

**BOROUGH OF TRUMBAUERSVILLE
TRUMBAUERSVILLE, BUCKS COUNTY, PENNSYLVANIA
BOROUGH COUNCIL MEETING, THURSDAY JANUARY 3, 2019**

The regular meeting of the Borough council was held on the above date in the Municipal Building, One Evergreen Drive. President Edward Child called the meeting to order.

ROLL CALL:

COUNCIL MEMBERS PRESENT: Edward Child-President, Christopher Betz-Vice-President, Frederick Potter, Harcourt Trimble, Michael George, Roberta Recenes, Claire Conley and Abigail Eckert-JCP.

OTHER OFFICIALS PRESENT: Melissa Baine-Mayor, Craig Wilhelm-Fire Marshal/CEO, Vince Putiri-MTASA Representative and Larry Smock-Secretary/Treasurer.

MOTION ON MINUTES: A motion was made by Mr. Trimble to approve the Council Meeting Minutes of December 6, 2018. The motion was seconded by Mr. Betz. Motion passed and so ordered.

CHECK REGISTER: A motion was made by Mr. Trimble to approve the December 2018 Check Register. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

SOLICITOR'S REPORT: Mr. Putiri stated that the Sewer Authority passed their 2019 budget.

MTASA REPORT: None

QAPC REPORT: Mr. Trimble stated that they are reviewing the Comprehensive Plan and the contract for the closed loop on State Road 309 has been signed and work will begin in January. Mr. Trimble added that Milford Township is still working with PennDOT to get a left turn lane at Allentown Road and 663.

CITIZEN'S PARTICIPATION: Ms. Judith Stauffer asked what progress was being made concerning the replacement of signs. Mr. Trimble stated that we ordered the signs, they have come in but installation hasn't started yet because of the cold weather. A discussion ensued concerning street sweeping. It was decided that the Borough would look into hiring someone to do the job.

Borough Secretary stated that PennDOT had filled in some of the bigger potholes on North Main Street.

MAYOR'S COMMENTS ON THE BOROUGH: Mayor Baine stated that she would like to thank all the residents that put out candles on Christmas Eve.

REPORT OF BOARDS AND COMMISSIONS:

PLANNING COMMISSION: Mr. Potter stated that a meeting will be held on the third Monday in February,

ZONING HEARING BOARD: None

PUBLIC SERVICES COMMITTEE: Mr. Potter stated that we had a couple of reports concerning muddy water. Mr. Potter added that he checked our filtration equipment and everything was working fine. Mr. Potter stated that he noted that there was some fire company activity which brings up the point that we

Borough Council Meeting
January 3, 2019
Page 2

really do need to clean out the lines again. Mr. Potter added that we can do it in stages. We don't have to do all the hydrants at one time.

PARK/RECREATION COMMITTEE: Ms. Conley stated that we had our winter Fest with an overwhelming turn out. Ms. Coley thanked everyone that helped and stated that they could definitely use additional help for next year.

PERSONNEL/ADMINISTRATIVE COMMITTEE: None

BUDGET & FINANCE COMMITTEE: Mr. Trimble stated that our annual audit will be held on the 22nd and 23rd of January.

ORDINANCE COMMITTEE: None

UNFINISHED BUSINESS:

A snow removal invoice from Piracci's was discussed. After a brief discussion, a motion was made by Mr. Potter to pay the invoice in the amount of \$2,700.00. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

NEW BUSINESS:

The CEO Report was reviewed and accepted as presented.

The fire Marshal Report was reviewed and accepted as presented.

A motion was made by Mr. Trimble to adopt Resolution #01-19 with Appointments for 2019 with amendment. The motion was seconded by Mr. Potter. Motion passed and so ordered.

There being no further business, a motion was made by Mr. Potter to adjourn. The motion was seconded by Mr. Betz. Motion passed and so ordered.

Respectfully submitted,

Larry Smock
Secretary/Treasurer

**BOROUGH OF TRUMBAUERSVILLE
TRUMBAUERSVILLE, BUCKS COUNTY, PENNSYLVANIA
BOROUGH COUNCIL MEETING, THURSDAY FEBRUARY 7, 2019**

The regular meeting of the Borough Council was held on the above date in the Municipal Building, One Evergreen Drive. President Edward Child called the meeting to order.

ROLL CALL:

COUNCIL MEMBERS PRESENT: Edward Child-President, Christopher Betz-Vice-President, Frederick Potter, Harcourt Trimble, Michael George and Claire Conley.

OTHER OFFICIALS PRESENT: Craig Wilhelm-Fire Marshal/CEO and Larry Smock-Secretary/Treasurer.

MOTION ON MINUTES: A motion was made by Mr. Trimble to approve the council Meeting Minutes of January 2, 2019. The motion was seconded by Mr. Potter. Motion passed and so ordered.

CHECK REGISTER: A motion was made by Mr. Trimble to approve the January 2019 Check Register. The motion was seconded by Mr. Betz. Motion passed and so ordered.

SOLICITOR'S REPORT: None

MTASA REPORT: None

QAPC REPORT: Mr. Trimble stated that they are still working on the Comprehensive Plan and he is working on the capital and maintenance plans for the meeting with PennDOT in April. Mr. Trimble added they also had a transportation meeting last week with the Turnpike Commission. Mr. Trimble stated that they went over why the turnpike rates increase every year. Mr. Trimble added that several years ago they wanted to make Interstate-80 a toll road which was turned down so they took the money from the turnpike. Originally, the money was going to go to PennDOT and public transportation but that was changed about a year ago and now the money is going to public transportation. Mr. Trimble stated that the turnpike has put together two (2) committees; one out of Philadelphia and one out of Pittsburg to figure out the best way to use the money for transportation.

Mr. Trimble stated that he got a contact name to request a traffic study and we will be working on that.

CITIZEN'S PARTICIPATION: Mr. Miller asked if anyone else had gotten envelopes stuffed by their mailbox soliciting different services? President Child stated he had received one. Mr. Miller stated he has gotten two (2) within the last 2-3 weeks and asked if this was considered to be soliciting. President Child stated that unfortunately, the ordinance we have is quite old and we need to write a new one so we can have something to enforce.

MAYOR'S COMMENTS ON THE BOROUGH: None

REPORT OF BOARDS AND COMMISSIONS:

PLANNING COMMISSION: Mr. Potter stated that the next meeting will be February 18th.

ZONING HEARING BOARD: None

Borough Council Meeting
February 7, 2019
Page 3

PUBLIC SERVICES COMMITTEE: Mr. Potter stated that we changed the arsenic removal media at Well #2. Mr. Potter added that we have to replace a filter in one of the cylinders but it has no effect on the operation of the well. Borough Secretary stated that we are waiting on DEP to tell us how many water samples we have to submit before we can operate Well #3. Borough Secretary added that Well #3 is ready, we are just waiting on DEP.

PARK/RECREATION COMMITTEE: None

PERSONNEL/ADMINISTRATIVE COMMITTEE: President Child stated that there will be a meeting next Tuesday concerning a personnel matter.

BUDGET/FINANCE COMMITTEE: Mr. Trimble stated that our annual audit has been completed.

ORDINANCE COMMITTEE: None

UNFINISHED BUSINESS: None

NEW BUSINESS:

CEO Report was reviewed and accepted as presented.

Fire Marshal Report was reviewed and accepted as presented.

A request from the John Rivers Memorial VFW Post 11322 for a donation was reviewed. A motion was made by Mr. Betz to donate \$250.00. A motion was seconded by Mr. Betz. Motion passed and so ordered.

President Child stated that Mr. Jim Black and he concentrated on replacing signs on Broad Street. President Child added that all the signs we planned to replace, we did. There are a couple of empty posts and we have signs in the garage that we are going to put on them. President Child stated that we also saw some other things that need doing. There are two (2) stop signs by the Trum Tavern that need to be replaced. Some "No Parking This Side" signs need to be replaced and a speed limit sign was apparently hit and twisted so that needs to be replaced. President Child stated that the Borough Secretary and he did another survey and in addition to the two (2) stop signs, we are going to replace all the doggie signs.

A quote from Reilly's for street sweeping was reviewed. President Child stated that the contract is a minimum of eight (8) hours which includes two (2) hours of travel time. That would leave us with six (6) hours of actual sweeping. After a brief discussion, it was decided to wait to see if PennDOT will be sweeping the streets this year. In the meantime, we will check with Quakertown and Milford Township to see if they can do it and if they can, we will obtain a quote.

A quote from Ms. Laura Baird from the Heritage Conservancy was reviewed. Mr. Trimble stated that they give us thirty (30) days to review invoices and payments and suggested that it be forty-five (45) days. Mr. Potter suggested we red line it and make it sixty (60) days. Mr. Trimble stated that the

Borough Council Meeting
February 7, 2019
Page 3

termination period is fourteen (14) days and suggested that it should be at least thirty (30). After a brief discussion, a motion was made by Mr. Trimble to approve the contract with Item #4 stating sixty (60) days and Item #5 stating thirty (30) days. The motion was seconded by Mr. Potter. Motion passed and so ordered.

A motion was made by Ms. Conley to adopt Resolution #02-19, Joint Tax Resolution. The motion was seconded by Mr. Trimble. Motion passed and so ordered.

There being no further business, a motion was made by Mr. Potter to adjourn. The motion was seconded by Mr. Betz. Motion passed and so ordered.

Respectfully submitted,

Larry Smock
Secretary

**BOROUGH OF TRUMBAUERSVILLE
TRUMBAUERSVILLE, BUCKS COUNTY, PENNSYLVANIA
BOROUGH COUNCIL MEETING, THURSDAY MARCH 7, 2019**

The regular meeting of the Borough Council was held on the above date in the Municipal Building, One Evergreen Drive. President Edward Child called the meeting to order.

ROLL CALL:

COUNCIL MEMBERS PRESENT: Edward Child-President, Christopher Betz-Vice-President, Frederick Potter, Harcourt Trimble, Claire Conley, Roberta Recenes and Abby Eckert (JCP).

OTHER OFFICIALS PRESENT: Melissa Baine-Mayor, Craig Wilhelm-Fire Marshal/CEO, Vince Putiri-MTASA Representative and Larry Smock-Secretary/Treasurer.

MOTION ON MINUTES: A motion was made by Mr. Potter to approve the Council Meeting Minutes of February 7, 2019. The motion was seconded by Mr. Trimble. Motion passed and so ordered.

CHECK REGISTER: A motion was made by Mr. Trimble to approve the February 2019 Check Register.

SOLICITOR'S REPORT: None

MTASA REPORT: MTASA report was reviewed and accepted as presented.

QAPC REPORT: Mr. Trimble stated that the committee did not meet, but he was in another meeting concerning transportation. Mr. Trimble added that they are still putting together a public meeting to discuss transportation in the entire area. Mr. Trimble stated that the meeting is tentatively scheduled for April 30th at the Proper from 11:30 AM - 1:00 PM.

CITIZEN'S PARTICIPATION: A resident asked if we know what's going on with the open space behind Chestnut, Woodview and Witchazel with the fiasco with the fence that happened last week. President Child stated that the fence is where it should be now. President Child added that he went over there with the drawing of the development and showed them exactly where their property ended and got the fence positioned properly. President Child stated that last year, Council agreed to have that open space surveyed this year.

MAYOR'S COMMENTS ON THE BOROUGH: Mayor Baine stated that we had to call two (2) snow emergencies this year; hopefully there won't be anymore. Mayor Baine added that Ms. Marilyn Bobb suggested the Council members reregister with the County concerning notifications. President Child stated that we may want to have another presentation from the County EMS personnel.

REPORT OF BOARDS AND COMMISSIONS:

PLANNING COMMISSION: Mr. Potter stated that there will be a meeting on March 18, 2019.

ZONING HEARING BOARD: None

PUBLIC SERVICES COMMITTEE: Mr. Potter stated that we are still waiting for DEP to tell us when we can operate Well #3. Mr. Potter added that all systems are working; we are just waiting for their

Borough Council Meeting
March 7, 2019
Page 2

approval. Mr. Potter added that a couple of leaks at Well #2 were repaired and a new screen was installed in one of the cylinders. In addition, the arsenic removal media at Well #2 has been changed.

