

TULLYTOWN BOROUGH COUNCIL MEETING OCTOBER 6, 2015

Vice President May Kucher called the meeting of the Tullytown Borough Council to order on Tuesday, October 6, 2015 at 7:00 p.m. in the absence of President Rick Adams.

Mayor Cutchineal asked for a moment of silence for Harry Browning (May Kucher's brother), Frank Baker, Sr. and Tony Zanno who recently passed away.

Present at the meeting:

Mayor Cutchineal

Councilman Armstrong—absent due to illness

Councilwoman Gahagan

Councilman Pirolli

Councilwoman Kucher

Councilwoman Kettler

Councilman Czyzyk—absent

Councilman Adams absent due to illness

Also present:

Michael T. Sellers, Esq., Borough Solicitor

William S. Major, P.L.S., Borough Engineer

Philip Kulan, Sergeant, Police Department

Alison Smith, Borough Coordinator

Judy Collings, Borough Treasurer

Nancy Conner, Borough Secretary

Mr. Sellers advised that Council met in executive session prior to the meeting this evening to discuss the status of Armstrong vs Tullytown Borough which is pending in Commonwealth Court of Pennsylvania.

PRESENTATION BY PECO \$10,000 GREEN REGION GRANT

Ted Durand of PECO was present to award Tullytown Borough \$10,000 green region grant for a project that will determine feasibility to solve issues related to trail disconnections at the D & L Trail. Mr. Durand mentioned that other grants are available through William Penn Foundation and PA Environmental Council.

Mr. Durand commented that PECO began this program back in 2004 in which they awarded nearly \$1.6 million in grant money throughout the region.

Mr. Durand stated that PECO's job is to keep the lights on and the gas flowing—not to do environmental planning, conservation and open space but they did recognize they are willing to take this on so they enlisted the services of Natural Lands Trust back in 2004 to help PECO with the program and be the grant administrator.

Mr. Durand presented the check to Council.

PUBLIC COMMENT

Paris Coliello, 310 Main Street, Tullytown, distributed copies of incident report that led to the arrest of Stuart Gelber. He commented that he feels the Police Department has been manipulated by the confidential informant; the informant admitted that he did so. He feels the incident report is filled with lies.

Shannon Hibbs of Pennsbury LYFT reminded the community of the prescription drug take back being held October 17th from 10 am to 2 pm. She added if that date is not possible for residents there is a drug take back box in the Lobby of Borough Building which can be accessed during business hours. She added that she will leave some brochures for the public.

COUNCIL MINUTES

A motion was made by Mr. Pirolli to approve the minutes of the September 1, 2015 Council meeting, seconded by Mrs. Kettler. Roll call vote was taken. All of Council was in favor of the motion; the motion carried.

TREASURER'S REPORT

MONTHLY BILLS

A motion was made by Mr. Pirolli to approve the monthly bills, seconded by Mrs. Kettler. Mr. Pirolli asked the treasurer what the current court costs are for the lawsuit. Mrs. Collings advised that regarding the Armstrong lawsuit: Sellers invoice--\$135.00; Lavery invoice--\$650.99; total to date--\$29,877.08.

Roll call vote was taken. All of Council was in favor of the motion; the motion carried.

RECONCILIATION STATEMENT

A motion was made by Mr. Pirolli to approve the Reconciliation Statement for September, 2015, seconded by Mrs. Kettler. Roll call vote was taken; all of Council was in favor of the motion. The motion carried.

COMMUNICATIONS

Mrs. Conner advised that a few emails were received thanking Chief Doyle for his work during the Pope's visit.

GENERAL BUSINESS

ONE APPOINTMENT TO THE PARK & RECREATION BOARD

Mrs. Conner advised that Chris Shellenberger's term expired and Chris has expressed interest in being re-appointed. Mrs. Conner advised this is a 5-year term.

A motion was made by Mr. Pirolli to re-appoint Chris Shellenberger to the Park & Recreation Committee for a 5-year term, seconded by Ms. Gahagan. Roll call vote was taken; all of Council was in favor of the motion. The motion carried.

