

BOROUGH OF VANDERGRIFF
MINUTES OF THE VANDERGRIFF COUNCIL

FEBRUARY 4, 2013

The Council of the Borough of Vandergriff met in the Council Chambers of the Municipal Building at 7:00 p.m., with President Carricato presiding. The Pledge of Allegiance to the Flag was recited.

MEMBERS PRESENT:

Vernon Sciullo	
Christine Wilson	James Rametta
Brian Carricato	Kathleen Chvala

OTHER OFFICIALS:

Louis Purificato, Mayor	Stephen DelleDonne, Secretary
Larry Loperfito, Solicitor	Melissa Holmes, Asst. Secretary
Michael & Lucien Bove, Engineers	Joseph Caporali, Police Chief

MINUTES:

The Minutes of the December 3, 2012 meeting were approved by motion of Mrs. Chvala, second by Mr. Rametta. Motion carried.

VISITORS:

A motion was made by Mrs. Wilson, second by Mr. Sciullo, to hear from visitors at this time. Motion carried.

No one in attendance addressed Council

A motion was made by Mrs. Chvala, second by Mr. Rametta, to return to the regular order of business. Motion carried.

MAYOR'S REPORT:

No Report

SECRETARY'S REPORT:

No Report

CODE ENFORCEMENT OFFICER:

No Report

COMMUNICATION & CORRESPONDENCE:

The Secretary presented and reviewed the following correspondence received and distributed to members of Council:

Exhibit 1-A: Vandergrift Improvement Program.

Subject: Vandergrift Arts Festival to be held on September 28, 2013.

A motion was made by Mr. Sciullo, second by Mrs. Wilson, to approve the aforementioned request. Motion carried.

Exhibit 2-A: Kristine Garrone & Francine Garrone.

Subject: Request to hold a 5K walk/run road race in the Borough on July 17, 2013.

President Carricato recommended that the Police & Public Safety Committee meet for the purpose of reviewing this request and bringing back a recommendation at the March meeting.

REGULAR AND STATED BILLS:

A motion was made by Mr. Rametta, second by Mrs. Chvala, to pay all stated and approved bills. Motion carried.

SPECIAL BILLS:

The Secretary presented a request from Bove Engineering Company to approve the submission of a PennVest Request Payment No. 10 in the amount of \$229,980.30 for engineering and construction costs relative to the Phase I Sewer Separation Project. (See page 2-A)

A motion was made by Mrs. Chvala, second by Mr. Sciullo, to approve the aforementioned matter. Motion carried with Mrs. Wilson abstaining.



Vandergrift Improvement Program, Inc.

P.O. Box 77, Vandergrift, PA 15690

Phone: 724-567-5286 / Fax: 724-567-5244

Website: <http://www.officialvandergrift.com>

A 501(c)(3) non-profit organization



main street
COMMUNITY

January 30, 2013

Vandergrift Borough
109 Grant Ave.
Vandergrift, PA 15690

Re: Vandergrift Arts Festival 2013

Vandergrift Borough Council:

The Vandergrift Improvement Program will be holding the annual Vandergrift Arts Festival on Saturday, September 28, 2013 from 11:00 am – 8:00 pm. The event has been moved from the spring to the fall because the September date will better suite vendors and chalk walk participants. We ask that Borough Council allow for the closure of Grant Avenue from the intersection of Grant and Sumner Avenues through the intersection of Grant and Columbia Avenues including the circle area at this intersection. We also ask for the closure of the intersection of Grant and Farragut to the point of 11th Street.

We would greatly appreciate the use, as in the past two years, of a small portion of the lower Columbia Avenue parking lot to be reserved for parking for artists and vendors. The VIP would put "No Parking" bags over the meters to indicate the reserved area.

Thank you for your consideration,

Vandergrift Arts Festival Committee

January 11, 2013

Vandergrift Council
151 Lincoln Ave
Vandergrift, PA 15690

Dear Members of Council,

We am writing to request permission to hold a 5K walk/run road race (LIVING THE DREAM 5K) on July 17, 2013, beginning at 6:30 p.m. and ending approximately 7:15 p.m. The race will start and end at Kennedy Park, covering 3.2 miles of borough roads. Attached is a map of the course in which we would like to have participants walk/run.

