

SPRING CITY BOROUGH COUNCIL MEETING

DECEMBER 7TH, 2009 - 7:30 P.M.

Vice-President McCarthy called the council meeting to order and led Council in the Pledge of Allegiance to the Flag.

The following members were present: Councilmen McCarthy, Watts, Kratz, Burns, Beard, DiGuseppe, Mayor Weiss, Solicitor Romain, and Borough Administrator Rittenhouse.

Councilman Watts motioned to approve the minutes of the November 2nd, 2009 council meeting. Councilman Burns seconded. Motion carried.

MAYOR'S REPORT:

Mayor Weiss reported there was routine maintenance performed on the 2007 Ford and 2009 Dodge during the month of November.

Chief Sherman introduced to council new part-time police officer, John Doucette, who was sworn in on November 15, 2009. Mr. Doucette has had previous experience in police work at Weissport Borough and Phoenixville Borough.

Also, the Mayor reported the PECO Drill was held on November 17, 2009 and everything ran well.

COMMUNICATIONS:

1. A copy of a letter to the Spring City Library from the East Vincent Township Board of Supervisors expressing their thanks for the work and accomplishments of the Spring City Library, and also voicing their support for the proposed new facility on Brown Street.
2. A letter from PA DEP advising the Borough that they have approved our Act 101 Recycling Program Performance Grant submittal in the amount of \$3,126.00.

COMMITTEE REPORTS:

STREETS AND UTILITIES: Councilman Beard gave the following Streets Department Report for the month of November, 2009. **TRASH DISPOSAL** - 83.2 tons of refuse were hauled to the Lanchester Landfill in Honeybrook, PA by J.P. Mascaro & Sons from October 26, 2009 to November 24, 2009. Eleven (11) bulk trash pickups were made during the month. **RECYCLING** - Twenty-six (26) pick-up truck loads of yard waste and leaves were collected during the month. **STREET WORK** - Routinely cleaned debris from various stormwater inlets throughout the Borough. Repaired sinkholes at Main Street & Hunsberger Road and on Penn Street. **MAINTENANCE** - Mowed and trimmed the grass on all Borough properties. Trimmed the hedges at Borough Hall. Cleaned the garage bays. Emptied the trash receptacles weekly at all of the recreation areas. Raked leaves at all of the park areas. Replaced a light bulb on the Bridge & Main Streets traffic light. Turned the leaf windrows at the leaf compost site at Gay Street. Checked and documented information at all MS4 stormwater discharge points. Performed routine maintenance on the snowplow equipment. **LEAF COLLECTION** - Thirty-three and one-half (33 1/2) loads of leaves weighing approximately 9.05 tons were collected during the month by the leaf vacuum machine and stored at the Borough's Leaf Compost Facility at Gay Street.

SANITATION AND SURFACE WATER: Councilman Watts gave the following Wastewater report for the month of November, 2009. The average daily flow for the month of November was 377,000 gallons per day. The peak flow was recorded at 577,000 gallons on November 1st, 2009.

Mr. Rehab contractors completed cutting the protruding laterals from the trunk lines on Washington and Poplar Streets. The installation of the manhole inserts and CIPP short liners will be performed in December.

At the request of the Pennsylvania DEP and in an effort to more timely submit the monthly DMR's (Discharge Monitoring Reports), the Borough purchased a computer for the plant so we will now be able to submit the reports via PA DEP's Electronic DMR System.

On November 8th, 2009 a sewer line blockage occurred at the entrance to the Park Springs Complex on Wall Street. Steve Fegan, the plant operator, took the necessary action to clear the blockage at the manhole. It appeared that the blockage was caused by an excessive amount of grease. Mr. Fegan properly notified the PA DEP, who responded with a site visit the next day, to inspect the area. PA DEP noted they did not feel the issue needed to be pursued further due to the timely response by the Borough. Also, Mr. Fagen discussed the matter with the Park Springs Complex Manager who said she would inform the residents via a written memorandum not to dispose of grease through their drains.

The matter was further discussed by Administrator Rittenhouse with Paul Schmidt, the code enforcement officer of East Vincent Township.

