asked Jeff Taday is confident that Don Towner can do that, run equipment. Mayor Weld called Mr. Taday from his cell phone and put him on speaker. Mr. Sulkosky told Mr. Taday that council is discussing the grader and if he feels Don can be trained to run it and you had indicated previously that you were okay with that. Mr. Sulkosky stated to Mr. Taday that council wants to know his feeling on renting a grader with a cap on the costs. Mr. Taday stated that grader does not have a scarifier attachment on it and it can't be used. It would not be the correct piece of equipment. Mr. Sulkosky stated so the one from Maund would not work. Mr. Taday stated he believes Maunds has the cutting edge on it. Mr. Weld stated so that piece of equipment will not work anyhow. Mr. Weld asked Mr. Taday if the piece of equipment from Maunds will do the job. Mr. Taday stated no he doesn't think it will. Mr. Taday stated the scarifier is a curved blade that goes across the front and breaks up all the material up and then you grade it all over again. Mr. Sulkosky stated the only option council has is to use the current piece of equipment and authorize Edgar Harris to come back and operate it. Mr. Difilippo stated but it isn't safe. Mr. Alfano stated he doesn't want any parts of that. Mr. Difilippo asked Mr. Fowkes about the scarifier. Mr. Fowkes stated it goes on the front of the machine and it has big teeth that cultivate the road surface and get it to go down below the pothole and then you go back over it and grade it smooth. Mr. Maund's has a cutting edge on it which you can do a ditch line with it but probably won't be able to do the road because it's a hard surface because it won't dig down into the surface of the road it will glide over the surface of the road. Mr. Difilippo asked if anyone inquired into the neighboring municipalities to see if Fallowfield Township has one and we could share services. Mr. Difilippo asked Sam to look into that. Mr. Mariscotti and Mr. Difilippo withdrew their motion.

2015 PAVING PROJECT

Mr. Mariscotti stated we had the bid opening for the paving project and the low bidder on the paving project was Victor Paving from Monongahela who came in at \$102,005.00. Ms. Evans stated on the third page of the bid results is Stephanie Whitlach recommendations which are that both low bidders need to supply payment bond and performance bond and Russell Standard needs their e-verification form and worker's comp affidavit filled out. Once these are received she will do an approval of both projects.

Motion by Mariscotti/Difilippo to award Victor paving the 2015 Street Paving project at a bid of \$102,005.00 contingent on receiving their performance and payment bonds duly carried on a roll call vote with all members present voting yes.

2015 SEAL COAT PROJECT

Mr. Mariscotti stated on the seal coat the lowest bidder was Russell Standard and the bid amount was \$79,014.50.

Motion by Mariscotti/Glab to award the seal coat project to Russell Standard at a cost of \$79,014.50 contingent on receiving documentation requested by Stephanie Whitlach duly carried on a roll call vote with all members present voting yes.

POCONO DUST FOR LITTLE LEAGUE FIELDS

Mr. Mariscotti stated every year we donate a couple truckloads of Pocono dust to the little league to maintain their fields one to go to Italian Club fields and the other to the Gun Club field.

Motion by Mariscotti/Difilippo to purchase two truckloads of Pocono dust to be used at the field at the Italian club and the field at the Gun Club duly carried on a roll call vote with all members present voting yes.

PUBLIC SAFETY – MR. BITTNER TRANSIENT BUSINESS LICENSE

Mr. Bittner asked Chief Encapera if he has any more information that transient business license. Chief Encapera stated he sent them an email requesting they call him or provide a good telephone number so he can speak to them and they've not responded yet. Chief Encapera stated he would like to give his opinion on the whole issue. If he was applying for a transient license for a special event say like homecoming then he doesn't have a problem with that but to come in

here on a daily basis he thinks isn't fair to our business in town who pay taxes but the decision is up to council.

POLICE VEHICLES

Mr. Bittner stated as you all know we need a police vehicle. In your folders tonight there is a packet titled First Niagara that Mr. Sulkosky put together and he can handle it from here. Mr. Sulkosky stated from the insurance company we should receive 23,825.00 plus an additional \$7,600.00 for the accessories. He stated there are two quotes in here through SHACOG one is from Day Ford and they quoted him for a 2014 and a 2015. The 2015 was quoted by Day at \$26,775.00. The 2015 was quoted by Woltz & Wind at \$26,685.00. Mr. Sulkosky stated the Team Force estimate for the accessories is \$7,688.35.

