

TULLYTOWN BOROUGH COUNCIL MEETING JULY 7, 2015

President Rick Adams called the meeting of the Tullytown Borough Council to order on Tuesday, July 7, 2015 at 7:00 p.m.

Mayor Cutchineal asked for a moment of silence for Charles Snyder who recently passed away.

Present at the meeting:

Mayor Cutchineal
Councilman Armstrong—absent due to appointment
Councilwoman Gahagan—absent—due to commitment
Councilman Pirolli
Councilwoman Kucher
Councilwoman Kettler—arrived later in the meeting
Councilman Czyzyk
Councilman Adams

Also present:

Michael T. Sellers, Esq., Borough Solicitor
Jeffrey Skinner, P.L.S., Borough Engineer
Alison Smith, Borough Coordinator
Judy Collings, Borough Treasurer
Nancy Conner, Borough Secretary

Mr. Sellers advised that Council met in executive session to discuss pending ligations; namely, Armstrong vs Tullytown, Fox vs Tullytown, status pending court actions to reinforce business tax delinquencies, River's Edge vs Zoning Hearing Board litigation currently pending in Doylestown and the case of Tullytown vs. Cupsie.

PUBLIC COMMENT

Rich hart, 50 Stream Lane, Levittown, informed everyone that they did receive the School tax bills as well as County and Borough. He suggested to taxpayers to pay one payment instead of making 3 separate payments.

Ronnie Baker, 288 Main Street, Tullytown, asked who is in charge of the trees on Main Street. Mr. Adams advised the Shade Tree Commission. Mrs. Baker advised that her husband was hit on the head with a hanging branch. She feels the trees must be maintained.



COUNCIL MINUTES

Mrs. Kucher made a motion to accept the minutes of the June 2, 2015 Council meeting, seconded by Mr. Czyzyk. All of Council was in favor of the motion; the motion carried.

TREASURER'S REPORT

MONTHLY BILLS

Mrs. Kucher made a motion to pay the monthly bills, seconded by Mr. Czyzyk. Mrs. Kucher asked the amount on all the attorney fees for the law suits of Edmund Armstrong vs. Tullytown Borough and George Fox vs. Tullytown Borough. Mrs. Collings advised that Fox vs. Kucher—total amount \$8,193 for Mr. Sellers invoice. For Armstrong vs. Tullytown Borough—Mr. Sellers invoice totaled \$7,677.99, Lavery Law for Armstrong vs. Tullytown is \$10,490.10. Total to date is \$26, 361.09.

All of Council voted in favor of the motion; the motion carried.

RECONCILIATION STATEMENT

Mr. Pirolli made a motion to approve the Reconciliation Statement for June, 2015, seconded by Mr. Czyzyk. All of Council was in favor of the motion; the motion carried.

COMMUNICATIONS

Mrs. Conner advised that Council received a letter of resignation from Marcy Lowell from the Planning Commission as she has moved out of the Borough.

Mr. Pirolli made a motion to accept the resignation of Marcy Lowell of the Planning Commission, seconded by Mr. Czyzyk. All of Council was in favor of the motion; the motion carried.

GENERAL BUSINESS

BOROUGH PICNIC EXPENSE – GYM TEACHERS FOR GAMES

Mrs. Smith advised that they discussed using gym teachers to organize and run the games for the Borough picnic. She is proposing that we hire up to 10 gym teachers at \$150 a person.

Mrs. Kucher made a motion to hire up to 10 gym teachers at \$150 a person to organize and run the games for the Borough picnic. Mr. Czyzyk seconded the motion. All of Council was in favor of the motion; the motion carried.

ONE APPOINTMENT TO PARK & RECREATION COMMITTEE

Mrs. Conner advised that Karyn Snyder is interested in becoming a member of the Park & Recreation Committee.



Mr. Pirolli made a motion to appoint Karyn Snyder to the Park & Recreation Committee, seconded by Mr. Czyzyk. All of Council was in favor of the motion; the motion carried.

