

## **Regular Meeting of California Borough Council, October 11, 2018**

Vice President Difilippo called the meeting to order at 6:30 pm

**ATTENDANCE:** Mr. Bittner, Mr. Difilippo, Mr. Encapera, Mr. Glab, Mrs. Gutosky, Mr. Mariscotti, and Mayor Stetar

**ABSENCE:** Mr. Alfano

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

### **ADDITIONS/CHANGES TO THE AGENDA**

Mr. Bittner added Hunters Excavating project up at the circle  
Mr. Mariscotti said he'll have a couple of motions this evening  
Dr. Martin added Kevin Clancy to update on Vietnam memorial  
Mr. Difilippo added Widmer Engineering bill  
Mr. Encapera added executive session following the meeting

### **PUBLIC COMMENTS**

No public comments at this time

### **KEVIN CLANCY – VIETNAM MEMORIAL UPDATE**

Mr. Clancy thanked council for having the sidewalks and drains fixed up there around the circle and helps to beautiful and make safer for pedestrians. With regards to the memorial itself he stated he hasn't had a chance to discuss with the other members of his committee yet but two weeks ago Dr. Martin had called him and indicated that Hunter will be installing new sidewalks in that area. Today he spoke with a gentleman from Hunter to get a price to extend a sidewalk from the circle that extends into the memorial directly center of the existing memorial in the circle. Mr. Clancy also asked the contractor if he could change the existing sidewalk around the circle to be 6" in case the Rome monument needs to cross over it to install the monument. The contractor poured it at 4" since that was in the contract. Mr. Clancy stated he will speak with Rome Monument to ask if they could use a crane to lift the monument in from the street. Mr. Clancy stated he doesn't know if it could be done due to overhead electric wires. He stated the other option is to enter from a private driveway from Fourth Street but would need that property owner's permission. Mr. Clancy stated given the level of disturbance in the area he is considering talking to the other members of his committee to see if they would be willing to do the dedication in the spring rather than this November. He stated he doesn't want to have a dedication in the middle of a construction zone. He added they will probably be done with the sidewalks up there but given the time of the year he's going to ask them to delay the dedication until the spring. He stated he's had challenges regarding the names on the monument the National Archives have military records for just about every other military period and draft records for all different periods in time. The Vietnam era they don't have any, they burned up in a fire and they are not available. So in short of him doing 500 freedoms of information requests, individual ones, he couldn't get that information. To do those freedom of information requests a lot of these veterans he only has a name and branch of service and that is not enough to even fill out a request for freedom of information. Given those circumstances we will probably postpone it until the spring. He stated we would love to have the monument installed as soon as Rome feels it's appropriate due to the weather. In the spring they can get the right size crane and get it in here. He stated if they need to cross the newly installed sidewalks they would obviously need insurance and that is a cost the committee would bear.

### **MINUTES**

Motion by Gutosky/Encapera to approve the minutes of the Regular meeting of September 3, 2018 carried with all members present stating aye.

### **TREASURER'S REPORT**

Ms. Evans read the Accounts payable and the Account balances as of September 30th.

Motion by Mariscotti/Gutosky to approve the Treasurer's report carried with all members present stating aye.

## **PRESIDENTS REPORT – MR. ALFANO**

### **ANNOUNCE THE TRI COUNTY BOROUGH MEETING**

Mr. Difilippo stated there will be a Tri County Borough meeting held on Oct 18<sup>th</sup> with Cokeburg and Ellsworth borough's hosting at the Croation club.

### **WIDMER ENGINEERING INVOICE**

Motion by Bittner/Glab to pay Widmer's invoice for a preconstruction meeting on Sept. 20<sup>th</sup> for \$262.50 duly carried on a roll call vote with all members present voting yes.

Motion by Mariscotti/Bittner to pay Widmer's invoice for sidewalk and alley paving project meeting in the amount of \$375.00 duly carried on a roll call vote with all members present voting yes.

## **BOROUGH ADMINISTATOR REPORT – DR. MARTIN**

### **STUDENT COUNCIL MEMBER**

Dr. Martin stated as you may have noticed Trevor Kotchman is not here due to illness but his alternate representative that was sworn in at the last meeting, Claire Mock, is joining us and will be giving her report later this evening.

