

**Regular Meeting of California Borough Council, September 14, 2017, 6:30 p.m.**

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

**ATTENDANCE:** Mr. Alfano, Mr. Bittner, Mr. Difilippo, Mr. Encapera, Mr. Glab, Mr. Mariscotti and Mayor Weld

**NOT IN ATTENDANCE:** Mrs. Gutosky,

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

**ADDITIONS OR CHANGES TO THE AGENDA**

Mr. Mariscotti – power to Wood St. for River Fest

**PUBLIC COMMENTS ON AGENDA**

There were no public comments on the agenda.

**MINUTES**

**REGULAR MEETING AUGUST 10, 2017**

On a Difilippo/Mariscotti motion, the minutes of the regular council meeting of August 10, 2017 were approved by all members stating aye.

**SECRETARY'S REPORT – MRS. CLANCY**

Mrs. Clancy read the accounts payable and account balances as of August 31, 2017.

On a Difilippo/Bittner motion the Secretary's Report was approved by all members stating aye.

**PRESIDENT'S REPORT – MR. ALFANO**

**REPORT ON EXECUTIVE SESSION OF SEPTEMBER 7, 2017**

Mr. Alfano stated that the executive session of September 7, 2017 was regarding potential litigation and personnel issues.

**QUOTE ON MUNICIPAL LIABILITY (ACT 477) HEART & LUNG COVERAGE - \$5,684.00**

Bittner/Encapera motion, to purchase the Municipal Liability (Act 477) Heart & Lung coverage in the amount of \$5,684.00. On a roll call vote, motion carried with all members voting yes.

**EP & D INVOICE FOR JULY \$896.93**

Mariscotti/Bittner motion to pay the Environmental Planning and Design Invoice for the California Union Street Warf project in the amount of \$896.93. On a roll call vote, motion carried with all members voting yes.

**ADVERTISE FOR WASTE HAULER**

Mr. Alfano stated the borough would be advertising for a new waste hauler and there should be a new hauler January 1, 2018. Mr. Agrafiotis stated the typical specs and additions as request by Council. The proposed contract will be a three year contract and may be extended for two additional one year periods, add twice a year electronic recycling, daily two week pick up at the beginning and end of each semester, roll off dumpster for electronics year round to be placed at the bull pen, special dumpsters for the River Fest, Fishing Tournament and on at least three other occasions, weekly calls from the route supervisor after pick up to discuss any problems with the weekly trip, all accounts shall have a recycle bin, change from Friday to Monday pick up. Dr. Martin stated the Monday pick up was due to internal discussions, this will help get what is left from the weekend parties out of town. Glab/Mariscotti motion to advertise for a waste hauler. Under discussion Mr. Agrafiotis stated the council would have the updated packet by the end of the week for review then it could be advertised. On a roll call vote motion carried with all members voting yes.

## **BOROUGH MANAGER – DR. MARTIN**

### **APPOINTMENT OF MICHAEL GORONCY AS JUNIOR COUNCILMAN AND TREVOR KOTCHMAN AS ALTERNATE**

Dr. Martin introduced Michael Goroncy, who will be assuming the role of Junior Council Person. This will be a full speaking, non-voting member of council through a program sponsored by the State Borough's Association. Council authorized Dr. Martin to approach the high school and find someone to assume this role. At a series of meeting with the high school administration and the district administration, Michael came very highly recommended. On council's behalf Dr. Martin interviewed him and gaged his interest to be genuine and he is quite interested in what council does and he is anxious to be a part of this. Mayor Weld issued the oath to Michael Goroncy to become a fully speaking non-voting member of Council. Mr. Goroncy will be added to roll call at the next council meeting.

### **INFORMATIONAL UPDATES**

Dr. Martin reported on his meeting with Mr. Fox from the Washington County Redevelopment Authority on the Borough's Community Block Grant. The 2016 and 2017 grants went to the lights on the lower end of Wood St. It is time to start working on the 2018 application. Council had some preliminary discussions about converting the lights on Third St. to an LED format the length of the town. Mr. Fox asked Dr. Martin to get costs from the people that did Rotary Park and Senate Engineering and to speak with Steve Eby to get some estimates of costs and prices, if that is what council wishes to do with that money. That decision can be made at the October's meeting. Dr. Martin asked for the month to get some facts and figures and prices so council would know before making that decision. Dr. Martin will provide council with a list of the types of projects that can be approved. This will be put on the October agenda. The six lights at the borough building are a different kind of light and he would try to roll updating those poles into the Community Block Grant.

Mr. Fox confirmed that the 2016, 2017 project would be starting next week.

Dr. Martin provided information on the community outreach meeting about the Roma Culture to be held at the council chambers on September 28, 2017 at 6:00 p.m. in council chambers. This is sponsored by the ministerium, the Law Office of Lisa Buday and Pennsylvania Bridges. They are footing all the expense. The borough is providing the hall.