It is our understanding that there may be fees for permits, police presence for any temporary street closures, and ambulance services in the event of a medical emergency.

Proceeds of the race will benefit a scholarship fund that has been established to help defray the high cost of flight lessons for any Alle-Kiski Valley student, college or high school, wishing to become a commercial/recreational pilot.

As you may, or may not know, my father, Michael Garrone, was tragically killed in a private plane accident on October 2, 2012. Onboard was Chas Armitage, President of Uncle Charlies Sausage, and Laura Stettmier, co-owner of the Addison House. By providing this scholarship, it will be our way of honoring these individuals.

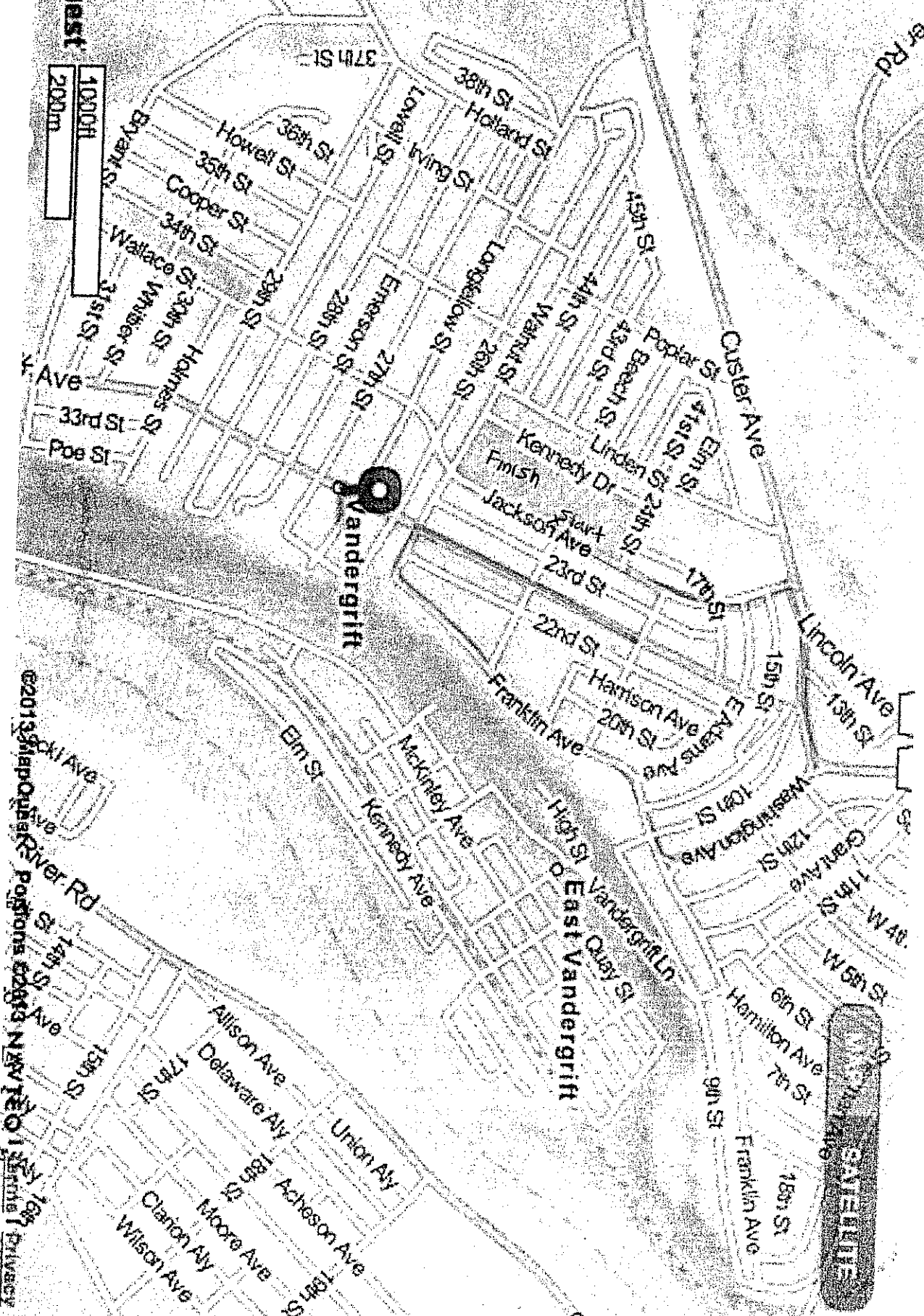
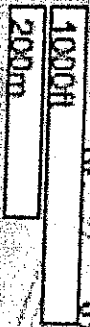
We thank you for your time.