Mr. Trimble stated that the Borough Secretary was able to contact PennDOT and a traffic study will be conducted on Broad and Main streets.

PARK/RECREATION COMMITTEE: Ms. Conley stated that we did not meet but, at the last meeting, we discussed putting the dates of the Pancake Breakfast and the Winter Fest in our newsletter. Ms. Conley suggested that the Pancake Breakfast be held on September 14th and the Winter Fest on December 7th.

Borough Secretary stated that all three ladies from the TRAC Program will be returning. Borough Secretary added that he talked with the TRAC Director, Ms. Jennifer Hughes, and the start date for this year's program is July 1st, close July 4th and 5th for the Holiday, reconvene on July 8th and end on August 2nd. With Council approval. Borough Secretary stated that they would check with Pastor Hopcke to see if that is okay. Council agreed to the dates.

PERSONNEL/ADMINISTRATIVE COMMITTEE: President Child stated that the committee met with our Utility Person, went over some misunderstandings and suggested that he check with the Borough Secretary once a week to see if we had anything for him. President Child asked the Borough Secretary if he was doing that. Borough Secretary replied that he has not.

President Child stated that at the end of new business, Council will be going into an Executive Session concerning a personnel matter.

BUDGET & FINANCE COMMITTEE: None

ORDINANCE COMMITTEE: None

UNFINISHED BUSINESS:

Obtaining a survey for the open space behind Chestnut, Woodview and Witchazel was discussed. President Child stated that we are waiting for a quote from Mr. Steve Baluh from Wynn Associates. After a brief discussion, it was decided to request an additional quote from Cowan Associates.

NEW BUSINESS:

CEO Report was reviewed and accepted as presented.

Fire Marshal Report was reviewed and accepted as presented.

President Child stated that items 3 & 4 have to do with the purchase of the Boyle property. President Child added that we knew that there would be extra costs we would have to look at. President Child stated that DCNR typically requires a Phase I Environmental Assessment; they have waived that. DCNR always requires two (2) appraisals. Because the purchase price is so below the appraised price, they waived that. The County also waived the two (2) appraisal requirement.

Borough Council Meeting

March 7, 2019

Page 3

President Child stated that the first two things are quotes for a title search from Tohickon Settlement Services and Laurel Abstract Company. After a brief discussion a motion was made by Mr. Potter to accept the quote from Laurel Abstract Company. The Motion was seconded by Mr. Betz. Motion passed and so ordered.

President Child stated that we have two (2) quotes to survey the Boyle property; one from Cowan Associates and the other from C. Robert Wynn Associates. After a brief discussion, a motion was made by Mr. Trimble to accept the quote from Cowan Associates. The motion was seconded by Ms. Conley. Motion passed and so ordered.

A motion was made by Ms. Conley to donate \$50.00 to the Fire Company for Bag Bingo. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

At 7:40 PM, President Child recessed the Council meeting in order to conduct an Executive Session.

At 7:50 PM, President Child re-convened the Council meeting. President Child stated that the discussion in the Executive Session involved our water superintendent, Mr. Jim Groff. Mr. Groff was offered a job running the Melody Lakes water system for \$2,000.00 more than what we are paying him. Mr. Groff stated that he would rather stay here, but didn't want to turn them down. We discussed whether we wanted to give him the extra \$2,000.00 for a total of \$17,000.00 per year. Mr. Potter stated that treatment plant operators in Pennsylvania make approximately \$30.00 per hour. Mr. Potter added that at 10 hours per week, it would come to \$32.88 so he rounded it down to \$30.00 so it would come out to \$17,000.00 per year which is a perfectly reasonable salary. President Child stated that all we need is a motion. A motion was made to increase Mr. Groff's salary to \$17,000.00 per year effective immediately. The motion was seconded by Mr. Trimble. Motion passed and so ordered.

There being no further business, a motion was made by Ms. Recenes to adjourn. The motion was seconded by Mr. Betz. Motion passed and so ordered.

Respectfully submitted,

Larry Smock
Secretary/Treasurer

**BOROUGH OF TRUMBAUERSVILLE
TRUMBAUERSVILLE, BUCKS COUTY, PENNSYLVANIA
BOROUGH COUNCIL MEETING, THURSDAY APRIL 4, 2019**

The regular meeting of the Borough Council was held on the above date in the Municipal Building, One Evergreen Drive. President Edward Child called the meeting to order.

ROLL CALL:

COUNCIL MEMBERS PRESENT: Edward Child-President, Christopher Betz-Vice-President, Frederick Potter, Harcourt Trimble, Michael George, Claire Conley, Roberta Recenes and Abigail Eckert (JCP).

OTHER OFFICIALS PRESENT: Craig Wilhelm-Fire Marshal/CEO, Vincent Putiri- MTASA Representative and Larry Smock-Secretary/Treasurer.

MOTION ON MINUTES: A motion was made by Mr. Trimble to approve the Council Meeting Minutes of March 7, 2019. The motion was seconded by Mr. Betz. Motion passed and so ordered.

CHECK REGISTER: A motion was made by Mr. Trimble to approve the Mach 2019 Check Register. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

Ms. Joanna Mark distributed literature to Council concerning the chemical Glyphosate found in Roundup; a popular weed and grass killer, which is linked to causing lymphatic and other cancers along with antibiotic resistance and autism in children. President Child asked if the EPA or the Pennsylvania DEP has banned Roundup. Ms. Mork stated that she wasn't sure but she thinks there will be some action taken because of all the pending law suits. Ms. Mork added that she would like the Borough to pass a resolution banning Roundup and any other weed killer containing Glyphosate from being used in the Borough. After a brief discussion it was decided to check with our solicitor to see what we can do legally. Mr. Potter stated that meanwhile, we can suggest to the borough residents not to use Roundup or other weed killers containing the chemical through our Newsletter and the Resident email block.

ADOPT-A-BOOK: President Child stated that we have with us tonight, representatives from the Bucks County Recorder of Deeds. President Child added that they found really old records in the basement that are falling apart and they are in the process of restoring them. Ms. Robin Robinson introduced herself and stated that she has been the Recorder of Deeds since January of 2018. Ms. Robinson added that she went to a meeting last April and met the recorder of deeds from Blaire County and she told her about her old deed books and how she was paying for them with record improvement money. Ms. Robinson stated that when she returned to work she asked if there were any old deed books and if so, where were they. She and her staff went to a warehouse where they found approximately 700 books stacked on the floor. Ms. Robinson stated that this was her responsibility and she need to do something about it. Ms. Robinson added that the first thing to do was to find out what this record improvement money was all about. Ms. Robinson stated that there is a state law that says that every recorder of deeds office collects five dollars with every recording of which three dollars goes to the recorder of deeds office and two dollars goes to the county. This money is supposed to be used in improving the records. Ms. Robinson added that on December 27, 2017, the previous recorder of deeds wiped out the record improvement money account in the amount of \$900,000.00 and gave it to the county. The law says that if the recorder of deeds doesn't use their record improvement money every 4 years, it is given to the county. Ms. Robinson stated that she and her attorney went to the Records Improvement

Borough Council Meeting
April 4, 2019
Page 2

Committee and requested that the money be returned. They returned \$250,000.00. With that money, she started fixing the books. Ms. Robinson stated that she enlisted a company by the name of Profile to restore the books. Ms. Robinson went on to explain the procedure used. Ms. Robinson stated that they guarantee that the books will last 500 years. Ms. Robinson added that one of the big questions is how are we going to pay for it. Ms. Robinson stated that she is going back to the county to try and get the remainder of the money reinstated. Ms. Robinson added that we have applied for grants to help offset the cost. The other way is through a program called Adopt-A-Book which is strictly donations from individuals and/or municipalities. Ms. Conley asked if you wanted to donate, where would you send it. Ms. Robinson stated that you would send it to Recorder of Deeds, Adopt-A-Book, 55 E. Court Street, Doylestown, PA 18951. President Child thanked Ms. Robinson for her presentation and stated that Council would discuss a possible donation.

SOLICITOR'S REPORT: None

MTASA REPORT: The MTASA Report was reviewed and accepted as presented.

QAPC REPORT: Mr. Trimble stated that everyone has a copy of what the QAPC has put together as maintenance and capital projects which has been submitted to PennDOT. Mr. Trimble added that they will be discussing this with PennDOT next Tuesday at the Quakertown Borough building on the second floor.

Mr. Trimble stated that there will be a meeting this Friday to discuss the Bracalente proposal for a Light Industrial Park on the former Rodenberger property on North Main Street. Mr. Trimble added that he would info everybody when he has more information.

CITIZEN'S PARTICIPATION: Mr. Vince Putiri stated that he just wanted to mention that there are a lot of storm drains where the concrete around them has deteriorated quite a bit. President Child stated that we will go around and take an inventory.

Mr. Steve Walko stated that a compressor on the Burgey property is running off and on day and night and is disturbing the neighborhood. After a brief discussion, Mr. Wilhelm stated that he would look into it.

Mr. Steve Walko stated that at the McDonough property, there are kids working on cars and in the back yard there is a least 3 or 4 dozen anti-freeze bottles and used oil cans that are tipping over and leaking out. Mr. Wilhelm will look into it.

A discussion ensued concerning the possible condemnation of 1740 Pine Creek Drive and 12 East Broad Street. After a brief discussion, it was decided to contact our solicitor to see if we can do it and if we can, what is the proper procedure.

Mr. Ray Miller stated that they put those No Turn on Red signs and asked why they didn't put them in all directions. Mr. Trimble stated that PennDOT determines where traffic signs are placed. Mr. Miller

Borough Council Meeting
April 4, 2019
Page 3

stated that there should be a No Turn on Red sign on Broad Street going onto Tollgate Road. President Child stated that we can ask PennDOT but don't expect too much.

MAYOR'S COMMENTS ON THE BOROUGH: None.

REPORT OF BOARDS AND COMMISSIONS:

PLANNING COMMISSION: President Child stated that the Planning Commission will meet on April 15th.

ZONING HEARING BOARD: President Child stated that although there is no date set, there will be a hearing concerning a possible boarding house at 20 East Broad Street.

PUBLIC SERVICES COMMITTEE: Mr. Potter stated that we are still waiting for permission from DEP to start up Well #3 and we are waiting for them to conduct their inspection of the rest of the eater department. Mr. Potter added that it is two different groups and we haven't heard from either of them.

PARK/RECREATION COMMITTEE: None

BUDGET & FINANCE COMMITTEE: Borough Secretary stated that our Liquid Fuels allocation will be deposited in our account on April 9th in the amount of \$23, 235.73.

ORDINANCE COMMITTEE: None

PERSONNEL/ADMINISTRATIVE COMMITTEE: None

UNFINISHED BUSINESS:

A survey of the open space behind Chestnut, Woodview and Witchazel was discussed. President Child stated that we discussed this at the last meeting and decided to get two (2) quotes. President Child added that we got a quote from Wynn Associates for \$1,700.00 for putting in 19 inch pins in the ground and \$2,300.00 for concrete monuments. After a brief discussion, a motion was made by Ms. Conley to accept the quote from Wynn Associates not to exceed \$2,300.00. The motion was seconded by Ms. Recenes. Motion passed with six (6) ayes and one (1) nay. A motion was made by Mr. to get quotes to survey the property behind Cypress. The motion was seconded by Mr. Trimble. Motion passed and so ordered.

NEW BUSINESS:

CEO Report was reviewed and accepted as presented.

Fire Marshal; Report was reviewed and accepted as presented.

Zip Line for Community Day was discussed. President Child stated that last year we decided to do something a little extra so Mr. Gary Parzych helped us to get in contact with somebody to do a zip line. Do to thunder and lightning, it was cancelled. President Child added that we paid them a \$1,500.00 deposit so we were going to put that towards this year. In the meantime, someone else bought that

Borough Council Meeting
April 4, 2019
Page 4

company and they don't have that day available because the first Saturday in June they do the Pocono Raceway and Lansdale Community Day. We asked for our money back and they said they couldn't give it back because the company they bought it from didn't give them the money. One thing we can do is

have our solicitor write them a letter requesting our money back. The other is to have it on our Pancake Breakfast day. After a brief discussion, it was decided to have our solicitor write them a letter.

