

**MINUTES  
LANGHORNE MANOR BOROUGH COUNCIL  
MEETING OF APRIL 7, 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, April 7, 2009, at 8:00 P.M. Eastern Time by William McTigue, President.

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

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

**PERSON ABSENT** – Nicholas Pizzola, Thomas J. Profy III Solicitor

**2. APPROVAL OF MINUTES** – Motion was made by Mr. Yourtee and seconded by Mrs. Barnes to approve the minutes of March 3, 2009 as presented. No objections were presented. Motion carried

**3. POLICE REPORT** –Mayor Byrne gave the police report for the month of March 2009.

**4. INSPECTOR'S REPORT**-Mr. Peet gave the Inspector's report for the month of March 2009.

**5. COMMENTS FROM RESIDENTS & VISITORS** –Mr. Thomas Dienna (310 Fairview Avenue) is asking permission to erect a 54 inch high fence as they feel this height is the safest way to protect their children since they live on the corner of Fairview and Hulmeville Avenues. Mr. McTigue stated that the ordinance states a height of 48 inches is permitted for a fence.

Mr. Profy stated that he did not have a copy of the fence ordinance and that they would have a decision by the May 5, 2009 Council meeting as this has to be researched on how this should be handled.

Mr. Daryl Mancinelli spoke on a 2009 History and Heritage Social to be held on Thursday April 30, 2009 from 4:30 p.m. to 6:00 p.m. at the home of Mr. and Mrs. Daniel Marrazzo at 607 Station Avenue and this event will support local Scouting programs.

Mr. McTigue introduced Mr. Charlie Marte and Mr. Michael Wielehowski. Mr. Marte introduced Mr. George Chajkowsky, the project engineer for the project at 629 Bellevue Avenue who stated that their plans call for the construction of three Condominiums and the renovation of the garage. They are asking for the driveway to be eighteen feet wide instead of twenty feet wide. They are also proposing five parking stalls that will measure nine feet wide by eighteen feet long instead of the ten feet wide by 20 feet long originally proposed.

Mr. Marte stated that the plans have been reviewed by the Buck County Planning Commission and there is a review entered dated February 9, 2009 and they will comply with everything in their

report. The last review entered by the Borough Planning Commission was March 4, 2009 and they have agreed to do everything in that report. The Langhorne Manor Borough Planning Commission has reviewed it and recommended its approval and they also recommended the couple of waivers they have asked for. The Borough Planning Commission recommended against imposing any fees as suggested by the Borough Engineer and as a response by Mr. Profy III, no fees are permitted. Mr. Wielehowski has agreed to make a \$1,000.00 contribution for use by the Borough for a capital project.

Mr. Profy stated that the Land Development Plan dated April 23, 2008 and last revised February 27, 2009 of Michael J. Wielehowski; LLC, received final approval from Council of Langhorne Manor Borough on April 7, 2009 subject to the following conditions:

1. Compliance with Pickering, Corts and Summerson, Inc. Report dated March 4, 2009 and Bucks County Planning Commission Report dated February 9, 2009 with the exception of those matters for which Borough Council granted waivers under the Subdivision and Land Development Ordinance which are limited to the following:
2.
  - Waiver from Section 506(a), which requires a 22 foot wide cartway and permit the proposed 18 foot wide driveway shown on the Plan;
  - Waiver from Section 517(e), which requires 90 degree parking stalls to measure 10 feet by 20 feet and permit the proposed 9 feet by 18 feet parking stalls as shown on the plan; and
  - Waiver from Section 703(a) (1) and permit the final plan to be drawn to a scale of 1"=20' due to the size and nature of the project.
  - Approval of the Borough Engineer of the Final Plan to be recorded and compliance of said Final Plan with all Ordinances and Regulations of the Borough, except those for which Borough Council has granted waivers or has approved modifications to the standard set forth in the Ordinance or Regulations.
3. Applicant obtaining prior to the issuance of building permits, all required permits approvals and agreements from the following: LMB Sanitary Sewer Engineer, Bucks County Water and Sewer Authority, and Bucks County Conservation District.
4. Applicant entering into a Land Development Contract and Financial Security Contract with the Borough for the drainage facilities and public improvements, if any, shown on the plan prior to the issuance of a building permit.
5. Contribution by Applicant of one thousand (\$1000) dollars to the Borough in lieu of fees to the Borough for the above-referenced waivers granted by the Borough.
6. Applicant shall comply with and shall perform all work in strict accordance with the Ordinances, Rules and Regulations of Langhorne Manor Borough and all other governmental bodies and regulatory agencies with jurisdiction over the project.
7. Payment by Applicant of all engineering review, legal fees, and administrative costs incurred by the Borough prior in connection with the subject prior to the recordation of the final plan.

Motion was made by Mr. Yourtee and seconded by Mrs. Barnes to approve the Land Development Application as presented by Mr. Profy. No objections were presented. Motion carried.

