

MINUTES OF THE MEETING OF
TRAPPE BOROUGH COUNCIL

May 6, 2008

The regularly scheduled meeting of Trappe Borough Council was called to order by President Fred Schuetz.

President Schuetz announced that prior to the meeting an Executive Session was held to discuss a matter of potential litigation. No action was taken with regard to the matter discussed in Executive Session.

Pledge of Allegiance to the Flag was led by Mayor Peck.

Roll Call by the Secretary: Those present were Mayor Connie Peck, President Fred Schuetz, Vice President Matt Watson, Nevin Scholl, Steve Kurcik, Catherine Johnson, Lew DiPrete and Paul Edwards. Others in attendance were Engineer John Sartor, Solicitor Bob Kerns, Treasurer Joe Lowe and Manager Tommy Ryan.

At this time President Schuetz recognized Mayor Connie Peck who acknowledged and presented a Proclamation to Nathan Morris who will be Honorary Junior Mayor of Trappe on May 16, 2008.

This Proclamation was bestowed upon Nathan noting his volunteerism, promotion of the benefits of the Water Works Playground, his attendance and participation in the design classes and construction, working with KaBOOM Build Day to bring the playground to fruition and as a guardian of the playground in future years. Nathan's family and friends attended the ceremony as well as Channel 6 Action News who recorded the presentation to be shown on the 11:00 PM News that evening.

Additionally, Mayor Peck presented Kathleen McDowell with a KaBOOM hat for her outstanding work with the KaBOOM project. She was honored because of her relentless willingness to volunteer in the Community with various projects.

Minutes of the Meeting of April 1, 2008

Everyone received a copy of the Minutes for this meeting. There were no noted amendments or corrections.

N. Scholl motioned to accept the minutes as presented, second by M. Watson, all aye votes. Motion carried 7 – 0.

Financial Reports – J. Lowe

Everyone received a copy of Accounts Payable for checks 21500 through 21551, there were no additional bills presented.

N. Scholl motioned to approve payment of the bills, second by L. Diprete, all ayes. Motion carried 7 – 0.

MANAGER'S REPORT – T. Ryan

Resolution No. 2008-02, M C Weeks – This Resolution amends Preliminary/Final Land Development Plan approval for the M C Weeks project at 183 West Main Street. The Resolution corrects a typographical error the Preliminary/Final Land Development Plan Resolution, and confirms the fee in lieu of tree replacement at \$10,000.

N. Scholl motioned to approve the Resolution correcting the typographical error from \$18,000 to \$10,000, second by S. Kurcik, all ayes. Motion carried 7 – 0.

Resolution No. 2008-03, Purdy Approval of Waivers for Granting Relief – This Resolution was prepared and presented to Council for approval of waivers from the SALDO.

L. DiPrete motioned to approve the waivers for Resolution 2008-03, second by M. Watson, one nay vote by N. Scholl, the remainder of Council all ayes. Motion carried 6 – 1.

Resolution No. 2008-04, Purdy Preliminary/Final Subdivision Approval – This Resolution was prepared and presented to Council for approval with stipulations subject to the Plan of Record.

To be added to the Resolution is a condition requiring the applicant to pay all review fees due.

M. Watson motioned to approve Resolution No. 2008-04 as amended, second by C. Johnson, all ayes. Motion carried 7 – 0.

Accellent – Mr. Darin Hilbert – Mr. Hilbert was before Council to answer questions with regard to the construction of a concrete pad to house supplemental equipment i.e. reserve tanks, and water cooler that is planned to be located in close proximity to Accellent's main building. Mr. Hilbert answered questions that pertained to the use of compressed air and safety precautions thereof, pressure in valve, element of noise to the community and tree lines.

Mr. Hilbert was seeking a waiver from the submission of a full land development plan. Resolution 2008-05 has been prepared and is before Council for approval regarding the waiver.

After discussion, N. Scholl motioned to waive the submission of a land development application and adopt Resolution 2008-05, second by M. Watson, all ayes. Motion carried 7 – 0.

Resolution No. 2008-06 – This Resolution appoints the Borough Manager to the position of Open Records Officer.

