

**MINUTES
LANGHORNE MANOR BOROUGH COUNCIL
MEETING OF JANUARY 6, 2009**

1. CALL TO ORDER - The meeting of Langhorne Manor Borough was called to order in the Langhorne Manor Borough Hall, 618 Hulmeville Avenue, Langhorne, Pennsylvania, on Tuesday, January 6, 2009 at 8:02 P.M. Eastern Time by William McTigue, President.

At this point in the meeting Mayor Farmer led us in the "Pledge of Allegiance."

PERSONS PRESENT – David Badgley; Maryann Barnes, Vice President; Donna Cianci; Sharon Gimpel; William McTigue, President; Steven Yourtee; Francis Farmer, Mayor; Loretta M. Luff, Secretary/Treasurer and Thomas J. Profy *III*, Solicitor.

PERSON ABSENT –Nicholas Pizzola

2. APPROVAL OF MINUTES – Motion was made by Mr. Yourtee and seconded by Mrs. Barnes to approve the minutes of December 2, 2008 as presented and amended. Mr. Badgley abstained. No objections were presented. Motion carried.

3. POLICE REPORT – Mayor Farmer gave the police report for the month of December 2008. Mayor Farmer gave the year end police report for the year 2008.

Mayor Farmer read a letter from Chief Bumm reporting that on December 18, 2008 he had attended the Executive Board Meeting for the South Central Special Response Team (SWAT). The board voted and Langhorne Manor Borough's police department was accepted to be a member of the team.

Chief Bumm reported that on December 18, 2008 he had a meeting with Pennsylvania Council of Chief Juvenile Probation Officers and Pennsylvania Crime Delinquency Police Liaison Howard Cloud. They have periodic on site inspection of the police department's procedures involving Juvenile offenders. The department passed the State Requirements.

Chief Bumm stated that it has just come to his attention that the Bucks County Department of Communications is changing and upgrading the police radio system targeted for 2013. Motorola is projecting costs to be \$4000.00 per radio, and they have two in car radios and three portable radios. Chief Bumm thinks it would be in the best interest for Langhorne Manor Borough Council to start a police radio escrow account similar to the escrow account for the police car.

Chief Bumm reported that the COPS Technology grant from the department of Justice is in and the police department received another laptop computer and stand for the 2003 Ford Crown Victoria Police car. AT&T stated that they would waive all start up costs for the department and just pay a monthly fee of approximately \$60.00 per air card; they will need two air cards.

Mr. McTigue read a letter of resignation from Mayor Farmer effective midnight on January 31, 2009, due to health issues. Mr. McTigue thanked Mayor Farmer for all of his years of service to Langhorne Manor Borough and accepted his resignation with regrets.

Mr. Pizzola entered the meeting at 8:13 P.M.

4. INSPECTOR'S REPORT- Mr. Peet gave the Inspector's report for the month of December 2008.

5. COMMENTS FROM RESIDENTS & VISITORS – Mrs. Wanda Musse (506 Hill Ave) spoke about the large number of commercial vehicles parked on the street across from her property and she is unable to get in and out of her driveway safely. She had called our police department and left a message and they did not return her call. She called Mr. Peet and he told her there wasn't anything that could be done, so that is why she is attending the Council meeting this evening, to ask for help with her problem.

Mr. McTigue stated that he would have the police department and our code enforcement officer look into her problem as to what can be done and Mayor Farmer said that he will look into why the police department did not return her phone call.

Mr. Profy stated that Mrs. Cianci had received three bids for street light repairs; they were from Armour & Sons-regular rate-\$90.00 per hour from 7:00 am. to 4:00 p.m., emergency rate-\$115.00 per hour from 4:00 p.m. to 7:00 a.m., holiday/Sunday rate-\$140.00 per hour; Precision Electrical Signal-regular time-\$35.00 per man and \$37.50 per bucket truck and overtime-\$49.00 per man and \$37.50 per bucket truck; Mars Electrical Contracting, Inc.-non-emergency calls up to two men @ \$140.00 per hour with a bucket truck, emergency calls up to two men-\$190.00 per hour with bucket truck.

Motion was by Mr. Yourtee and seconded by Ms. Gimpel to accept Precision Electrical Signal proposal for street light repairs for 2009. No objections were presented. Motion carried.

6. COMMITTEE REPORTS- Mrs. Barnes had no report for the Planning Commission. Mr. Profy stated that 629 Bellevue would be bringing in their Land Development Plans and a meeting for Langhorne Manor Planning Commission would be announced.

Mrs. Barnes stated that a red fox had been seen in her area and she wants everybody be made aware of it.

Mr. Badgley-no report.

Mrs. Cianci reported pole #9343 at Highland Avenue overpass had been repaired and a light at Elm and Bellevue Avenues was also fixed. A light in front of 505 Hulmeville Avenue is being repaired again; it had been fixed and it went out again.

Mrs. Cianci brought pictures of a hole on the access road in front of her house, she feels that the roads should be fixed. Mr. Profy stated that he feels that the Borough could afford to do some patching of the roads.