Mr. Difilippo stated he doesn't see anything listed as a trade in on these quotes. Mr. Glab stated if he added these numbers correctly he thinks there is a deficit of \$2,680.00 between the replacement of that vehicle and the new vehicle. The accessory package worked out to the penny and the difference from the insurance payment to the cost of the new vehicle the difference was \$2,680.00. Mr. Glab stated he thinks we had \$25,000.00 in the budget for a new vehicle and last year we had \$15,000.00 in the budget so we have \$40,000.00 sitting there for a vehicle plus we have match money from LSA funds. Mr. Bittner stated we had discussed last week about possibly trading the charger but they'll only give us \$5,000.00 for it. Mr. Alfano stated he thinks we should put it out for bid to sale it. Mr. Mariscotti stated in all honesty it's not a good winter time vehicle but if it is only worth \$5,000.00 why don't you just keep it. Mr. Glab stated he did a check on it and he found the vehicle on NADA but the base price on a rough trade on the NADA is \$14,100.00. The clean retail is \$19,750.00. So to him Woltz & Wind is saying yea if you don't want it we'll take it for \$5,500.00 but we don't want it. Mr. Sulkosky stated so we can probably advertise it or take it to an auction and you can put a minimum bid on it. Mr. Encapera stated when he told the man from Day Ford who came to look at it to appraise it about the chronic brake problem he stated that is why all the police departments are dumping them. Mr. Bittner stated the priority at hand is to replace the wrecked vehicle and that's what we need to do tonight then we can try and deal with the charger. Mr. Mariscotti asked if Woltz & Wind has two units. Mr. Bittner if we have the money lets buy it we can fool with the charger later. Mr. Glab asked if they will give any discount for quantity. Mr. Encapera stated he was told that the SHACOG price was already the bare minimum he could go.

Motion by Bittner/Mariscotti to purchase a 2015 Police Utility Interceptor from Woltz & Wind Ford at a cost of \$26,685.00 duly carried on a roll call vote with all members present voting yes.

Motion by Bittner/Gutosky to purchase the extended care plan on the 2105 Police Utility interceptor at a cost of \$1,490.00 duly carried on a roll call vote with all members present voting yes.

Motion by Bittner/Difilippo to approve purchasing the lighting and police accessory package for the 2015 Police Utility Interceptor from Team Force at a cost of \$7,688.35 duly carried on a roll call vote with all members present voting yes.

Mr. Bittner stated lets discuss purchasing the second vehicle. Mr. Alfano stated let's do it now. Ms. Evans stated we'll only have to come up with \$15,000.00.

Motion by Bittner/Mariscotti to purchase a second 2015 Police Utility Interceptor from Woltz & Wind Ford at a cost of \$26,685.00 to be paid for out of General fund and balance out of LSA funds duly carried on a roll call vote with all members present voting yes.

Motion by Bittner/ Mariscotti to purchase the extended service plan on the second 2015 Police Utility Interceptor approved for purchase tonight at a cost of \$1,490.00 duly carried on a roll call vote with all members present voting yes.

Motion by Bittner/Glab to purchase the lighting and police accessory package for the second vehicle from Team Force at a cost of \$ 7,688.35.

Mr. Alfano asked Chief what the time line is on receiving these vehicles. Chief Encapera stated Woltz & Wind and Team Force are working with us to expedite our orders.

ADVERTISE DODGE CHARGER FOR SALE

Mr. Bittner asked Chief Encapera if he wants the Borough Manager to pursue advertising for bids the Dodge charger. Mr. Glab stated if we negotiate with another municipality then we don't have to do the bidding process and he asked Chief Encapera if he knows of any municipalities that may want to purchase it. Chief Encapera stated he can ask but the guy from Day Ford stated everybody is dumping these vehicles.

Motion by Bittner/Difilippo to advertise the 2011 Charger for sale with a minimum bid no lower than \$10,000.00 with council reserving the right to reject all bids duly carried on a roll call vote with all members present voting yes.

K9 INSURANCE

Mr. Bittner stated we do have a vet that is providing free vet service. Ms. Evans stated our former policy was approximately \$400.00 per year for anything over wellness check-ups and you indicated that they will be provided for free but we need to know for sure so we get that quoted also and we are covered all the way around. She stated the mortality insurance I gave Chief a questionnaire to fill out about the specifics on the dog and then to add him to the liability policy is \$250.00 per year. She stated once he gets the vet or the handler to fill out the questionnaire she will submit it for a formal quote from our carrier. Mr. Bittner stated and we need to ascertain what exactly that vet is and isn't going to charge us for. Mrs. Gutosky asked what mortality insurance is. Mr. Bittner stated like life insurance.

