

MINUTES OF THE MEETING
OF TRAPPE BOROUGH COUNCIL

June 6, 2006

President Stu Strauss called the regularly scheduled Council meeting to order at 7:00 PM.

Vice President Nevin Scholl led the Pledge of Allegiance.

Roll Call by the Secretary: Those present were President Stu Strauss, Vice President Nevin Scholl, Matt Watson, Paul Greco, Mark Carrig, Ed Kane, and Steve Kurcik. Also in attendance were Engineer John Sartor, Solicitor Dick Watt, Treasurer John Klink, Planning Commission Chairman Fred Schuetz, Building Inspector Sal Capizzi, and Manager Chuck Sardo. Fire Chief Brian Long was excused from the meeting. Mayor Peck was a late arrival.

Minutes of the Meeting of April 26, 2006 (Public Meeting) – there were no noted amendments or corrections.

N. Scholl motioned to accept the Minutes as presented, second by S. Kurcik, all ayes. Motion carried 7 – 0.

Minutes of the Regularly Scheduled Meeting of May 2, 2006 – there were no noted amendments or corrections.

N. Scholl motioned to accept the Minutes as presented, second by S. Kurcik, all ayes. Motion carried 7 – 0.

Minutes of the Meeting of May 15, 2006 (Special Meeting) – M. Watson noted that the Minutes should reflect he was excused from the meeting and not recorded as being absent. So noted.

N. Scholl motioned to accept the Minutes with the noted change, second by S. Kurcik, all ayes. Motion carried 7 – 0.

Presentation of the Bills – J. Klink

Everyone received a copy of the May Accounts Payable. There were additional bills as follows:

Barry Stott (Aux. Police)	\$ 50.00
*Gilmore and Assocs.	\$10,233.00
Berkheimer & Associates	\$ 2,775.39
Frank Jones Trophies	\$ 116.98

*G&A check in the amount of \$18,779.30 was voided and replaced with check #20543 (\$10,233.00) to reflect a correction in the billing.

N. Scholl motioned to pay the bills including the additional bills as presented, second by E. Kane, all ayes. Motion carried 7 – 0.

Financial Reports – J. Klink

Everyone received a copy of the Treasurer's Reports. There were no further comments or questions.

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N. Scholl motioned to accept the Treasurer's Reports as presented, second by E. Kane, all ayes. Motion carried 7 – 0

MANAGER'S REPORT – C. Sardo (Report on file in Borough office)

Everyone received a copy of the Manager's Report.

Resolution No. 2006-04 – this Resolution rescinds Resolution No. 88-03 which requires a person wishing to be on the Planning Commission agenda to give ten days prior notice affording the Planning Commission more time for their reviews. There was discussion.

S. Kurcik motioned to adopt Resolution 2006-04, second by M. Carrig, all ayes. Motion carried 7 – 0.

Computer Upgrade – A proposal was presented from WorldNet for three new computers and a server with backup through the State contract in the amount of \$5,457.56 (3 new computers and a server), software and installation in the amount of \$3,497.27. There was discussion.

N. Scholl motioned to approve the purchase of the upgrade, software and installation, second by M. Carrig, one nay vote by M. Watson, the remainder of Council all ayes. Motion carried 6 – 1.

Zoning Text and Map Amendment – Letter received from J. Edmund Mullin of HRMML regarding a new proposed zoning ordinance entitled R-3A modified to allow the use proposed by Longview Development. Application has been filed with the zoning hearing board for variances and scheduled for June 21, 2006 hearing date. It was the consensus of Council that the Planning Commission, Council and Montgomery County Planning Commission, the Engineer and Solicitor look at the HRMML proposed text and amendment.

M. Carrig motioned if Longview does not postpone their zoning hearing on July 21, the Borough will oppose all variances and will send our Solicitor to represent us, second by E. Kane, all ayes. Motion carried 7 - 0.

Road Repairs

Bronson Circle – There are a few areas that need patching to bring this roadway to acceptable shape.