Sincerely,
Kristi Garrone & Francine Garrone



dorggriff

mapquest



©2013 MapQuest, Inc. Portions of this map are ©2013 Google, Inc. All rights reserved. Privacy

The runners will be on Hancock Twice and Jackson Ave. Twice.

Living the Dream 5K – 3.1 Miles

Start at Stop sign at intersection of Jackson and Monroe.
Continue straight to bypass
Turn right on bypass
Follow straight through stop sign to turn right on Washington
Right on Franklin
Follow Franklin past school to intersection at Hancock.
Turn Right on Hancock
Turn Left on W. Madison
Left to Jackson – pass field
Right on Walnut
Left on Longfellow
Straight at Hawthorn
Left on Hancock
Left on Madison
Right @ Tennis Courts
Left Behind Stage
Left between two telephone poles to finish on field in front of
stage.

Vandergift

From: "Lucien Bove, PE" <boveengineering@comcast.net>
To: "Stephen DelleDonne" <vgborosec@comcast.net>
Cc: "Larry D. Loperfido" <ldl@gllawyers.com>
Sent: Saturday, February 02, 2013 4:18 PM
Attach: Monzo Estimate 10.pdf; Engineering Estimate 12.pdf; PaymentRequestReport 10.pdf, Monzo Request.pdf
Subject: PennVest - Phase 1 Combined Sewer Separation
Hi Steve,

For Monday night's Council meeting, the following actions are needed to process payment applications for the above project:

- Approve PennVest Construction Estimate No. 10 in the amount of \$214,182.80 (Monzo)
- Approve PennVest Engineering Estimate No. 12 in the amount of \$15,797.50 (Bove)
- Approve PennVest Payment Request No. 10 in the amount of \$229,980.30 corresponding to the above Estimates

Attached are the Payment Estimates and the Request. We will bring 2 hard copies of the original paperwork to be signed at the meeting. We need to take one signed copy with us after the meeting so we can submit it to PennVest ASAP. The other signed copy is for your records. Let me know if you have any questions.

Also attached is a copy of the request from Monzo Construction for a time extension of 3 months to complete the project. We concur that many obstacles which were unknown or un-foreseeable were encountered which added to the delay in completing the project. Given the 365 day time allotted for the work and the start date of April 2012, the current scheduled completion date would be April 2013. Additionally, the original completion date would not allow for the completion of weather dependant items such as pavement, sidewalk and surface restoration. I believe this was previously discussed however, I do not recall if it was approved by Council. If it has not been approved, we recommend for the Council's approval of the time extension at the February meeting.

Also at this time we would like to withdraw the previously submitted request for an amendment to the Engineering Agreement. We will revise the amendment accordingly for re-submission in the near future.

Let me know if you have any questions and thank you for your consideration.

Sincerely,

Lucien Bove, PE
Bove Engineering Company
8201 Route 819
Greensburg, PA 15601
Phone: 724-925-9269

STREET & SANITATION REPORT:

Chairman Sciullo informed Council that a 36" sewer line has collapsed at 210 Lowell Street. Due to the necessity of having this line repaired, he stated that a bid proposal was received from Monzo Construction in the amount of \$14,635.00. (See bid proposal-Page 3-A)

Engineer Michael Bove stated that he has prepared a Contract Agreement regarding the aforementioned sewer replacement work between the Borough and R.A. Monzon Construction.

A motion was made by Mr. Sciullo, second by Mrs. Chvala, to approve the sewer replacement work at 210 Lowell Street by R. A Monza Construction in the amount of \$14,635.00. Motion carried with Mrs. Wilson abstaining.