## **MR. GLAB – PUBLIC HOUSING**

### **ROSE PLASTIC'S REQUEST FOR WAIVERS – SEWAGE TAP IN FEE**

Mr. Glab made the motion to waive sewage tap in fees for P.R. North American – Rose Plastics in constructing a new building at their facility located at 525 Technology Dr. The facility will be tapped into the California Borough Sewerage System plant, but will not produce any new employees or increase water consumption to be added to the sewage system. Therefore, according to Resolution 08-109 adopted December 11, 2008, under Section B, Subsection III C. – Tapping Fees, no tapping fee will be assessed at this time, since the project will not result in increased water consumption greater than 1 EDU (Equivalent Dwelling Unit) or 5,000 gallons. Further the Zoning Officer is authorized to send Rose Plastic a letter informing them of the waiver and notifying them that the water consumption will be monitored on an annual basis, after the occupancy permit is issued and the borough reserves the right to assess additional tap in fees if consumption increases in the future. Mr. Mariscotti seconded the motion. Under discussion, Mr. Difilippo asked if this had been done in the past. Mr. Petro this has been past practice in regards to waiving tapping fees for businesses expanding their buildings. It was done for Pennatronic's, CalTech 7 Partners/Drebo, when they put additions on to their buildings in 2016. In both cases, there was no anticipated hiring of new employees which would result in increased water consumption to warrant charging an additional tap at the present time. The zoning office would monitor the average monthly water consumption after a year of the occupancy permit being issued to see if there was an increase in average water consumption over 5,000 gallons per month which would warrant assessing an additional tapping fee. Both occupancy permits were issued in December 2016 and the average water consumption for the 2017 year would be reviewed and compared to the average monthly usage for the year 2016 to see if an additional tapping fee could be assessed. The records are kept on a white board in the zoning office as a reminder that this monitoring would be done annually. In regards to Rose Plastic, although they are building a new building and constructing a new sewage line to tap into the

borough sewage system and not an addition to an existing building as Pennatronics and CalTech7 did, there was no anticipated increased water consumption since they were not adding any employees at the present time. Both building will be tied into 1 water line with 1 water meter. I anticipate that when they put in an addition to this new building in several years and expand their workforce, an additional tap may be required. Again, after the new building is constructed and an occupancy permit is issued, the previous 12 months of average water consumption will be used as a base to monitor future water consumption for determining if an additional tap in fee is warranted. On a roll call vote motion carried with all members voting yes.

**2018 NON UNIFORM MINIMUM MUNICIPAL OBLIGATION - \$55,565.90**

Glab/Encapera motion to pay the 2018 Non Uniform Minimal Municipal Obligation due in the amount of \$55,565.90. On a roll call vote motion carried with all members voting yes.

**2018 UNIFORM MINIMUM MUNICIPAL OBLIGATION - \$0**

For a point of information the Uniform Minimum Municipal Obligation is \$0.

**MR. MARISCOTTI**

**STREET DEPARTMENT UPDATE**

Mr. Mariscotti gave an update on the work the Street Department has been doing.

**PURCHASE BARRICADES**

Mr. Tудay requested that the borough purchase 12 a-frame barricades (consist of 2 a-frames and two cross beans). Mr. Glab questioned the cost of making them out of 2 X 6's. Mariscotti/Difilippo motion to purchase a total of 12 a-frame barricades, not to exceed \$2,500. Under discussion, Mr. Encapera asked why not the ones that are filled with water. Mr. Tудay stated they have to be filled with sand in the winter, have to be moved by machine and they require a larger storage area. Mr. Encapera asked Dr. Martin if there would be any grant money to pay for the barricades. Dr. Martin had looked into that when this issue first came up and it didn't appear to be any quick and easy grants to do that. The kinds of grants that would include that kind of money include projects for some larger undertaking. On a roll call vote, motion carried with all members voting yes.

**SUITE-KOTE INVOICE #9664 - \$61,724.67**

Mariscottin/Difilippo motion to pay Suite-Kote invoice #9664 in the amount of \$61,724.67, to be paid out of High Way Aid money. On a roll call vote motion carried with all members voting yes and Mr. Bittner voting no.

**REVISION OF RESURFACING PLAN**

Mr. Mariscotti stated there was a revision to the resurfacing plan. Dr. Martin stated council voted on a plan for surface tar and chip for several streets around the Borough. The Street Commissioner researched that and put together a plan that was presented, discussed and vote on. As the company came to actually look at the streets, Mr. Tудay met with them and he had some additional information. Mr. Tудay explained to prevent a utility company digging up newly seal coated roads; he removed Union St. and Ash St. and added South Ridge Road and Daisy Lane. This came in under minimum of bid. Mr. Difilippo asked why after Dr. Martin told him not to switch the roads, he did. Mr. Tудay thought he did the best for the borough. The streets taken off were Union St. from Fifth to Pennsylvania and Ash St. from Fifth to Pennsylvania and substituted Short Ridge Road and Daisy Lane. The last two were never seal coated. Mr. Mariscotti stated last year Pennsylvania Avenue was seal coated and the utility company went straight down Pennsylvania, cross cuts. Dr. Martin asked council for a motion to make those street substitutions so the paper work reflects the reality. Mariscotti/Glab motion to remove Union Str. and Ash St. and add Short Ridge Rd. and Daisy Lane to be seal coated. On a roll call vote motion carried with Mr. Alfano, Mr. Encapera, Mr. Glab, Mr. Mariscotti voting yes and Mr. Bittner, Mr. Difilippo voting no.

