

Borough of Ben Avon Heights

Tuesday, November 14, 2012 - Council Meeting Minutes

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

A quorum is in attendance

Present:

Council Members: Cuteri, Davis, Isherwood, Keelan, Kolenda

Mayor: Dismukes

Solicitor: Chris Voltz in for Vogel

Ohio Twp. Police: Chief Micklos

Avalon Fire: Chief Carney

Secretary/Treasurer: Raves

Residents: Robert Fardo, Joe & Carmell Rattay, Larry Skerlong, Susann Schneider

The meeting was called to order at 7:01 PM by Mr. Davis:

1. October 2012 Minutes:

- ***A motion was made*** by Mr. Isherwood second by Mr. Keelan to approve the October Regular 2012 Minutes as amended by Mr. Cuteri. They were ***approved unanimously*** as previously amended. Mr. Davis abstained.

A motion was made by Mr. Cuteri second by Mr. Keelan to approve the Special Budget meeting. They were ***approved unanimously***.

2. October 2012 Treasurer's Report:

- ***A motion was made*** by Mr. Cuteri, and second by Mr. Keelan to approve the October 2012 Treasurer's Reports which was ***approved unanimously as distributed***. Mr. Davis abstained.

3. Public Comment: Ms. Schneider of 7 Biddeford Road asked if Biddeford Road was going to be repaved soon. Mr. Davis, of Bridges & Co the contractor on the project, reported that the main sewer line was completed and was to be tested and approved by the Borough's Engineers before they can hook the individual lateral lines to the sewer. The contractor has currently located approximately half the laterals involved and anticipated locating the remainder tomorrow. Once all the work is completed the road will be resurfaced depending on weather conditions. Mr. Dismukes reviewed that the intent was to have the project completed before winter; however, that will depend on the weather.

Mr. Cuteri explained this portion of the project to the residents in attendance. He also noted to the residents that if they were having any trouble with their sewer line before this work began that they should notify the contractors who may be able to see an

issue while performing their work. However, repair of the Owner's lateral would be the owner's to complete.

Larry Skerlong of 1 Stratford Road reported that several yards in the area were currently muddy. Mr. Davis explained that the project schedule will be weather dependent.

Bob Fardo, of 4 Stratford reported that damage has occurred on his property. Mr. Davis asked Mr. Fardo and any resident to report damage to his email address so it can be put on a list for the contractor's attention and repair.

Mayor Dismukes thanked the residents for their patients during this construction.

4. Fire Report: No calls to report. The fire company is having a Christmas tree fundraiser and delivery to Avalon as well as Ben Avon Heights is free.

When asked about a general fundraiser, the Chief stated that they run that in March.

5. Police Report: -The "Swift Reach" system was tested and seemed to work well. Mrs. Raves will need to work with Ryan to gain details of the system. Chief reported that the Ohio Township Police Department will be paying for this service.

The police have received a number of "animal complaints." There have been many sick raccoons in the area. The police do not handle animal control but they have been putting these sick animals down.

Mrs. Raves thanked the Police Chief for his assistance in the hiring of our new crossing guard.

6. Engineer's Report: Engineer not in attendance but submitted a report.

- a. A recap of Borough's ACO, Semi-Annual Progress Report sent in July.
- b. A recap of the 2012 Road and Sewer Improvements with the fact that LSSE approved the 3rd payment for the amount of \$129,051.00.
- c. And the fact that three Hauling Bonds were reviewed and released. (9 Oxford, 24 Oxford and 100 Shady Knoll.)
- d. MS 4, The NPDES General Permit and Request for Waiver forms were sent to PADEP on September 14, 2012. Mr. Firek called the Borough and described the fact that a map will need to be developed in the spring. Bob's estimate to have LSSE handle this map was approximately \$2,500.00

7. Rental Property Ordinance #316: This Ordinance was advertised and is ready for Council's vote. Mr. Cuteri made a **motion to pass Ordinance No.316** second by Mr. Kolenda. **The motion passed with a vote of 4 Aye to 1 Ney.** Mr. Davis voted against the Ordinance.

With this Ordinance in place, council will need to vote on the Contract with Building Inspection Underwriters to enforce the Ordinance. A discussion occurred regarding Resolution 2012-2 setting the fee for these services. Mr. Keelan **made a motion** to enter into an agreement with Building Inspection Underwriters Mr. Cuteri second. **The motion passed unanimously.**

Discussion then took place regarding the Resolution 2012-2 to cover charges for the inspection services. The Resolution will need to be amended to indicate the fee agreed upon as \$100.00 and Ordinance number is to be corrected to No. 316. Mr. Cuteri

made a motion to pass the Resolution as amended and it was second by Mr. Davis. This motion will also authorize Mrs. Raves to coordinate with BIU as to how the two offices will handle paperwork and fee distribution. **The motion passed unanimously.**

8. **2013 Budget.** – Discussion took place and a **Motion was made** by Mr. Cuteri and second by Mr. Kolenda to advertise the 2013 Budget: Revenue of \$526,518 and Expenditures of \$526,518. Fund Equity as of 12.31.2012 is \$183,923 and as of 1.1.2013 will be \$326,323.00 the Sewage Consent Decree Reserve Fund will be its own line item and indicated separately on the Budget and totals \$35,000.00. This **motion passed unanimously.**

Mayor Dismukes noted that we have not completed the 5 year advance budget. That information has proven invaluable. We will need to meet in the near future to work on the 5 year budget.

Discussion of the 2013 Millage Ordinance and several typographical errors were noted. Mr. Cuteri **moved to advertise the proposed Ordinance setting the millage for 2013 with the discussed revisions.** (Section 1 should read fiscal year 2013 in the second line and the second to the last line of the document should read Dec 12, 2012 at 7:00 PM.) Mr. Davis seconds this motion. **The motion passed unanimously.**

9. **ACORD Budget** Details of this Budget were forwarded as requested last month and were reviewed. Mr. Cuteri made a **motion to approve** the Avonworth Municipal Authority 2013 Budget of \$704,178.00 second by Mr. Isherwood. **This motion passed unanimously.** Mayor Dismukes asked Mrs. Raves to send the Authority a letter stating that Council has approved this Budget.

10. **Cell Tower Ordinance** – This matter has been tabled till Mr. Georgalas' work progresses with the Planning Commission.

11. **Avalon PA One Call Contract:** This contract is exactly as it was last year. **A motion was made** by Mr. Cuteri to approve the signing of the 2013 Contract with Avalon Borough for PA One Call services, second by Mr. Isherwood. **The motion passed unanimously.**

12. **Lady Lopes Request:** Avonworth's Girls Basketball team has requested the Borough advertise in their program. It was decided that this is not something Council has budgeted; therefore, the request is denied.

13. **Sewage Fee Ordinance:** The draft Ordinance was reviewed and one change was noted: The rate is to be changed to \$5.00 per thousand gallons. **A motion was made** by Mr. Cuteri and second by Mr. Keelan to advertise the Ordinance for Alcosan Surcharges/ Rentals as amended. **The motion passed unanimously.**

Executive Session: There was no need for Executive Session this evening.

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

This meeting adjourned at 8:39P.M

The next monthly meeting is Wednesday December 12th at 7:00 at Shannopin Country Club.

Submitted by Denise Raves, Secretary