

# SPRING CITY BOROUGH COUNCIL MEETING

NOVEMBER 2<sup>ND</sup>, 2009 - 7:30 P.M.

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

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

Councilman Watts motioned to approve the minutes of the October 5<sup>th</sup>, 2009 council meeting. Councilman Kratz seconded. Motion carried.

## **COMMUNICATIONS:**

1. Notice from the Chester County Department of Community Development that the 2010 CRP funding application and filing deadline will be Friday, December 11, 2009, 4:00 p.m.
2. A letter from Penn Dot, Harrisburg, PA advising the Borough that our 2010 Liquid Fuels allocation (Act 655), will be in the amount of \$61,598.92.

## **COMMITTEE REPORTS:**

**STREETS AND UTILITIES:** Councilman Beard gave the following Streets Department Report for the month of October, 2009. **TRASH DISPOSAL** - 81.4 tons of refuse were hauled to the Lanchester Landfill in Honeybrook, PA by J.P. Mascaro & Sons from September 28, 2009 to October 20, 2009. Fifteen (15) bulk trash pickups were made during the month. **RECYCLING** - One (1) load of scrap metal weighing approximately 860 pounds was transported to Phoenixville Scrap Company. Twenty-six (26) pick-up truck loads of yard waste was collected during the month. Eagle Disposal submitted the third quarter residential curbside recycling tonnage report. Co-mingled and newsprint collected per month was as follows: July – 14.48 tons, August – 12.98 tons, September – 13.13 tons. Total tons collected for the quarter – 40.59 tons. Total tons collected year-to-date – 123.55 tons. **STREET WORK** - Routinely cleaned debris from various stormwater inlets throughout the Borough. The 2009 streets resurfacing work was completed on Monday, October 26<sup>th</sup>, 2009 by Reading Site Contractors. The Borough crew sealed the cracks on various streets with hot tar. These areas included: South Main Street from Gay Street to the Borough line; the intersection at Broad & Church Streets, Gay Street, Washington Street from Church Street to Cedar Street, Poplar Street, from S&K Street to Main Street, Cedar Street, from New Street to Yost Avenue, and Ridge Avenue from Penn Street to Cedar Street. Pumped the ponding water two (2) times on East Bridge Street. **MAINTENANCE** - Mowed and trimmed the grass on all Borough properties. Made repairs to the fence at the Library. Cleaned the roof gutters at the Borough Hall and Library. Replaced the bulbs on the traffic light at Main and Bridge Streets. Replaced two (2) low shoulder signs on South Main Street. Performed routine maintenance on the salt spreaders. Assisted the sewer plant operator with various maintenance items. The 1985 Chevy Dump Truck and the 2005 International Trash Truck were inspected during the month. **LEAF COLLECTION** - Two (2) loads of leaves weighing approximately 1,080 pounds were collected during the month with 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 October, 2009. The average daily flow for the month of October was 395,000 gallons per day. The peak flow was recorded at 719,000 gallons on October 18<sup>th</sup>, 2009.

The new clarifier drive unit equipment was delivered to the plant in early October. Eastern Environmental is in the process of scheduling the installation of the new drive unit. Mr. Rehab will be doing the annual I&I work starting in early November. They will be installing 6 CIPP liners, cutting 11 protruding laterals and installing 17 manhole inserts. The chlorine contact tanks were pumped down and cleaned. Also, all routine maintenance items at the plant and the pump stations were performed by the plant operator.

### **POLICE:**

Councilman Kratz reported the police committee met on October 18<sup>th</sup>, 2009 and told council that Chief Sherman informed them that Officer Wyatt was scheduled to see his doctor on November 6, 2009 to be evaluated as to the status of him returning to work.

