

**MINUTES OF DUBLIN BOROUGH
COUNCIL MEETING
MONDAY, JUNE 24, 2019**

1. Call to Order: The June 24, 2019 meeting of Borough Council was held in Borough Hall at 119 Maple Avenue, Dublin, PA. Council President, Jeffrey Sharer, called the meeting to order at 7:30 p.m.

ELECTED OFFICIALS PRESENT:

Mayor:	Chris Hayes	
Council:	Jeffrey Sharer	Brent Smith*
	Matthew Mayes	Gary Mast
	John Sherer	Kent Moore
	William Benonis	

APPOINTED OFFICIALS PRESENT:

Borough Manager:	Angela P. Benner
Borough Solicitor:	Michael Kracht, Esq.
Borough Engineer:	Thomas F. Zarko, P.E.
Police Chief:	Michael Regan*
Fire Chief:	Kevin Nugent*
Emergency Management Coordinator:	M. Philip Myers

*Not Present

2. Pledge of Allegiance: Mr. Sharer lead the Council and audience in the Pledge of Allegiance.

3. Council President Announcements: There were no announcements at this time.

4. Public Comment on Non-Agenda Items: There were no Public Comments at this time.

5. Payment of Bills:

5.1. Bills List dated June 24, 2019 for \$65,662.14 (all funds):

MOTION: Upon motion by Mr. Smith, seconded by Mr. Sherer, and unanimously carried, the Council approved the Bills List dated June 24, 2019 for \$65,662.14.

5. Bond with Ramos & Associates: Mr. Zarko provided the background history with the decorative crosswalks stating that after the crosswalks were installed by Ramos & Associates, it was determined that the work was not acceptable. Initially it looked like there was a tar substance that was poured onto the crosswalks but upon further investigation it was determined that the crosswalks were defective. Mr. Zarko met with the contractors who committed to repairing the crosswalks. Ramos & Associates had even executed a document with the Borough where they committed to repairing the decorative crosswalks and they extended the term of the bond. Since then the Borough was provided with two reports that indicate three reasons for the crosswalk failure: Bituminous Material Mixture, Compaction and too much Tact Coat placed. Ramos & Associates interpretation of those reports is that the Borough supplied them with the wrong bituminous material specifications, however both PennDOT and the Crosswalk manufacture said that the specifications were sufficient enough for this project. Ramos & Associates has notified the Borough that they will not repair the crosswalks. Mr. Kracht stated that he notified the contractor that the Borough would put in a claim on their bond if the repair work was not completed and they responded with no thanks we won't fix the problem. Mr. Kracht stated that since the extended bond expires on June 30, 2019, council needs to decide if they want to call the bond. Mr. Kracht said by calling the Bond, Council is preserving their options and would have a year to try and work something out. At this time, Mr. Kracht asked council for authorization to call the bond.

MOTION: Upon motion by Mr. Sherer, seconded by Mr. Smith, and unanimously carried, the Council authorized the Borough's Solicitor to take all steps necessary to call Bond No. 019057372 with Ramos & Associates.

11. Public Comments: Mr. Meyers asked why council has to go into executive session to discuss the details of the crosswalk litigation. Mr. Kracht stated that he needs to speak with council about what his legal strategy will be for calling the bond and it wouldn't be appropriate to discuss his legal strategy outside of executive session because it would be in the minutes if during the regular meeting.

12. Comments from Council Members: Mr. Sharer announced that Council would be going into executive session to discuss litigation.

13. Adjournment: Upon motion by Mr. Smith, the meeting was adjourned at 7:43 p.m.

Date Approved: 7/8/2019

Respectfully Submitted,


Angela P. Benner,
Manager/Secretary/Treasurer