FINANCE – MRS. GUTOSKY

Motion by Mrs. Gutosky to pay the monthly bills excluding the one for use of vehicle in the amount of \$506.51 until clarification is received duly carried on a roll call vote with all members present voting yes. Mr. Sulkosky asked if she has questions concerning this invoice. Mrs. Gutosky stated yes she does would he like to do it publicly because there are 15 items that she is questioning. Mr. Sulkosky stated no they can do it another time.

PUBLIC HEALTH – MR. DIFILIPPO

Motion by Difilippo/Mariscotti to pay Widmer Engineering's invoice #21503080 in the amount of \$427.50 for Peach alley project duly carried on a roll call vote with all members present voting yes.

Motion Difilippo/Bittner to pay Widmer Engineering's invoice #215003067 in the amount of \$1800.00 for the waste load report duly carried on a roll call vote with all members present voting yes.

Motion by Difilippo/Bittner to pay Widmer Engineering's invoice #21503075 in the amount of \$285.00 for Peach alley project duly carried on a roll call vote with all members present voting yes.

Motion by Difilippo/Glab to pay Widmer Engineering's invoice #21503087 in the amount of \$2,897.50 for the Waste water treatment plant duly carried on a roll call vote with all members present voting yes.

Motion by Difilippo to pay Widmer Engineering invoice #21503083 in the amount of \$8442.50 for Peach alley duly carried on a roll call vote with all members present voting yes.

Motion by Difilippo/Glab to pay Widmer Engineering's invoice #21503081 in the amount of \$5,000.00 for the Coal Center Pump station duly carried on a roll call vote with all members present voting yes.

Motion by Difilippo/Mariscotti to pay Widmer Engineering's invoice #21503061 in the amount of \$400.00 for March 5 & March 12 meeting duly carried on a roll call vote with all members present voting yes.

Motion by Difilippo/Mariscotti to Widmer Engineering's invoice #21504097 in the amount of \$400.00 for meetings of March 30th & April 9th duly carried on a roll call vote with all members present voting yes.

Motion by Difilippo/Mariscotti to pay Widmer Engineering's invoice #21504121 in the amount of \$355.00 for Main pump station evaluation duly carried on a roll call vote with all members present voting yes.

Motion by Difilippo/Gutosky to pay Widmer Engineering's invoice #21504119 in the amount of \$1,830.00 for Coal Center pump station duly carried on a roll call vote with all members present voting yes.

Motion by Difilippo/Gutosky to pay Widmer Engineering's invoice #21504117 in the amount of \$885.0 for waste water treatment plant duly carried on a roll call vote with all members present voting yes.

Motion by Difilippo/Glab to pay Widmer Engineering's invoice #21504113 in the amount of \$3,320.00 on the main pump station evaluation duly carried on a roll call vote with all members present voting yes.

Motion by Difilippo/Gutosky to pay Widmer Engineering's invoice #21504120 in the amount of \$2,362.50 for old waste water tank demolition duly carried on a roll call vote with all members present voting yes.

Motion by Difilippo/Gutosky to pay Widmer Engineering's invoice #21504118 in the amount of \$4,907.50 for construction observation duly carried on a roll call vote with all members present voting yes.

Motion by Difilippo/Glab to pay Widmer Engineering's invoice #21504116 in the amount of \$855.00 for Peach Alley (1) duly carried on a roll call vote with all members present voting yes.

Motion by Difilippo/Bittner to pay Widmer Engineering's invoice #21504122 in the amount of \$972.50 for correspondence with expert witness duly carried on a roll call vote with all members present voting yes.

Mr. Difilippo stated also in everyone's packet is a monthly sewer report for review.

PERSONNEL REPORT – MR. MARISCOTTI & MR. ENCAPERA

Mr. Mariscotti stated we have received a letter of resignation from our IT person, Kevin Gergely.

Motion by Mariscotti/Bittner to accept the resignation of Kevin Gergely duly carried on a roll call vote with all members present voting yes.

Mr. Alfano stated just so everyone knows Mr. Gergely has accepted a full time position so he is moving on. Mr. Bittner asked how council wants to go about filling that position. Mr. Alfano stated he can call some people he knows in the computer science department at the University to see if they have any students around that could do this.

MAYOR'S REPORT – MR. WELD

Nothing at this time

ENGINEER'S REPORT – VAUGHN LEER

CENTRIFUGE START UP

Mr. Leer stated the start up for the centrifuge was May 13th and they will be leaving tomorrow and it is working as expected.

