

## Borough of Ben Avon Heights

### Tuesday, May 8, 2012 - Council Meeting Minutes

The regular meeting of council was held at Shannopin Country Club at 7:00 P.M.

A quorum is in attendance

#### **Present:**

Council Members: Berardi, Cuteri, Davis, Georgalas, Isherwood, Keelan, (Kolenda entered at 8:20 PM)

Mayor: Dismukes

Solicitor: Vogel

Avalon Fire Chief: Bill Carney, Chuck Berrie

Ohio Twp. Police: Chief Micklos

Secretary/Treasurer: Raves

Residents: Nancy Fardo, Jim Harpst, Ed Werley

The meeting was called to order at 7:03 PM by Mr. Davis:

1. April 2012 Minutes:

- A motion was made to approve the April 2012 Minutes. They were approved unanimously as distributed. Mark Davis has abstained from voting.

2. April 2012 Treasurer's Report:

- A motion was made to approve the April 2012 Treasurer's Reports which was approved unanimously as distributed.

Mr. Isherwood asked about the Earned Income Tax collections procedures with Keystone Collections Group and if we can verify that we are receiving all the money due to the Borough. We will be able to access a record system by next month and will then evaluate this item.

3. The Budget Overview: –No discussion regarding the Budget Overview took place.

4. Police Report: - Hauling Permits were ongoing. Two blinking lights will be delivered to Mrs. Raves for the crossing guards.

5. Fire Report: No calls in the month of April.

6. Public Comment: None of the residents in attendance spoke.

7. Executive Session: Council entered into Executive Session at 7:15 to discuss a personnel issue.

The meeting continued at 7:36

8. Engineer's Report: Mr. Cuteri read the report forwarded from Lennon Smith Souleret

ACO: LSSE will have a meeting with Sewer Committee at 3:30 PM on May 22 at LSSE's office. Only Mr. Cuteri stated that he would represent the Borough at that meeting. Newgate and Wilson Drive Temporary Paving at Newgate should be replaced by the end of May.

2012 Road and Sewer Improvements: The bid date has been extended to May 24, 2012 at 11:00 AM per Addendum No. 1. Currently 4 contractors have taken out bid packages.

Hauling Permits: 3 permits were obtained this month.

*Discussion regarding our advertising location took place, but no changes were made.*

Letter from Garvin Boward Beitko: Letter regarding the need for their forces to continuously monitor the construction of the retaining wall construction to insure implementation of the contract drawings or void all their liabilities took place. Mr. Cuteri will verify if the cost of this inspection was included in LSSE's estimate and discuss with the various parties involved.

9. Financing of 2012 Projects: Sections of the provisions were missing from the bank's draft when submitted to the attorney's office for review. Wednesday evening the solicitor got a draft of the Ordinance giving them only one evening for review. Due to the need for review and advertising timelines, Mr. Vogel asks that we table this matter till a Special meeting next Tuesday.

DCD gets 45 days to review our loan request; this will move our approval to the end of June or early July.

Mr. Vogel will verify that the bank is not waiting for DCED approval to move forward on our loan request so we can get this work done in a timely manner.

Mr. Dismukes has stated that Mr. Vogel's firm has the same amount of work and liability regardless of the size of debt in order to write this. Legal fees will be held to a minimum. Mr. Cuteri signed the "potential conflict of interest" letter submitted by Tucker Arensberg.

Time is tight!

Mr. Cuteri will verify the verbiage for a 90 day to award bids in the contract documents from time of Bid Opening.

A Motion was made: To permit all legal advertising necessary for the bond Ordinance, including any special meetings. This motion Passed unanimously with Mr. Davis abstaining.

10. Vote on Ordinance #311. A motion was made to pass Ordinance #311 A joint agreement with the Borough of Avalon for Emergency Services. The motion passed unanimously.

11. Hauling Permits: An amended ordinance might be a good idea to take in account the contractors who work in the Borough frequently. We could have them add us to their insurance coverage as "additional insured" which will give them an option other than bonding the roads. (Note: Mr. Kolenda arrived at the meeting at 8:20 PM)

Mr. Vogel will submit a draft for Council to review regarding the amended Ordinance.

12. ACORD Board: A motion was made to add Zoe Eadie to Board. The motion passed unanimously. Mr. Gould has reported that Ms. Eadie has already jumped into attending Board meetings.

Ed Gould wanted Council to know that Mr. Ken Bernauer has been a HUGE asset to the Park. Council is grateful to Mr. Bernauer for his efforts.

We are still 2 short of our commitment for the Board.

13. Approval of \$185.00 for North Suburban Chamber of Commerce membership dues.

14. A motion was made to permit Mrs. Raves to open an escrow account with dual signature authority for deposits related to Ordinances and Resolutions. The motion passed unanimously.

A motion was made to adjourn the meeting. The motion passed unanimously.

This meeting adjourned at 8:32 PM.

**The next monthly meeting is Tuesday June 12<sup>th</sup> at 7:00 at Shannopin Country Club.**