### **REMINDER – PLANNING COMMISSION VACANCIES**

Dr. Martin reminded everyone that there are still two vacancies on the planning commission. Any resident is encouraged to send a letter of interest to serve on this committee.

### **DR. JEAN HALE**

Dr. Martin stated he spent about three hours in a meeting with Dr. Jean Hale who is the executive director for community and corporate relations. Dr. Hale was interested in some of the initiatives taking place between the borough and the University. We discussed some of the history of what we have done together and she is looking in the long term to plan some additional points of intersection between the community and the University. She seemed genuinely interested in maintaining good relationships between the community and the University.

### **VICTOR PAVING – HIGHWAY AID PAVING PROJECT**

Dr. Martin stated he was in touch with Victor Paving about starting the project and we're down to we need a week or two to begin. He stated when he gets a firm answer he will notify our friends at the University because it will involve closing Hickory Street and Pennsylvania Avenue.

### **COUNTY HAULING**

Dr. Martin stated you have in your packets three invoices from County Hauling totaling \$783.00 for providing emergency dumpsters for the flooding that occurred last month.

Motion by Glab/Gutosky to pay County Hauling's invoices in the amount of \$783.00 duly carried on a roll call vote with all members present voting yes.

### **INVOICE FOR \$2,900.00 FOR GATE**

Dr. Martin stated we have also received an invoice for the required gate for the dump site down near the plant and we discussed this at the committee meeting. This was at the request of our engineer and it is consistent with the permit we were given to have a dump site down there.

Motion by Mariscotti/Glab to pay an invoice for \$2,9000.00 for a gate at the dump site duly carried on a roll call vote with all members present voting yes.

Mr. Difilippo asked Dr. Martin if we have an inspector lined up for the Highway Aid paving project. Dr. Martin stated yes we do, we have him on standby.

**PUBLIC HOUSING – MR. GLAB  
UPDATES**

Mr. Glab stated the code office is still writing up a couple of people for not keeping the lawns mowed. He stated it is an extended growing season but he property owners still must keep their grass cut.

He stated we had some questions last week regarding some of the zoning districts and Mr. Petro was working on some solutions to try and resolve the matters that would be acceptable to all parties.

**PUBLIC WORKS – MR. MARISCOTTI**

**STREET DEPARTMENT EMPLOYEE OVERTIME**

Motion by Mariscotti/Bittner to allow one street department employee to have overtime this weekend for homecoming preparations and clean up duly carried on a roll call vote with all members present voting yes.

**AUTHORIZE EXTENSION OF GRASS CUTTER PAST OCT. 31, 2018**

Mr. Mariscotti stated with the extension of the growing season we need to authorize our grass cutter to work past the deadline of Oct. 31, 2018 as needed.

Motion by Mariscotti/Encapera to authorize the grass cutter to work past Oct. 31, 2018 as necessary duly carried on a roll call vote with all members present voting yes.

**ALLEY PAVING PROJECT CHANGE ORDER- HUNTER EXCAVATING**

Motion by Mariscotti/Bittner to increase the contract amount to \$31,130.63 duly carried on a roll call vote with all members present voting yes.

**PAYMENT APPLICATION #1 – HUNTER EXCAVATING – ALLEY PAVING**

Motion by Mariscotti/Bittner to pay Hunter's Excavating payment application #1 in the amount of \$155,276.13 duly carried on a roll call vote with all members present voting yes.

Mr. Eby stated that includes the change order amount minus the retainage. We are still holding 10%.

**FINAL PAYMENT APPLICATION – HUNTERS EXCAVATING – ALLEY PAVING**

Motion by Mariscotti/Encapera to pay Hunter's Excavating's final payment application in the amount of \$17,252.90 contingent upon review and approval of the project by the Borough engineer and the independent inspector duly carried on a roll call vote with all members present voting yes.

**MCMILLEN ENGINEERING INVOICE – INSPECTION SERVICES – ALLEY PAVING**

Motion by Mariscotti/Glab to pay McMillen Engineering's invoice #18-3036 in the amount of \$930.00 for inspection services on the alley project duly carried on a roll call vote with all members present voting yes.