CHANGE ORDER MELE & MELE

Mr. Leer stated he has a change order for Mele & Mele & sons and the monetary portion of this change order council has already approved those items at last month's meeting. He stated we need to do a 60 day time extension for both Mele & Mele and A1 Electric which will run them through tomorrow.

CHANGE ORDER A1 ELECTRIC

Mr. Leer stated this too was approved at last month's meeting and it is actually a \$15,000.00 credit for Verizon allowance and also the 60 day extension.

Motion by Mariscotti/Glab to authorize Council President to sign Mele & Mele Change order #4 in the amount of \$25,933.70 and a 60 day time extension duly carried on a roll call vote with all members present voting yes.

Motion by Glab/Bittner to authorize the Council President to sign the A1 Electric Change order with a credit of \$15,000.00 and a 60 day time extension duly carried on a roll call vote with all members present voting yes.

CERTIFICATE OF COMPLETION

Mr. Leer stated he would like to issue letters of substantial completion and punch lists to both contractors.

Motion by Difilippo/Bittner to issue Mele & Mele & Sons a letter of substantial completion and the punch list duly carried on a roll call vote with all members present voting yes.

Motion by Mariscotti/Difilippo to issue A1 Electric a letter of substantial completion and the punch list duly carried on a roll call vote with all members present voting yes.

Mr. Leer stated as discussed last week you are aware that all four blowers are leaking oil at various degrees of frequency or volume and they are continuing to correspond with the equipment sales people and equipment manufacturers. Their initial offer as it stands presently the blowers need to go back to their shop and torn apart. He stated we are trying to negotiate with them to cover that shipping cost. Right now we can't provide any further detail until more discussion unfold.

BELLA ENTREPRISE PAYMENT REQUEST

PEACH ALLEY #2

Mr. Leer stated he is still waiting on paving quotes from R & B. Mr. Tудay called Tuesday about a sink hole and they came out and took care of it immediately.

Mr. Leer stated in council's packets there is a preliminary change order from R & B through the course of construction there was a puddle of water discovered down on Peach alley between Strawberry and Second Streets and R & B did the work so council, at next month's meeting, will have to approve that work.

PEACH ALLEY #1

Mr. Leer stated we are switching now to Peach Alley 1. Mr. Leer stated there was a sink hole at Second & Liberty Street and they contacted the contractor and stated here is a copy of the email sent to the contractor that also addressed some of their questions on the previously provided punch list and a status of their payment application. Mr. Leer stated to date we haven't heard anything from them. Mr. Leer stated to date he's not aware that they have contracted anyone or attempted to correct the sink hole.

Mr. Leer stated he has Payment Request #7 from Bella Enterprise in the amount of \$24,441.25. Mr. Leer stated if you pay this amount you would still have \$10,447.81 of retainage. Mr. Bittner stated so this is money that we owe to them. Mr. Leer stated that is correct. Mr. Difilippo stated and they still have not responded to any of the problems that we told them they needed to fix. They sent a letter a couple of months back asking for names and addresses of the affected property owners and that is what was responded to in the email. Mr. Leer stated he thinks every property down near Liberty and Strawberry the name of the property was on the drawings. Mr. Difilippo asked if we know that they contacted any of these people. Mr. Mariscotti stated they have not contacted him. Mr. Bittner stated we can notice them that we can fix these issues and take it off their bill. He thinks that may be a good idea to get them off of dead center. Mr. Leer stated he can prepare a letter indicating that. Mr. Difilippo asked if that \$10,447.81 will take care of everything on that list. Mr. Leer stated the work remaining should be covered by that \$10,000.00. Mr. Mariscotti stated they cracked the apron at the funeral home and that is costly and he doesn't think that is enough to cover all the items on the punch list. Mr. Leer stated it is his recommendation that council pay Bella something. He stated that 1 ½ % is what the contract provides is allowable retainage. Mr. Difilippo stated he's not voting to pay them anything until

the work is done. We have an obligation to pay them but they have an obligation to finish the work. Mr. Agrafiotis stated how about paying them half of the amount of payment request #7 which is \$12,220.00.

Motion by Mariscotti/Glab to authorize payment representing half Payment request #7 in the amount of \$12,220.00 duly carried on a roll call vote with all members present voting yes except Mr. Difilippo who voted no.

Motion by Bittner/Glab to notice Bella that we are withholding half the amount requested in payment request #7 plus 1 ½ % retainage unless punch list is completed within 30 days duly carried on a roll call vote with all members present voting yes.