An estimate from Black's Tree & Landscape to remove and trim trees behind residences on Cypress Lane was reviewed. After a brief discussion, a motion was made by Mr. Trimble to obligate \$4,200.00 to remove and/or trim the trees. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

Recycle options for the remainder of 2019 were discussed. President Child stated that the original bid was based on them being charged zero dollars per ton processing disposal fee for recyclables. That was based on a tonnage of 83 tons annually and that hasn't changed much over the years which is about our average. The current disposal fee charged to Republic Services is \$99.60 per ton and based on the 97 tons, gives them an annual disposal fee of \$9,661.20. What Republic Services is saying is, because we have 321 units to collect from, it is a deficit to them of 2.51 per unit. President Child added that we have a contract that says they can't raise it and asked what Council thought. After a brief discussion it was decided to contact Republic Services and state that we want them to honor the current contract.

The possible consolidation of electricity accounts was discussed. Borough Secretary stated that the idea is to get all eleven accounts on one contract with the same ending date. Borough Secretary added that the company he has been talking with is Progressive. The actual starting date for the consolidation would be March 2020. President Child asked if we checked with APPI which is endorsed by PSAB. Borough Secretary stated that we have not. After a brief discussion, it was decided to check with APPI and see what they have to offer.

Two proposals from GFL Hauling to repair concrete apron at Borough Hall, repair water inlet on Woodview Drive and install rip rap around inlet in waterway behind Woodview Drive were reviewed. After a brief discussion, a motion was made by Mr. Potter to accept the proposals from GFL Hauling. The motion was seconded by Mr. Betz. Motion passed and so ordered.

President Child stated that the next Community Day Committee meeting will be April 23rd.

President Child stated that the Boyle property has been surveyed.

President Child stated that Ms. Laura Baird is submitting an application for partial payment of the grant which will be 90%. President Child added that it will take 8-10 weeks to get everything in our name so when we go to settlement, we simply write a check. In addition, the title search was done; DCNR approved it along with the Agreement of Sale.

Mr. Potter stated that he would like to request an executive session to discuss a salary. President Child recessed the Council meeting at 9:00 PM to conduct an executive session.

Borough Council Meeting

April 4, 2019

Page 5

At 9:10 PM, President Child re-convened the Council meeting. President Child stated that there was a misunderstanding. Mr. Potter thought that our water superintendant said that he was offered \$17,000.00 per year which wasn't the case. What he was offered was \$1,700.00 per month which

would be \$20,400.00 per year. President Child stated that we need a motion and a second to authorize \$20,400.00 per year for our water superintendant, Mr. James Groff. A motion was made by Mr. Potter to raise the water superintendant's salary to \$20,400.00 per year which equals \$1,700.00 per month. The motion was seconded by Mr. Trimble. Motion passed and so ordered.

There being no further business, a motion was made by Mr. Betz to adjourn. The motion was seconded by Ms. Conley. Motion passed and so ordered.

Respectfully submitted,

Larry Smock
Secretary

**BOROUGH OF TRUMBAUERSVILLE
TRUMBAUERSVILLE, BUCKS COUNTY, PENNSYLVANIA
BOROUGH COUNCIL MEETING, THURSDAY MAY 2, 2019**

The regular meeting of the Borough Council was held on the above date in the Municipal Building, One Evergreen Drive. President Edward Child called the meeting to order.

ROLL CALL:

COUNCIL MEMBERS PRESENT: Edward Child-President, Christopher Betz-Vice-President, Frederick Potter, Harcourt Trimble, Michael George, Claire Conley, Roberta Recenes and Abigail Eckert (JCP)

OTHER OFFICIALS PRESENT: Melissa Baine-Mayor, Craig Wilhelm-Fire Marshal/CEO, Vince Putiri-MTASA Representative and Larry Smock-Secretary/Treasurer.

MOTION ON MINUTES: A motion was made by Mr. Trimble to approve the Council Meeting minutes of April 4, 2019. The motion was seconded by Mr. Betz. Motion passed and so ordered.

CHECK REGISTEER: A motion was made by Mr. Trimble to approve the April 2019 Check Register. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

SOLICITOR'S REPORT: None

MTASA REPORT: A motion was made by Mr. Trimble to accept the MTASA Report as presented. The motion was seconded by Mr. Betz. Motion passed and so ordered.

QAPC REPORT: Mr. Trimble stated that we had a meeting with Mr. Ron Bracalente last night to discuss what he would like to do with the property he purchased in Trumbauersville. His goal is to bring sub-contractors closer to his business by building 2 or 3 new buildings on the property. We will have a meeting in the near future to further discuss the plans.

Mr. Trimble stated that the next thing they discussed was capital projects which included the upgrade of traffic lights on 309, Pumping Station Road and Tollgate. On the maintenance side, Main Street in Trumbauersville is scheduled to be done in 2021. Mr. Trimble stated that he brought it to their attention that Main Street is in very bad shape. He was told that they will be reviewing the streets again in July and it may be moved up on the priority list.

CITIZEN'S PARTICIPATION: A resident expressed concern about burning going on at 1740 Pine Creek Drive. Mr. Wilhelm stated that he has written several letters to the occupant and has been to that address on several occasions concerning unauthorized burning. Mr. Wilhelm added that he was there today and issued a citation that carries a fine. There was also concern about the condition of the property, i.e.; the pool falling apart and the accumulation of garbage. President Child stated that he would suggest that the Borough clean up the property and put a lien on the property to recoup the cost plus 10% penalty. After a brief discussion, a motion was made by Mr. Potter to authorize a guarded cleanup of the property. The motion was seconded by Mr. Trimble. Motion passed and so ordered.

MAYOR'S COMMENTS ON THE BOROUGH: None

REPORT OF BOARDS AND COMMISSIONS:

PLANNING COMMISSION: Mr. Potter stated that there will be a meeting on Monday May 20th.

ZONING HEARING BOARD: President Child stated that the Zoning Hearing Board was scheduled to meet on May 7th but due to a scheduling conflict with the applicant's attorney, it will have to be postponed and rescheduled.

PUBLIC SERVICES COMMITTEE: Mr. Potter stated that we are still waiting for DEP to conduct their inspection. Mr. Potter added that the painting of the outside of the water tower is tentatively scheduled for May 13th.

PARK/RECREATION COMMITTEE: A motion was made by Ms. Conley to have the park areas mulched prior to Community Day. The motion was seconded by Mr. Trimble. Motion passed and so ordered.

PERSONNEL/ADMINISTRATIVE COMMITTEE: None

BUDGET & FINANCE COMMITTEE: Mr. Trimble stated that everyone has a copy of the yearend report and made a motion to advertise the 2018 Concise Financial Statement. The motion was seconded by Mr. Potter. Motion passed and so ordered.

ORDINANCE COMMITTEE: None

UNFINISHED BUSINESS:

Quotes for open space survey were reviewed. President Child stated that last month we got a quote from Wynn Associates in the amount of \$1,700.00. President Child added that there was an additional \$2,300.00 for monument placement for a total of \$4,000.00. President Child stated that because of the misinterpretation of the quote, we didn't follow through on that. We now have an additional quote from Cowan Associates with a cost of \$1,500.00 for the survey and a plan and \$100.00 for each monument. After a brief discussion, a motion was made by Ms. Conley to accept the \$1,500.00 quote for the survey and plan and address the cost of the monuments once the number is known. The motion was seconded by Mr. Trimble. Motion passed and so ordered.

A possible donation for the Adopt-A-Book program was discussed. After a brief discussion, a motion was made by Mr. George to donate \$100.00. The motion was seconded by Mr. Potter. Motion passed and so ordered.

After a brief discussion on street sweeping, a motion was made by Mr. Potter to schedule the street sweeping as per the quote. The motion was seconded by Ms. Conley. Motion passed and so ordered.

NEW BUSINESS:

CEO Report was reviewed. President Child stated that we had a resident on Witchazel that didn't move his car during the snow emergency. A fine was imposed and after two (2) letters from Mr. Wilhelm, the fine is still unpaid. President Child added that we have no recourse other than taking him to court.

Borough Council Meeting
May 2, 2019
Page 3

A motion was made by Mr. Trimble to take action regarding 2310 Witchazel Drive. The motion was seconded by Mr. Betz. Motion passed and so ordered. A motion was made by Mr. Trimble to accept the remainder of the Fire Marshal Report as presented. The motion was seconded by Mr. George. Motion passed and so ordered.

A motion was made by Mr. Trimble to accept the Fire Marshal Report as presented. The motion was seconded by Mr. George. Motion passed and so ordered.

Mr. Betz was designated to be the voting delegate at the PSAB Annual Conference with Mayor Baine being the alternate.

Mr. Trimble stated that he would be resigning from council as of this evening. Mr. Trimble added that he bought a house in the Lehigh Valley and would be moving shortly. President Child stated that council would accept his letter of resignation at the next meeting and thank him for his many years of service.

There being no further business, a motion was made by Mr. Betz to adjourn. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

Respectfully submitted,

Larry Smock
Secretary

**BOROUGH OF TRUMBAUERSVILLE
TRUMBAUERSVILLE, BUCKS COUNTY, PENNSYLVANIA
BOROUGH COUNCIL MEETING, THURSDAY JUNE 6, 2019**

The regular meeting of the Borough Council was held on the above date in the Municipal Building, One Evergreen Drive. President Edward Child called the meeting to order.

ROLL CALL:

COUNCIL MEMEBRS PRESENT: Edward Child-President. Christopher Betz, Vice-President, Frederick Potter, Michael George, Claire Conley, Roberta Recenes, and Abigail Eckert (JCP)

OTHER OFFICIALS PRESENT: Larry Smock-Secretary/Treasurer (Via Skype) and Craig Wilhelm-Fire Marshal/CEO

MOTION ON MINUTES: A motion was made by Mr. Betz to approve the Council Meeting minutes of May 2, 2019. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

CHECK REGISTER: A motion was made by Mr. Potter to approve the May 2019 Check Register. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

SOLICITOR'S REPORT: None

MTASA REPORT: None

QAPC REPORT: President Child stated that Mr. Trimble had been our representative to the QAPC but since he as tendered his resignation, we need to appoint a replacement. President Child asked if anyone was interested in replacing Mr. Trimble to attend the monthly meetings of the Quakertown Area Planning Committee. Ms. Recenes stated that she would be interested. A motion was made by Ms. Conley to appoint Ms. Recenes as the Trumbauersville Representative to the Quakertown Area Planning Committee. The motion was seconded by Mr. Betz. Motion passed and so ordered.

CITIZEN'S PARTICPATION: A resident stated that a resident on Howarth dug a trench to allow his sump pump to drain into the open space area. The resident added that she was told that he did inform the Borough as to what was being done. President Child asked the Borough Secretary if someone from Howarth or otherwise ask if they could drain their sump pump into our open space. Borough Secretary replied that no one had. President Child asked the resident if she had an address. The resident replied that she did not. After a brief discussion, it was decided that Mr. Wilhelm would look into it.

Mr. Wes Comes stated that he would like to touch base on what we talked about at the last meeting concerning 20 East Broad Street. Mr. Comes stated that they sent out a letter that cancelled the Zoning Hearing Board meeting on the 13th so that part is on hold. Mr. Comes added that he is distressed that we are going to have to deal with this for another six months and would love to know how that decision was made. President Child reiterated that Council has nothing to do with that. It rests entirely with the Zoning Hearing Board attorney. Mr. Comes stated that the people had asked Council to support them in any way possible to not allow this to happen. President Child and Mr. Potter went into great detail about how Council is the advocate for the people and will do whatever they can within the confines of the law.

Borough Council Meeting
June 6, 2019
Page 2

A question was asked about the survey of the open space. Mr. Trimble stated that they were on Woodview this morning. President Child asked the Borough Secretary when Cowen was going to survey the property behind Chestnut, Wood view, Haworth and Witchazel. Borough Secretary stated that he was told that they were going to come out, take a look then send him a letter or an email as to when they were going to start. Borough Secretary added that up until the time of his leaving, no communication had been received.