**MCMILLEN ENGINEERING INVOICE – INSPECTION SERVICES – ALLEY PAVING**

Motion by Mariscotti/Glab to pay McMillen Engineering's #18-3038, the final invoice on the alley paving project, in the amount of \$2,445.00 duly carried on a roll call vote with all members present voting yes.

**PURCHASE NEW F550 FOR STREET DEPARTMENT – PAY IN 2019**

Mr. Mariscotti stated in your packets you will find three quotes, all Costars vendors, for a new F550 dump truck. He stated we'd like to go ahead and purchase this and include it and pay for it in the budget next year.

Mr. Glab asked if all three bids are for the same exact vehicle. Mr. Taday stated yes, the only different thing may be how they manufacture the bed. He stated Mr. Mariscotti has the specs on the truck from each bidder. Dr. Martin stated the reason we are asking that you do this now is so we can have the truck delivered here and ready to go at the start of the plowing season but we know we have to pay for it out of next year's budget, we wanted to make sure we have the truck in place because the one it is replacing is probably not up to the task of starting another plowing

season. Mrs. Gutosky stated so they will build it, equip it, and deliver it and we can use it and then pay for it next year. Mr. Glab stated what we've done in the past is use 20% of your liquid fuels and apply it a capital purchase such as a truck and we budgeted over three years. Mr. Bittner stated we did this before we just arranged that the first payment will be made after the first of the year. Mrs. Evans asked if the dealership would do that. Mr. Tудay stated he doesn't think Kenny Ross will do that they do not provide financing with through the state contract. Mr. Bittner stated we financed it before. Mr. Glab stated if not we can use Act 13 monies. Mr. Difilippo asked about the delivery on the truck. Mr. Tудay stated it will be 7-8 weeks to order the chassis and building the bed he doesn't have an answer for. Ms. Evans stated so we may be in the end of the year beginning of next year when this truck is delivered. Mr. Tудay stated you will probably be into January by the time it's built and delivered. Dr. Martin asked just for purposes of clarification are we talking about using general fund money or are we talking about using Act 13 monies. Mr. Mariscotti stated he's assuming a combination of both. Mr. Glab stated we also have an option to reach out to one of our creditors and making an application for a loan too. He stated we have several options and they are all viable. Mr. Agrafiotis stated you have to say in the motion what you are doing, you have to say where the funds are coming from. Mr. Mariscotti asked if we are allowed to use Act 13 monies for that. Mr. Glab stated yes we are. Mr. Mariscotti asked if we can budget it in a way that we can pay it back to the Act 13 account over two or three years. Ms. Evans stated sure you can do that. Mr. Mariscotti stated we might as well do that use our money over a three year period and pay it up front from Act 13.

Motion by Mariscotti/Encapera to purchase a new F550 dump truck from Kenny Ross for a cost of \$76,926.80 to be paid for from the Act 13 fund and over a three year period pay it back from the general fund duly carried on a roll call vote with all members present voting yes.

#### **PUBLIC SAFETY – MR. BITTNER**

##### **TRICK OR TREAT**

Mr. Bittner announced that Trick or Treat will be held Saturday, October 27<sup>th</sup> from 2:00 pm to 4:00 pm and the Halloween parade will be Wednesday, October 31<sup>st</sup> line up at 6:00 pm at the public library and the parade will begin at 6:30.

##### **INVOICE – SIANA BELLWOAR, & MCANDREW**

Mr. Bittner stated we have a bill from Siana Bellwoar & McAndrew invoice #76735 in the amount of \$641.00 move to pay.

Motion by Bittner/Mariscotti to pay invoice #76735 in the amount of \$641.00 duly carried on a roll call vote with all members present voting yes.

Mr. Stetar stated we purchased two hours with Chris Gerber, from Siana Bellwoar & McAndrew for him and he is trying to use that money wisely and he noticed that the one thing he charged for was preparing a letter and it was Mr. Stetar stated his intention when working with him was using his two hours. Mr. Bittner stated the way he made the motion to purchase those two hours was for consulting to answer any questions you would have concerning the police department.

##### **PURCHASE 5 DESKTOPS COMPUTERS FOR POLICE DEPT.**

Motion by Bittner/Difilippo to purchase 5 desktop computers from Response Computer Services for the police department in the amount of \$5,850.00 to be paid from the Act 13 fund duly carried on a roll call vote with all members present voting yes.