BID RESULTS -DEMOLITION OF WASTEWATER TREATMENT TANKS

Mr. Leer stated the bids were opened yesterday and the tabulations are in council's packets and the apparent low bidder was SAFECO Environmental, Inc. in the amount of \$33,000.00. Mr. Alfano stated that sounds like a reasonable bid but is this company competent in doing the job. Mr. Leer stated he spoke with them yesterday because of the spread in numbers on the bids but they are looking at this project as being able to break into the local market. So their profit margin is lower because they are going to make their profit on recycling of the old tanks. Mr. Leer stated he gave the solicitor a copy of their bid and as long as he is okay with it Widmer recommends moving forward with the notice of award to the apparent low bidder and he asks that council consider authorizing the conditional notice to proceed so they can begin work before next month's meeting.

Motion by Bittner/Glab to award the demolition of the old sewer tanks to SAFECO Environmental at a cost of \$33,000.00 contingent on them providing a signed equipment list duly carried on a roll call vote with all members present voting yes.

Motion to authorize Widmer to issue the notice to proceed upon paperwork and bonds being received and approved by the Solicitor and the Engineers duly carried on a roll call vote with all members present voting yes.

Mr. Leer stated the tanks do have a certain volume of solids still in them. Doug did attempt to get several quotes to have that removed and he only got one response and it was more than double what you are paying to dismantle the plant. Mr. Leer stated what we did was called a neighboring sewage authority whose truck we have used in the past and they have started hauling a couple loads a day up to the new facility and we're going to bleed those loads in so it can be processed and ultimately disposed of through the digester and centrifuge. That cost is the same cost per hour that the borough charges for its camera truck or other services. It will cost roughly in the \$4,000- \$5,000.00 range to haul it from the old plant to the new plant. Mr. Leer asked council what they desire as far as inspection services during the demolition of the old plant tanks. Mr. Difilippo stated yep full time. Mr. Leer stated they will provide somebody full time then.

WIDMER ENGINEERING PROPOSAL MAIN PUMP STATIONS

Mr. Leer stated council was given a professional agreement from Widmer Engineering to provide consulting services and design to address the deficiencies in the main pump station.

Motion by Mariscotti/Bittner to approve Widmer Engineering's professional agreement for the improvements to the main pump station Tasks 1 through 3 at a cost of \$21,770.00 and then hourly basis for construction services duly carried on a roll call vote with all members present voting yes.

TRAFFIC STUDY

Mr. Leer stated at the very end of your packet is the traffic study conducted and the bill was paid earlier tonight. Mr. Leer stated sorry for the large amount of bills but that was four two months both April and May's bills.

SOLICITOR'S REPORT – MR. AGRAFIOTIS

RESOLUTION #15-004 – FEES FOR DYE TEST ORDINANCE

Mr. Agrafiotis stated Resolution 15-004 provided as discussed last month which basically mirrors what is charged by the sewage council on their dye test ordinance. Our Ordinance, in section 13 allows for us to adjust the fees by resolution. The fee is \$150.00 for the initial application for dye test, \$125.00 for each additional dye test, \$75.00 if the test is cancelled on the day it is scheduled, and \$50.00 if it is cancelled prior to the date it was scheduled. The Washington County Sewage Council will be doing the dye tests for the on lot systems.

Motion by Difilippo/Mariscotti to adopt Resolution 15-004 setting the fees for the Dye Test Ordinance duly carried on a roll call vote with all members present voting yes.

Mr. Alfano stated these fees are for when a property is transferring ownership. Mr. Alfano stated this will be part of a lien letter that comes from our Borough Secretary when a property is getting ready to transfer.

RESOLUTIN 15-005 – JOB DESCRIPTION- FINANCE DIRECTOR

Mr. Agrafiotis stated he has received some revisions on the job description for Director of Finance so that will have to wait until next month's meeting to do that.