**POWER – RIVER FEST**

Mr. Mariscotti questioned if the CDGB Grant would cover a new electrical box and fix lower Wood St. receptacles. There is not enough power for the River Fest. Dr. Martin asked Mr. Fox today if the plan for low Wood St. included receptacles on some of the light poles. He said that he will check the specifications but that was something that should have been discussed two years ago. Mr. Alfano

asked him specifically two years ago and a year ago. Dr. Martin will get a cost estimate. Mr. Tудay felt that it is not a lack of power, it is inferior equipment.

Mr. Glab questioned road salt. Mr. Tудay stated there is no room at this time. He is full from last year and that is through CoStars.

**MR. BITTNER**

**PUBLIC SAFETY**

**HARDSHIP PARKING APPLICATION**

Bittner/Difilippo motion to grant the hardship parking request from 311 Green St. Mr. Encapera thought all apartments were required to have parking. Mr. Bittner stated this one is grandfathered. Mr. Glab stated the borough's fee is \$30.00/month and others charge \$50.00. He felt the borough's fee should be increased. On a roll call vote motion carried with all members voting yes.

**SIANA BELLWOAR & McANDREW INVOICE #72217 – \$3,537.51**

Bittner/Encapera to pay Siana Bellwoar & McAndrew invoice #72217 in the amount of \$3,537.51. On a roll call vote, motion carried with all members voting yes.

**EVANS GRAPHICS FOR NEW POLICE VEHICLE - \$575.00**

Bittner/Glab motion to pay Evans Grafics for lettering the new police car in the amount of \$575.00. It is ghost lettering printing. On a roll call vote motion carried with all members voting yes.

**FINANCE – MR. ENCAPERA IN MRS. GUTOSKY'S ABSENCE**

**PAYMENT OF BILLS**

Encapera/Mariscotti motion to authorize payment of the monthly bills. On a roll call vote, motion carried with all members voting yes.

**SOLICITOR'S BILL**

Encapera/Mariscotti motion to pay the administration's solicitor bill in the amount of \$2528.00. On a roll call vote, motion duly carried.

Encapera/Mariscotti motion to pay the zoning solicitor's bill in the amount of \$623.00. On a roll call vote, motion duly carried.

Encapera/Mariscotti motion to pay the sewer solicitor's bill in the amount of \$663.00. On a roll call vote, motion duly carried.

There will be a budget meeting on Monday, October 2, 2017 at 6:00 p.m.

**PUBLIC HEALTH – MR. DIFILIPPO**

**LENNON, SMITH & SOULERET ENGINEERING, LLC - INVOICE #201704033 - \$900.00**

Bittner/Encapera motion to pay the Lennon, Smith Engineering, LLC invoice #201704033 in the amount of \$900.00. On a roll call vote, motion carried with all members voting yes.

Mr. Baker will be off for a week due to a medical procedure.

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

Mr. Encapera stated he passed on a sample ordinance for meeting decorum procedure for Mr. Agrafiotis' review to tailor it to this borough's needs and have it ready for next months' meeting.

**MAYOR'S REPORT – MR. WELD**

Mr. Weld had nothing to report at this time.

## **ENGINEER'S REPORT**

### **ENGINEER'S UPDATE**

Mr. Eby reported that Rose Plastics is to install their sewer tap and pay for their inspection. The tap is to be bored under the road.

Glab/Bittner motion to apply for LSA funds for the Highland and Blaine sewer project. On a roll call vote motion carried with all members voting yes.

Mr. Eby checked on the Washington Health E & S.

He is looking into a new pump station for the Malden flow and eliminating the Coal Center Pump station

Dr. Martin received a report that all the outside lighting on the sewage plant is not functioning. Mr. Baker wanted to know whether he should replace the sodium bulbs or replace with LED.

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

### **STREET OPENING PERMIT**

Mr. Agrafiotis would have the street opening ordinance ready next week for council's review.

### **SEWAGE ORDINANCE AMENDMENTS**

This ordinance would also be completed next week for council's review.

### **REQUEST FOR EXECUTIVE SESSION – PERSONNEL**

Mr. Agrafiotis requested an executive session after the meeting for litigation.

Mr. Alfano added and for personnel reasons matters.

### **OLD BUSINESS**

There was not old business at this time.

### **NEW BUSINESS**

There was not old business at this time.

### **RECOGNITION OF CITIZENS**

#### **JM MADDIEX**

Mr. Maddiex announced that the Planning Commission meeting is on October 3, 201, 7 at 6:00 pm. He questioned if the budget meeting is open to the public.

On a Mariscotti/Encapera motion, council went into an executive session for personnel reasons at 7:50 p.m.