

MINUTES
LANGHORNE MANOR BOROUGH COUNCIL
MEETING OF May 5, 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, May 5, 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; Sharon Gimpel; William McTigue; President, Nicholas Pizzola,; Steven Yourtee; Robert Byrne, Mayor; Loretta M. Luff, Secretary/Treasurer and Thomas J. Profy III, Solicitor.

PERSON ABSENT – Donna Cianci;

2. APPROVAL OF MINUTES – Motion was made by Mr. Yourtee and seconded by Mr. Badgley to approve the minutes of April 7, 2009 as presented and amended. No objections were presented. Motion carried

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

Mr. Yourtee asked about the four tires that the police had purchased and how was the other tire damaged. Mayor Byrne said that he would look into it.

Ms. Gimpel asked if the police were using the ENRADD EJU 91 wireless system. Mayor Byrne stated that they are using it and he is not sure how many officers were trained on it.

Ms. Gimpel stated that the police are parked on Bellevue Avenue near Langhorne Avenue and it is hard to make a left on to Langhorne Avenue. She was wondering why they are parked there as she feels that it is a road hazard and she stated that a lot of times they are on a cell phone and she wondered if they are doing police business. Mayor Byrne replied that he would talk to Chief Bumm about her concerns.

4. INSPECTOR’S REPORT-Mr. Peet gave the Inspector’s report for the month of April 2009.

5. COMMENTS FROM RESIDENTS & VISITORS – Briar Dienna (310 Fairview Avenue) asked about the fence that they want to put up at the corner of Fairview and Hulmeville Avenues.

Mr. Profy stated that they had submitted plans for a fence and this is a corner property and Sub-Section (c) of the Fence Ordinance provides that fences on corner properties shall not be erected between roads/streets and or rights of way and building set back lines for both roads/streets. Which means that the plans submitted for the fence, do not set back from the right of way on the second street. The fence is well within the set back line on the Hulmeville Avenue side. Under the amendment to the ordinance adopted 2004, Borough Council shall have the power to waive the strict application of requirements of this section where by reason of areas or shape of specific piece of

property or by reason of topographic conditions, or other conditions on such piece of property the strict application of the regulations would place undue hardship upon the owner of such property, and it goes on to set forth the standards where by a waiver would be granted.

Mr. Profy stated that Mr. Dienna had contacted him about going to the Zoning Hearing Board in order to get a variance, it is expensive and he doesn't see a basis for a variance to be granted unless Borough Council would want to waive the application of the ordinance in this specific situation. Mr. Profy stated that he would look into the set back requirements and report back to Council at the June Council meeting.

6. COMMITTEE REPORTS – Mrs. Barnes had no report.

Mr. McTigue introduced Mr. Jay Savitz who presented Mr. Heath Dumack, President of Dumack Engineering. Mr. Dumack presented new plans for a duplex which they would like to build on Mr. Manilal Mathai's property located on Comly Avenue between Bellevue and Station Avenues. Mr. McTigue stated that one thing he told Mr. Savitz was not to go into great details, because the thing Council has to consider is if they want to have a multi family unit on a single lot.

Mr. Dumack replied that they are proposing for a sub-division, it is not a duplex on a single lot. Over all they are proposing a duplex use in a non-permitted area, and the associated variances that would be required to construct a duplex.

Mr. Profy stated that this would require approval from Council, as a sub-division. Technically, it would not be a duplex because there aren't two houses sitting on one lot, and you would have two single family houses connected. Mr. Profy asked if Council would be in favor of this concept and move forward or is Council not in favor, which in that event Mr. Savitz will be where he is now as we speak.

Mr. McTigue stated that Mr. Savitz had provided additional information as requested and it will give Council something to think about and he feels that Council should take time to review the new plans.

Mr. Profy reported that he is waiting for the final plans for 629 Bellevue Avenue to be submitted by Michael Wielehowski . He had sent to Council a copy of the approval letter and Mr. Wielehowski has to comply with all the conditions mentioned in the letter.

Mr. Badgley-no report.

Mrs. Cianci- absent. Mr. Pizzola offered to take over the reporting of the street lights that are out. Mr. Yourtee reported that a light at the corner of Station Avenue and the Access Road is on during the day.

Ms. Gimpel reported that a CD will mature on April 16, 2009 with a rate of 1.8%. She reported that the renewal for the Boroughs Insurances had been received and reviewed with a couple changes. She also asked where we are with the codification of the ordinances. Mrs. Luff replied that she has

started reviewing the ordinances and she should be able to report which ones are missing in the office file.

Mr. McTigue reported that May 16, 2009 will be bulk pick-up and June 3, 2009 will be the last leaf pick-up and May 9, 2009 will be the Community Yard Sale.