Mr. Bittner asked if he could speak on this please. Mr. Agrafiotis stated sure. Mr. Bittner stated he doesn't think we need this position because he thinks our Borough Manager under the job description should be doing this and in recent newspaper articles he said that his expertise in the finance area so he thinks that this should just fall under the borough mangers description. He stated he feels it is a waste of time creating this job and going through all this through the solicitor. He thinks we can just put this to rest this evening. He stated he would like to see Ms. Evans moved back to her position as Secretary/Treasurer as she was before and then put Mrs. Clancy as the Assistant Secretary/Treasurer as she was before. It seems as though when I asked the questions if that job has changed since we made the moves at the beginning so he doesn't see why we need all this. He stated that is just his opinion. Mr. Sulkosky stated he remembers a meeting that occurred with various council members and Ms. Evans asked the questions of her job duties and was told that her job duties would not change. Mr. Bittner stated that is fine let's just put it back the way it was and not go through all this. We're spending money on job descriptions and you have the expertise in doing this as the borough manager and he feels it should fall under the job description of the borough manager. Mr. Agrafiotis stated if you are doing motions you have to do under new business. Mr. Sulkosky stated this job description was provided to council previously and there were 6 points that were changed and he's had no other feedback from council members. It hasn't changed very much at all except #10 that sewer billing and collections were added. Mr. Sulkosky stated he thinks it is a sound job description and this is the way it was explained a couple of months ago. He stated it is there for council's consideration.

WILLIAMS SUBDIVISION PLAN #2

Mr. Agrafiotis stated Vaughn reviewed and so did he. They recommend conditional approval. The subdivision plan does need to be corrected the adoption section of the plan is not consistent with our owners adoption section. Condition 2 is the plan doesn't have a municipal declaration section and that is in Section 5 of the subdivision ordinance. Mr. Leer also noted that the final plan has to be signed and sealed by a registered professional engineer. With those stipulation he recommends conditional approval of the Lance & Judy Williams subdivision Plan #2.

Motion by Glab/Difilippo to approve the Williams subdivision plan conditioned upon recommendations being completed in the Solicitor's letter and the Engineers letter duly carried on a roll call vote with all members present voting yes.

SAI FARM REZONING

Mr. Agrafiotis stated we still have this to discuss and he advised them that council will look into that under the comprehensive plan and zoning update.

K9 AGREEMENT

Mr. Agrafiotis stated he passed around to council a second draft of the K9 rules and policies. He tried to incorporate the changes that were discussed last week. The K9 should be on duty in July so we should have this completed in time.

EXECUTIVE SESSION

Mr. Agrafiotis requested an executive session to discuss grievances and potential arbitration.
Council went into executive session at 9:00 pm
Mayor Weld left the meeting
Council reconvened at 9:15 pm
Mr. Alfano stated they discussed police personnel

BOROUGH MANAGERS REPORT – MR. SULKOSKY

CHANGE ORDERS – TBI CONTRACTING

Mr. Sulkosky stated he has two change orders that he received from Ken. The first is the change in the geothermal bid which is a decrease in the contract price of \$12,000.00.

Motion by Glab/Difilippo to approved TBI Contracting Change Order #1 decreasing the liability by \$12,000.00 duly carried on a roll call vote with all members present voting yes.

Mr. Sulkosky stated the second change order is an increase in the contract amount of \$7,363.00 due to an issue in the plumbing to change it from going to Third Street due to not enough slope and take it out to Union Street.

Motion by Bittner/Difilippo to approve Change Order # 2 increasing the liability by \$7,363.00 for plumbing changes duly carried on a roll call vote with all members present voting yes.

PURCHASING POLICY

Mr. Sulkosky stated he passed around the amended purchasing policy with the changes council requested and the applicable sections of the borough code. He stated there is not a purchasing policy in place at this time. Mr. Alfano asked council what their wishes are.

Motion by Bittner/Mariscotti to table the purchasing policy until the Continued meeting duly carried on a roll call vote with all members present voting yes.

ADVANCED DISPOSAL

Mr. Sulkosky stated this is for informational purposes that he spoke to Advanced Disposal a couple of times this past week and they are going to extend extra pick-ups through next week. They did them last week and this week on Tuesdays, Wednesdays, and Fridays. They will do that next week also. Ms. Gutosky asked if the electronic dumpster is still there. Mr. Sulkosky stated yes it was there this afternoon. Mr. Glab stated it was relocated to Mechanic Street from the alley up by East Street and there were several televisions sitting on the outside of the dumpster and once the dumpster was removed the televisions were still sitting there on Sunday. Mr. Bittner stated the borough crew got those and some sitting down by the library near the paper recycling box plus they drove around town and picked up those also.

Mr. Sulkosky stated there was a question posed at the last meeting about a dumpster sitting down at the old waste water plant and he did some additional research into that and that is for the street department. Mr. Bittner stated the dumpster he was talking about was the one inside the fence that had the sludge in it. Mr. Vitchoff stated there is still sludge drying in it.