POLICE:

Councilman Kratz reported the police committee met on November 19th, 2009. He said Chief Sherman advised the committee that Officer Wyatt will be out on disability until December 11, 2009. She also noted the need for another part-time officer. Councilman Kratz said Chief Sherman is recommending that the council move to appoint Shawn Michinock as a part-time patrolman in Spring City Borough.

Councilman Kratz also mentioned the department is planning to hold a bike rodeo in the spring and to also reinstate a bike registration procedure.

Councilman Watts motioned to approve the hiring of Shawn Michinock as a part-time patrolman in the Spring City Police Department. Councilman Burns seconded. Motion carried.

Councilman Kratz read the police report for November, 2009 as follows: Complaints 152; burglary 1; theft 7; criminal mischief 10; traffic citations issued 1; criminal arrests 7; accidents 2; parking tickets issued 3. **Assisted other departments as follows:** East Vincent 10 times (burglary, armed robbery, disabled school bus, search female prisoner, open door, vehicle chase, wanted subject, traffic stop, disturbance, and fire); Royersford 1 time (well-being check); East Pikeland 5 times (underage drinking party, DUI, domestic, person in custody, and runaway juvenile); Phoenixville 2 times; (strong armed robbery, and prisoner detained); Upper Providence 1 time (contact information). **Other departments assisting Spring City were as follows:** East Vincent 1 time (disturbance). **Mileage traveled during the month of November :** Car 14-1 (2009 Dodge) 1,294 miles; Car 14-2 (2007 Ford) 1,335 miles which made a total of 2,629 miles. **Gas used during the month of November:** Car 14-1 (2009 Dodge) 132.6 gallons, Car 14-2 (2007 Ford) 162.7 gallons which made a total of 295.3 gallons of gas used during the month.

ZONING, HOUSING & PROPERTY:

Administrator Rittenhouse reported there were thirteen (13) building permits issued during the month of November, 2009. Chestnut Street Properties, 40 Wall Street, renovations; Chestnut Street Properties, 40 Wall Street, plumbing; Chestnut Street Properties, 40 Wall Street, electrical; Chestnut Street Properties, 40 Wall Street, mechanical; James Weiss, 345 New Street, roof; Thomas Mercer, 534 Cedar Street, roof; James McCoach, 128 Wall Street, new porch; David Roussey, 200 S&K Street, sidewalk; Todd Roussey, 204 Yost Avenue, sidewalk; Ed Latshaw, 550 Wall

Street, electric; Shirley Hess, 337 Bridge Street, sidewalk; Sam Yeager, 236 Yost Avenue, roof; Willis Morgan, 430 Bridge Street, windows. Estimated cost of construction for the month of November was \$163,200. Permit fees collected for the month of November, 2009 was \$2,564.00.

PLANNING:

Councilman Burns reported the Planning Commission met on November 18, 2009. A copy of the action items agenda will be distributed to council members. No action was called for in November. Councilman Burns advised council that he reported to the committee that the Telvil Subdivision Sewage Planning Module was submitted to PA DEP and noted that there is an update on that on tonight's agenda.

Councilman McCarthy asked Councilman Burns about the proposed mulching operation which Mr. Burns spoke to council about last month. Councilman Burns replied there is a public hearing scheduled for December 14, 2009, 7:00 p.m. at the East Vincent Township Municipal Building. He mentioned that the East Vincent supervisors have already expressed their interest in approving the plan.

PARKS & RECREATION:

Councilman Burns reported that the annual Christmas Tree Lighting ceremony is scheduled for Saturday, December 12, 2009, from 6:00 p.m. to 9:00 p.m. He also provided council several additional details about the event.

FINANCIAL REPORTS: (Posted)

APPROVAL OF REPORTS:

Councilman Watts motioned the committee reports be approved as presented. Councilman Kratz seconded. Motion carried.

PUBLIC COMMENT:

Cheryl Clark, 262 Chestnut Street, inquired about using the Brown Street Park parking lot for her relatives to use to park their camper during their stay at Mrs. Clark's.