A motion was made by Mr. Rametta, second by Mrs. Chvala, to accept the Street & Sanitation Report. Motion carried.

ENGINEER'S REPORT:

Engineer Lucien Bove informed Council that R.A.Monza Construction Company is requesting a three (3) month extension regarding the completion Phase I Sewer Separation Project. He stated that this request is due to many obstacles which were unknown which added to the delay.

A motion was made by Mr. Sciullo, second by Mrs. Chvala, to approve the aforementioned request from R. A. Monzo Construction. Motion carried.

Engineer Michael Bove presented Change Order No. 2 regarding the Phase I Sewer Separation Project. He stated that this pertains to work to be done in the area of Holland Street near the intersection of Longfellow Street and the closing of this area to traffic. He stated that this matter cost \$9,500. (See page 3-B)

A motion was made by Mr. Sciullo, second by Mr. Rametta, to approve Change Order NO. 2 as presented. Motion carried with Mrs. Wilson abstaining.

Engineer Michael Bove reported that he is moving forward with the submission of a application to PennVest for funding of Phase 2A & 2B. He stated that he is awaiting a permit approval from DEP, of which must be included in the application. He stated that the budget estimate for this phase is \$10,850,300.

Engineer Lucien Bove presented the following items that need Council's approval and included the application to PennVest:

1. Letter of Responsibility. (See pages 3-C thre 3-F)

R.A. MONZO



3-14

Line Stopping & Tapping

Serving the Tri-State Water & Sewer Industry

January 18, 2013

Bove Engineering Company
Armbrust Professional Center
8201 Route 819
Greensburg, PA 15601

Attn: Lucien Bove
Ref: Phase 1 Combined Sewerline Separation Project
Vandergift Borough, Westmoreland County, PA

Dear Mr. Bove,

In connection with the above referenced project we are please to submit our Lump Sum Price to complete an emergency repair of approximately 40 linear feet of 36 inch combined sewer on Lowell Street. Our price of \$14,635.00 includes the replacement of 40 linear feet of 36" smooth wall corrugated ABS pipe including 2 collars, pipe bedding, pipe backfill and final restoration. If you have any questions you may contact me at my office. Thank you.

Sincerely,

A handwritten signature in cursive script, appearing to read "Ron Monzo".

Ron Monzo

3-B

**CHANGE ORDER NO. 2
FOR THE
VANDERGRIFF BOROUGH
COMBINED SEWERLINE SEPARATION PROJECT - PHASE 1**

Contractor: R. A. Monzo Construction Co., Inc.

February 1, 2013

During construction excavation in the area of Holland Street near the intersection with Longfellow Street, the contractor encountered unsuitable ground extending from Longfellow Street Extension clear to Holland Street. This unsuitable ground is very deep, causing the excavated trenches to be very unstable and prone to sliding under the pressure of equipment and traffic. For the health and safety of the residents, as well as pedestrian and vehicular traffic on Holland Street (SR 4054), it is safer to close the road to traffic during the days and hours of work from 7:00 a.m. to 5:30 p.m. Monday thru Thursday, and to detour the traffic. The contractor to be very careful and use trench boxes for trenches over 4 feet deep, and will perform the work in accordance with Labor and Industry Standards. A Traffic Control Plan is therefore required since Holland Street is a state road (SR 4054). Permission and approval is required from PennDOT for the Traffic Control Plan. This plan will require engineering design to show the detour for the traffic on Longfellow Street to Lowell Street during the working days during the hours of 7:00 a.m. to 5:30 p.m.. The contractor will not encumber Holland Street with equipment and material so that the local residents can use the parking spaces. Signs are also required to safely provide the detour plan from Longfellow to Lowell Street.

Additional costs will be required to design the detour plan to be provided to the contractor. The contractor is also responsible to provide required signs and maintain the same. The contractor plans to work on this portion of Holland Street beginning March 4, 2013 (Monday through Thursday) from 7:00 a.m. to 5:30 p.m.. These costs are as follows:

Engineering Design of Traffic Control Plan and Obtain Approval from PennDOT..	\$2,500.00
The Contractor to Install and Maintain Proper Signage to Implement the Detour....	\$7,000.00
Total:	\$9,500.00

This work is to be done from March 4, 2013 to March 31, 2013.