N. Scholl motioned to authorize the repairs, not to exceed \$1,000, second by M. Carrig, all ayes. Motion carried 7 – 0.

Laural Drive – Concerns expressed for the condition of this roadway and the need for major repairs, estimated cost \$327,700. Homeowners Association to be included in discussions for repairs as part of parking aprons is their responsibility. Also noted damage as a result of Verizon during installation of their equipment.

Williams Way – It is the opinion of the Manager that the roadway needs to be completely rebuilt.

N. Scholl motioned for the Manager to start the process for getting costs together for bidding purposes to mill and pave from Hamilton Court to Main Street, include 2 storm drains and handicap cuts, and work with the Homeowners Association, second by M. Watson, all ayes. Motion carried 7 – 0.

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Allied Waste Bulk Pickup – the contractor has presented an addendum to the Agreement with regard to bulk pick up for an additional amount \$36,998.52 per year effective with the June 2006 billing.

M. Carrig motioned to accept the addendum for the additional costs for bulk pick up, second by S. Kurcik, all ayes. Motion carried 7 – 0.

M. Carrig motioned to accept the Manager’s Report, second by N. Scholl, all ayes. Motion carried 7 – 0

Mayor Peck arrived at 7:15 PM

ENGINEER’S REPORT – J. Sartor (Copy of Report on file in office)

Everyone received a copy of the Engineer’s Report

Carriage Ridge and Bentley Manor reportedly are 95% finished.

Bentley Manor – Shawn Skelly, President of the Homeowners Association was before Council inquiring with regard to driveway conversions and roadway grading. (roadways will remain private)

Carriage Ridge - There was discussion regarding escrow releases. Carl Weiner of HRMML representing the developer was at the meeting.

Engineer J. Sartor responded: the first request was dated May 18 for the as- built plans and the bridge in the amount of \$10,960 – bridge over spillway was removed, replaced and inspected and was constructed according to the plan for \$2,700. The as-built plan was emailed Friday; stormwater calculations to supplement the as-builts arrived on Thursday. His review was completed, but the paperwork was not completed recommending the release of \$10,960 minus the 10%. Bottom line is that the basin will function as it was intended to function by design. The two aerators have not been installed.

Escrow Release #19 – in the amount of \$35,463.15 was faxed to G&A on Friday, June 2 includes work that was previously done and \$24,582 for the 1.5 ID wearing course put down last week and curbs and edges done June 6, 2006, rebuilding the road base prior to the wearing course being installed, top soil. J. Sartor has not had an opportunity to review this request, plus items that have been completed and several still in process. Therefore, it was the request of the Engineer that Council not consider this Escrow release.

There was discussion regarding an escrow release in an amount of \$6595.00 owed from April, 2006 contingent on revised as built plans being submitted and reviewed by G&A.

N. Scholl motioned to make a distribution for the previously agreed to \$6,595.20 plus the release based on receipt of the as-builts plan and the bridge at 90%, would be \$9,864.20 less the amount owed the Borough advanced of \$2,890.93, second by M. Carrig, all ayes. Motion carried 7 – 0. (Total to be released \$6,973.27 this date.)

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417 West Main – question of ownership, Andre DiPrinzio acknowledged that Pat Heller owns the house; DiPrinzio owns the ground surrounding the house.

Meadow Brook Estates – The developer is looking for their final escrow release in the amount of \$59,838.72 and the Engineer indicated he could recommend release of the funds because the maintenance bond was received.

N. Scholl motioned to release the final escrow amount of \$59,838.72, second by M. Watson, all ayes. Motion carried 7 – 0.

N. Scholl motioned to accept the Engineer's Report, second by S. Kurcik, all ayes. Motion carried 7 – 0.

SOLICITOR'S REPORT – D. Watt

Everyone previously received a copy of the Solicitor's Report.

There was discussion regarding payment by the developer – the Solicitor advised each development will have to work itself out regarding the existing project as they are completed.

There was discussion regarding inquiries made directly to the Solicitor's office and in turn being billed back to the Borough for payment. To become more cost effective, it is the desire of Council to funnel all requests for the Solicitor through the Borough Manager before going to the Solicitor's office.

There were no further comments or questions with regard to the Solicitor's Report.