AUTHORIZE ADVERTISEMENT FOR SALE OF POLICE VEHICLE ON MUNCIBID

Mr. Pirolli made a motion to authorize advertisement of the online auction sale of a police vehicle, a 2009 Crown Victoria, VIN FAHT71V49X115898, through the Muncibid program, with the advertisement to include the internet address and information for bidders to access the auction online. Mrs. Kettler seconded the motion. Roll call vote was taken; all of Council was in favor of the motion. The motion carried.

PENNSBURY MANOR—REQUEST FOR DONATION

Mrs. Conner advised that a letter was received from Pennsbury Manor requesting a donation of \$5,000.

Mr. Pirolli made a motion to make a donation of \$1,500 to Pennsbury Manor, seconded by Mrs. Kettler. Roll call vote was taken. All of Council was in favor of the motion; the motion carried.

COMMITTEE REPORTS

There were no reports for this month.

BOROUGH REPORTS

MAYOR'S REPORT

Mayor Cutchineal advised the Papal Visit turnout was less than expected but with the advanced planning all went pretty smoothly.

Mayor Cutchineal also thanked everyone who participated in planning the 9-11 ceremony this year. He advised feedback was very good. He added they will keep the musical participants, Hotsy Totsy Girls, Cordus Mundi and Men of Harmony for next year also.

Mayor commented that our police officers will be out on bike patrol mischief night and Halloween.

COORDINATOR'S REPORT

Mrs. Smith presented the Coordinator's report, a copy of which will be filed with the minutes.

Mrs. Smith advised there will be a Blood Drive—scheduled for October 14th in the Borough Hall from 1:30 to 6:30. She added a sign-up sheet will be at administration counter. She added they are looking for 25 total donations.

Mrs. Smith advised that our Borough Engineer, Bill Major will retire at the end of this year. She asked Council to give her permission to seek a new Borough Engineer. Mrs. Smith advised she will send out a request for proposals. Mrs. Smith also advised that Mr. Major has agreed to continue with the inlet work.

Mr. Pirolli made a motion to authorize the coordinator to advertise for borough engineer. Ms. Gahagan seconded the motion. Roll call vote was taken with a unanimous vote in favor of the motion; the motion carried.

Mrs. Kettler suggested that we will need an agreement with Mr. Major for his work on the inlets as far as hourly rate, etc. Mr. Sellers advised that a new Council will be present as of January 2016 at which time new professionals will be appointed and the agreement with Mr. Major as well.

Regarding the Construction of the Pavilions, Mrs. Smith advised the building committee consists of Matt Pirolli, Rick Adams, Dan Doyle, George Maples, Rich Hart and herself. She added they have solicited and acquired volunteers necessary and chose tentatively the weekend of November 7th to erect the first pavilion.

Mrs. Smith commented that there was some question about just buying one pavilion now but that is mostly because they want to see how this goes as far as the quality of materials and the "volunteer" aspect of it.

Mrs. Smith discussed the matter of street lights in the Borough. She advised that Falls Township made a mistake by replacing their LED bulbs into sections of Tullytown Borough. She added that when the mistake was corrected residents asked if the Borough could use the LED bulbs for their street lights.

Mrs. Smith advised that the Borough pays approximately \$87,000 per year to PECO to lease the streets lights and the electricity to run them. She advised that PECO will not change the bulbs—unless the Borough decides to purchase the light fixtures. She advised there are

pros and cons such as we would have to take on the maintenance and liability of the light fixtures. Mrs. Kettler agreed we should look into this.

Joe Shellenberger, 229 Kenwood Drive, South, commented that in the past we waited a long time to have street lights fixed as we never owned the lights. He added that the LED lights are really nice. He suggested the solar LED's for the street lights. Mr. Shellenberger commented that there might be grants for these lights. Mrs. Smith advised that Pennsylvania does not have grant money as New Jersey does. She added that PECO will guide us.

Mrs. Kucher commented that she would like more information on purchasing the lights. Mrs. Smith advised that by purchasing the poles also we take on more liability.

Mrs. Kettler asked if we are including Main Street with that. She commented that we need to take a good look at the amount of trees on Main Street and how they block the lights. Mrs. Smith advised that Main Street would be included and commented that the Shade Tree Commission was formed for that purpose so we will get the Committee working in conjunction with this.

Regarding SEPTA, Mrs. Smith commented there are 2 more iterations of plan review and comment. She added at this point, the SEPTA plans are acceptable; they should be able to record them which allows them to move into construction. She added we should see the beginning of the SEPTA Train Station construction very soon. Mrs. Smith stated the first phase is planned to be the demolition of the bank and reconstruction of the Rt. 13 intersection.