Recommended by:

Bove Engineering Company

Date

Accepted by:

R. A. Monzo Construction Co. Inc.

Date

Approved by:



Vandergrift Borough Council

2-4-13

Date

BRIAN CARRICATO
PRESIDENT BOROUGH COUNCIL

3-0
LOUIS PURIFICATO
MAYOR

Borough of Vandergrift

Larry D. Loperfito
Solicitor

Office of the Secretary
Stephen J. DelleDonne
Phone: 724-567-7818
109 Grant Avenue
Vandergrift, PA 15690

Joseph M. Caporali
Chief of Police

February 4, 2013

LETTER OF RESPONSIBILITY

Pennsylvania Infrastructure Investment Authority
22 South Third Street
Harrisburg, Pennsylvania 17101

RE: Application for Financial Assistance ("Application") in the amount of \$10,880,300 from the Pennsylvania Infrastructure Investment Authority ("Authority") to Vandergrift Borough ("Applicant") for the Phase 2(A&B) Combined Sewer Separation Project in Vandergrift Borough, Westmoreland County, Commonwealth of Pennsylvania ("Project").

Executive Director:

In connection with the above captioned loan application, please be advised that Applicant certifies the following:

- A. That the filing of this application and subsequent incurring of debt in the amount of \$10,880,300, was duly authorized in a resolution (copy attached) approved by its governing body that the resolution is in the same or similar form and contains all the material elements that need to be provided to the Applicant by the Authority.
- B. That the statements and representations made in the foregoing application and all exhibits and documents submitted in connection therewith are true and correct to the best information and belief of the Applicant, and that they are submitted by the Applicant to form the basis of the application.
- C. The Project, when completed, will work to improve the overall collection and treatment of sewage in the Commonwealth of Pennsylvania.
- D. With respect to the establishment of the Project, construction and/or acquisitions of any portion of the Project has not commenced and will not commence prior to the approval of the application by the Authority.
- E. Applicant has not been cited by any governmental agency for causing pollution in the Commonwealth and the project has been designed so as not to cause pollution in violation of existing standards.
- F. Applicant does not have any outstanding loans from the Water Facilities Loan Board or the Authority that are delinquent.
- G. Except as described in the attached addendum, there are no encumbrances, pledges, or liens against the revenues generated or to be generated from the operation of the Project.


ATTACHMENT C - LETTER OF RESPONSIBILITY

- H. Applicant will take the necessary actions, pursuant to all applicable laws and regulations, to execute all documents required by the Authority if financial assistance is approved by the Authority and accepted by the Applicant.
- I. Applicant will, should the Loan be offered by the Authority and accepted by the Applicant, execute a Guaranteed Revenue Note.
- J. Applicant will execute all documents required by the Authority to consummate the Loan in conformity with the procedures prescribed by law.
- K. Municipality in which the Project is located is Vandergrift Borough.
- L. Applicant has retained a public accountant who has prepared a financial statement of the current and projected financial status of the applicant of which both the form and content is acceptable to the Authority.
- M. Applicant can repay the Loan from existing and reasonably anticipated project revenues.
- N. Applicant has retained counsel to represent it in connection with the application and to prepare or assist applicant in preparing any and all documents required by the Authority who has been engaged to render an opinion to the Authority regarding the ability of the applicant to enter into the loan agreements and related documents required for the loan from the Authority.
- O. Applicant will, in every project undertaken with the use of proceeds from this or other loans from the Authority, comply with the Steel Products Procurement Act, Act of March 3, 1978 (P.L. 6, No. 3) 73 P.S. Section 1881 et. Seq.
- P. Applicant shall not discriminate against any employee or against any applicant for employment because of race, religion, color, national origin sex or age. This provision shall include, but not be limited to, the following: employment, upgrading, demotion or transfer, recruitment advertising, layoff or termination, rates of pay or other forms of compensation, and selection for training including apprenticeship.
- Q. The Applicant certifies that it is not currently under suspension or debarment by the Commonwealth, any other state, or the Federal Government and shall require the same certification from any contractors providing services in connection with the Project.
- R. The Authority has the right to require the Applicant to terminate any contract with a contractor that becomes suspended or debarred by the Commonwealth or the Federal Government during the construction period of the project.
- S. The Applicant agrees that it shall be responsible for necessary and reasonable costs and expenses incurred by the Office of Inspector General relating to an investigation of the Applicants/Contractor's compliance, which results in the suspension or debarment of the Applicant/Contractor.
- T. The Applicant agrees that it shall execute any and all certifications required by the Authority under any Contractor Integrity Provisions and shall require all contractors to execute the same certifications.
- U. The Applicant shall provide evidence that it has complied with all conditions of the Water Pollution Control Act, the Water Quality Act of 1987, 40 CFR Part 32, Drug-Free Workplace Requirements and other related federal and state acts, as applicable.