ONE APPOINTMENT TO PARK & RECREATION COMMITTEE

Mrs. Conner advised that Rob Unrath's term on the Park & Recreation Committee expired and Rob is interested in being re-appointed to the Committee.

Mr. Pirolli made a motion to appoint Rob Unrath to the Park & Recreation Committee, seconded by Mr. Czyzyk. All of Council was in favor of the motion; the motion carried.

Mrs. Conner clarified that both terms will run 5 years.

BOROUGH MUNICIPAL PARK—DISCUSSION/CONSIDERATION

Mrs. Smith advised that she presented the idea of two 20 x 40 foot pavilions in the Park. She advised that there were some discussions regarding wooden pavilion or other type of structure. She indicated that so far they are continuing with the wooden pavilion. She added that a request has come up to look at the cost of doing construction that would allow the pavilion to be further closed in—she is waiting on that cost.

Mrs. Smith advised that this Park property, when the new FEMA maps become effective in April, will change and any construction that we want to carry forward needs to occur before April, 2016. She commented that there was a lot of constructive suggestions on bringing the cost down—one of which was to create a committee for volunteering to do the construction. Mrs. Smith stated that we have a number of gifted and qualified craftsmen in the Borough and that would be an excellent way to reduce the cost significantly. She asked if anyone is interested in volunteering on this Committee to please contact Emily Butler, Nancy Conner or herself. She added that Mr. George Maples has already volunteered.

Mrs. Kucher commented that we can hire professionals for the electrical work and concrete. Mrs. Smith commented that we do have some qualified electricians as well.

PLAQUE FOR MUNICIPAL BUILDING—DISCUSSION

Mrs. Smith advised we discussed at the last Council meeting, the purchase of a bronze plaque, similar to the one for the original dedication of the building. She commented that Mr. Maples attempted to create an equally sensible plaque out of acrylic but has come to the conclusion that bronze is the way to go. Mrs. Smith advised that Mr. Maples is donating the bronze plaque at a value of approximately \$3,000 plus another \$500 for the installation.

REQUEST FOR DONATION—HONOR FLIGHT BUCKS COUNTY

Mrs. Conner explained that the Recorder of Deeds office is holding the 2nd annual Honor Flight Bucks County which provides transportation for Veterans to visit the Memorials of

their service in Washington D.C. She added they are requesting either a minimum donation of \$100 or a ¼ page ad for \$550.

Mr. Czyzyk made a motion to donate \$1,000. There was no second to the motion; the motion failed.

Mrs. Kucher commented that a ¼ page is only \$550. She added that the majority of municipalities donate \$100.

Mr. Pirolli made a motion to donate \$100 to the Honor Flight Bucks County, seconded by Mrs. Kucher.

All of Council was in favor of the motion; the motion carried. Mr. Czyzyk commented that he voted in favor of that motion but is ashamed of that donation.

DISPOSAL OF OBSOLETE PERSONAL PROPERTY—DISCUSSION/CONSIDERATION

Mrs. Smith advised that during the move back to the Borough building, we have consolidated equipment and furniture and determined that we have property that is no longer needed, no tangible value and seek authorization to dispose of those items without sale. She explained there was miscellaneous office furniture used in the temporary space and various obsolete office electronics.

Mr. Pirolli made a motion to adopt Resolution #331, to dispose of personal property, seconded by Mrs. Kucher. All of Council was in favor of the motion; the motion carried.

UPGRADE BOROUGH WEBSITE—DISCUSSION/CONSIDERATION OF EXPENDITURE

Mrs. Conner advised that she and Mrs. Smith have discussed with our webmaster that our website is not really “friendly” to the new small mobile devices, is much cluttered, needs a new look, calendar not functioning, we want to add Resolutions to the site. Mrs. Conner advised that the new site would give her opportunity to add and delete items herself. She added there is a proposal from BizProMedia in the amount of \$5,900.

Mrs. Kucher made a motion to accept the proposal of BizProMedia in the amount of \$5,900, seconded by Mr. Pirolli. All of Council was in favor of the motion; the motion carried.