LODGING REIMBURSEMENT FOR BOROUGH MANAGER

Mr. Sulkosky asked council to reconsider reimbursing him for his lodging expense for attending the PSAB conference. He stated the reason he is bringing it up is if you go to the borough code there is a section 701.1 under section C it says expenses for the following shall apply and it talks about registration fees, mileage for personal vehicles, and lodging, meals, and mileage. It also says here any council person can go and get reimbursed for those expenses as well. The borough code actually states this “shall” apply. He thinks this should be reconsidered by council. Mr. Mariscotti asked what section that was. Mr. Sulkosky stated 701.1 C. Mr. Sulkosky stated according to how he reads it the borough council shall provide for these expenses. Also if you look under Section 701.1.2 it stated council shall be reimbursed also for this. Mr. Bittner stated he will reiterate again that council paid his registration fee and if he goes to the conference he will pay his own mileage and my own hotel bill and thank you very much for the offer but he declines reimbursement. Mr. Alfano asked council if they wish to reimburse the borough manager his hotel costs.

Motion by Mariscotti to reimburse the Borough Manager for his hotel costs to attend the PSAB conference at a cost of \$526.14.

Motion died for a lack of a second.

Mr. Alfano stated he talked to Mr. Sulkosky about a catch basin issue on Park Street and asked if he had time to do anything about that. Mr. Sulkosky spoke to Jeff about that and he put it on his list and both the sewer department and street department are aware of that. Mr. Mariscotti asked where on Park St. Mr. Sulkosky stated around 650 Park St. Mr. Fowkes stated right in front of where Tim Buchanan lived.

MON VALLEY PROGRESS COUNCIL

Mrs. Sulkosky announced that there is a Mon Valley Progress Council meeting on the 28th and you have to rsvp by the 22nd.

OLD BUSINESS

LIGHT STANDARDS ON THIRD ST. EXTENSION AND MALDEN ROAD

Mr. Glab asked Mr. Sulkosky where are we at with the light pole at Third Street Extension and Malden Road, it had been knocked down and is laying there on the side of the road. Mr. Sulkosky stated he doesn't have anything on this now but will look into it. Mr. Bittner stated he asked Jeff Tuday about this and he said he'd have someone look at it and provide a price because it is an insurance claim and that was the last he heard of it.

LETTER TO SAI ON TAP IN FEE

Mr. Agrafiotis asked council if they want him to send a letter to SAI concerning the tap in fee for the pavilion at the East Malden address. Mr. Difilippo stated it was unresolved. Mr. Agrafiotis stated so you don't want him to do anything at this time. Mr. Alfano stated we missed it as much as they did concerning the tap. Ms. Evans asked if there were bathrooms on the drawings they submitted. Mr. Alfano stated they would have had to be on there. Mr. Petro stated there were not bathrooms on the their drawings. Mr. Glab stated then their building permit was not for the right amount of money. Mr. Petro stated the building permit would have gone to McMillen Engineering and the zoning permit would have been issued by us. Mr. Alfano stated so McMillen inspected it and should have saw that there were not bathrooms on the drawings but bathrooms on the property maybe they should pay the \$750.00. Ms. Evans stated the fee is \$1,500.00. Ms. Evans stated she wasn't made aware that they were building anything up there or she would have sent them the tap in fee request and specs. Mr. Glab stated they asked for dispensation in their letter and you can't begrudge them for asking but doesn't mean you have to accept it. Mr. Alfano stated they cited the fact that it is there for the community as much as for the University. Ms. Evans stated but the community is paying for it if you have an event up there you are going to pay to use it.

STREET DEPT. TRUCK

Mr. Mariscotti stated the truck down at Allstar transmission the holdup is they took the new transmission coil off and the line snapped and so they had to take it back and send it out to be replaced so that was the hold up.

MUNICIPAL SHARING OF EQUIPMENT

Mr. Sulkosky stated at the last meeting we discussed municipal sharing some services and he feels we need a generic one page form to cover this. Mr. Agrafiotis stated you should probably do an ordinance and that is cumbersome and a pain so we'll try and figure something out. Mr. Agrafiotis stated a rental agreement would be easier.

PORTABLE RADIO FOR ZONING OFFICE

Mr. Bittner apologized to Mr. Glab for not telling him this sooner but Chief and he were talking the other day and the radio in that zoning car is iffy at best. Mr. Bittner stated he feels our zoning officer should have a portable radio with him when he goes out and does these inspections and things so he feels we should buy a portable radio for the zoning officer. Chief Encapera stated the cost would probably be between \$1,200.00 and \$1,500.00. Mr. Agrafiotis asked Mr. Maddiex if he had any comment on this. Mr. Maddiex stated he agrees with Mr. Bittner especially on the safety part.