MAYOR'S COMMENTS ON THE BOROUGH: President Child stated that he had something from the Mayor and proceeded to read her letter of resignation. President Child asked if someone would like to make the motion to accept the letter. A motion was made by Ms. Conley to accept the Mayor's letter of resignation. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

REPORT OF BOARDS AND COMMISSIONS:

PLANNING COMMISSION: Mr. Potter stated that we did have a meeting and we are continuing to upgrade our Zoning Ordinance. President Child stated that he would like to suggest that we not have a June meeting as he hasn't had time to prepare. Mr. Potter stated that the next meeting will be the 3rd Monday in July. Mr. Potter added that the only thing on the agenda will be the continuation of the Zoning Ordinance upgrade.

ZONING HEARING BOARD: President Child stated that as he stated before, we received an application from the Sullivan's for B-1 occupancy. The Borough Secretary will return the application as insufficient when he returns.

PUBLIC SERVICES COMMITTEE: Mr. Potter stated that both wells are up and running and we are still waiting for the DEP inspection. Mr. Potter added that we will be scheduling hydrant flushing in the near future.

President Child stated that he has something concerning the paving of Main Street. This is the latest from Representative Staat's office. Allentown Road in Bucks County is scheduled for mechanized patching and basic repairs this summer. This work is about milling, basic repair and paving of short sections and is scheduled to begin in late July or early August. The resurfacing of Allentown Road in Trumbauersville is scheduled for 2022. President Child stated that we have to find out what they are talking about concerning the patching.

PARK/RECREATION COMMITTEE: None

PERSONNEL/ADMINISTRATIVE COMMITTEE: None

BUDGET & FINANCE COMMITTEE: None

ORDINANCE COMMITTEE: None

Borough Council Meeting
June 6, 2019
Page 3

UNFINISHED BUSINESS: President Child stated that at our last meeting, we received a letter of resignation from Mr. Harcourt Trimble. President Child added that we now need a motion to accept the letter of resignation. A motion was made by Ms. Conley to accept the letter of resignation from Mr. Trimble. The motion was seconded by Mr. Betz. Motion passed and so ordered.

NEW BUSINESS:

A motion was made by Ms. Recenes to accept the CEO Report as presented. The motion was seconded by Mr. George. Motion passed and so ordered.

A motion was made by Mr. Potter to accept the Fire Marshal Report as presented. The motion was seconded by Mr. Betz. Motion passed and so ordered.

President Child stated that the Thursday before Community Day we had a street sweeper come in. President Child added that he cleaned off one storm drain that was completely covered and informed the driver that other storm drains were likely in the same condition due to the heavy rain the night before. President Child stated that the driver informed him that they go around the drains because it ruins the brushes. President Child stated that he would like to propose that we hire someone to clean off the storm drains. Ms. Conley asked if he had someone in mind. President Child stated that his neighbor's son may be interested. Borough Secretary will take care of the paperwork when he returns.

There being no further business, a motion was made by Ms. Recenes to adjourn. The motion was seconded by Mr. Betz. Motion passed and so ordered.

Respectfully submitted,

Larry Smock
Secretary Treasurer

**BOROUGH OF TRUMBAUERSVILLE
TRUMBAUERSVILLE, BUCKS COUNTY, PENNSYLVANIA
BOROUGH COUNCIL MEETING, WEDNESDAY JULY 17, 2019**

The regular meeting of the Borough Council was held on the above date in the Municipal Building, One Evergreen Drive. President Edward Child called the meeting to order.

ROLL Call:

COUNCIL MEMBERS PRESENT: Edward Child-President, Christopher Betz-Vice-President, Frederick Potter, Michael George, Claire Conley and Roberta Recenes.

OTHER OFFICIALS PRESENT: Craig Wilhelm-CEO/Fire Marshal and Larry Smock-Secretary/Treasurer

MOTION ON MINUTES: A motion was made by Mr. Potter to approve the Council Meeting minutes of June 6, 2019. The motion was seconded by Mr. Betz. Motion passed and so ordered.

CHECK REGISTER: A motion was made by Mr. Potter to approve the 2019 Check Register. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

APPOINTMENT OF VACANCY BOARD CHAIRMAN: President Child stated that at our June Council Meeting, we accepted the resignations from the Mayor and a Council Member. From the time you accept the resignations, Council has thirty (30) days to fill the vacancies. President Child stated that we were set to do that last week but we didn't have a quorum so we had to postpone that. President Child added that the thirty (30) days had elapsed so it has to then go to the Vacancy Board which has fifteen (15) days to fill the vacancies. President Child stated that according to the Pennsylvania Borough Code, the Vacancy Board is Borough Council plus one registered elector from the Borough who will serve as Chair. President Child added that the Borough Secretary contacted the Chair we have had for many years and he stated he was interested in doing it so we had to scramble to find someone. President Child stated that he contacted Mr. Vince Putiri. Mr. Putiri wasn't available but suggested that President Child talk to Mr. Peter Gehring. President Child stated that he contacted Mr. Gehring and he agreed to take the position. President Child added that appointments are made by Resolution. President Child stated that we have a resolution to appoint Mr. Gehring as Chair of the Vacancy Board and asked for a motion. A motion was made by Mr. Potter to approve Resolution #03-19, Appointment of Mr. Peter Gehring as Chair of the Vacancy Board. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

President Child stated that what we are going to do now is recess the Council Meeting and start the Vacancy Board meeting to fill the vacancies. President Child added that the appointees will only serve in their positions until the end of the year. President Child then relinquished the floor to Mr. Gehring.

Chairman Gehring called the meeting of the Trumbauersville Vacancy Board to order. Chairman Gehring stated that we are meeting to fill the office of Mayor and a seat on Council and we will start with the Mayor vacancy. Chairman Gehring asked if there were any nominations. Mr. George nominated Mr. Jim Black. Chairman Gehring asked if there any more nominations. Mr. Potter nominated Mr. Stephen Spor. Chairman Gehring asked if there were any more nominations. There being none, Chairman Gehring asked the nominees if they would like to address the Vacancy Board.

Borough Council Meeting
July 17, 2019
Page 2

Mr. Spor stated that he has lived in town since he was five years old. Mr. Spor added that he lives and works in town, has been on the Zoning Hearing Board for fourteen years and has served as chairman and is President of the Trumbauersville Lions Club.

Mr. Black stated that he has been in town a little over fifteen years and worked with and for the Borough on many projects including the TRAC Program and Community Day. Mr. Black added that he has been to numerous Council Meetings and believes he would be a definite asset.

Chairman Gehring asked the board if they had any questions for the candidates. There being none, Chairman Gehring stated that we will have a roll call vote by calling the board members name who in turn will say the name they are voting for. Unless there is an objection, once a candidate reaches the majority of votes, the voting will cease. The result for the office of Mayor is as follows:

<u>BOARD MEMBER</u>	<u>CANDIDATE VOTED FOR</u>
Mr. Potter	Mr. Stephen Spor
Mr. Child	Mr. James Black
Mr. Betz	Mr. Stephen Spor
Mr. George	Mr. James Black
Ms. Conley	Mr. Stephen Spor
Ms. Recenes	Mr. James Black

The voting resulted in a tie so Chairman Gehring cast his vote for Mr. James Black. Chairman Gehring asked if there were any nominations for the council seat. Ms. Conley nominated Ms. Rebecca Spor. Chairman Gehring asked if there were any other nominations. Mr. Potter nominated Mr. Wesley Comes. Chairman Gehring asked if there were any further nominations. There being none, Chairman Gehring asked the nominees if they would like to address the Vacancy Board.

Mr. Comes stated that you all know me as a staunch advocate for the home owners of the town and being there when things need to get done and asked the board for their vote.

Chairman Gehring asked the board if they had any questions for the candidates. There being none, Chairman Gehring stated that the voting process will be the same as it was for the Mayor position. The result for the seat on Council is as follows:

<u>BOARD MEMBER</u>	<u>CANDIDATE VOTED FOR</u>
Mr. Potter	Ms. Rebecca Spor
Mr. Child	Mr. Wesley Comes
Mr. Betz	Ms. Rebecca Spor
Mr. George	Mr. Wesley Comes
Ms. Conley	Ms. Rebecca Spor
Ms. Recenes	Mr. Wesley Comes

The voting resulted in a tie so Chairman Gehring cast his vote for Ms. Rebecca Spor.

Borough Council Meeting
July 17, 2019
Page 3

Chairman Gehring stated that this concludes the action of the Vacancy Board and congratulated the appointees. Chairman Gehring added that the appointees will be sworn in immediately after the board adjourns. Chairman Gehring asked for a motion to adjourn. The motion to adjourn was made by Mr. Child and Seconded by Ms. Recenes. Motion passed and so ordered.

Mr. James Black was sworn in as Mayor by Ms. Stephanie Yerk, Notary Public from Quakertown National Bank.

Ms. Rebecca Spor was sworn in as a member of Council by Ms. Stephanie Yerk, Notary Public from Quakertown National Bank.

The newly elected officials took their seat at the Council table.

President Child stated that as he said earlier, all appointments are made by resolution. President Child added that Resolution #04-19 is the appointment of Mr. James Black as Mayor and asked for a motion. A motion was made by Mr. Potter to adopt Resolution #04-19. The motion was seconded by Mr. Betz. Motion passed and so ordered.

President Child stated that Resolution #05-19 is the appointment of Ms. Rebecca Spor to Borough Council and asked for a motion. A motion was made by Mr. Betz to adopt Resolution #05-19. The motion was seconded by Ms. Conley. Motion passed and so ordered.

President Child re-convened the Council Meeting.

SOLICITOR'S REPORT: None

MTASA REPORT: MTASA Report reviewed and accepted as presented.

QAPC REPORT: President Child stated that at our last meeting, we appointed Ms. Recenes to replace Mr. Trimble as our elected official representative. President Child added that each municipality gets two (2) representatives, one from the elected body and the other from the Planning Commission. President Child stated that Mr. Potter has indicated that he no longer wants to represent the Planning Commission on the QAPC. A motion was made by Mr. Potter to appoint President Child as the Planning Commission representative to the QAPC. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

CITIZEN'S PARTICIPATION: Mr. Comes asked if there was anything new concerning 20 East Broad Street. President Child stated that he hasn't heard anything and asked the Borough Secretary if anything else had come in. Borough Secretary stated that there was a letter sent to Mr. Ghen from their new attorney and Mr. Ghen forwarded it to all council. Borough Secretary added that it appears that members of council did not receive it. After a brief discussion, Borough Secretary will forward the letter to council members.

MAYOR'S COMMENTS ON THE BOROUGH: None

REPORT OF BOARDS AND COMMISSIONS:

PLANNING COMMISSION: Mr. Potter stated that we will tentatively schedule a meeting for the third Monday in September to continue our review of the Zoning Ordinance.

ZONING HEARING BOARD: None

PUBLIC SERVICES COMMITTEE: Mr. Potter stated that we passed the Department of Environmental Protection (DEP) inspection of both well houses and the water tower. Mr. Potter added that they asked us to do two things; (1) put a lock on the end of the stairway that goes up the side and (2) put labels on the pipes indicating the direction of the water flow and whether the water is treated or untreated. Mr. Potter stated that the pipes aren't long enough to put everything on them but we will do the best we can. Borough Secretary stated that we tentatively plan to flush the hydrants Wednesday and Thursday of next week. We will also be replacing or fixing flags and lubricating the ears as needed. Borough Secretary stated that he would like to buy a Peto Tube to measure the flow from each hydrant. After a brief discussion a motion was made by Mr. Potter to purchase a Peto device to measure the flow from meters not to exceed \$500.00. The motion was seconded by Md. Betz. Motion passed and so ordered.

PARK/RECREATION COMMITTEE: Ms. Conley asked the Borough Secretary how the TRAC Program was doing. Borough Secretary stated that it is going very well. They have gone bowling, done miniature golf and will be attending a play about Robin Hood. Their next outing will be at Lansdale Amusement where they will play pinball machines, bowling machines and watch how they are built and repaired. Lansdale amusement will also treat them to either ice cream or pizza and give each child a bag of goodies including a book to read. Borough Secretary stated that the last day of the program will be Friday, August 2nd.