COMMITTEE REPORTS

No Reports

BOROUGH REPORTS

MAYOR’S REPORT

Mayor Cutchineal advised that Chief Doyle, Dale Mastrull and Rick Johnson attended a planning meeting last night for the planning of the Papal visit the end of September. He read

Chief Doyle's' report as follows: there will be confirmed SEPTA presales ticket sales of 10,000 per day. They are waiting for traffic impact studies from PennDOT to determine the impact on the Borough. They are looking for an additional 3,500 parking places per day. County officials advised that the entire County will be impacted by this event. They are suggesting that everyone be dropped off at the train station to help avoid parking problems. Chief Doyle added that they will keep the Borough officials and residents updated on the event—residents can check Facebook, Government Channel and the Website. He added that we are setting up meeting with businesses to discuss the event and the impact.

Mayor Cutchineal also advised that the Veteran's Committee will be meeting Thursday, July 9th at 5:00 p.m. He added they need volunteers if anyone is willing to come out and help. He added there is a lot going on next year—it is the town's 125th birthday.

COORDINATOR'S REPORT

Mrs. Smith presented the Coordinator's Report, a copy of which is enclosed with the minutes.

Mrs. Smith discussed the move back to the Borough building. She indicated that the contractor provided a number of additional work items for which the Borough was not charged, totaling \$11,545; an itemized list has been provided to Council--the Borough spent \$590. That would normally have been covered by the contractor, the list of which is also included. We are proposing to not bill for these charges based on the additional work that had been provided.

Mrs. Smith advised that 2 issues identified during the construction that were outside of the scope of the project:

1. There are 2 backflow preventers that are necessary to protect the water system for the sprinkler were in disrepair and we need both of them to work in order for the sprinkler system to work.

She advised that she received a quote for \$1,400 in order to repair—one will be rebuilt and one replaced.

Mr. Pirolli made a motion to spend \$1,400 to Joseph Cosenza Plumbing and Heating to get the backflow preventers fixed. Mrs. Kucher seconded the motion. All of Council was in favor of the motion; the motion carried.

2. Mrs. Smith advised there is a state regulation that requires the backflow preventers to be inspected annually by a certified plumber. She advised that she received a quote from Joseph Cosenza Plumbing and Heating for \$300 annually.



Mr. Pirolli made a motion to spend \$300 annually to Joseph Cosenza Plumbing and Heating for the annual inspection of the backflow preventers. Mrs. Kucher seconded the motion. All of Council was in favor of the motion; the motion carried.

3. Mrs. Smith advised we had previously received permission to change vendors for our alarm monitoring based on cost. She commented that as they moved to take over the system they found that the smoke detectors over the years have become non-functional. This means the alarm system was not actually functioning. She indicated that we have to replace the smoke detectors, we may have to replace some of the panels and some of the wiring. She indicated the minimum cost to do so is \$5,500, the maximum (if we have to replace the panel and wiring) is \$6,500.

Mrs. Kucher commented that our Fire Marshal should have checked this system.

Mrs. Kucher made a motion to hire Elite Security at a cost not to exceed \$6,500 to replace the smoke detectors and possibly replace the panel. Mr. Pirolli seconded the motion. All of Council was in favor of the motion; the motion carried.

Mrs. Smith advised we received the annual review of our pension funds wherein our auditor recommended that additional funding above which was originally budgeted be provided. She added that we typically budgeted the minimum municipal contribution and she suggests that we add to that \$100,000 for each of the 2 pension plans—the non-uniformed and uniformed and we would contribute the full state allotment as well.

Mrs. Kucher understands we have to make these contributions but she commented that we had an actuary done and options were given for this pension when they were negotiating this contract. She commented that Council did make the contribution that was stated. She commented that she is surprised that we can be that far off especially since we had a professional complete the actuary. Mrs. Kucher suggested that another actuary from another professional should be considered to find out what was wrong with the amount given to us and asked if there are any repercussions—she feels we were not given the proper information from the actuary at that time and we paid a lot for it.

Mrs. Kucher stated that in accordance with the recommendations of the auditor, she moves that Council authorize a contribution of \$100,000 to the non-uniformed employees' pension fund in addition to that amount included in the adopted 2015 budget. Mr. Pirolli seconded the motion. All of Council was in favor of the motion; the motion carried.