There were no objections from the table and Mrs. Clark was verbally given permission for the camper to be parked there during her relatives stay in Spring City.

UNFINISHED BUSINESS:

1. Awarding of Bid for the Phase III Streetscapes Project:

Administrator Rittenhouse advised council that he received a written e-mail response on November 12th, 2009 from Matt Do, DCD Manager, advising him that the Chester County Department of Community Development has reviewed the bid results for the 2008 CRP Bridge & Main Street Project and they concur with the Borough's recommendation of award to JJD Contracting, LLC, as the responsible low bidder, with a base bid amount of \$653,969.56. Any costs exceeding the CRP budget of \$680,000.00 will be the responsibility of Spring City Borough.

Councilman Watts motioned to award the Phase III CRP Streetscapes Project to JJD Contracting, LLC of Aston, Pa. for the base bid of \$653,969.56. Councilman DiGuiseppe seconded. Motion carried.

2. Budget and Supporting Documents.

- A. Councilman Watts motioned Ordinance No. 506, re-enacting the real estate transfer tax, per capita tax, occupation privilege tax, and the 1% earned income tax for the year 2010 be adopted. Councilman Burns seconded. Motion carried.
- B. Councilman Beard motioned Ordinance No. 507 fixing the tax rate of 4.010 mills on real estate property and 25 mills on occupational assessments for the fiscal year 2010 be adopted. Councilman Kratz seconded. Motion carried.
- C. Councilman Watts motioned to adopt Ordinance No. 508, the 2010 Borough Budget. Councilman Burns seconded. Motion carried.

NEW BUSINESS:

1. Pension Resolution - Revised 2010 MMO.

Councilman Watts motioned to adopt Resolution No. 2009-18 which states no employee contributions are necessary to the Non-Uniform Pension Fund based on the submittal of the actuarial study on the 2010 Municipal Pension Plan obligation and that the revised for Act 44 municipal obligation for 2010 if paid by December 31, 2010 is \$41,556.00 as shown on the revised 2010 actuarial study. Councilman Kratz seconded. Motion carried.

2. Motion to Deposit Borough Funds in 2010.

Councilman Watts motioned to approve the deposit of borough funds at PNC Bank, Phoenixville Federal Bank & Trust, and PLGIT in 2010. Councilman DiGuiseppe seconded. Motion carried.

3. Tel Vil Letter Concerning a Revised Act 537 Plan.

Administrator Rittenhouse distributed a letter to council members which was submitted to the Borough by Bryan Hunsberger of Tel Vil Corporation regarding his proposal to pay the net cost of between \$17,500.00 and \$30,000.00 to prepare an Act 537 Plan update subject to conditions.

These conditions are (1) that Mr. Hunsberger would receive credit towards the purchase of sewer edu's from the Borough equal to the amount Tel Vil would pay for the 537 Plan Update, and (2) DEP agrees to the release of 30 edu's for Tel Vil's project on Hunsberger Road and South Main Street upon initiation of the 537 Plan.

If council approves this proposal, Mr. Hunsberger will submit the updated plan to PA DEP for their approval.

The proposal was briefly discussed. It was decided to have Anthony Price attend our next council meeting along with Mr. Hunsberger to provide details and answer any questions about the proposal submitted by Mr. Hunsberger.

COUNCIL COMMENTS:

Administrator Rittenhouse said he would like to express his thanks and gratitude to outgoing Councilman, Lloyd Watts, who has served on council for twenty-eight years.