Ms. Conley stated that the Pancake Breakfast is scheduled for September 14th.

BUDGET & FINANCE COMMITTEE: None

ORDINANCE COMMITTEE: None

PERSONNEL/ADMINISTRATIVE COMMITTEE: None

UNFINISHED BUSINESS:

President Child asked if there was an update on the installation of the interconnect Borough Secretary stated that the Mr. Ed Lapinski will be seeing Mr. Andy Darling today to see if he is available. Mr. Darling's wife has been quite ill and that has put everything in limbo. If they can't do it, Milford Township can do it. Borough Secretary added that we should have something definite by the next meeting.

NEW BUSINESS:

CEO Report was reviewed. President Child asked Mr. Wilhelm to send a letter to Mr. Cuddy concerning the blowing of grass into the street. Mr. Wilhelm stated that he would send a letter.

Borough Council Meeting
July 17, 2019
Page 5

After a brief discussion a motion was made by Mr. Betz to accept the CEO Report. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

The Fire Marshal Report was reviewed. A motion was made by Mr. Betz to accept the Fire Marshal Report. The motion was seconded by Ms. Conley. Motion passed and so ordered.

President Child stated that the settlement date for the Boyle property is July 25th.

Two (2) quotes from GFL Hauling were reviewed; (1) enlarge the driveway and (2) excavate waterway on Woodview Drive. Borough Secretary stated that the reason for requesting an enlargement of the Borough driveway is the increase in traffic due to the tax collector having hours solely in the Borough for three (3) municipalities and during voting sessions. With a single driveway, traffic would become somewhat congested. President Child stated that we don't have to vote for it now; we can vote to budget for it next year if you agree to have it done. After a brief discussion, a motion was made by Mr. Potter to budget for enlargement and improvement of our driveway next year. President Child asked for a second. There being none, the motion died on the floor.

The excavation of the waterway on Woodview Drive was discussed. President Child stated that there is a swale behind the properties on Woodview and it continues down between the Garbarino and Mio properties. This takes all the water runoff from behind Woodview and the park and empties into the storm drain. Because of the amount of runoff, the Borough installed an underground pipe in the thirty (30) foot section of land that we own. When the amount of runoff is greater than the pipe can hold, it comes over the top and runs into the street. With all the rain we have had over the years and recently, that strip of land we own has eroded. The proposal is to beef up the upper end with bigger rocks and excavate the strip that goes to the culvert and put in rock to stop the erosion. After a brief discussion, a motion was made by Mr. Potter to approve the excavation for this year. The motion was seconded by Mr. Betz. Motion passed and so ordered.

Borough Secretary stated that the PSAB Fall Leadership Conference is October 11-13 at the Nittany Lion Inn. If you plan on attending, let me know before September 3rd so we can get the PSAB room rate.

Borough Secretary stated that he would like to make the ladies bathroom into a storage room and the men's bathroom a unisex bathroom. Several alternatives were suggested and all will be evaluated at a later date.

There being no further business, a motion was made by Ms. Recenes to adjourn. The motion was seconded by Mr. Betz. Motion passed and so ordered.

Respectfully submitted,

Larry smock
Secretary/Treasurer

BOROUGH OF TRUMBAUERSVILLE
TRUMBAUERSVILLE, BUCKS COUNTY, PENNSYLVANIA
BOROUGH COUNCIL MEETING, THURSDAY AUGUST 1, 2019

The regular meeting of the Borough Council was held on the above date in the Municipal Building, One Evergreen Drive. President Edward Child called the meeting to order.

ROLL CALL:

COUNCIL MEMBERS PRESENT: Edward Child-President, Christopher Betz-Vice-President, Frederick Potter, Michael George, Roberta Recenes, Claire Conley and Rebecca Spor.

OTHER OFFICIALS PRESENT: James Black-Mayor, Marilyn Bobb-EMC and Larry Smock - Secretary/Treasurer

MOTION ON MINUTES: A motion was made by Mr. Potter to accept the Council Meeting Minutes of July 17, 2019 as presented. The motion was seconded by Mr. Betz. Motion passed and so ordered.

CHECK REGISTER: Ms. Conley asked if the \$409,710.00 was for the purchase of the Boyle property. Borough Secretary stated that it was. Ms. Conley asked how much of that are we getting back. President Child stated that we got a grant from DCNR in the amount of \$210,000.00; we got a grant from the County for \$155,000.00 for a total of \$365,000.00 of the purchase price of \$400,000.00. A motion was made by Ms. Recenes to accept the Check Register as presented. The motion was seconded by Ms. Conley. Motion passed and so ordered.

SOLICITOR'S REPORT: President Child Stated that he would like to take this time to talk about 20 East Broad Street and added that our solicitor, Mr. Gregory Ghen, has resigned. President Child stated that since the last meeting, he has come into possession of information which is called a joint statement from the Department of Housing and Urban Development and the Department of Justice and it refers to state and local land use law in the practice in the application of the Fair Housing Act. President Child stated that basically what it says is that almost anything we would attempt to do to deny the Recovery House at 20 East Broad would be a violation of the Federal Fair Housing Act. President Child added that one of the things we thought we would do in the beginning, because their first application was for a Boarding House, was to enforce that because the regulations for a Boarding House require a larger lot size than what they have. President Child stated that this is what HUD and the Department of Justice has to say about that; "Examples of land use practices that violate the Fair Housing Act under discriminatory affects standard, include minimum lot size requirements that increase the size that excludes persons from a municipality because of their protective class". President Child stated that lot size is something we cannot enforce. President Child added that another section states; "When an acting or applying zoning or land use law, state and local governments may not act because of the fears, prejudices, stereo types or unsubstantiated assumptions that community members may have about current or prospective residents because of the residents protective characteristics. Doing so violates the act". President Child stated that protective classes of physical or mental impairment include, but not limited to, diseases, conditions, drug addiction and alcoholism. These are all included under the disability blanket. A resident asked if we could limit the amount of people. President Child stated that this is what the Act says about that; "Local zoning and land use laws that treat groups of unrelated persons with disabilities less favorably than similar groups with no disabilities, violate the Fair Housing Act". President Child stated that we cannot put a restriction like that on a Recovery House that we don't put on normal housing. President Child stated that Mr. Wesley Comes had given him the name of a law

Borough Council Meeting
August 1, 2019
Page 2

firm in Norristown who someone had told him had won a case like this. President Child added that that actually was not true. President Child stated that he called and talked to them and what happened was, it was the Borough of North Wales. Their Zoning Hearing Board turned down a request for a Recovery House. The Borough of North Wales is being sued in Federal Court. President Child stated that the attorney told him that recent case law in Federal Court highly favors Recovery Houses. President Child stated that he is willing to come and talk to us at a cost of \$200.00 per hour if you want. President Child added that he asked him about the chances of winning. He said that the chances of you winning are 80% to 20%, 80% against. President Child stated that cases like this can get very expensive because Federal Judges can award damages. If we lose, they could say we have to pay the other people's court costs and Federal Judges have the authority to double or triple those costs. We would be paying someone \$200.00 per hour for an indeterminate period of time. President Child stated that we are stewards of the tax payer's money. How much money are you willing for us to throw at this with an 80% chance of losing? President Child stated that as an example, in 2016, Richland Township had ninety-three (93) recovery houses. Their Police Chief said, even with those 93, they have seen no increase in crime relating to the recovery houses and no measurable decrease in property values. After a lengthy discussion President Child stated that he would recommend that we bring the attorney in to talk to us. A motion was made by Mr. George to bring in the attorney to talk to us concerning the proposed board recovery house at 20 East Broad Street. The motion was seconded by Ms. Conley. Motion passed and so ordered.

MTASA REPORT: None

QAPC REPORT: President Child stated that the Borough Secretary emailed everyone a Planning Services Agreement. President Child stated that Mr. Trimble had reported that they were making an effort to update the Quakertown Area Comprehensive Plan. After a brief discussion, a motion was made by Mr. Betz to accept the contract. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

CITIZEN'S PARTICIPATION: Ms. Joanna Mark stated there is a pest that is responsible for the decimation of the beautiful ash trees at Lake Nockamixin and along the turnpike. Ms. Mark added that she had her ash tree treated and the person who did it pointed out to her a beautiful ash tree that appears to be on Borough property. Ms. Mark stated that the tree must be over a 100 feet tall and she would like to ask the Borough to invest in a treatment regimen. President Child stated that we had that area surveyed and once the stakes are in place we will see if the tree is on Borough property and we will look into it.

Ms. Mark thanked the people responsible for putting the fireworks article in the newsletter. Ms. Mark stated that 85% of the residents abide by the ordinance which states that no fireworks are allowed between 10:00 PM and 10:00 AM. The other 15% do not. They are igniting fireworks up to midnight and beyond. President Child asked if it was a neighbor doing it. Ms. Mark stated that it is hard to tell where it is coming from. Ms. Mark added that she considers it very rude and inconsiderate. Ms. Mark asked Council how they were going to enforce this ordinance. President Child stated that it is not easy unless we have an address. President Child added that if we have an address, our Code Enforcement Officer will right them a letter and if they don't comply, a fine will be imposed.

MAYOR'S COMMENTS ON THE BOROUGH: Mayor Black stated that he has talked to the Borough Secretary concerning our various emergency programs and procedures. Mayor Black added that he would be looking into a second area other than the Borough office in case of a power outage for residents to come to. Mayor Black stated that he will also be helping to put up signs and other maintenance programs that need to be addressed. Mayor Black stated that he will also be looking into upgrading our website.

REPORT OF BOARDS AND COMMISSIONS:

PLANNING COMMISSION: None

ZONING HEARING BOARD: None

PUBLIC SERVICES COMMITTEE: Mr. Potter stated that all our wells are working properly and Mr. Jim Groff and the Borough Secretary will start flushing hydrants tonight starting approximately 10:00 PM.

PARK/RECREATION COMMITTEE: Ms. Conley stated that the committee will meet Tuesday night. Ms. Conley added that the Borough Secretary informed her that we may need new trash cans in the park so she will be looking into that. Ms. Conley stated that they will be discussing putting in a flag pole in the park along with some type of memorial.

PERSONNEL/ADMINISTRATIVE COMMITTEE: President Child stated that after we had the street sweepers that didn't do a very good job, we discussed hiring someone to clean our storm drains. President Child added that his neighbor's kid could use some extra money. President Child stated that the Personnel/Administrative Committee talked about that and we are recommending that we Hire Mr. Tyler Coleman to clean the storm drains. A motion was made by Ms. Conley to hire Mr. Tyler Coleman. The motion was seconded by Mr. Potter. Motion passed and so ordered.

BUDGET & FINANCE COMMITTEE: None

ORDINANCE COMMITTEE: None

UNFINISHED BUSINESS: None

NEW BUSINESS:

A motion was made by Mr. Potter to accept the CEO Report as presented. The motion was seconded by Mr. Betz. Motion passed and so ordered.

A motion was made by Mr. Potter to accept the Fire Marshal Report as presented. The motion was seconded by Mr. Betz. Motion passed and so ordered.

An estimate from KDI Office Technology for scanning and conversion of permanent files in the amount of \$4,340.00 was reviewed. After a brief discussion, it was decided to include it in next year's budget.

Borough Council Meeting

August 1, 2019

Page 4

The possibility of renting a small dumpster was reviewed. After a brief discussion, a motion was made by Mr. Potter to rent a small dumpster in order to clean out the garage not to exceed \$400.00. The motion was seconded by Mr. George. Motion passed and so ordered.

Ms. Marilyn Bobb stated that there are still some Council members that need to upgrade their information for Ready Bucks'.

There being no further business, a motion was made by Ms. Recenes to adjourn. The motion was seconded by Ms. Conley. Motion passed and so ordered.

Respectfully submitted,

Larry Smock
Borough Secretary

**BOROUGH OF TRUMBAUERSVILLE
TRUMBAUERSVILLE, BUCKS COUNTY, PENNSYLVANIA
BOROUGH COUNCIL MEETING, THURSDAY SEPTEMBER 5, 2019**

The regular meeting of the Borough Council was held on the above date in the Municipal Building, One Evergreen Drive. President Edward Child called the meeting to order.