L. DiPrete motioned to approved Resolution 2008-06 appointing the Borough Manager as the Open Records Officer, second by C. Johnson, all ayes. Motion carried 7 – 0.

Trappe Tavern – Dave Duryea was before Council requesting relief from a 1997 Resolution that restricts activities on the deck of the Tavern after sundown. Dave has approval to enlarge the deck and seeks approval for after-dark seating.

M. Watson motioned to approve that Tommy draft a Resolution to amend the 1997 Resolution so to allow outdoor seating on the deck after sundown. The new

Resolution that will allow seating on the deck after sun down will be presented to Council for consideration at the June 3, 2008 meeting, second by P. Edwards, all aye votes. Motion carried 7 – 0.

Allied Waste Contract – The Borough is now in the final year of a three-year Agreement for weekly trash removal, recycling and pick up of bulk items (4 times a year). An extension of the current Agreement was presented to Council for consideration. The terms of the Agreement are favorable to the Borough considering the rising cost of fuel. There will be an increase of approximately 5.8 % - the new price is \$317,000 per year (formerly \$300,000) and bulk pickup would be \$44,000 per year (formerly \$42,000).

N. Scholl motioned to exercise the option to extend the Agreement to 2009 to include regular weekly pickup, recycling, and bulk pickup (4 times a year), second by M. Watson, all ayes. Motion carried 7 – 0.

NPDES Phase 2 MS4 Permit Compliance – J. Sartor addressed the G&A proposal to complete the annual NPDES Report to comply with the State Conservation District 5-year requirement for Council review and consideration. John advised that the required elements necessary for compliance, advertisements, posters and notifications, including the Borough website are still within G&A files. John was seeking authorization to follow through with Report.

C. Johnson motioned the G&A complete the Report, second by L. DiPrete, all ayes. Motion carried 7 – 0

Laurel/Lilac Drive HOA – Nevin gave a status report on the project. The Committee met and approved the expenditure for paving, sidewalk and curbing replacement. Czop/Specter, the engineer on the project, proposed an increase in design fees in the amount of \$6,000 and a decrease in inspection fees to 7% from 10% of the improvement costs. The bid package will be prepared for review by the Solicitor and ready for presentation to Council at the June meeting.

There was discussion regarding costs and these can be better determined after bids are opened and the final figure is determined. Other issues discussed were the handicap ramps, drainage issues and various Home Owners concerns. There will be additional handicap ramps, 5 in all; previously there were 4, as well as design costs. Included in the bid package will be the option to include the cost of the apron resurfacing at the homeowner's expense.

N. Scholl motioned to approve the increase of \$6,000 for the additional design work, second by C. Johnson, one nay vote by M. Watson, remainder of Council all ayes. Motion carried 6 – 1.

N. Scholl amended his motion to accept the estimated reduction of inspection fees reduced from 10% to 7%, second by L. DiPrete, all ayes. Motion carried 7 – 0.

S. Kurcik motioned to accept the Manager's Report, second by M. Watson, all ayes. Motion carried 7 – 0.

MAYOR'S REPORT – C. Peck (Copy of Report on file in Office)

Everyone received a copy of the Mayor's Report.

Auxiliary Police Request for KaBoom – The Mayor requested police to direct traffic in the morning and perhaps afternoon when workers are coming and leaving, 7:30 to 9:30 AM and 3:30 to late afternoon.

S. Kurcik motioned to approve use of Auxiliary Police for the event, second by P. Edwards, all ayes. Motion carried 7 – 0.

Request for Convention Attendance – Her Honor requested and received permission for the expenditure of \$100 for the one day event.

P. Edwards motioned to allow the expenditure of \$100 for her attendance at the event, second by M. Watson, all ayes. Motion carried 7 – 0.

M. Watson motioned to accept the Mayor's Report as presented, second by S. Kurcik, all ayes. Motion carried 7 – 0.

ENGINEER'S REPORT – J. Sartor (Copy of Report on file in Office)

Everyone received a copy of the Engineer's Report as review by John.

There were no comments or questions.

C. Johnson motioned to accept the Engineer's Report as presented, second by L. DiPrete, all ayes. Motion carried 7 – 0.

SOLICITOR'S REPORT – B. Kerns (Copy of Report on file in Office)

Everyone received a copy of the Solicitor's Report as reviewed by B. Kerns. There were no further questions or comments.