Mrs. Smith discussed the Community Park by Home Depot and Wal-Mart. She advised that the full design has been completed and being forwarded to DCNR for their final approval. She added they met with Lynn Bush, director of Bucks County Planning Commission, to discuss the Planning Commission conducting a planning study for us which they previously offered to do for free. Mrs. Smith said she wasn't sure if that was still the fact but it would be a minimal expense. She added it would be very helpful to the Borough.

Mrs. Smith advised the Borough Picnic was great—she congratulated all who worked on the picnic—they did a phenomenal job. She added that she enjoyed the day also. Mrs. Smith commented that by doing the games ourselves, we saved over \$2,000. Mrs. Smith advised she attached a cost comparison sheet of the picnic with her coordinator's report. Mrs. Collings advised the total cost of the picnic after the funds we received was \$30,214.09. Mrs. Collings advised the funds we received in ticket sales was \$754.00.

Mrs. Smith advised they have been working on the inlets—were scheduled to do 15 “in-house” using the Public Works Department. She added they have completed 8 and have

done a great job. She added we are scheduled to complete 4 more in the fall and the last of them in the spring.

Regarding the 9-11 Responders Memorial, Mrs. Smith advised the conceptual design for the point property has been finished. She added the Fire Company's consultant has advised them not to use the 501C because they would require a lot of change. She advised we are scheduled to have a meeting within the next week to decide who will do what and it will be brought before Council at the next meeting.

Mrs. Kettler commented that this project was originally proposed to the Council that the money would be raised by the Fire Company—she added they have many fundraisers so she doesn't understand and will wait for Mrs. Smith to advise.

SOLICITOR'S REPORT

Mr. Sellers discussed the efforts to collect delinquent business taxes throughout the Borough. He advised those actions have been underway for a few months. Mr. Sellers stated that we have collected approximately \$23,000 and obtained judgements for \$42,000 which will be enforced. Mr. Sellers commented that it is important that businesses are consistent in meeting their obligations to pay their taxes.

ENGINEER'S REPORT

Mr. Major presented the Engineer's report, a copy of which is enclosed with the minutes.

Mr. Major commented that we have 2 projects that we are waiting highway occupancy permits from Penndot; the inlets that were let out to bid and the St. Michael's School zone warning lights. Mr. Major reported that we still don't have those permits in hand which is his fault as he is not computer savvy. To remedy the situation, the coordinator has offered to help Mr. Major navigate through this to obtain the permits. He apologized for the delay and assures Council he will do everything he can to get these 2 projects back on track.

Regarding the inlet bids, G. E. Polie has supplied the executed contract documents and the requisite bonds.

Regarding Rt. 13 Improvements, Mr. Major advised that Penndot progress meetings are ongoing. He added that the construction portion of that project within Tullytown Borough should be done probably within the next month. He stated that once that is completed, his presence at the progress meetings should not be needed any longer.

Regarding the Borough Hall flood elevation certificate, Mr. Major commented that the coordinator advised that the firm originally contracted to provide this service has been unresponsive and, as such, she has requested that he perform that.

Mrs. Kettler asked Mrs. Smith what response have we received from our residents regarding their properties being in the flood zone. Mrs. Smith advised that there have been a few residents that have come in and looked at the maps and will respond to their insurance and understand what they need to do for surveys for their properties so we can use the surveys to advocate for changes to the proposed map with FEMA.

Mrs. Smith added that maps are available at our website and encouraged residents affected to check it out. Mrs. Kettler suggested that letters be sent out to the residents. Mrs. Smith advised they will be sent out next week.

Mr. Major advised we received the manufacturer's plans for the Borough Park pavilion and noted a discrepancy from the information that was originally provided. He advised that the manufacturer advised there would be 6 posts and the plans show 12 posts—we are awaiting clarification.

MISCELLANEOUS COUNCIL BUSINESS

Mayor Cutchineal asked the treasurer when the property allocation checks will be mailed out. Mrs. Collings advised the checks will be mailed out the week of October 20th.

Announcement: Red Cross Blood Drive October 14th 1:30 to 6:30 p.m. Sign-up sheet in Lobby of Borough Building.