Councilman Kratz read the police report for October, 2009 as follows: Complaints 226; burglary 1; robbery 1; theft 16; criminal mischief 5; traffic citations issued 44 of which 21 were for speeding; criminal arrests 12; accidents 12; parking tickets issued 3. **Assisted other departments as follows:** East Vincent 3 times (traffic stop, ambulance call, and domestic); Royersford 4 times (traffic stop, abandoned vehicle, accident, and suspicious condition); East Coventry 2 times (shots fired, and suicidal subject); Phoenixville 1 time; (disturbance); East Pikeland 2 times (disabled vehicle, warrant service). **Other departments assisting Spring City were as follows:** East Vincent 3 times (assault, robbery, suspicious condition); East Coventry 1 time (assault). **Mileage traveled during the month of October :** Car 14-1 (2009 Dodge) 1,733 miles; Car 14-2 (2007 Ford) 1,372 miles which made a total of 3,105 miles. **Gas used during the month of October:** Car 14-1 (2009 Dodge) 148.0 gallons, Car 14-2 (2007 Ford) 156.4 gallons which made a total of 304.4 gallons of gas used during the month.

### **FINANCE & ORDINANCE:**

Councilman McCarthy reported the Finance & Ordinance Committee met on October 28, 2009 and discussed the 2010 budget.

### **ZONING, HOUSING & PROPERTY:**

Administrator Rittenhouse reported there were eight(8) building permits issued during the month of October, 2009. Riveredge Rentals, 20 Riverside Drive, storage units; Sara L. Robinson, 326 Yost Avenue, sidewalk; Marguerite Findeisen, 328 Yost Avenue, sidewalk; Barbara Lanchar, 434 Queen Street, plumbing; Michael Verguldi, 155 Poplar Street, sidewalk; Kimberly Tuski, 325 Yost Avenue, sidewalk; Todd Roussey, 204 Yost Avenue, replacing porch; Steve Fanelli, 102 N. Church Street, sidewalk. Estimated cost of construction for the month of October, 2009 was \$14,350. Permit fees collected for the month of October, 2009 was \$285.00.

### **PLANNING:**

Councilman Burns reported the Planning Commission met on October 21, 2009, and reviewed and discussed the Route 724 corridor planning and zoning project proposed grant scope document provided to them by East Vincent Township. Also, a copy was distributed to council members. He stated that there is a joint meeting of the East Vincent Supervisors and Planning Commission scheduled for November 23, 2009 to discuss the Route 724 corridor planning. He encouraged council members to attend.

Also, he reported on the potential use of the Pennhurst property for a commercial composting facility. Councilman Burns said there is a meeting scheduled for November 4, 2009 at which time the East Vincent Supervisors will be considering a change in zoning use to permit the composting facility. Councilman Burns and Councilman DiGuseppe will be attending this meeting as representatives of the Borough. There are concerns that heavy truck traffic will be using Church Street and also possible environmental concerns in this proposed development.

## **PARKS & RECREATION:**

Administrator Rittenhouse advised Council that a representative from the Community Association of Spring City will be attending the Finance & Ordinance Committee meeting on Wednesday, November 25, 2009, 6:30 p.m. to present their annual pool report to the Committee.

## **EMERGENCY SERVICES & PUBLIC SAFETY:**

Administrator Rittenhouse advised council that the PECO - Limerick generating station drill is scheduled to be held on Tuesday, November 17, 2009. The approximate starting time for the EOC to open is between 4:30 p.m. and 5:30 p.m. Council members will be notified by telephone that the drill is about to begin and the EOC is being activated. Joe Lorman, the Borough's Emergency Management Coordinator, would like to see as many council members as possible to participate in the drill.

## **LIBRARY:**

Councilman DiGuseppe reported that the Library will be receiving \$15,000.00 less in state funding in 2010 and an overall \$16,000.00 shortfall for next year.

## **FINANCIAL REPORTS:** (Posted)

## **APPROVAL OF REPORTS:**

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

Councilman McCarthy gave his opinion on the Pennhurst zoning change and the Route 724 corridor planning and zoning project.

It was noted that Councilmen Burns and DiGuseppe would be attending the upcoming meetings in East Vincent Township. They will convey to the Township that they will be looking into how the Borough can prohibit commercial vehicles on Church Street that would be coming from the Pennhurst Site.

Also, Councilman McCarthy stated he would be against the Borough paying any money towards a Route 724 corridor planning and zoning project as it offers no benefit in any tangible way to the Borough of Spring City. He would be in favor of the Borough participating, but at no cost.