**6. COMMITTEE REPORTS** – Mrs. Barnes stated that everything had been discussed at the Planning Commission meeting on March 19, 2009 pertaining to 629 Bellevue Avenue that was presented this evening.

Mr. Badgley-No report

Mrs. Cianci-No report

Ms. Gimpel reported that the DCED audits had been completed and we are now current. In the middle of April another one of our cds for the sewer fund will mature and at that time she will find out what the new rate will be.

Ms Gimpel spoke on the Highway Aid and Capital Reserve accounts which we have at 1<sup>st</sup> Federal and she would like too have the accounts transferred to First National Bank of Newtown. The Capital Reserve account should be kept as a money market account and the Highway Aid account should have a checking account and a savings account, we would fund the checking account when we need the funds from the savings account, since there are problems with fees for obtaining cancelled checks and writing to many checks.

Motion was made by Mrs. Barnes and seconded by Mr. Badgley to transfer the two accounts from 1<sup>st</sup> Federal to First National Bank of Newtown. No objections were presented. Motion carried.

Mr. McTigue thanked Ms. Gimpel for all the time and work she put into getting the DCED audits completed.

Mr. McTigue thanked Ms. Gimpel, Mrs. Barnes and Mrs. Luff for the team effort in getting the newsletter out in March.

Mr. McTigue reported that Langhorne Borough will be having the 5K run on April 18, 2009 and it will run through part of Langhorne Manor Borough. Motion was made by Mr. Yourtee and seconded by Ms. Gimpel to allow Langhorne Boroughs 5K run go into Langhorne Manor Borough. No objections were presented. Motion carried.

Mr. McTigue stated that he and Mayor Byrne had met with Chief Bumm to discuss different issues that had been discussed at the Council meetings; one of the issues was about information being reported in the Courier Times and more police patrols. Chief Bumm showed Mr. McTigue and Mayor Byrne a folder with all of the reports that he has faxed to the Courier Times and if the Courier did not call, Chief Bumm would call them if he had something to report. Chief Bumm stated that the Courier Times chooses what they will or will not print.

Mr. Yourtee stated that the Courier times should provide an explanation as to why they do not put all information into the paper when it is provided, as they put in at the end of the police report that the following police departments reported no crime, and then they are not reporting it correctly when information has been provided.

Mr. McTigue stated that information that the paper is not interested in could be put in the news letter so the residents are aware of activity in the Borough.

Mr. Yourtee asked if the information could be put on the web site so the residents would be aware of problems on a daily basis. Mr. McTigue stated that a police blotter could be added to the web site.

Mr. McTigue stated that the outstanding personnel matter is being worked on with Mr. Profy.

Mr. McTigue spoke about the Police Regionalization Study which includes Langhorne Manor Borough, Langhorne Borough and Penn del Borough. Personnel would consist of four patrol officers, sergeant, and a chief. The budget projected for the first year is \$742,300 divided by six officers equals \$123,717. The 2010 operating budget proposal per municipality cost share based on projected incident/population-Langhorne Borough-36% and their share \$ 267,228, Langhorne Manor Borough-18% and our share \$133,614 and Penn del Borough-46% and their share \$341,458. Langhorne Boroughs population is 1,891 with 1,040 incidents, Langhorne Manor Boroughs population 927 with 510 incidents and Penn del Boroughs population is 2420 with 1,332 incidents

Mr. McTigue would like to have Councils opinion on how they would like to proceed as the discussions with the three Boroughs will continue. Mr. McTigue spoke about where the money needed would come from; the difference projected for Langhorne Manor Borough would be \$43,614. Mr. McTigue stated that part of the cost sharing contemplates the idea that the equipment and facilities are going to be contributed towards this effort. It is recommended in the study that the Langhorne Manor Borough police station would be the best suited for the new proposed regional department. This would create an off set in the cash out lay that; Langhorne Manor Borough would have to put out.

Mrs. Barnes asked, if we decide to join the police regionalization and after three or four years we change our mind, how we can resign from it. Mr. McTigue replied that once the regional force is formed the assets that are contributed become the assets of the regional force and you still have to fund the cost for 2 years after you resign, and Langhorne Manor Borough would have to start out all over again with a new police department.

After a lengthy discussion it was decided that when Mr. McTigue and Mayor Byrne goes back to the working group, he will inform them that one concern is the assumption that the facilities for the police station will be adequate for the future, where our Council members do not think that this is true, they feel that in two or three years more space would be needed.

Mr. McTigue stated that the terms of proceeding on a go forward basis, is if the one principle that involving the cost allocation, and if it goes beyond the incident/population allocation, then we will not discuss it any further.

Mr. Yourtee reported that he would like to have Reilly Sweeping sweep the access lanes at \$96.00 per hour after PennDot is finished sweeping the islands on Route 1. Motion was made by Mrs. Barnes and seconded by Mr. Badgley to have Reilly Sweeping sweep the access lanes at \$96.00 per hour, cost not to exceed \$1,000.00. No objections were presented. Motion carried.