After some discussion regarding service deficiencies, Mrs. Barnes stated that recycling had not been picked up and it should have been done yesterday. Mr. Yourtee stated that Republic trash service is horrible, about every three or four weeks they don't come on the day (Monday) that they are supposed to and he feels that we are not getting full credit for our recycling since we change the day and it is being combined with other boroughs. Mr. Yourtee also suggested we might want to consider poor performance penalties in future contracts, in addition to better recycling money documentation. Mrs. Luff asked how revenue from recycling can go from \$1,200.00 per month to \$15.00 per month since we went from the Wednesday pick-up to the Monday pick-up, Mr. Profy recommended that a representative from the trash company come to a Borough Council meeting.

Mr. McTigue spoke about the trash assessment for the Middletown Township property located next to the Borough Hall; they feel the Langhorne Manor Borough could wave the trash assessment. Ms. Gimpel stated that they have been getting a trash bill for years, when there were two tenants they received two bills and they are also tax exempt.

Mr. Profy suggested that Mr. McTigue speak to Middletown Township and get more information.

Mr. McTigue spoke on the Police Regionalization, he stated that they did not meet in April as Langhorne Borough's Solicitor advised their Council to put together a resolution authorizing representatives from Langhorne Borough, to attend and participate in the meetings. Langhorne Borough will not participate in any more meetings unless Langhorne Manor Borough and Pennel Borough also adopt a resolution.

Mr. Profy asked if Council still wants to participate, if so a motion should be made to the effect that Langhorne Manor Borough wants to participate and he will document the motion that is made.

Mr. Profy stated that it would be called an exploratory committee consisting of Mr. William McTigue, Council President; Mr. Robert Byrne, Mayor; and Mr. Steven Yourtee, Council member.

Motion was made by Mr. Badgley and seconded by Mr. Pizzola to have Langhorne Manor Borough participate in the Police Regionalization exploratory committee meetings and the exploratory committee members from Langhorne Manor Borough will be Mr. William McTigue, Council President; Mr. Robert Byrne, Mayor; and Steven Yourtee, Council member. No objections were presented. Motion carried.

Mr. Pizzola-No report

Mr. Yourtee reported that he had received bids for the pointing of the Borough Hall which is to be done on the North and East side of the Building. He asked each contractor to give separate quotes

for ribbon pointing, flat pointing, cleaning and water proofing on each of the two sides and removal of the steps in the front of Borough Hall.

Mr. Profy asked Mr. Yourtee if he had advertised for this work as it will be over \$10,000.00. Mr. Yourtee replied no. Mr. Profy asked Mr. Yourtee what are the sources of funds that are to be used for this project. Mr. Yourtee replied that last year there was \$15,000.00 budgeted for maintenance and this year \$5,000.00.

Mr. Profy recommended that Mr. Yourtee talk to Mario Canales from Pickering Corts & Summerson to see if a formal bid solicitation could be put together.

After a discussion on the price range for getting the Borough Hall pointing done Mr. Profy recommended that Council obtain some form of a capital loan for \$60,000.00 and pay it over three to five year period.

Mr. Yourtee asked if Council would want to do the entire building and Council members stated that they would.

Mr. Profy recommended that Council get a five year capital loan in the amount of \$75,000.00 to do the pointing on all four sides of Borough Hall and Mr. Yourtee should contact Mario Canales from Pickering, Corts and Summerson to prepare bid specifications requesting bids for ribbon and flat pointing for all four side of the Borough Hall.

Motion was made by Mr. Pizzola and seconded by Mrs. Barnes to reject all bids that had been received for pointing of the north and east sides of Borough Hall. No objections were presented. Motion carried.

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

8. SOLICITOR'S REPORT – Mr. Profy explained the ordinance regulating oil, grease traps, interceptors and separators as required by Bucks County Water and Sewer Authority.

Motion was made by Mrs. Barnes and seconded by Mr. Pizzola to advertise the ordinance as explained by Mr. Profy pertaining to the regulating of oil and grease traps, interceptors and separators. No objections were presented. Motion carried.

Mr. Yourtee inquired about the asphalt in the right of way at 306 Hill Avenue and the parking of the trucks at 505 Hill Avenue. Mr. Profy replied that he had nothing new to report on them, he suggested that Mr. Yourtee call him later in the week.

9. CORRESPONDENCE – A thank you card had been received from Donna Cianci and Family for the support she had received in the loss of her son.

Mrs. Luff stated that Council members are to review the MPDES report and be ready to pass it at the June Council meeting.

10. APPROVAL OF BILLS & TREASURER'S REPORT 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 Mr. Pizzola and seconded by Mr. Badgley to pay the bills as amended. 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 for April 2009 as presented. No objections were presented. Motion carried.

11. SECOND MEETING – Mr. McTigue stated that a second meeting is scheduled for Tuesday May 26, 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 Mr. Pizzola and seconded by Mr. Yourtee to adjourn this meeting. No objections were presented. Motion carried. Meeting adjourned at 9:45 P.M.

The next meeting will be Tuesday June 2, 2009 at 8:00 P.M.

Respectfully submitted,

Loretta M. Luff
Secretary/Treasurer
Langhorne Manor Borough