ROLL CALL:

COUNCIL MEMBERS PRESENT: Edward Child-President, Christopher Betz-Vice-President, Michael George, Claire Conley, Roberta Recenes and Rebecca Spor.

OTHER OFFICIALS PRESENT: James Black-Mayor, Craig Wilhelm-Fire Marshal/CEO, Vince Putiri-MYASA Representative and Larry Smock-Secretary/Treasurer.

MOTION ON MINUTES: A motion was made by Ms. Recenes to approve the Council Meeting Minutes of August 1, 2019 and the Special Meeting Minutes of August 15, 2019. The motion was seconded by Mr. Betz. Motion passed and so ordered.

CHECK REGISTER: A motion was made by Ms. Recenes to approve the August 2019 Check Register. The motion was seconded by Ms. Spor. Motion passed and so ordered.

SOLICITOR'S REPORT: None

MTASA REPORT: A motion was made by Mr. Betz to accept the MTASA Report as presented. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

QAPC REPORT: President Child stated that the Committee is in the midst of updating the Comprehensive Plan. President Child added that we will keep everyone up to date on the progress.

CITIZEN'S PARTICIPATION: President Child stated that we talked at length at the August 15th meeting concerning 20 East Broad Street. President Child added that there is nothing new for tonight. President Child stated that he sent the attorney we hired an email and told him that our next meeting was the 5th of September and if he had any information to share, the meeting would be held at the fire house. President Child added that the attorney said that he was attempting to reach out to Counsel for Mr. and Mrs. Sullivan and when he received additional information he would send it to President Child for review. President Child stated that no action will be taken until we hear from the attorney.

A resident stated that traffic on Broad and Main is getting exponentially faster along with increased volume. The resident added that surveys have been done and it is really affective to get electronic speed signs that blink and tell the motorist how fast they are going. After a brief discussion, it was decided to get prices for the devices and possibly budget for it next year.

Ms. Judy Stauffer asked what happened to getting the speed limit in town lowered to 25. Borough Secretary stated that a traffic study was done by PennDOT and they determined that there was no reason to lower the speed limit.

Mr. Putiri asked about the status of the survey of the open space areas. Borough Secretary stated that the survey has been done but the monuments haven't been put in place yet. Mr. Putiri asked why we

Borough Council Meeting
September 5, 2019
Page 2

can't get them to do what we paid them to do. Borough Secretary stated that we paid them to do the survey and when the monuments are put in place, we will get another invoice. After a brief discussion, Borough Secretary stated that he would follow up with Cowan Associates.

MAYOR'S COMMENTS ON THE BOROUGH: Mayor Black stated that he fixed the school bus sign in front of 148 North Main Street. Mayor Black added that he is working on updating the Borough's website.

REPORT OF BOARDS AND COMMISSIONS:

PLANNING COMMISSION: President Child stated that the Planning Commission will meet on Monday, September 16th.

ZONING HEARING BOARD: None

PUBLIC SERVICES COMMITTEE: Borough Secretary stated that the hydrant flushing has been completed. Borough Secretary added that both wells are up and running. Mr. Putiri asked about the automatic flusher on the hydrant at Well #3. Borough Secretary stated that was used to flush the pipes before activating Well #3. It will be removed tomorrow. President Child asked about the electrical work done at Well #2. Borough Secretary stated that the electrical system for the chlorine pump was replaced and a new battery and cables was put in the generator.

PARK/RECREATION COMMITTEE: Ms. Conley stated that the Pancake Breakfast is Saturday September 14th from 8 AM until 12 noon. All help is appreciated. Ms. Conley added that we need to have the area power washed. A resident stated that he would power wash the area.

Ms. Conley stated that in May 2018, she ordered trees from PPL; 25 seedlings of three (3) different species for a total of 75 trees. Ms. Conley added that she got an email the other day and the trees are coming. Ms. Conley stated that they will be here on the 24th or 25th of this month.

Borough Secretary stated that at the last meeting, we discussed buying new trash cans for the park. Borough Secretary added that Mr. George and he took a look at the trash cans and we believe that all we need are new lids. The trash containers are in good shape. Borough Secretary stated that the cost is approximately 80-90 dollars each. President Child stated that he would recommend budgeting for one (1) new trash can to be placed at the doggie waste station coming up from Woodview Drive. After a brief discussion, a motion was made by Ms. Conley to purchase four (4) new trash can lids and one (1) new trash can not to exceed \$1,000.00. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

PERSONNEL/ADMINISTRATIVE COMMITTEE: None

BUDGET & FINANCE COMMITTEE: Borough Secretary stated that if anyone has anything they would like to be put into next year's budget, please get them to him no later than the 20th of this month. President Child stated that we need to get the budget together so we can review it and have it ready for advertising in November.

**Borough Council Meeting
September 5, 2019
Page 3**

ORDINANCE COMMITTEE: None

UNFINISHED BUSINESS: None

NEW BUSINESS:

A motion was made by Mr. Betz to accept the CEO Report as presented. The motion was seconded by Ms. Conley. Motion passed and so ordered.

A motion was made by Mr. Betz to approve the Fire Marshal Report as presented. The motion was seconded by Ms. Conley. Motion passed and so ordered.

Weeding of the park was discussed. President Child stated that he would talk to the utility person we hired to see if he can do it and if anyone wants to volunteer, it would be appreciated.

Replacement of the Borough Solicitor was discussed. President Child stated we have gotten proposals in from Grim, Biehn and Thatcher and Clemens, Richter and Reiss of which each of you have a copy. After a brief discussion, it was decided that the Personnel Committee would interview individuals from each law firm.

There being no further business, a motion was made by Ms. Recenes to adjourn. The motion was seconded by Ms. Conley. Motion passed and so ordered.

Respectfully submitted,

Larry Smock
Borough Secretary

**BOROUGH OF TRUMBAUERSVILLE
TRUMBAUERSVILLE, BUCKS COUNTY, PENNSYLVANIA
BOROUGH COINCIL MEETING, THURSDAY OCTOBER 3, 2019**

The regular meeting of the Borough Council was held on the above date in the Municipal Building, One Evergreen Drive. President Edward Child called the meeting to order.

ROLL CALL:

COUNCIL MEMBERS PRESENT: Edward Child-President, Christopher Betz-Vice President, Frederick Potter, Michael George, Roberta Recenes, Claire Conley and Rebecca Spor.

OTHER OFFICIALS PRESENT: James Black-Mayor, Craig Wilhelm-CEO/Fire Marshal, Mike Smith-Cowan Associates and Larry Smock-Secretary/Treasurer.

MOTION ON MINUTES: A motion was made by Mr. Betz to approve the council Meeting minutes of September 5, 2019. The motion was seconded by Ms. Conley. Motion passed and so ordered.

CHECK REGISTER: A motion was made by Ms. Recenes to approve the September 2019 Check Register. The motion was seconded by Ms. Spor. Motion passed and so ordered.

SOLOCOTOR'S REPORT: None

MTASA: A motion was made by Ms. Conley to accept the report as presented. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

QAPC REPORT: None

CITIZENS PARTICIPATION: Ms. Ellen Kramer stated that she was here in regards to the open space between Chestnut and Woodview Drive. Ms. Kramer added that in May a year ago, Mr. Vince Putiri brought to the attention of the Council that there were people in Borough open space that shouldn't be. Ms. Kramer stated that he tried for months to get Council to take care of it. Ms. Kramer added that she got involved in it in February or March when someone tried to put up a fence. Ms. Kramer added that she came to Council and was told that there was going to be a survey done. Ms. Kramer stated that the survey was done but she doesn't know when because we never saw anything. We asked for stakes to be put in that could not be taken out. Ms. Kramer added that she came to the Borough Office in July and talked to the Borough Secretary. Borough Secretary told her that he would find out what was happening and get hold of her by the next meeting. Ms. Kramer stated that she heard nothing and at the end of August she called and talked to the Borough Secretary again and was told he would get back to her within a week or maybe a little longer possibly, but it never happened. Ms. Kramer stated that Mr. Putiri told her that he has been telling Council that the people that mow the Borough property won't mow behind the white house on Woodview because the owner has a swing set in the open space. Ms. Kramer added that this gentleman, since 1986, has been telling all the neighbors that he is going to do adverse possession. He has been mowing it for a lot of years and he thinks that because the Borough is not mowing where his swings are that it is his. Ms. Kramer stated that it is not allowed and that her son is an attorney and there is no such thing but it could cost you a lot of money if he decides to sue the Borough because Council has done nothing about it. Ms. Kramer added that this is our money, we've told you about it before and still, nothing is done. Ms. Kramer stated that she called the Borough office today and nobody would talk to her because she wanted the information before she got here today.

Borough Council Meeting
October 3, 2019
Page 2

Borough Secretary stated that he called her back, got her voice mail and left a message. Ms. Kramer stated that the gentleman up in the front tells her that has been taken care of and they are going to come on Monday, and that are going to put them in. Ms. Kramer asked, when was the survey done? Ms. Kramer added that if something is not done, there are a couple of us that feel that if other people don't have to comply, neither do we and if we have to and they don't, that is discrimination. Ms. Kramer added; "When is it going to be done, when we are going to know and when are the people in the open space going to have to comply the way we do?" President Child stated that we got a call late this afternoon from the people that did the survey and they apologized because it somehow slipped off their schedule. President Child added that they said they would be here Monday to put the stakes in, weather permitting. Ms. Kramer asked if they are the kind that can't be taken out. President Child stated that they will put stakes in so you can see them and then they will come back and put the monuments in. The discussion reverted back to the home owner with the swing set on Borough property. Ms. Conley asked if he had been notified to move the swing set. President Child stated that we haven't told anybody to move anything because we don't have the pins in and we don't know where our property is. President Child added that once the pins are in and we know where they are, we can identify any property that is encroaching on our property and tell them to move. The discussion went back to the placement of the stakes and monuments. Ms. Conley volunteered to call Cowen Associates. President Child stated that the Borough Secretary called them today and they said they would be here on Monday. Mr. Mike Smith from Cowan Associates stated that he took the call from the Borough Secretary yesterday, talked to Mr. Todd Meyers and Mr. Meyers called the Borough Secretary today. Mr. Smith added that the Borough did request that monuments be put in. The monuments are twenty (20) inches deep and taper from six (6) inches to four (4) inches and the only way to get them out is to dig them out. Mr. Smith explained that the survey is done first and the stakes and monuments are put in later at the request of the client. Mr. George asked when the request was received. Mr. Smith replied that it was in the April time frame. Ms. Kramer stated that we paid for it. President Child stated that we paid for the survey, not the pin placement. Ms. Conley stated that we need the pins. Mr. Smith stated that they will be put in starting Monday, weather permitting. Mr. Potter stated that after we put the monuments in, we will send out the Code Enforcement Officer and any improvements or non public property in the open space will have to be removed otherwise, there will be daily fines. Ms. Kramer asked what happened to that letter that was sent before that told people that they were in the open space. Nothing has been moved. President Child stated that we sent them a letter telling them that the property was going to be surveyed and if there was any encroachment, they would have to move.

Mr. Tom Conley asked if he could get a status on what is happening on Main Street with the milling and what they are doing there with everything torn up. President Child stated that actually back in June, he read an email he got from Congressman Staats office that was forwarded from the PennDOT office stating that Main Street wasn't scheduled to be completely re-done until 2022 but they would be coming to do spot fixing of the worst spots in the August/September time frame this year. Borough Secretary stated that they were doing to start blacktopping today but because of the rain, it was postponed until tomorrow.

Mr. Conley asked, "Who do we talk to, to get the double yellow line on Main Street in the center of the road"? After a brief discussion, it was decided to contact PennDOT maintenance to see what, if anything can be done.