Motion by Bittner/Glab to purchase a portable radio for the Zoning/Code Enforcement Office not to exceed \$1,500.00 duly carried on a roll call vote with all members present voting yes.

ALICE TRAINING INVOICE

Mr. Bittner stated Officer Sheehan went to an Alice Training which deals with School Resource Officer and the school district was supposed to pay half of the bill and it never got taken care of but this invoice needs to be paid. Mr. Bittner stated it was approved for payment so let's just pay it all then invoice the school district.

NEW BUSINESS

Motion by Bittner/Glab to remove Shirley Evans as Finance Manager position duly carried on a roll call vote with Mr. Bittner, Mr. Difilippo, MR. Glab, Mrs. Gutosky voting yes and Mr. Alfano and Mr. Mariscotti voting no.

Motion by Bittner/Glab to do away with position of Finance Manager duly carried on a roll call vote with all members present voting yes.

Motion by Bittner/Glab to remove Samuel Sulkosky as Borough Secretary/Treasurer duly carried on a roll call vote with Mr. Bittner, Mr. Difilippo, Mr. Glab, Mrs. Gutosky voting yes and Mr. Alfano and Mr. Mariscotti voting no

Motion by Bittner/Difilippo to remove Shirley Evans as the Assistant Secretary/Treasurer duly carried on a roll call vote with all members present voting yes.

Motion by Bittner/Glab to appoint Shirley Evans as the Borough's Secretary/Treasurer duly carried on a roll call vote with all members present voting yes.

Motion by Bittner/Glab to appoint Lori Clancy as Assistant Secretary/Treasurer duly carried on a roll call vote with all members present voting yes.

Mr. Agrafiotis stated you will have to do the bonds for all these again.

RESIGNATION OF LORI CLANCY AS SAFETY COMMITTEE SECRETARY

Mr. Glab stated it has come to his attention that Lori Clancy wants to resign as the Secretary for the Safety Committee. Mr. Glab stated Lori Clancy submitted her letter on April 30, 2015 to resign her position as the Safety Committee Secretary effective April 30, 2015. He wants to make it clear that she is only resigning from her position as the Secretary from the Safety Committee and not her position in the zoning office.

Motion by Glab/Bittner to accept Lori Clancy's resignation as the Safety Committee Secretary duly carried with all members present voting yes except Mr. Alfano who voted no.

DRAINAGE ISSUE

Mr. Leer stated Ron had indicated to him and provided a sketch about this and if council would like Widmer Engineering will talk to R & B and get a price quote to correct the problem. What Ronny indicated to him is it is at Park and Sixth Street and it is tied into the Sanitary sewer system still because that area hasn't been separated. Mr. Alfano stated he doesn't know what he is talking about this is the first he's heard about this. Mr. Leer stated this catch basin is in terrible condition so the concept is to replace this catch basin, run a pipe down and tie it into the one down here and break this connection and go diagonal across Park Street and tie it in with a Y here. He stated it is roughly 350 ft. and we could get a no obligation quote from R & B to do the work. Mr. Bittner asked why we couldn't do we got a back hoe and that's what we bought it for.

RECOGNITION OF CITIZENS

JIM MADDIEX

Mr. Maddiex stated he stated with the primary election he hopes these two spaces out front can be marked handicapped for voters. The second thing is the next meeting of the Planning Commission is June 2nd and evidently this month's meeting was canceled.

DAN FOWKES

Mr. Fowkes stated he has information on the hotel John Petro told him June 21st

Mr. Encapera stated he had spoken to a girl who is going to be the General Manager up there and she will be in the area around that time and will hold a special event.

Mr. Fowkes asked Mr. Petro about the grass complaint for the property up near the fire hall that he was told about. Ms. Evans stated 1126 Wood Street and Mr. Garlowich is handling that. Mr. Fowkes asked about the houses along Knob Road once you cross over Route 40 and you start going down toward Ryes. He stated the police have been called up there several times for those empty houses being broken into and asked what the status of those are because there are junk cars and things there are they up for tax sales or what. Mr. Durdines stated one of those houses are in repository sale. Mr. Fowkes stated somebody's going to torch those homes and they are an eye sore so he was checking on the status of those.

CONTINUED MEETING

Mr. Alfano stated this meeting is continued until June 4th at 6:00 pm