P. Edwards motioned to accept the Solicitor's Report as presented, second by L. DiPrete, all ayes. Motion carried 7 – 0.

OPEN TO THE PUBLIC FOR NON-AGENDA ITEMS

Mr. Victor Brown was before Council suggesting Trappe work with Colledgeville for a full understanding of proposed historic values, i.e. Speaker's House. N. Scholl suggested it could be a separate meeting of perhaps one-half hour for discussion purposes. There were no objections voiced.

There was discussion regarding the amount of funds owed to the Borough for legal and engineer fees. Tommy advised that we are slowly resolving issues and this month's focus will be on the amount owed by Gambone and Bycoskie. There is a plan to alleviate the back-billing process that would require each developer to place an escrow with the Borough to ensure the developer pays for legal and engineering fees as the project moves along thus eliminate the back-billing process.

Owen Jones, Carriage Ridge HOA President – was before Council as a follow up to storm water problem at the residence of Mr. Don Sauer, 302 Apian Way. The problem was previously discussed and addressed. Tommy will follow up with a letter.

Owen stated he will no longer be the President of the HOA; this would be his last meeting in this official capacity.

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COMMITTEE REPORTS

Finance Committee – N. Scholl

PECO Reimbursement – Nevin received a phone call from PECO indicating there is an additional credit due the Borough for the changeover in our traffic signals to LED. They agree there is an additional two months of credit due the Borough that should amount to \$500/\$600.

Revenue(s) – A quick overview by Nevin as to the financial standing. In the revenue column, last month we were behind, currently ahead; EIT is \$48,000 higher than last year; LST less than projected last year by \$19,000; expenses over \$61,000 (engineering expense area with Laurel/Lilac project).

Public Works/Recycling – M. Watson

Nothing to report.

Property/Streets/Traffic/Safety – P. Edwards

Paul advised of the process for reporting street light repairs; these requests are to be directed to Tommy who will determine whether the light is owned by the Borough or another.

There was a review of the Pennsylvania State Police Report, Fire Company Report and the Ambulance Report. Fire Chief Brian Long introduced Brian Pasqualle of Trappe Ambulance, who reviewed and commented the Municipality Report for the month of April 2008.

Planning/Zoning/Open Space

Main Street Park – Draft copies of the Main Street Park were presented to all of Council. This is the opportunity to have any problems addressed and comments returned by the end of the month to Tommy for preparation of the final documents and presentation to DCNR. After final review by Council it shall be presented to DCNR for final approval, once finalized can be placed on our Website.

Personnel/Appointments/Ordinances – L. DiPrete (Copy of report on file in office)

Everyone received a copy of Lew's report as reviewed. Issues covered were the employee health insurance coverage, appointment of a Constable, election officials who participated in the recent election and the open records officer appointment.

OLD BUSINESS

None noted.

NEW BUSINESS

227 East Seventh Avenue/Heatherview Storm Water Drainage – Two properties along East Seventh Avenue and one property on Joan Drive are affected by a

collapsed/damaged storm drain pipe between the Heatherview Lot 13 detention basin and Seventh Avenue. The Solicitor determined that the repairs are the responsibility of the Borough. There was discussion as to the condition of the pipe being determined before any remedial action is taken. For purposes of this evaluation, Council authorized the use of a video camera to determine the extent of any damage to the pipe.

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N. Scholl motioned to have the Manager contract to clean and video inspect the line, second by M. Watson, all ayes. Motion carried 7 – 0.

Permit Fee Schedule – The Borough Manager noted that the Fee Schedule should be updated at the beginning of each year; this has not been the case with the Borough. An updated schedule will be presented for Council review and recommendations in the near future.

Strauss Detention Basin – A proposal for the basin is an item that is under advisement with the Solicitor.

President Schuetz called for an Executive Session to discuss a matter of potential litigation at 9:30 PM. Council adjourned in Executive Session, and returned at 10:30 PM.

With no other business before Council, a motion to adjourn was made by N. Scholl, second by M. Watson at 10:31 PM. Motion carried 7 – 0.

Respectfully submitted,

Patricia Katona
Secretary