READING OF THE PAYMENT OF THE BILLS:

GENERAL ACCOUNT: (OFFICE) PECO \$273.28; H.A. Berkheimer, Inc. \$479.79; AT&T \$43.83; Baer Romain, LLP \$1,104.00; The Mercury \$387.30; Verizon \$69.40; Provident \$91.58; T-Mobile \$45.08; Sigel Insurance Group \$ 50.00; Staples \$105.93; PAW \$18.77. **TOTAL:** \$2,668.96. (STREETS) CarQuest \$37.02; Oehlert Bros., Inc. \$378.25; PECO \$139.66; Flexible Benefits Plans, Inc. \$3,139.67; Chester County Solid Waste Authority \$4,578.20; AirGas \$25.06; Coventry Property Services, Inc. \$160.00; The Mercury \$178.10; Mowery-Latshaw, \$158.27; Baer Romain, LLP \$144.00; Provident \$36.74; Treasurer of Chester County \$540.83; Eagle Disposal of PA \$3,465.45; J.P. Mascaro & Sons \$11,373.74. **TOTAL:** \$24,354.99. (POLICE) Oehlert Bros Inc. \$653.50; J-Tech \$78.75; Flexible Benefits Plans, Inc. \$7,334.71; Quartermaster \$48.98; Borough of Pottstown \$100.00; Baer, Romain, LLP \$1,588.50; PA Dept. of Agriculture \$25.00; Crystal Springs \$17.49; Metro \$1,802.00; Verizon \$223.96; Provident \$111.10; Trappe Fire Company Ambulance \$180.00; Spring Cleaners \$30.00; PAW \$654.84; Nextel \$36.69; Reed, Smith \$2,494.00; Staples \$59.95; Office Depot \$58.14. **TOTAL:** \$15,497.61.

SEWER ACCOUNT: Oehlert Bros. Inc. \$51.64; PECO \$4,688.84; USA BlueBook \$49.51; Flexible Benefits Plans, Inc. \$3,938.14; M.J. Reider Associates, Inc. \$652.00; Action Data Services, \$600.74; EEMA \$2,871.88; Mowrey-Latshaw \$31.12; Pennsylvania One Call System, Inc. \$13.00; Buckman's Inc. \$753.03; AT&T \$84.55; Baer Romain, LLP \$300.00; Levengood Septic Service \$675.00; Crystal Springs \$6.75; Levan Pipe Services, Inc. \$800.00; Verizon \$99.06; Provident \$28.11; A.J. Blosenski, Inc. \$500.00; J.C. Ehrlich Co., Inc. \$42.00; Pottstown Roller Mills \$277.10; Staples \$1,302.39; New Street Auto Service \$60.96. **TOTAL:** \$17,825.82.

STREET LIGHTING FUND: PECO \$4,627.93 **TOTAL:** \$4,627.93.

PARK & RECREATION FUND: New Rhoads Transportation, Inc. \$402.50; Potty Queen \$80.00. **TOTAL:** \$482.50.

PLANNING, ZONING & HOUSING FUND: Baer Romain, LLP \$433.22. **TOTAL:** \$433.22.

GASOLINE TAX ACCOUNT: Reading Site Contractors \$1,280.00. **TOTAL:** \$1,280.00.

WORKER'S COMPENSATION FUND: Ron Black Agency \$19,027.25. **TOTAL:** \$19,027.25.

CRP GRANT FUND: Urban Research & Development Corporation \$6,849.00. **TOTAL:** \$6,849.00.

BUILDING & PROPERTY FUND: Office Depot \$21.99. **TOTAL:** \$21.99.

POLICE PENSION FUND: Mockenhaupt Benefits Group \$400.00. **TOTAL:** \$400.00.

LIBERTY FIRE COMPANY FUND: Liberty Fire Company \$22,100.00. **TOTAL:** \$22,100.00.

Councilman Watts motioned the bills be approved for payment as read. Councilman Burns seconded. Motion carried.

ANNOUNCEMENTS:

Vice-President McCarthy announced the following meetings are scheduled for December, 2009: **Planning Commission**, Wednesday, December 16, 2009, 7:00 p.m.; **Police Committee**, Thursday, December 17, 2009, 7:00 p.m.

Vice-President McCarthy submitted a letter of resignation from his position as a Borough Councilor effective immediately.

Councilman Kratz reluctantly motioned to accept the letter of resignation submitted by Councilman Steve McCarthy. Councilman Watts seconded. Motion carried.

ADJOURNMENT:

Councilman Watts adjourned the meeting as there was no further business to come before Borough Council.

Respectfully submitted,

Dennis Rittenhouse
Borough Administrator