##### **LAPTOPS FOR POLICE VEHICLES**

Motion by Bittner/Encapera to purchase 5 tough book laptops from Response Computer Services for the patrol cars in the amount of \$7,690.00 to be paid from Act 13 fund duly carried on a roll call vote with all members present voting yes.

##### **INVOICE FROM HUNTER'S EXCAVATING – SIDEWALK WORK AT THE CIRCLE**

Mr. Bittner stated we have a payment application from Hunter's Excavating for work at Liberty Circle in the amount of \$26,213.56 duly carried on a roll call vote with all members present voting yes.

## **FINANCE – MRS. GUTOSKY**

Motion by Gutosky/Glab to pay the monthly bills duly carried on a roll call vote with all members present voting yes.

## **BUDGET WORKSHOP**

Mrs. Gutosky stated we have a budget workshop on Oct. 8<sup>th</sup> and we made good progress. We have another one scheduled on Oct. 22<sup>nd</sup> however Dr. Martin can't make it on the 22<sup>nd</sup> so she would like to reschedule it the following Monday which is Oct. 29<sup>th</sup> if that is acceptable to everyone. No one had any issues with the change so she stated the next budget workshop will be on Oct. 29<sup>th</sup> at 6:00 pm.

## **PUBLIC HEALTH – MR. DIFILIPPO**

### **WIDMER ENGINEERING INVOICES**

Motion by Bittner/Glab to pay Widmer Engineering's invoice for easements on Highland Drive in the amount of \$225.00 duly carried on a roll call vote with all members present voting yes.

Motion by Mariscotti/Bittner to pay Widmer Engineering's invoice for manhole leaks on Malden in the amount of \$412.50 duly carried on a roll call vote with all members present voting yes.

Motion by Bittner/Glab to pay Widmer Engineering invoice for a technician on storm flow in the amount of \$405.00 duly carried on a roll call vote with all members present voting yes.

Motion by Bittner/Gutosky to pay Widmer Engineering's invoice #21809373 in the amount of \$1,245.00 for Malden Road Highway Occupancy Permit duly carried on a roll call vote with all members present voting yes.

Motion by Bittner/Mariscotti to pay Widmer Engineering's invoice #21809384 in the amount of \$1,290.00 for Highland Drive redesign duly carried on a roll call vote with all members present voting yes.

Motion by Bittner/Mariscotti to pay Widmer Engineering's invoice #21809364 in the amount of \$1,562.50 for MS 4 maps and inspections at outfalls duly carried on a roll call vote with all members present voting yes.

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

Mr. Encapera reminded everyone that the Vulcan fest is this weekend and check your street for parking restriction signs and come out and enjoy the festivities.

## **EXECUTIVE SESSION**

Mr. Encapera asked for an executive session at the end of the meeting for personnel issues.

## **JUNIOR COUNCIL WOMAN – MS. MOCK**

### **UPDATES ON CAHS ACTIVITIES**

Student against destructive decision club is holding red ribbon week during the last week of October to promote safe decisions among teens.

Last week Jenna Jacobs won homecoming queen and Timothy Yonko won Mr. CHS.

Last week the football team defeated West Greene with a 24 – 14 and they are currently tied with West Greene and Monessen for first place in the section. If they win the remaining games by at least 10 points they will go to playoffs.

The girl's tennis team wrapped up their sectional on Monday with a loss against South Moreland with a loss of 1-4.

The Marching band will be performing in the Homecoming parade this Saturday, the Roscoe Halloween parade on the 27<sup>th</sup>, and the California Halloween parade on Oct. 31<sup>st</sup>.

## **MAYOR'S REPORT – DR. STETAR**

### **FLOOD DUMPSTERS**

Mayor Stetar wants to extend the borough resident's appreciation who were affected by the floods having the dumpsters that the borough had in place were very helpful to them in getting the clean ups done.

### **NEW BUSINESS IN TOWN**

Mayor Stetar stated we have a new business going into the former American Legion building on Second and Union St. Brandon Vadella who owns Vadella Construction is renovating the building and putting a cabinet showroom in there. He does very nice work and his company was featured on HGTV House hunters last month. Mayor stated he's doing nice renovations there and patronage his business if you are in the need of construction work.