## **UNFINISHED BUSINESS:**

### **1. Ordinances:**

#### **A. Right-to-Know- Open Records Act.**

Councilman Watts motioned to adopt Ordinance No. 505, an ordinance setting forth the Borough of Spring City's open records act policy relating to the Borough's public records to ensure compliance with Act 3 of 2008, the Pennsylvania Right-to-Know Law. Councilman DiGuseppe seconded. Motion carried.

#### **B. Skate Boarding.**

Councilman Watts motioned to adopt Ordinance No. 504 which regulates and limits the use of skateboards in the Borough of Spring City. Councilman DiGuseppe seconded. Motion carried.

## **2. Time Extension Letter - 501 S. Main Street Land Development Plan .**

Councilman McCarthy motioned to accept the letter from David Dratch, Associate Counsel for the Land Development plan for 501 South Main Street, LP granting Borough Council a 90-day extension to the statutory review period decision date for the 501 South Main LP Land Development application which would revise the decision date to March 6<sup>th</sup>, 2010. Councilman Watts seconded. Motion carried.

President Trego stated that at the conclusion of the announcements there would be a five-minute recess and then council would go into executive session to discuss a personnel matter.

## **NEW BUSINESS:**

### **1. Bid Tabulation - Phase III Streetscapes Project.**

Drew Sonntag, the Borough's consultant from Urban Research and Development, was in attendance to review the bids that were received at the public bid opening held on Thursday, October 29, 2009, 2:00 p.m. for the Phase III Streetscapes Project funded through the Chester County Community Revitalization Program Grant.

The following bids were received:

1. McCarthy Masonry & Concrete, Quakertown, PA 18951.

Base Bid	-	\$730,770.20
Alternate 1	-	\$ 51,488.50
Alternate 2	-	\$ 82,650.00
  
2. JJD Contracting & Property Maintenance, Upper Chichester, PA 19014-3142.

Base Bid	-	\$653,969.56
Alternate 1	-	\$ 46,196.00
Alternate 2	-	\$ 77,374.22
  
3. L.C. Costa Contractors, Inc, Warminster, PA 18974.

Base Bid	-	\$906,559.05
Alternate 1	-	\$ 60,254.16
Alternate 2	-	\$ 91,055.83

After some discussion a vote to award the bid project was tabled pending approval of the bid application by the Chester County Department of Economic Development.

A special council meeting will be scheduled to award the bid when the county approves the bid application

### **2. Motion to Advertise the 2010 Proposed Budget for Public Inspection.**

Councilman Watts motioned the 2010 proposed budget be accepted and advertised for public inspection at the Spring City Borough Hall Administrative Office. Councilman Kratz seconded. Motion carried.

### **3. Tax Ordinances.**

Councilman Beard motioned to advertise an ordinance re-enacting the real estate transfer tax, per capita tax, occupation privilege tax, and the earned income tax of 1% for the year 2010. Councilman Burns seconded. Motion carried.

Councilman Beard motioned to advertise an ordinance fixing the tax rate at 4.010 mills on real property and 25 mills on occupational assessments for the fiscal year 2010. Councilman Burns seconded. Motion carried.

**READING OF THE PAYMENT OF THE BILLS:**

**GENERAL ACCOUNT:** (OFFICE) PECO \$382.82; H.A. Berkheimer, Inc. \$517.81; Baer Romain, LLP \$2,968.00; Staples \$54.97; Wrigley's Office Supply \$120.80; AT&T \$32.48; Verizon \$67.97; Provident \$91.58; The Mercury \$175.30; T-Mobile \$45.08; PAW \$18.48. TOTAL: \$4,475.29. (STREETS) PECO \$38.62; Flexible Benefits Plans, Inc. \$3,139.67; The Plow Shop \$1,278.45; CarQuest \$136.03; Norman A. Bean & Son, Inc. \$16.78; Chester County Solid Waste Authority \$4,477.01; Tague Lumber \$21.72; AirGas \$24.54; Mowrey-Latshaw, \$155.95; Coventry Property Services \$160.00; Wensel's Truck Repair \$710.71; Baer Romain, LLP \$289.00; Provident \$36.74; Eagle Disposal of PA \$3,465.45; J.P. Mascaro & Sons \$11,373.74; H.A. Weigand, Inc. \$81.30. TOTAL: \$25,405.71. (POLICE) Flexible Benefits Plans, Inc. \$7,334.71; Borough of Pottstown \$400.00; Davidheiser's Inc. \$26.00; Wrigley Office Supply \$185.23; Baer, Romain, LLP \$48.00; Verizon \$221.52; Crystal Springs \$40.49; Galls \$198.26; Provident \$111.10; PAW \$653.86; The Mercury \$429.82; Nextel \$41.37; Galls \$94.10; Keyser Miller Ford \$855.97; New Street Auto Service, Inc. \$110.67; Tim's Body Shop & Towing \$85.00. TOTAL: \$10,836.10.