Mr. Yourtee reported that the final bill for A.H. Cornell & Son, Inc was submitted in the amount of \$6,350.00. They had to install a pre-cast slab conversion top and a PennDot Type C inlet hood at an additional \$950.00 which increased the original bid of \$5400.00 to \$6350.00.

Mr. Yourtee referred to Winter's Best proposal of nine installments of \$295.56 for the mowing, trimming and mulching at 616 and 618 Hulmeville Avenue. Motion was made by Mr. Badgley and seconded by Mrs. Cianci to accept Winter's Best proposal of \$2,660.00. No objections were presented. Motion carried.

Mr. Yourtee referred to a letter dated March 17, 2009 from Pickering, Corts and Summerson pertaining to the Highland Avenue Reconstruction Project Construction Cost Breakdown. The estimate to mill/demolish existing road 12 ½ inch depth, install 2A aggregate sub-base 6 inch depth, install 25mm HMA base course 5 inch depth and install 9.5 HMA wearing course 1 ½ inch depth at a cost of \$62,664.00 for road construction areas and for Road rehabilitation areas mill existing road wearing course 1 ½ inch depth, install tack coat and install 9.5mm HMA wearing course 1 ½ inch depth at a cost of \$21,070.00.

Mr. Yourtee had a discussion with Middletown Township for a way to have Langhorne Manor Borough save some money which is when Middletown Township puts out their paving contract, that we piggy back with them to try and reduce our costs. We still have the chance to do this as they have not put their contract out for bid this year. For Middletown Township to do this they will need actual bid specifications for this section of Highland Avenue. Pickering, Corts & Summerson stated that bid specifications would cost a couple of thousand dollars. Motion was made by Mr. Badgley and seconded by Mrs. Cianci to get a set of bid specifications done and not to exceed \$3000.00. No objections were presented. Motion carried.

Mr. Yourtee asked the Council members for their list of pot holes so he can get the potholes fix.

Mr. Yourtee reported on pointing on the Borough Hall. Mr. Yourtee tried to contact the masons who in 2006, looked at the exterior walls of the Borough Hall; their estimates at the time were between \$50,000.00 to \$100,000.00 for the four sides of the building and chimney. It is very expensive to do ribbon pointing which is what is on the building now, as it is a two step process. Mr. Yourtee has contacted a couple of the contractors and their quotes are higher now then they were in 2006. He hoped to get the north side and the front of the Borough Hall done, and it will probably cost between twenty to twenty-five thousand dollars to do the ribbon pointing. Mr. Yourtee asked if we are obligated to do the ribbon pointing instead of flat pointing because of the Historical status as it would be twice as expensive. Mr. McTigue stated that it should be the ribbon pointing.

Mr. Yourtee will try to get some quotes for the May 5, 2009 Borough Council meeting.

**7. MAYOR'S REPORT** – Mayor Byrne had no report.

There was a discussion pertaining to the Septa train station in Penndel and it was decided to go along with Langhorne Borough and Penndel Borough to tell Septa that we don't want the train station torn down as it was built in 1907.

**8. SOLICITOR'S REPORT** –Mr. Profy stated that a copy of the plans for the duplex that Mr. Mathai wants to build on Comly Avenue across from the Septa train station was given to the Council members for them to review and it will be on the agenda for the May 5, 2009 Borough Council meeting.

Mr. Profy reported that a Municipal claim lien in the amount of \$6,500.00 has been filed against the property located at 308 Hill Avenue for the cost to replace the concrete filled inlet.

**9. CORRESPONDENCE** – Mrs. Luff read a letter from the Jessie W. Soby American Legion Post in Langhorne inviting the Council members to ride in their Memorial Day Parade on May 25, 2009.

Motion was made by Mrs. Barnes and seconded by Mrs. Cianci to give the Jessie W. Soby Post of the American Legion \$200.00 donation for their Memorial Day Parade. No objections were presented. Motion carried.

**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. He asked if there were any questions or discussions. Motion was made by Mrs. Cianci and seconded by Mr. Badgley to pay the bills as presented. 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 Mrs. Barnes and seconded by Mr. Mr. Badgley to accept the Treasurer's report for March 2009 as presented. No objections were presented. Motion carried. .

**11. SECOND MEETING** – Mr. McTigue stated that a second meeting is scheduled for Tuesday April 21, 2009; at the present time there is no business for the agenda. Motion was made by Mrs. Barnes and seconded by Mr. Badgley 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. Cianci and seconded by Mrs. Barnes to adjourn this meeting. No objections were presented. Motion carried. Meeting adjourned at 10:32 P.M.

The next meeting will be Tuesday May 5, 2009 at 8:00 P.M.

Respectfully submitted,

Loretta M. Luff  
Secretary/Treasurer  
Langhorne Manor Borough