Mr. Yourtee stated that due to the cold weather some small pot holes have opened up on the access roads and any patching done this time of the year would be with a temporary patch mix.

Mayor Farmer recommended that the pot holes should be cold patched during the winter and then fixed correctly in the spring.

Mr. Yourtee stated that he would patch holes in the winter, but he would not patch depressions in the roads. Mr. Yourtee is to get three bids for cold patching of the access roads, he stated that it is hard to get anybody to patch pot holes on an as needed basis, he used to use Langhorne Paving, but they went out of business.

Mr. Yourtee reported that he met with Rick Wendell from Middletown Township and suggested that Langhorne Manor Borough consider piggy backing with them for any larger scale road projects on a unit basis. The larger the project the better the rate would be. Mr. Yourtee is going to try to have Highland Avenue repairs put on a list with Middletown Township.

Mr. Yourtee discussed the capital budget requirement survey amounts that had been submitted to the Pennsylvania Borough's Association, where Mrs. Luff had omitted his amounts for road work, a revised report would be faxed on Wednesday, January 7, 2009. The amounts submitted are street and road rebuilding--\$150,000.00 for eight jobs, street and road resurfacing--\$175,000.00 for ten jobs, upgrade and replacement of street signs--\$10,000.00 for two jobs, installation and or repairs of storm water catch basins--\$75,000.00 for five jobs, power tools to install and remove street signs--\$5,000.00, installation of LED street lights and traffic signals--\$18,000.00 for 10 lights, renovation and repairs of existing municipal building or borough hall (includes our police office)--\$250,00 for paint, roof, windows, chimney, stone pointing for fifteen jobs, public safety vehicles--\$6,000.00 and communication equipment--\$2,000.00.

Mr. McTigue read the Shade Tree Commission report for 2008.

Ms. Gimpel reported that she had contacted Pennsylvania Borough's Association and their hope is to have the stimulus money go directly to the Boroughs.

Ms. Gimpel asked about the status of the annual audit reports and what had been filed.

Mr. McTigue stated that he had contacted Kevin Oessencih, the Borough auditor before Christmas and told him that they had to get the audit reports done or the Borough would not be eligible for any funds. Mr. Oessencih stated that they would get the outstanding audits completed.

Ms. Gimpel stated that the Ordinances from 1993 to 2008 need to be codified and she suggested that each Borough Council member review two years of the minutes and make a list of all ordinances for those years, and at the following meeting take two different years and review them. Mr. Pizzola-1993-1994, Mrs. Cianci- 1995-1996, Mr. Badgley-1997-1998, Mr. McTigue-1999-2000, Mrs. Barnes-2001-2002, Mr. Yourtee-2003-2004, Ms. Gimpel-2005-2006 and Mrs. Luff will do 2007-2008.

Mr. McTigue-no report on trash and recycling.

Mr. McTigue addressed two enforcement issues of the zoning code. Mr. Joseph Marut (306 Comly Avenue) had dirt dumped on the Borough property across from his property to fill in a depression above the sewer line, the source of the dirt was from a property on Hill Avenue which is having an addition added. Mr. McTigue does not know who initiated the dumping of the dirt. The issue is how to handle this problem. After a discussion Mr. Profy suggested that a letter should be sent to the homeowners living along Comly Avenue thanking them for maintaining the property across from their property, making it clear that other than routine maintenance they should contact the Borough before doing anything, as the Borough is responsible for the property.

Mr. McTigue stated that they would work with Mr. Marut to see if he could at least put straw on the dirt to stop erosion and a silk fence could be necessary to stop the mud from washing onto the rail road property.

Mr. McTigue stated that the other potential enforcement issue is the property at 306 Hill Avenue where they paved the area in front of his house along the road for added parking area without Council's permission,

Mr. Yourtee stated that Mr. Bush told him that 306 Hill Avenue would not get an occupancy permit till the homeowner addresses this issue. The homeowner was told before he paved the shoulder of the road that he could not do it.

Mr. Profy will report at the February 3, 2009 Council meeting as to how Council should handle this situation at 306 Hill Avenue.

Mr. Pizzola-no report.

Mr. Yourtee reported that the corner of Bellevue and Highland Avenues had the bumps milled down and that is the only work that will be done at this time. While speaking to the contractor who was doing the milling, Mr. Yourtee mentioned about the work that PennDot would be doing in the spring on Bellevue Avenue. The contractor had been told that PennDot had taken that project off the list due to budgetary constraints. Mr. Yourtee called PennDot and Bellevue Avenue is still on the list, so that means that the two inlets located between Comly and Elm Avenues need to be repaired. PennDot is responsible for the surface of the road, the inlet boxes which have collapsed are the Borough's responsibility and we will have to get them re-built prior to the re-surfacing of the road, which is supposed to be done in the spring. Mario Canales from Pickering Courts and Summerson went out and looked at the inlets and he then contacted PennDot. PennDot stated that they will allow us to do maintenance repairs on the two inlets and rebuild the boxes and not totally excavate the road and install new pre-cast boxes. Mr. Canales is trying to acquire some figures as to what the work will cost.