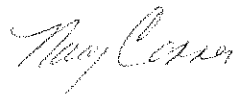
Announcement: November Council meeting will be held on November 10th due to Election Day on November 3rd.

ADJOURNMENT

There being no further business, a motion was made by Mr. Pirolli to adjourn the meeting, seconded by Ms. Gahagan. All of Council was in favor of the motion; the motion carried.

The meeting was adjourned at 7:48 p.m.

Respectfully submitted,



Nancy Conner
Borough Secretary

COORDINATOR'S REPORT

October 6, 2015

1) Blood Drive:

- a) There will be a blood drive on October 14th from 1:00 to 6:30. It will take place in the council room. A sign-up sheet will be on the podium at tonight's meeting and at the administration counter until the date. People can also register online through the Borough web site starting October 7th.

2) PECO Grant:

- a) Ted Durand, from PECO, will be at the meeting to present a \$10,000. grant to study improvements to the canal walk. The study is necessary in order to apply for grants for any desired improvements.

3) Pavilion:

- a) The weekend of November 7th and 8th has been selected to build the first pavilion. The committee of Rick Adams, Matt Pirolli, Dan Doyle, George Maples, Rich Hart, and myself have successfully recruited sufficient volunteers both for the construction and the electrical service.
- b) There was a question about ordering only one pavilion at a time. The committee would like to see how well the kit works as well as how easy it is to construct using volunteers. The kit and construction might change based on that evaluation. Separately we can only disturb a percentage of the ground at a time per the DEP. We are planning to do the second in the spring. The flood maps are not scheduled to change until April of 2016.

4) Street Lights:

- a) Falls Township mistakenly continued a streetlight lighting replacement into the Borough. The lights were LEDs and bright, they were appreciated by the residents. When the error was discovered Falls reinstalled the old lights which are not bright.
- b) We currently pay \$87,000 a year to PECO for the combined rental of the poles and electricity.
- c) Currently the lights are maintained by PECO, they do not provide very good service: the average wait for a bulb to be replaced is three weeks.
- d) We have begun an investigation concerning the costs and savings of replacing the bulbs with LED's.
- e) To that end we met with PECO and found
 - i) As long as PECO owns the lights, they will not replace the bulbs with LED's.
 - ii) Tullytown would have to purchase the lights to change them; we would then be responsible for maintaining them.
 - iii) There will be some savings attributed to LED's; we may be able to save more by going with solar panels
- f) PECO is putting together the estimate to purchase the lights.

5) SEPTA Station:

- a) There were two more iterations of plan review and correction but we have now approved the plans as ready to be recorded which means that construction should begin soon.
- b) The planned phasing has the demolition of the bank building and the reconstruction of the Route 13 intersection with Fallsington Avenue as the first phase.

6) Community Park:

- i) The full design has been completed and is being submitted to DCNR for their approval.

7) Planning Study:

- a) We met with the Director of Bucks County Planning, Lynn Bush, to ask for their help with a planning study of our rail corridor. They are interested and will provide us a proposal in the next month; an initial feasibility study will provide the background to pursue further grants to continue the planning and design.

8) Picnic:

- a) Expected bad weather caused the postponement of the picnic to Sunday, but it was still a great day.
- b) A breakdown of the expenses of 2015 to 2014 is attached. We did save over \$2,000. Doing the games in house!!!

9) 9/11:

- a) The conceptual design for the site at the point has been completed.
- b) The Fire Department attorney has advised them that they cannot use their 5013.c status to do the fundraising for a memorial, which would leave it to the Borough.
- c) There will be a meeting in the next week or so to determine how the fund raising itself might be handled. The Fire Department says it stands ready to help.

10) Inlets:

- a) Eight of the fifteen inlets scheduled to be handled in house have been completed.

