

TULLYTOWN BOROUGH COUNCIL MEETING SEPTEMBER 5, 2017

Council President, Joe Shellenberger, called the meeting of the Tullytown Borough Council to order on Tuesday, September 5, 2017 at 7:00 p.m.

Present at the meeting:

Mayor Cutchineal

Councilwoman Grady – absent due to personal commitment

Councilwoman Kettler

Councilwoman Slemmer

Councilman Pirolli

Councilwoman Gahagan

Councilwoman Johnson

Councilman Shellenberger

Also present:

Michael T. Sellers, Esq., Borough Solicitor

Kurt Schroeder, Gilmore & Associates, Inc, Borough Engineer

Alison Smith, Borough Coordinator

Joe McPadden, Borough Treasurer

Nancy Conner, Borough Secretary

SOLICITOR'S REPORT ON EXECUTIVE SESSION

Mr. Sellers explained that Council met in executive session before this evening's meeting to discuss status of pending litigation of Armstrong et al vs Borough of Tullytown and the status of outstanding business tax litigation.

PUBLIC COMMENT

There was no public comment.

COUNCIL MINUTES

Mr. Pirolli made a motion to approve the August 1, 2017 Council meeting minutes, seconded by Mrs. Johnson.

Roll call vote was taken:

Mrs. Kettler—for

Miss Slemmer—for

Mr. Pirolli—for

Ms. Gahagan—for

Mrs. Johnson—for

Mr. Shellenberger—abstain as he was not present at that meeting

The motion carried with the majority of Council in favor.

TREASURER'S REPORT

MONTHLY BILLS

A motion was made by Mr. Pirolli to approve the payment of the monthly bills in the amount of \$80,167.88, seconded by Miss Slemmer.

Mr. Pirolli asked the treasurer the total cost of the Armstrong lawsuit. Mr. McPadden advised the total cost to date is \$45,625.43.

The vote of Council was as follows:

Mrs. Kettler---for

Miss Slemmer—for

Mr. Pirolli—for

Ms. Gahagan—for

Mrs. Johnson—for

Mr. Shellenberger—for

The motion passed with a unanimous vote of Council in favor.

RECONCILIATION STATEMENT

Mr. Pirolli made a motion to approve the Reconciliation Statement for August, 2017, seconded by Ms. Gahagan.

The vote of Council was as follows:

Mrs. Kettler---for

Miss Slemmer—for

Mr. Pirolli—for

Ms. Gahagan—for

Mrs. Johnson—for

Mr. Shellenberger—for

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

COMMUNICATIONS

Mrs. Conner advised that Dexter Sills, crossing guard, resigned. She advised that Council can consider accepting the resignation under general business.

Mrs. Conner also advised the Council received a thank you letter from Bucks County Tour of Honor for Council's donation.

GENERAL BUSINESS

RESOLUTION MINIMUM MUNICIPAL OBLIGATION POLICE PENSION PLAN/CONSIDERATION

Mr. Sellers explained that this is the annual calculation of the minimum municipal obligation which is the amount of money to be contributed to the Borough for the pension plans.

Mr. Pirolli made a motion to approve Resolution #371, the Minimum Municipal Obligation for the police pension plan. Mrs. Johnson seconded the motion.

All of Council was in favor of the motion. The motion carried.

RESOLUTION MINIMUM MUNICIPAL OBLIGATION NON-UNIFORMED PENSION PLAN/CONSIDERATION

Mr. Pirolli made a motion to approve Resolution #372, Minimum Municipal Obligation for Non-Uniformed Pension Plan. Miss Slemmer seconded the motion.

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

PUBLIC HEARING—PROPERTY IMPROVEMENT ALLOCATION

Mr. Sellers explained this ordinance and advised that the proposed ordinance has been advertised properly. He added the ordinance states the appropriation is \$6,000.

Mr. Shellenberger opened the floor for public hearing. There being no comments or questions from the public, Mr. Shellenberger closed the public hearing.

Mr. Pirolli made a motion to adopt Ordinance #385, Property Improvement Allocation Ordinance, seconded by Ms. Gahagan.

The vote of Council was as follows:

Mrs. Kettler---for

Miss Slemmer—for

Mr. Pirolli—for

Ms. Gahagan—for

Mrs. Johnson—for

Mr. Shellenberger—for

VIDEO PRICING/CONSIDERATION

Mrs. Smith advised that we have been looking to cut costs in all aspects and one of them is the video pricing. She advised that we received 3 quotes: Foster Digital, Video Gold and Skotleski Productions. Mrs. Smith advised that Video Gold is proposing \$99.75 per hour for a 2-hour minimum, Foster Digital proposing \$120.00 per hour for 2-hour minimum and Skotleski Productions proposing \$100 per hour for a 4-hour minimum.

Mrs. Smith advised the pricing for on-site production, events and equipment repair for Video Gold are equally in line as being lower than the other 2 companies. Mrs. Smith recommended Video Gold Productions as the new videographer for Council meetings and events.

Miss Slemmer commented that the travel fee that Video Gold is showing comes to \$5 more per hour and the equipment repair is \$10 cheaper with Foster Digital. She added that Video Gold's emergency service is \$127 per hour—she feels that Foster actually seems to be cheaper.

Mrs. Smith commented that Foster has actually pulled its bid and it has not responded to our request for contract. She added that she is going between Video Gold and Skotleski. Mrs. Smith commented that she also requested on-site production pricing which she does not have at this time.

Miss Slemmer made a motion to table this matter until next month. Mrs. Johnson seconded the motion.