Mr. Yourtee reported that the paper work from Long Fence is in order for the guide rail project. Mr. Profy stated that he has four signed copies of the contract, he will keep one and one for the Borough and Mrs. Luff will call Mario Canales and he will have someone pick up the other two copies. Mr. Canales will send one copy to Long Fence along with a notice to proceed.

Mr. Yourtee reported that someone had hit the new 2S panels at the end of the over pass on Gillam Avenue. Mr. Yourtee referred to a letter from Chief Bumm stating that he had checked with the local tow companies and none of them had towed any vehicle from that location. Chief Bumm also stated that Langhorne Manor Borough or the State Police had no record of an accident in this area. Mr. Yourtee will have Long Fence repair this area while they are doing the guide rail project on the overpass.

Chief Bumm reported that he received a message stating that a storm drain at Prospect and Bellevue Avenues is clogged with leaves and also a storm drain on West Fairview and Bellevue Avenues is clogged with debris. Mr. Profy recommended that the drains be cleaned. After a discussion Mr. Profy told Mr. Yourtee to call somebody and get an estimate for cleaning the drains.

Mr. Yourtee stated that he has to get three estimates from asphalt companies for road repairs for 2009. He will be asking them to provide unit pricing for a cubic yard of asphalt, when no one knows what the price will be in July. This is the problem he will have as he needs to get prices for the year. Mr. Yourtee asked if he could use Middletown Township for the patch work that needs to be done, Mr. Profy replied yes.

7. MAYOR'S REPORT – Mayor Farmer had no report.

8. SOLICITOR'S REPORT – Mr. Profy reported that the procedure to follow for the Gregory White situation, who is a policeman with Langhorne Manor Borough, would be for the Mayor to recommend the termination to Borough Council and Borough Council at the February 3, 2009 Council meeting would act on it. Mayor Farmer will compile the information and Mr. Profy would prepare what is called the loudermill notice, where the police officer has to have the opportunity to response.

Mr. Profy reported that Langhorne Manor Borough had received \$15,000.00 from the Higher Education and Health Authority, and December 30, 2008 the closing was held with Peter Beckert for the seven million dollar closing.

Mr. Profy stated that Langhorne Manor Borough will have to get an application for the casino funding from Bucks County and submit it through the Bucks County Planning Commission where it will go to the County Commissioners for their approval, then it is passed along to the Re-Development Authority for consideration.

Mr. Profy presented Begley Carlin and Mandio's formal contract for 2009. The firm is proposing the following fees, everything they do other than litigation, and zoning and sewers are handled on a fixed sum of \$13,500.00 which will be billed twice a year. Litigation rate increased from \$140.00 to \$145.00 and sewer rate increased from \$135.00 to \$140.00.

Motion was made by Mr. Pizzola and seconded by Mr. Badgley to approve the contract for Begley Carlin and Mandio for 2009 as presented by Mr. Profy. No objections were presented. Motion carried.

9. CORRESPONDENCE – Information on the Robert C. Edwards Scholarship Foundation had been received and it will be listed on the web site.

Mrs. Luff reported that she had attended a seminar on the Open Records Law.

10. APPROVAL OF BILLS & TREASURER'S FOR PAYMENT – Mr. McTigue stated that all Council members had received a copy of the bill list for payment. Mrs. Luff stated that there are two additions to the bill list, Angermeier Inc for snow removal on December 21, 2008, in the amount of \$1,247.00 and K.E. Seifert for repair of the toilet in the Borough Hall in the amount of \$178.00. Motion was made by Mrs. Barnes and seconded by Mr. Pizzola to approve the bill list as presented with the two additions. No objections were presented, Motion carried. Mr. McTigue stated that all Council members had received a copy of the Treasurer's report and does anyone have any comments. Motion was made by Mr. Pizzola and seconded by Mrs. Barnes to accept the Treasurer's report as presented. No objections were presented. Motion carried.

Mr. Profy asked how does Council wanted to handle the vacancy for Mayor, effective midnight of January 31, 2009. Motion was made by Mrs. Barnes and seconded by Mr. Pizzola to authorize the advertisement for interviews for the vacancy of Mayor to be held on Tuesday February 3, 2009 at 7:30 p.m. at the Borough Hall. No objections were presented. Motion carried.

11. SECOND MEETING – Mr. McTigue stated that a second meeting is scheduled for Tuesday January 20, 2009; at the present time there is no business for the agenda. Motion was made by Mrs. Barnes and seconded by Mrs. Cianci to dispense with the second meeting. No objections were presented. Motion carried.

12. ADJOURNMENT – Mr. McTigue entertained a motion to adjourn this meeting. Motion was made by Mrs. Barnes and seconded by Mr. Pizzola to adjourn this meeting. No objections were presented. Motion carried. Meeting adjourned at 9:53 P.M.

The next meeting will be Tuesday, February 3, 2009 at 8:00 P.M.

Respectfully submitted,

Loretta M. Luff
Secretary/Treasurer
Langhorne Manor Borough