ATTACHMENT C - LETTER OF RESPONSIBILITY

The foregoing certification is based on facts obtained through a diligent investigation of all pertinent matters and information attendant to the project.

ATTEST:


Secretary - Stephen J. DelleDonne
(SEAL)

APPLICANT:


President - Brian Carricato
Date: 2-4-12

ADDENDUM

PennVest Loan No. ME 74028 Balance as of December, 2012 \$24,851.85
PennVest Loan No. ME 71048 Balance as of December, 2012 \$49,809.81

A motion was made by Mr. Rametta, second by Mrs. Chvala, to approve the Letter of Responsibility. Motion carried with Mrs. Wilson abstaining.

2. Resolution No. 2-2013, authorization an application for financial assistance to PennVest. (See page 4-A)

A motion was made by Mr. Sciullo, second by Mr. Rametta, to adopt Resolution No. 2-2013. Motion carried with Mrs. Wilson abstaining.

Engineer Lucien Bove stated that Mr. Collini has requested that he prepare a grant application for funding to DCNR for the purpose of repairing the tennis courts. He stated that the deadline is April, of which must include a design plan in the application, and also includes a lengthy checklist of information. He requested Council's authorization to apply.

Mrs. Wilson questioned whether Mr. Collini has sufficient monies in his budget for this matter. She stated that a DCNR grant normally requests a 50% match on the total cost of the project.

Solicitor Loperfito recommended that Mr. Collini and the Borough Engineer discuss this matter further.

A motion was made by Mr. Sciullo, second by Mrs. Chvala, to to accept the Engineer's Report. Motion carried.

BUDGET & FINANCE REPORT:

Chairperson Wilson referred members to the budget reports prepared by the Borough Secretary.

POLICE & PUBLIC SAFETY REPORT:

Ron Rowe, emergency management coordinator, reported that the first responders and emergency management people are concerned with abandoned gas wells that are expoding due to having residual gas in them. He stated that they are wanting action by DEP to map these things out for emergency situations.

Mr. Rowe requested that another mitigation meeting be held regarding the increasing information coming from the county 911 center.

Mrs. Chvala stated that she will set a meeting sometime next week.

A motion was made by Mr. Sciullo, second by Mrs. Wilson, to accept the Police & Public Safety Report. Motion carried,.

4-A

RESOLUTION 2 OF 2013

A RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF VANDERGIFT, COUNTY OF WESTMORELAND AND COMMONWEALTH OF PENNSYLVANIA TO AUTHORIZE AN APPLICATION FOR FINANCIAL ASSISTANCE TO THE PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY.

WHEREAS, the Borough of Vandergrift, is desirous of presenting an application to the Pennsylvania Infrastructure Investment Authority (PENNVEST) for financial assistance in the form of grants and loans for the construction, rehabilitation and/or extension of the Borough sewer system;

WHEREAS, PennVest requires a resolution of the Council of the Borough of Vandergrift authorizing the submission and presentation of an application for financial assistance;

NOW THEREFORE, the Borough of Vandergrift Council does hereby resolve as follows:

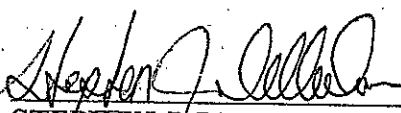
BE IT RESOLVED, that the Council of the Borough of Vandergrift, by and through its Council President, and as shall be needed, Vice-President and, as shall be needed, Borough Secretary, are hereby authorized to submit a Financial Assistance Application to the Pennsylvania Infrastructure Investment Authority (PENNVEST), substantially in the form presented at this meeting for the purpose of financing/partially financing the construction, rehabilitation and/or extension of the sewer system of the Borough of Vandergrift. Appropriate officers of the Governing Body namely, Council President, Vice-President and Borough Secretary, are hereby authorized to execute all certifications and documentation required in connection with the application.