The motion carried with a unanimous vote of Council in favor.

LETTER OF RESIGNATION—DEXTER SILLS, CROSSING GUARD—ACCEPTANCE

Mrs. Conner advised that Dexter Sills, crossing guard, resigned.

Mr. Pirolli made a motion to accept Dexter Sills' resignation, seconded by Mrs. Johnson. All of Council was in favor of the motion; the motion carried. Mr. Shellenberger asked Mrs. Conner to send letter of appreciation to Mr. Sills.

APPOINTMENT OF CROSSING GUARD

Mrs. Conner advised that Chief Doyle recommended Council appoint Betty Lou Johnson as regular crossing guard at the same rate as the other crossing guards.

Mrs. Kettler made a motion to hire Betty Lou Johnson as regular crossing guard as recommended by Chief Doyle. Ms. Gahagan seconded the motion.

The vote of Council was 5 in favor, 1 abstention (Mrs. MaryAnn Johnson as she is related to Betty Lou Johnson). The motion carried.

ST. MIKES MCGRATH PROJECT—CONSIDER PARTICIPATION IN REMEDIATION PLANNING

Mr. Sellers advised that Tullytown received notice of intent from McGrath to conduct remediation of the St. Michael's site as required by law. He added that the plans for remediation include covering and otherwise addressing remnants of the landfill below the surface. He added that the coordinator provided to Council a copy of the notice and attachments. Mr. Sellers advised that the Borough has the opportunity for the Borough to

participate in 2 items relating to this. He mentioned the first item is for the Borough to be involved in the actual planning and re-use and remediation of the site. Mr. Sellers indicated that secondly to state whether or not the Borough is interested in having a public involvement plan developed—the opportunity for a plan put out there that would have the public apprised on several occasions regarding progress with the remediation of the site and plans for its re-use.

Mr. Sellers added that the Borough has to act within 30 days of the notice to request that it be involved in the development of remediation and re-use of the plans and develop and to implement a public involvement plan.

Mr. Pirolli made a motion to adopt Resolution #373. Ms. Gahagan seconded the motion. Ms. Gahagan asked who will be involved. Mrs. Smith advised that Gilmore Engineers will assign an engineer; namely, Toby Kessler, MIT graduate who has done a number of remediation reviews at all stages. Mrs. Smith further advised Kurt Schroeder and she would be involved as well.

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

REQUEST FOR DONATION PENNSBURY MANOR—CONSIDERATION

Mrs. Conner advised that Pennsbury Manor requested a donation.

Mr. Pirolli advised that Borough residents can attend Pennsbury Manor for free with the Borough ID card. After further discussion, a motion was made by Mr. Pirolli to make a donation of \$1,000 to Pennsbury Manor, seconded by Mrs. Kettler.

Roll call vote was taken:

Mrs. Kettler—for

Miss Slemmer—for

Mr. Pirolli—for

Ms. Gahagan—for

Mrs. Johnson—for

Mr. Shellenberger—for

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

Mr. Pirolli mentioned that the residents be advised via our government channel and website. Mrs. Conner advised she will post on both.

COMMITTEE REPORTS

There were no Committee Reports.

BOROUGH REPORTS

MAYOR'S REPORT

Mayor Cutchineal advised that the 9-11 Vigil will be held next Monday, September 11th at the Fire Company at 7:00 p.m. He further advised the speakers are: U.S. Army Retired Colonel Daniel Rubini, Bucks County Consumer Protection Director, Mike Bannon, Pennsbury School Board Member and Tullytown Coordinator, Alison Smith, Falls Township Supervisor Chairman, Bob Harvie, Pennsbury School District Superintendent, Dr. William Gretzula and Tullytown Police Sgt. Phil Kulan. He added the music will be provided by Men of Harmony.

CHIEF'S REPORT

There was no report for the evening.

COORDINATOR'S REPORT

A copy of the Coordinator's report is attached to the minutes. Mrs. Smith advised moving forward on Tullytown Canal Park.

Mrs. Smith also discussed the flood in the Police Department. She advised we received \$38,000 from insurance but need to approve the contract.

Ms. Gahagan made a motion to approve the contract between Tullytown Borough and MDL Restoration Inc. in the amount of \$46,075.12. Mr. Pirolli seconded the motion.

Mr. Shellenberger commented that to eliminate this from happening again, we had the plumber install valves in the bathrooms.

The vote of Council was as follows:

Mrs. Kettler---for

Miss Slemmer---for

Mr. Pirolli---for

Ms. Gahagan---for

Mrs. Johnson---for

Mr. Shellenberger---for

The motion passed with a unanimous vote of Council in favor.

Mrs. Smith also discussed the issue with PECO light poles—she advised a meeting is set up with PECO on September 15th to review data.

Mrs. Smith also discussed the Borough picnic which will be held this Saturday. She advised that we will be selling tickets at the gate.

SOLICITOR'S REPORT

Mr. Sellers advised he had no further report.

ENGINEER'S REPORT

Mr. Schroeder advised he had no report for the evening.

MISCELLANEOUS COUNCIL BUSINESS

Mrs. Conner advised that the Mother's Against Drunk Driving (MADD) will be hosting a parent workshop at the Borough Building on Thursday, September 14th at 7:00 p.m.

Ms. Gahagan advised that she will be attending the PSAB fall conference. She added that Christine Shellenberger will also be attending as she is a Civil Service Commission member.

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 7:26 p.m.

Respectfully submitted,



Nancy Conner
Borough Secretary