Borough Council Meeting

October 3, 2019

Page 3

Ms. Gia McKinley stated that she is here to support the stoppage of a compressor station that might be built within two (2) miles of Trumbauersville. Ms. McKinley added that there will be three (3) compressors that will be spewing gas into the air. Ms. McKinley stated that they are waiting on DEP to give them their air and water permits. The citizens took them to court concerning the environmental issues and they were denied. Ms. McKinley stated they are fighting now, and asked Council to file a brief in support. President Child asked who would be filing the brief. Ms. McKinley stated that a group of private citizens and possibly West Rockhill Township. Ms. McKinley added that she would get back to Council when she has more information. Ms. Conley asked Ms. McKinley to explain exactly what they plan on doing. Ms. McKinley stated the pipeline you see out by Fox Hollow was built to carry oil. The company is going to convert them to carry gas. President Child stated that an Amicus Brief is a friend of the court and you have to know who is actually filing the law suit. Ms. McKinley stated that she would get the information for Council and we have thirty (30) days to file if we want to be heard. Ms. McKinley asked if Council could construct a motion now or do we have to wait until the next meeting. President Child stated that we can construct a motion to do something contingent upon something else happening. Ms. Kramer stated that she would volunteer to go around the development and let people know what is going on. President Child stated that he would entertain a motion, contingent upon advice and agreement from our solicitor, to file an Amicus Brief to stop the compressor station. After a brief discussion, the motion was made by Ms. Recenes and seconded by Mr. Betz. Motion passed and so ordered.

President Child stated that an increase in activity at 20 East Broad Street has caused some concern. President Child added that when it comes to building permits, the Borough office does not issue those. We contract them out to a third party. We use Cowan Associates as our Building Code Official and all we do is facilitate things. We receive the application and drawings and in turn, give them to Cowan Associates. They do the review, make out the permits, come up with an inspection schedule, give them back to us and we record them and forward them to the applicant. That is our only involvement in building permits. President Child stated that Ms. Conley suggested that we get our Building Code Official, Mr. Mike Smith, to come talk to you about permits, inspections and how the whole process works. President Child asked Mr. Smith if he had something to say or if he just wanted to answer questions. Mr. Smith stated that he would rather just address the concerns. Mr. Smith added that he would briefly go through the procedure. A property owner in the Borough who is going to do any renovations or additions, or construct a new dwelling or new structure would submit a building application, building plans, the appropriate fees and a zoning permit application if required to the Borough. The Borough Secretary calls him, he comes and picks up the application, review it for compliance with the International Building Code and the Pennsylvania Uniform Construction Code. If the plans conform to the building codes then a permit is issued. Once the permit is issued, the applicant is allowed to start work, there are certain inspections they have to comply with and they contact him to conduct the inspections. Mr. Smith stated that for example, an addition on a house would require 9-11 inspections. Once the final inspection is completed, a Certificate of Occupancy is issued and the Borough is supplied with copies of all the paperwork. Mr. Smith added that one of the questions that may come up is the use of the structure, specific uses that are allowed by zoning. Mr. Smith added that he does not do zoning. That is done by the Borough. Mr. Smith stated that he cannot issue a building permit until the zoning has been approved. Mr. Conley asked if the Borough got a copy of the

Borough Council Meeting

October 3, 2019

Page 4

inspections when they are done. Mr. Smith stated they do not. Mr. Conley asked where the inspection results were kept. Mr. Smith stated that they were kept in his office. Mr. Conley asked what the status was on the inspections at 20 East Broad Street. Mr. Smith stated that at this point he has done rough plumbing, rough HVAC, rough mechanical, rough framing, insulation and drywall inspections. Ms. Judy Stauffer asked how they got the zoning permit. Mr. Smith stated that he does not issue zoning permits so he can't answer the question. President Child stated that the Borough Secretary sent them a letter stating that since it is a single family residence, a zoning permit is not required. Mr. Wesley Comes asked Mr. Smith what initiated your company to know they needed to go there to do inspections. Mr. Smith replied that the applicant contacted him. Mr. Comes asked what needed to have from the Borough in order to do that. Mr. Smith replied that the application is submitted to the Borough who in turn, gives them to him. Mr. Comes wanted to know what the application was for. Mr. Smith replied that there were four (4) applications; central air conditioning, plumbing, electrical and alterations and renovations. Mr. Potter asked if they did plan reviews. Mr. Smith stated that they did. Mr. Potter asked if they looked for code compliance. Mr. Smith stated that they do during the plan review and inspections. President Child asked if Cowen required architecture drawings. Mr. Smith replied only for commercial projects where it is deemed necessary. Mr. Conley stated that they are at the point now where you just have to do final inspections and if they called you tomorrow and said they want the final inspections done and asked how much time he had before he had to do them. Mr. Smith replied that he asks them to call him forty-eight (48) hours in advance. Mr. Conley asked that when you do the inspections and approve them, is a Certificate of Occupancy Permit issued. Mr. Smith replied that he would then fill out the Certificate of Occupancy. Mr. Potter asked Mr. Smith that when you issue a Certificate of Occupancy, would that specify that that was for a single family residential. Mr. Smith replied that it would not. Mr. Potter asked what it would be. Mr. Smith asked Mr. Potter if he was talking specifically about 20 East Broad Street. Mr. Potter replied that it was. Mr. Smith stated that it is going to be identified as a congregate living facility. Mr. Smith added that the definition of a congregate living facility, according to the International Building Code, is five (5) or more individuals that share cooking, living and bathing facilities. It is comparable to a convent or rectory. Ms. Conley asked if he asked him to call it that. Mr. Smith replied that they did not. Ms. Conley asked who did. Mr. Smith replied that that was what he determined based on the International Building Code. Mr. Potter stated that this has nothing to do with zoning; it is a type of building. Mr. George stated that there was a story going around that they were skirting the safety rules because of the number of people; they should put in a sprinkler system for fire safety. Mr. George asked if that was still true. Mr. Smith stated that there is no fire system being installed. Mr. George asked how they could get occupancy without it. Mr. Smith replied that according to the Department of Labor and Industry, it is not required because it is an existing building. President Child asked Mr. Smith that independent of your final inspection, if we asked you to hold the Certificate of Occupancy until we could have a discussion with our new attorney, could you do that because we want assurances from the Sullivan's on certain things. Mr. Smith replied that he could not. Mr. Conley asked Mr. Smith if he gave the Certificate of Occupancy or did the Borough Secretary give it to them. Mr. Smith replied that he gives it to the Borough Secretary and he checks the account to make sure that all the fees have been paid. Mr. Conley stated that they haven't all been paid so we can hold it. Mr. Smith asked the Borough Secretary if the fees have been paid. Borough Secretary replied that they have. President Child stated that he was going to find some way to hold it up. Mr. Smith stated that he is not going to be liable for Council holding something up for a zoning issue.

Borough Council Meeting
October 3, 2019
Page 5

Smith added that if you have a problem with zoning, you can issue a cease and desist under zoning. President Child stated that we have no basis to do that. Mr. Smith stated that he didn't either. Ms. Judy Stauffer stated that back in June, we had a meeting that was cancelled because the Sullivan's asked for an extension and you gave them a six (6) month extension. President Child stated that we did not give them an extension; the Zoning Hearing Board gave them the extension. Ms. Stauffer asked why they were moving ahead. President Child stated that originally, the application was for a boarding house because that is how it was presented to us. That is not what they wanted, but the closest thing in our zoning ordinance was a boarding house. President Child added that then they got an attorney and said that there is this thing called recovery house or sober house so you don't need to apply for a boarding house. They then asked for a continuance from the Zoning Hearing Board. The Zoning Hearing Board gave them until December to reschedule their hearing for a boarding house. President Child stated that they have abandoned that so there won't be a Zoning Hearing Board for a boarding house. Mr. Comes stated that Mr. Smith answered many of his questions but there are two (2) things he wants to say. First of all, there is lots of doubt in the community in the process that we just talked about and of course we want to see a document. A lot that went on in this meeting tonight talks about just the way things have always been. What we are doing is that we are in an area that has been using the same people that have been doing the same thing for the last God knows how long and that faith in this process is broken and he doesn't know how to heal it. Mr. Comes added that this thing is surely not going to help heal it. Mr. Comes stated that the Sullivan's have come here unprepared at best as they change and develop their plans as they go along. There is one thing about them that I have watched and listened to and this is the modem to continue to find anything we can and watch this thing down the road. They will come up to you and preach from their pseudo religious philanthropist position about how they are coming here to save the world. When they are done with their speech, they will hand you a card that says if you want to sell your house, contact us. Mr. Comes added that he is going to call bullshit on the whole idea behind this that that is the motive. They are going to do the same thing that happened in Quakertown. They are going to run this property value down with this lion taming act. That is what they bringing to us, a lion taming act and telling us they are declawed. The lion's claws grow back in this situation. Mr. Comes stated that he is asking everybody to just keep their head in this and keep fighting and he would be leading the charge. Mr. Comes added that it is not over and no matter whatever it takes we are going to get it done eventually. After a brief discussion, Mr. Comes asked about impervious surface and all the other rules. President Child stated that we have a plan where the drawing shows ten (10) off street parking spaces with no impervious surface ration on it. President Child added that he will try to get that. If they exceed the ratio, they would need a variance for that. President Child stated that it is a catch 22. You could tell them that they need a zoning hearing board hearing because you exceed the impervious surface ratio and you need a variance. They in turn could say, never mind we will just park them all on the street. Mr. Comes stated that that is what he is hoping for and he doesn't see why if they came here and presented a business plan and wrapped their arms around the community and explained this instead of coming in and running over the community, he could see why you might not want to go after something like that. Mr. Comes added that he sees no reason why we shouldn't take every minute point and stop them. President Child stated that we will review the zoning ordinance to see how many off street parking spaces you are required to have. President Child stated that he would like to suggest that we have another meeting at the firehouse two (2) weeks from today, October 17th, have our new solicitor there and he wants the Sullivan's to speak. President Child added that he would like to invite the Executive Director of PARR to talk about what their regulations are.

Ms. Stauffer asked if we had a speed study done and what was the outcome. President Child stated that we discussed that at the last meeting. Ms. Stauffer asked if they did a traffic study on how many cars had gone by. President Child stated that that is the whole thing. When you do a traffic study it includes, traffic, speed you are traveling and accident history. President Child added that after the study, PennDOT stated that there was no reason to lower the speed limit. Ms. Stauffer pointed out that many municipalities have speed limits of 25 and 30 MPH on state highways. Ms. Stauffer added that there are only two (2) speed limit signs on East Broad; one on each side of the road and one is partially covered with tree branches. Mr. Comes stated that the reflective part of the sign is dead. President Child stated that that is a State road and asked if PennDOT replaces those signs or is it the Borough's responsibility. Borough Secretary stated that he believed it was the Borough's responsibility but he would check with PennDOT maintenance. Mr. Potter stated that historically, we have had to replace them at our own expense. President Child stated that he wondered if anybody would notice if we just replaced the signs with 25 MPH signs. Borough Secretary stated that he suggested that very thing 3 or 4 months ago. Mr. Potter stated that that has been done by other municipalities but if somebody gets a ticket they can take it to a district justice and say that is not a legal speed limit. President Child stated that we will trim the tree branches and maybe down the road, put up speed limit signs.

MAYOR'S COMMENTS ON THE BOROUGH: Mayor Black stated that Halloween is coming and asked that people be cautious while driving because children will be out trick or treating. Mayor Black added that a lot of the sidewalks have stones on them, weeds in the cracks and overhanging tree limbs. Mayor Black requested that residents clean up their sidewalks if they can. President Child stated that he weeds on North Main are out of control up and down the curbs. Mr. Wilhelm stated that he has a list already made up. Mayor Black stated that what he was suggesting is that people run into issues when they cut the branches off and don't know what to do with them. Mayor Black added that on October 21, 2019, he will be driving through the Borough with his truck and chipper and if you cut the limbs off that are hanging over the sidewalk and stack them along the sidewalk, he will come down and chip them.

REPORT OF BOARDS AND COMMISSIONS:

PLANNING COMMISSION: President Child stated that the Planning Commission will meet on October 21st to continue reviewing our zoning ordinance. President Child stated that New Britain Township has two (20) recovery houses. President Child added that what their attorneys have done, they have changed their definition of family to include only three (3) unrelated people. That is something we can do and have it as four (4). President Child stated that he is not sure that there is much we can do to stop the Sullivan's but hopefully we can do something going forward to stop more from coming in. Mr. Comes stated that he can't quote the exact number of pages but he has looked at code or zoning rule books from other states and they have a substantial section just for this situation. Mr. Comes added that it may be good to consult somehow to find out what all these other places do to restrict these things.