M. Carrig motioned to accept the Report as presented, second by N. Scholl, all ayes. Motion carried 7 – 0

MAYOR'S REPORT – C. Peck

Everyone received a copy of the Mayor's Report. The Mayor reviewed her report for Council and the public.

Grange Fair – a request for the use of Auxiliary Police was received for the Grange Fair to be held July 28th and July 29th. This is an annual event and the auxiliary police participated with traffic control.

M. Watson motioned to authorize the use of the Auxiliary Police, second by N. Scholl, all ayes. Motion carried 7 – 0. A letter of authorization will be forwarded to Mrs. Jane Wismer so advising.

Any further requests for use of the Auxiliary Police are to be submitted in letterform for follow up.

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OPEN TO THE PUBLIC FOR NON-AGENDA ITEMS

Shawn Skelly – Question regarding the issuance of the U&O being withheld on the last property in Bentley Manor.

Cathy Kelemen – Inquired as to when the Borough streets and roads were last swept.

Sam Mancuso – An issue with regard to stray cats, he was advised this is not a Borough issue. Another issue was with Verizon. The Manager advised he would be in touch with Verizon management.

COMMITTEE REPORTS

Finance/ Waste/Recycling – N. Scholl

Nothing further to report.

Property/Open Space/Traffic – E. Kane

Comments by F. Schuetz – A petition opposing a proposed walking trail from College Avenue to continue to Hunsberger Park as part of the Wismer Tract was presented to Council for consideration. President Strauss stated that before anything is done, he suggested a meeting be arranged and those who signed the petition opposing the trail be invited to the next Open Space Committee meeting to voice their concerns and opposition. The Borough Manager will draft the letter to the contact person. Catherine Rapp at 75 Oak Road.

Public Safety and Streets – P. Greco

Paul noted there was a need for the State Police to be called to Hancock Court, but were unable to locate the street in the Borough. The PSP advised the resident to stand in the street and give a wave of arms and hands to assist in locating Hancock Court.

Ordinances/Personnel/Appointments – M. Carrig

Planning Commission Secretary – The name of Adam Cusatis was placed before Council for the position of Planning Commission Secretary. One other applicant applied for the position. Cindy Yerger was in the audience and commented on her qualifications and quality of work.

M. Carrig motioned to appoint Adam Cusatis to fill the position of Planning Commission Secretary, second by S. Kurcik, there were four aye votes, three nay votes by E. Kane, M. Watson and P. Greco. Motion carried 4 – 3.

Public Works/CTMA – M. Watson

Compost Pile – There was a comment regarding proof of residency, i.e. driver's license, of being a Colledgeville or Trappe resident in order to drop off yard waste, shrubs and tree limbs.

Charles Garner, Esq. representing Trappe with regard to the CTMA, Public Works and Lower Providence Regional Sewer Authority suit. President Strauss noted he did a good job as counsel for the Borough.

Planning and Zoning – S. Kurcik

Nothing further to report.

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OLD BUSINESS

Cable Franchise Resolution No. 2006-05 is a Resolution opposing both state and national franchising legislation currently being considered by the legislature and US Congress.

M. Carrig motioned to adopt the Resolution, second by N. Scholl, all ayes.
Motion carried 7 – 0.

NEW BUSINESS

LaJardin Date for Conditional Use Hearing – Council will hear the application of LeJardin for a conditional use on July 11, 2006 at 6:00 PM.

At 9:40 PM Council concluded the regular session and retired to executive session.

The Secretary exited the meeting at this time.

At 11:10 PM Council returned from the Executive Session and reopened the meeting to announce their conclusions of the Executive session.

M. Carrig motioned to replace the engineering firm of Gilmore and Associates with the engineering firm of Czop/Specter on a month to month basis, second by S. Kurcik, two nay votes by M. Watson and P. Greco, the remainder of Council all ayes. Motion carried 5 – 2.

The Council President appointed M. Carrig, M. Watson and S. Kurcik as the committee to look for a permanent borough engineer.

With no other business before Council, the meeting adjourned at 11:15 PM.

Respectfully submitted,

Patricia Katona
Secretary