

**AVONDALE BOROUGH
SPECIAL COUNCIL MEETING
JUNE 29, 2004**

COUNCIL MEMBERS PRESENT: Fred Bryan, Jerry Poe, Bob Cleveland, Rose Ann Swift, Russ Kilmer **Absent:** Jay Pusey, Ann Bush

GUESTS PRESENT: Dottie Howell, Jim Marlowe, Lori Walmer, Howard Thompson, Rob Walters

Vice President Bryan called the meeting to order at 7:30 p.m.

The purpose of this special meeting is to review all bids timely received in connection with the Wastewater Treatment Plant Upgrade and Expansion.

BOXLER PROPERTY – DANGEROUS STRUCTURE

Rob Walters asked when the Hearing is scheduled for the Boxler property. Jim Marlowe said it is up to the Borough Council when they want to have the Hearing. Russ Kilmer asked Mr. Marlowe to give a synopsis of where we stand on this issue. Mr. Marlowe said Borough Council received notification of a dangerous structure by a member of Borough Council about the possibility of a dangerous structure. The next step is to have a structural engineer testify about the structural defect in the building. Mr. Marlowe said he recommends having Entech do an investigation and determine based on their inspection and the two existing inspections; one from the structural engineer and one from home inspector. After the investigation is done, Borough Council schedules a Hearing and Mr. Marlowe will present the case to Borough Council and then Council decides what to do with the building. Under the Dangerous Structure Ordinance, Borough Council has the authority to do everything from simply telling the owner to fix the building within a certain amount of time or if it is that bad, demolish it. After some discussion, Russ Kilmer made a motion to pursue the dangerous structure ordinance on the Boxler property at 89 W. State Street and to appoint Entech as the structural engineering firm to do an investigation, 2nd by Bob Cleveland, motion carried. Bob Cleveland asked who pays for cost of pursuing this matter. Mr. Marlowe said the property owner is responsible to pay all fees incurred in connection with the Dangerous Structure Ordinance and if they do not pay, the property will be liened.

WASTEWATER TREATMENT PLANT EXPANSION BIDS

GENERAL AND MECHANICAL – CONTRACT ONE

Walter Barcz said the irregularities in contract one have been cured and we are ready to move forward.

ELECTRICAL & SCADA – CONTRACT TWO

Walter Barcz said there were some serious issues with contract two. Primarily it revolves manufacturers that were named in the specifications that would level the playing field and the

lowest bidder failed to follow these specifications. Mr. Barcz said the second lowest bidder also had some similar issues. In order to get a perfect bid, we would have to go to the third lowest bidder and then were reaching a financial area where we did not care to be. Mr. Barcz said Entech would like to recommend to re-bid contract two. Jerry Poe made a motion to reject all bids received on May 28, 2004 for Electrical & SCADA-Contract 2 and re-bid the contract, 2nd by Russ Kilmer, motion carried. Mr. Barcz said he will start the re-bid process and streamline it so that it coincides with the awarding of contract one.

USEPA GRANT – INCREASE IN BUDGET

Walter Barcz said the \$192,700 grant obtained through Mr. Pitts' office seems to have the potential to involve the most red tape and additional time on Entech's part to prepare the paperwork requested by the EPA. Mr. Barcz asked for the funding budget to be increased by \$3,000 to proceed with this work. Russ Kilmer made a motion to approve the maximum of \$3,000.00 to move forward with the grant, 2nd by Jerry Poe, motion carried.

I & I STUDY

Walter Barcz gave council preliminary excerpts from the I & I Management Plan and discussed the two alternatives: the Gravity Flow System Replacement and the Hybrid System. Mr. Barcz said he would have the management plan complete by the next council meeting.

CONSENT ORDER AND AGREEMENT

Walter Barcz said Jesse Goldberg from DEP called to discuss the pending Consent Order & Agreement. Mr. Goldberg pointed out that he wants to complete and execute the Consent Order & Agreement, and to receive an I & I Management Plan from the Borough. Mr. Barcz said he told Mr. Goldberg about the re-bidding and the difficulties pinning down New Garden Township.

SLEIMAN SUBDIVISION – 400 CHATHAM STREET

Jim Marlowe said formal action needs to be taken by Borough Council by July 26, 2004 by either approving or disapproving the subdivision submitted. Walter Barcz said he would review the plans and have his recommendation by the July 20th Council meeting.

Jerry Poe made a motion to adjourn the meeting at 9:45 p.m., 2nd by Bob Cleveland, motion carried.

Respectfully submitted

Becky Brownback
Borough Secretary