RESOLVED, this 4th day of February, 2013 at Vandergrift, Pennsylvania.

BOROUGH OF VANDERGIFT

By: 
BRIAN J. CARRICATO,
Council President

ATTEST:

 (SEAL)
STEPHEN J. DELLEDONNE,
Borough Secretary

APPROVED:

 (SEAL)
LOUIS PURIFICATO, Mayor

BUILDING & GROUNDS REPORT:

Chairperson Rametta reported that he has feelers out to obtain bids on the Borough's Spruce property. He stated that depending on what cost figures come back will decide whether to auction off this property.

A motion was made by Mr. Sciullo, second by Mrs. Chvala, to accept the Building & Grounds Report. Motion carried.

TREE & LIGHT REPORT:

No Report

GENERAL GOVERNMENT REPORT:

No Report

RECREATION REPORT:

No Report

SOLICITOR'S REPORT:

Solicitor Loperfito presented two proposed ordinance for Council's consideration: Ordinance No. 3-2013 and Ordinance No. 4-2013. He stated that Mr. Rametta is desirous of upgrading Ordinance No. 4-2012 which Council had adopted to require the licensing of rental units and the disruptive conduct of tenants. He stated that the proposed ordinances will integrate with more features associated with inspections and the disruptive conduct sections of Ordinance No. 4-2012.

Solicitor Loperfito stated that the inspection fees would be increased from \$45.00 to \$50.00. He also stated that Ordinance No. 3-2013, amends Ordinance #4-2012, by increasing the air miles from which a designated manager must resident from 25 air miles to 15 air miles from the Borough.

Following a review of this matter, Solicitor Loperfito suggested that these ordinances be circulated to all members of Council for their review and comments and to possibly act on them at the March meeting.

President Carricato and other members spoke out indicating that they would like to review said ordinances.

A motion was made by Mr. Sciullo, second by Mrs. Wilson to accept the Solicitor's Report. Motion carried.

UNFINISHED BUSINESS:

None

NEW BUSINESS

Mrs. Wilson questioned whether the Borough will be assessing a tap-in fee for four (4) properties recently provided tap-ins during the Phase I Sewer Separation Project. She explained that these residences previously had septic systems.

President Carricato stated that during the town meetings on this project, it was stated that there would be no cost to the residents in association with this project.

Mrs. Wilson questioned whether the Borough should be billing all tenants in an apartment building that only has one or two water meters for a sewer recovery fee. She stated that it is only fair that all tenants be billed due to the volume of usage.

Mr. Sciullo stated that Bob Kossak, K.V.W.P.C.A., stated that he would be providing him information regarding this matter for the purpose of billing by EDUs.

Solicitor Loperfito stated that he would review the current ordinance pertaining to the billing of the sewer recovery fees.

At 7:44 p.m., a motion was made by Mr. Sciullo, second by Mr. Rametta, to call an executive session for the purpose of discussing a litigation and personnel matters. Motion carried.

At 8:12 p.m., a motion was made by Mr. Sciullo, second by Mr. Rametta, to return to the regular order of business and to state that no action of Council was taken during the executive session. Motion carried.

A motion was made by Mr. Sciullo, second by Mrs. Chvala, to authorize the law firm of McDonald, Snyder & Lightcap to file the proper documents to state that the Borough of Vandergrift will not appeal Judge Caruso's decision regarding suit filed against the Kiski Valley Water Pollution Control Authority by the Borough of Vandergrift. Motion carried.

ADJOURNMENT:

A motion was made by Mr. Rametta, second by Mr. Sciullo, to adjourn the meeting. Motion carried.

The meeting was adjourned at 8:12 p.m.