### **CHIEF OF POLICE SEARCH**

Mayor Stetar stated the search is going well and we had a handful of applications and we are working towards completing that process.

## **ENGINEER'S REPORT – MR. EBY**

### **HIGHWAY OCCUPANCY PERMIT FEE – HIGHLAND DRIVE PROJECT**

Mr. Eby stated we need a motion to pay the Highway Occupancy Permit fee for Highland Drive and the fee is \$250.00.

Motion by Bittner/Glab to pay Penndot \$250.00 for our Highway Occupancy Permit for the Highland Drive project duly carried on a roll call vote with all members present voting yes.

### **UPDATES**

Mr. Eby stated A. Folino will start on Monday down on Liberty Street doing the storm line first and then he'll move to Union Street and do the sewer line.

The contractor for the misc. concrete project will begin on the concrete project here at the borough building probably Monday.

He spoke with the folks from the PA Small Water Grant and we can use the awarded grant of \$71,207.60 toward the modified Highland Drive project. They will reimburse us once we've made payment. They had no problem with us changing the plans and including all of Highland Drive.

## **SOLICITOR'S REPORT – MR. AGRAFIOTIS**

### **ZONING HEARING BOARD MEETING**

Mr. Agrafiotis stated the Zoning Hearing Board meeting will be held on Oct. 25<sup>th</sup> Mr. Daley will be there along with Mr. McMonagle and he figured he'd bring it up because it was in court before and council may want him to attend the Zoning Hearing Board on behalf of the borough.

Motion by Encapera/Glab to have Tom Agrafiotis attend the Zoning Hearing Board meeting on Oct. 25<sup>th</sup> on behalf of the borough duly carried on a roll call vote with all members present voting yes.

He stated that is all he has now but has some things to discuss in executive session.

### **OLD BUSINESS**

No old business at this time

### **NEW BUSINESS**

Mr. Bittner stated several years ago Penndot established what they called a truck route in California which prohibited trucks coming down Wood Street. He stated the signs they put up our former Police Chief said they were not enforceable and we did a couple of stops on that and the Magistrate said they were not enforceable with the current signage.

Motion by Bittner/Glab to send a letter to District 12 of the Department of Transportation requesting a meeting with them on the truck route in California carried with all members stating aye.

#### **THE FORMER HOLLYWOOD THEATRE PROPERTY**

Mr. Difilippo asked if there was something happening with this property. Dr. Martin stated we were contacted by the Redevelopment Authority, Kerry Fox, and he offered to give us the Hollywood Theatre property if we would be willing to committing using our next year's Community Development Block Grant money to develop that into some kind of a park or some feature for public use. The Mayor had sort of taken the lead on a thought and suggested putting a small performance center in there with a covered stage and some benches. Dr. Martin stated we had some preliminary discussions along those lines and to the best of his knowledge no decision were made. He knows that one council man suggested we should probably look at our curbs and sidewalks with the CDBG money. Dr. Martin stated he doesn't know that any decision one way or the other has been made and he thinks that is still in discussion stages among council. Mr. Difilippo asked what the deadline is to let Kerry Fox know of their decision on the use of 2019 CDBG funding project. Dr. Martin stated he would like to have an answer by the end of November.

#### **RECOGNITION OF CITIZENS**

##### **CHRISTINE KINDLE OF CALIFORNIA UNIVERSITY**

Ms. Kindle stated the Vulcan fest is collaborated effort between the California University and the Washington County Tourism promotion agency. She stated there are a lot of events happening this weekend. She stated after the homecoming parade and festivities the action will move up to the stadium area at Roadman Park. She stated there will be food trucks coming in, kid's activities, and alumni events prior to the game. After the game there will be a free concert with Chris Higbee beginning the performance followed by Lonestar, the country music award winning band.

##### **JIM MADDIEX**

Mr. Maddiex stated the changed date for budget workshop should go on the webpage. As the chairman for the Planning Commission, he asked if the bylaws were approved by Council and all but one signature, the secretary's signature, so are they in effect or are we still under the old bylaws. Mr. Agrafiotis stated Council approved the new bylaws go ahead and use the new bylaws. He stated the planning commission has two more meetings left this year.

Motion by Bittner/Glab to adjourn into executive session and report back at the next meeting.