Mrs. Kucher stated that in accordance with the recommendations of the auditor, she moves that Council authorize the contribution of \$100,000 to the police pension fund in addition to that amount included in the adopted 2015 budget and without offset of state aid. Mr. Pirolli seconded the motion. All of Council was in favor of the motion; the motion carried.

Mrs. Smith advised that she researched other boroughs and townships for an actuary and was given the entity of Beyer-Barber. She added that she contacted them for prices and pricing was cheaper than our present actuary. Mrs. Smith advised the annual cost of our present actuary, Thomas Redmond was \$7,300—she does not know the cost of the actuarial study for the contract.

Mrs. Kucher made a motion to accept the proposal of Beyer-Barber Company dated July 6, 2015 to provide actuarial services to the Borough for the non-uniformed and police pension plans at a cost of \$2,750 per plan. Mr. Czyzyk seconded the motion. All of Council was in favor of the motion; the motion carried.

Mrs. Smith discussed FEMA, the inlets and the 9-11 Responder Memorial which are also explained on her report. She did comment that Rick Johnson is looking for volunteers—interested persons may contact him regarding the 9-11 Memorial.

Mrs. Smith advised that we have received many complaints about mosquitoes. She added that we have the ability to do a town wide mosquito spraying for \$1,540.

Mrs. Conner advised that for the record, Mrs. Kettler has arrived at the meeting (7:39 p.m.)

Mr. Pirolli asked if we have contracted with another company. Mrs. Conner advised that is the quote from Clarke Mosquito.

Mr. Pirolli made a motion to contract with Clarke Mosquito for a one time application in the amount of \$1,540. Mrs. Kucher seconded the motion. All of Council was in favor of the motion; the motion carried.

ENGINEER'S REPORT

Mr. Jeff Skinner of Wm. G. Major Associates advised that the Engineer's Report of July 2, 2015 was distributed to Council previously.

Mr. Skinner discussed an additional storm sewer inlet based on a resident complaint at the intersection of Lilac and Lakeside Drive. He advised that Bill Major is working with the Street Department to come up with a plan to repair it. He added that it may need additional equipment purchased by the Street Department; namely, forks for the loader so they can lift the top off and repair the inlet and put the top back down. He added that Mr. Major is in the process of doing an analysis to make sure that equipment will suffice.

Mr. Skinner discussed the Rt. 13 improvements. He advised the work is ongoing and the paving work is taking place at the intersections of Levittown Parkway, Haines Road and the

entrance to Home Depot. Mr. Skinner indicated that there can be temporary delays and lane closings in those areas.

Mr. Skinner added that all other items have already been covered by the Coordinator.

SOLICITOR'S REPORT

Mr. Sellers indicated that the Borough has received additional funding for landfill fees for the boundary dispute resolution in the amount of \$242,520.41. Mr. Sellers advised that matter is finally closed.

Mr. Sellers also discussed the SEPTA project. He advised that the number of agreements necessary for the project have been completed. He is requesting Council adopt a resolution which approves the agreements with SEPTA as follows: land development agreement, storm water facilities maintenance and monitoring agreement and professional services agreement. Mr. Sellers indicated that with the adoption of this resolution, it will allow SEPTA, with completion of approved plans, to pull permits and begin work sometime in the near future.

Mr. Pirolli made a motion to adopt Resolution #332, approval of agreements with SEPTA, seconded by Mrs. Kucher. All of Council was in favor of the motion; the motion carried.

MISCELLANEOUS COUNCIL BUSINESS

Mr. Adams advised that it was brought to his attention of the loud fireworks and noises going off which is disturbing to Veterans that fought in wars. He asked that residents don't set off extremely loud fireworks.

Mayor Cutchineal commented that he was advised that the SEPTA train station construction start will be pushed back to October due to the Papal visit in September.

ADJOURNMENT

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

The meeting was adjourned at 7:45 p.m.

Respectfully submitted,



Nancy Conner
Borough Secretary