**SEWER ACCOUNT:** PECO \$2,409.58; Polychem Supplies \$13,602.92; Flexible Benefits Plans, Inc. \$3,938.14; Controlex Service Corporation \$2,940.00; Buckman's Inc. \$243.97; Pennsylvania One Call System, Inc. \$7.80; EEMA \$3,750.74; M.J. Reider Associates, Inc. \$652.00; Action Data Services, \$374.49; Mowrey-Latshaw \$13.18; Baer Romain, LLP \$2,133.00; AT&T \$31.32; Verizon \$92.92; Crystal Springs \$44.11; Provident \$28.11; J.C. Ehrlich Co., Inc. \$42.00; A.J. Blosenski, Inc. \$500.00; PAW \$78.18. TOTAL: \$30,882.46.

**STREET LIGHTING FUND:** PECO \$4,316.15. TOTAL: \$4,316.15.

**PARK & RECREATION FUND:** PECO \$534.58; Lloyd O. Watts, Electric \$123.42. TOTAL: \$658.00.

**PLANNING, ZONING & HOUSING FUND:** Baer Romain, LLP \$1,152.00. Motley Associates, Inc. \$811.28 TOTAL: \$1,963.28.

**BUILDING & PROPERTY FUND:** Crystal Springs \$32.74. TOTAL: \$32.74.

**GASOLINE TAX ACCOUNT:** Reading Site Contractors \$72,044.00. TOTAL: \$72,044.00.

**ENGINEERING & CONSULTING FUND:** Motley Associates, Inc. \$624.00. TOTAL: \$624.00.

**WORKER'S COMPENSATION FUND:** Ron Black Agency \$6,679.25. TOTAL: \$6,679.25.

**COUNCIL DUES AND ASSOCIATION FUND:** PSAB \$536.00. TOTAL: \$536.00.

**INSURANCE FUND:** Ron Black Agency \$16,169.00. TOTAL: \$16,169.00.

**POLICE PENSION FUND:** Mockenhaupt Benefits Group \$875.00. TOTAL: \$875.00.

**NON-UNIFORM EMPLOYEE PENSION FUND:** Mockenhaupt Benefits Group \$875.00. TOTAL: \$875.00.

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

## **ANNOUNCEMENTS:**

President Trego announced the following meetings are scheduled for November, 2009: **Peco-Limerick Practice Drill**, Friday, November 6, 2009, 6:30 p.m.; **Peco-Limerick Drill**, Tuesday, November 17, 2009, 4:30 p.m.; **Planning Commission**, Wednesday, November 18, 2009, 7:00 p.m.; **Police Committee**, Thursday, November 19, 2009, 7:00 p.m.; **Finance & Ordinance Committee**, Wednesday, November 25, 2009, 6:30 p.m.

President Trego said there will be a five-minute recess and then council would be going into executive session.

President Trego called the council meeting back to order.

Councilman Watts motioned to authorize President Trego to prepare and send a letter to the Chester County Department of Emergency Services requesting that Chief Sherman's information for the department roster be restored. Councilman McCarthy seconded. Motion carried.

## **ADJOURNMENT:**

Councilman Watts motioned the meeting be adjourned as there was no further business to come before Borough Council. Councilman Kratz seconded. Motion carried.

Respectfully submitted,

Dennis Rittenhouse  
Borough Administrator