TULLYTOWN PICNIC 2014/15 COST COMPARISON

| CATEGORY | VENDOR | 2015 | 2014 | DIFFERENCE |
|---------------------|-----------------|--------------|-----------------------|-------------|
| FOOD | Panzlta | \$ 11,950.00 | \$ 10,950.00 | \$ 1,000.00 |
| | Fun Foods | \$ 3,000.00 | \$ 3,000.00 | \$ - |
| | element of PE | | | |
| SUB | | \$ 14,950.00 | | |
| ENTERTAINMENT | Creative Face | \$ 550.00 | \$ 550.00 | \$ - |
| | Airheads | \$ 800.00 | \$ - | \$ 800.00 |
| | Pony Express | \$ 3,450.00 | \$ 2,300.00 | \$ 1,150.00 |
| SUB | | \$ 4,800.00 | | |
| BAND | | \$ 600.00 | \$ 800.00 | \$ 200.00 |
| FIREWORKS | International | \$ 7,200.00 | \$ 6,900.00 | \$ 300.00 |
| GAMES: EQUIPMENT | Dick's | \$ 201.00 | | |
| | Pools | \$ 101.60 | | |
| | Home Depot | \$ 142.86 | | |
| | Oriental Xpress | \$ 51.73 | | |
| | Oriental Xpress | \$ 60.75 | | |
| | Five Below | \$ 15.90 | | |
| | Walmart | \$ 24.18 | | |
| SUB | | \$598.02 | | |
| GAMES: PRIZES | Christmas | \$ 480.07 | | |
| | McGinty's | \$ 75.00 | | |
| SUB | | \$ 555.07 | | |
| GAMES: TEACHERS | | \$ 1,650.00 | | |
| GAMES: TOTAL | | \$ 2,803.00 | \$ 3,900.00 | \$ 1,097.00 |
| Team Unity Proposal | | \$ 4,850.00 | | \$ 2,047.00 |
| Difference | | | \$1,953.00/\$1,003.00 | |

WILLIAM G. MAJOR ASSOCIATES, INC.
CONSULTING CIVIL ENGINEERS AND SURVEYORS
Established 1952

WILLIAM S. MAJOR, P.L.S.
PRESIDENT

WILLIAM G. MAJOR, P.E., P.L.S. & P.P.
(1927 - 2009)

JEFFREY E. SKINNER, P.E. & P.L.S.
VICE PRESIDENT

6 October 2015

Borough of Tullytown
500 Main Street
Tullytown, PA 19007

Attn: Mr. Rick Adams
Council President

Dear Mr. Adams:

This letter shall serve as our Engineer's Report for the October 2015 Council Meeting.

STORM SEWER INLETS

We have received the executed contract documents and requisite bonds from G.E. Poli, Inc. for the inlet repairs on Fallsington Avenue and Main Street. The project will commence upon issuance of the PennDOT Highway Occupancy Permit.

The Street Department completed repairs to one (1) additional inlet, located on Trenton Avenue. Once again, this inlet involved the complete reconstruction of the inlet box. This brings the total number of inlets repaired so far this season to six (7).

SEPTA STATION IMPROVEMENTS & RENOVATIONS

The final plans have been re-submitted and were found to have satisfactorily addressed the comments contained in our fifth review letter. One sheet was not included in the submission though it is listed on the Cover Page. A formal review letter is forthcoming advising the applicant to provide the record copies for signatures.

ROUTE 13 IMPROVEMENTS

The PennDOT progress meetings are ongoing. It is anticipated that construction of that portion of the project situate within the Borough limits will be completed within the next month.

SAINT MICHAEL'S SCHOOL ZONE

No change in status.

WILLIAM G. MAJOR ASSOCIATES, INC.

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MR. RICK ADAMS, COUNCIL PRESIDENT

RE: ENGINEER'S REPORT

6 OCTOBER 2015

FIRST RESPONDERS MEMORIAL

The actual site design for the proposed memorial is pending, still awaiting receipt of the additional required information from Mr. Maples' engineer (i.e. spot elevations and utility information).

BOROUGH PARK PAVILLIONS

Upon receipt of the manufacturer's plans for the pavilion, we noted a discrepancy from the information that was originally provided orally. We are awaiting clarification so that we can resolve this matter and complete the foundation plan.

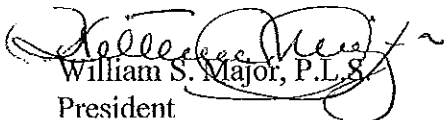
BOROUGH HALL FLOOD ELEVATION CERTIFICATE

The Coordinator has advised that the firm originally contracted to provide this service has been unresponsive and, as such, has requested that we perform same.

Respectfully submitted,

WILLIAM G. MAJOR ASSOCIATES, INC.

Tullytown Borough Engineer


William S. Major, P.L.S.
President