ZONING HEARING BOARD: None

PUBLIC SERVICES COMMITTEE: Mr. Potter stated that we are moving the last of the gas chlorine cylinders. As everybody heard, we had an incident with a chlorine cylinder where one of the valves broke. Mr. Potter added that it happens sometimes with old chlorine cylinders. The reason that we

were messing with the chlorine cylinders is, that we are moving to a liquid chlorine system. One reason we are moving to liquid is because of what just happened. The liquid chlorine which used to be prohibitively expensive but not so much anymore and it is a lot safer. Mr. Potter added that as of probably Tuesday or Wednesday of next week, we will have no gas chlorine cylinders, full or empty, on Borough property.

PARK/RECREATION COMMITTEE: Ms. Conley stated that she thought the Pancake Breakfast was a success and would like to thank everyone that helped and the gentleman who power washed the area. Ms. Conley added that we made \$800.00 of which \$400.00 was donated by Lansdale Amusement. Ms. Conley stated that she would also like to thank Spor's who donated the creamer and the butter. Ms. Conley added that we are going to put a flagpole in the middle of the bush garden by the parking lot. Ms. Conley added that the Borough Secretary is going to check on the price of the pole, someone to install it and maybe a free flag. Ms. Conley stated that we have seventy-five (75) trees out here along side of the building; Twenty-five (25) river birches, twenty-five (25) sugar maples and twenty-five (25) eastern red buds. Ms. Conley added that if anyone wants some, please take whatever you want. Mr. George stated that he would like to plant some on the old Boyle property approximately 25-30 feet in from the alley. Ms. Conley stated that if we plant them in the park, the deer will eat them. Ms. Conley added that we can either plant them, let the deer eat them, or we can spend \$10.00 apiece for planting tubes that will prevent the deer from eating them. After a brief discussion, a motion was made by Ms. Conley made a motion to purchase twenty (20) buck height planting tubes not to exceed \$250.00. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

PERSONNEL/ADMINISTRATIVE COMMITTEE: President Child stated that the committee met and interviewed attorneys for the position of Borough Solicitor. President Child added that we interviewed Scott McNair from Clemens Law and we interviewed two (2) attorneys from Grim, Biehn and Thatcher; Colby Grim and Peter Nelson. President Child added that we had long conversations with all the attorneys. Scott McNair interviewed very well, doesn't have any borough experience which is actually not a big deal. President Child stated that you don't hire a person; you hire a law firm so we are looking at Grim, Biehn and Thatcher. Mr. Betz stated that his impression was that McNair was very good with thirteen (13) years experience and if there was nobody else, we would be well served by him but with Grim, Biehn and Thatcher's experience with boroughs it only made sense to go with that firm. President Child stated that that is the recommendation from the committee. President Child added that Colby Grim would be the primary attorney and Peter Nelson would be the backup. After a brief discussion, a motion was made by Mr. Betz to hire the firm of Grim, Biehn and Thatcher. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

President Child stated that the other thing is; because Peter Nelson is currently the solicitor for the Zoning Hearing Board, he has to resign and he will. President Child added that Scott McNair, who interviewed quite well, said that he would be perfectly willing to be the Zoning Hearing Board Solicitor. President Child stated that he is currently the solicitor for the Zoning Hearing Board in Durham Township. Mr. Potter asked if we needed to take action at this time. President Child stated probably not until Peter Nelson actually resigns as the Zoning Hearing Board solicitor. A motion was made by Ms. Conley to hire Clemens Law as our Zoning Hearing Board Solicitor upon the resignation of Peter Nelson. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

BUDGET & FINANCE COMMITTEE: President Child stated that there is no report from the Budget and Finance Committee, but at the last meeting, the Borough Secretary asked for input for next year's budget. President Child asked the Borough Secretary if anybody had given any input. Borough Secretary replied that he had received input from Ms. Conley and the Fire Company.

ORDINANCE COMMITTEE: None

UNFINISHED BUSINESS:

NEW BUSINESS:

The Code Enforcement Officer was reviewed. President Child asked what the problem was at 5 East Broad Street. Mr. Wilhelm stated that new tenants moved in and found numerous problems. Mr. Wilhelm added that one of the problems is that the landlords do not contact the Borough when they have new residents move in which is a requirement. Mr. Wilhelm stated that two girls moved in, found a lot of problems, called the Borough Secretary who in turn called him. Mr. Wilhelm stated that he came up and found all sorts of problems with the biggest problem being that they relocated the kitchen from the back room to the middle room without the Borough knowing about it. There were open pipes in the basement which allowed the leakage of sewer gases. In addition, the sewer was stopped up and there was raw sewage in the side yard and there were some wiring problems. Mr. Wilhelm stated that he contacted the rental agent and today their maintenance man called him. Mr. Wilhelm added that he went up, conducted an inspection and all the repairs had been made. President Child asked Mr. Wilhelm how long ago was the kitchen was moved. Mr. Wilhelm stated that he had no clue as to when. Mr. Potter stated that it seems that they didn't bother to get a rental property inspection when they changed tenants. Mr. Wilhelm stated that he sent a letter to the rental company and informed them that when they have a change of tenants, that unit must be re-inspected. Mr. Wilhelm added that today when he sent the second letter, he included an application for rental inspections. Mr. Wilhelm stated that we don't know when landlords change tenants and somehow, we have to be able to find that out. Mr. Comes stated that this exact issue speaks to that trust thing that is gone and broken. Mr. Comes added that the place next to him and Ms. Stauffer is actually a boarding house because they move in and out every couple of weeks. Mr. Comes stated that we need to have something to control this moving in and out every 3 or 4 weeks. We need to have a signed lease so that it is a legit operation. Mr. Comes added that he is against these rentals and he would burn every one of them down if he could. Mr. Comes stated that we need to have strict rules. Mr. Potter stated that we have the rules but the problem is catching them. Mr. Comes asked if they sign leases or do they just pay cash as they move in and out. President Child stated that if he is actually running a boarding house, we can shut him down. Mr. Comes stated that he is not saying that Council has to enforce this, he is just creating a path for thought and it is going to wind up being rules. Go back to work, corporate America, everything is rules. Without strict rules, it is chaos. You have to follow the rules. Just because you bought this dump and turned it into a profit center wherever it sits in the town the rules has to be tightened up. President Child stated that this is the first time he has heard about Mr. Cuddy that it is a revolving door. Mr. Comes stated that he hasn't documented yet the exact turn over but the story of the last family is that they left because he told them that they had to stop charging their electronics because the breakers pop. Mr. Comes stated that again, it is that trust thing. When the reality of what is going on out there is in your face, and you hear it was inspected and everything is good that is where we get this loss of trust

with everything that goes on. Ms. Stauffer stated that she talked to the man when they were moving out and he told her that Mr. Cuddy came one morning and before he was allowed to go to work, Mr. Cuddy told him that he had to unplug all the appliances because it was too much of a strain on the electric. Ms. Stauffer asked, "Shouldn't the house be checked?" Mr. Wilhelm stated that he can say one thing that that apartment building here in town is the only renter who contacts him every time they have a tenant change. President Child asked if all of you are talking about the same one. Mr. Wilhelm replied that they were. Mr. Potter asked Mr. Wilhelm if he was sure. Mr. Wilhelm replied that he was. Mr. Comes stated that he lives there so how do I trust this operation. Mr. Comes added that he is not up there he is out here so the rules need to change. The trust is broken. President Child stated that you (Mr. Comes) are seeing changes in occupancy more often than Mr. Wilhelm is getting notified. Mr. Comes stated that his point in bringing that up was to create rules. President Child stated that we do have rules, maybe not tight enough, but we do have rules. We have a multi-page rental inspection ordinance that requires landlords to inform us when they change tenants. Mr. Potter stated that he is getting two different stories and asked them what the address was of the rental. They both agreed that it was 107 and 109 East Broad Street. Mr. comes stated that the other part of this trust thing is that he is a nice guy, therefore we are friends. Who are we friends with; tax payers and home owners or this fixer upper? Mr. Comes stated that you may have all seen an article in the paper about something that is near and dear to our hearts about what happened at the Bush House the same gentleman was the inspector. Mr. Potter said to Mr. Comes that basically you are saying something that isn't true. Mr. Potter stated that it was not Mr. Wilhelm that did the inspection. Mr. Wilhelm stated that it was his son. Mr. Comes stated that the point of it is that the Bush House burned. It is out of code and he can't afford to fix it. The borough over there is fighting that. If it was out of code, how did it continued to operate while being inspected? Mr. Potter asked Mr. Wilhelm if 107 was up to code. Mr. Wilhelm replied that it was. Mr. Potter asked if anything was broken. Mr. Wilhelm replied that nothing was broken. Mr. Potter asked if the electrical system was up to specs. Mr. Wilhelm replied that it was. Mr. Wilhelm stated that he would like to make one suggestion. Mr. Wilhelm added that in December or January, the Borough sends out information requests for all rental properties. Mr. Wilhelm asked if we could include a letter with the request reminding them that when there is a tenant change, they must contact the Borough office for a re-inspection. President Child asked if we fine people that don't give us that information. Borough Secretary replied that we do. Borough Secretary stated that every January we send out a tenant/landlord form for them to fill out and request that it be returned prior to May 1st. Borough Secretary added that he believes the ordinance states that it is a \$500.00 fine if they don't comply. Borough Secretary suggested that include a copy of the rental ordinance with the tenant/landlord request. After a brief discussion, it was decided that a copy of the rental ordinance will be sent with the tenant/landlord request and a cover letter. A motion was made by Mr. Potter to accept the CEO Report as presented. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

The Fire Marshal Report was reviewed. A motion was made by Mr. Betz to accept the

Fire Marshal Report as presented. The motion was seconded by Ms. Spor. Motion passed and so ordered.

Borough Council Meeting
October 3, 2019
Page 10

President Child stated that at the last meeting, we talked about the roofs on some of our structures in the park. President Child added that we have two (2) quotes and asked the Borough Secretary to review them for us. Borough Secretary stated that the quote from Kolb Roofing put all three in one quote and the one from David Miskovsky is broken down by each item. Borough Secretary added that he thinks we should replace the missing cap shingles on the roof of the small pavilion before winter. After a brief discussion it was decided to replace the cap shingles on the small pavilion this year and budget to remove and replace the metal roofs on the small building and the pavilion for next year. After a brief discussion, a motion was made by Mr. Betz to replace the cap shingles on the small pavilion in the amount of \$85.00. The motion was seconded by Ms. Spor. Motion passed and so ordered.

Borough Secretary stated that we got a thank you letter from F.E.A.S.T. Pantry for the donations from our Pancake Breakfast. Borough Secretary added that our Liquid Fuels for next year has been approved in the amount of \$22,172.06.

There being no further business, a motion was made by Ms. Recenes to adjourn. The motion was seconded by Ms. Coney. Motion passed and so ordered.

Respectfully submitted,

Larry Smock
Secretary/Treasurer

**BOROUGH OF TRUMBAUERSVILLE
TRUMBAUERSVILLE, BUCKS COUNTY, PENNSYLVANIA
BOROUGH COUNCIL MEETING, THURSDAY NOVEMBER 7, 2019**

The regular meeting of the Borough Council was held on the above date in the Municipal Building, One Evergreen Drive. President Edward Child called the meeting to order.

ROLL CALL:

COUNCIL MEMBERS PRESENT: Edward Child-President, Frederick Potter, Michael George, Claire Conley, Roberta Recenes and Rebecca Spor.

OTHER OFFICIALS PRESENT: James Black-Mayor, Craig Wilhelm-Fire Marshal/CEO, Vince Putiri-MTASA Representative, Colby Grim-Solicitor, Peter Nelson-Solicitor and Larry Smock-Secretary/Treasurer.

MOTION ON MINUTES: A motion was made by Ms. Recenes to approve the Council Meeting minutes of October 3rd and October 17, 2019. The motion was seconded by Mr. George. Motion passed and so ordered.

CHECK REGISTER: A motion was made by Mr. Potter to approve the October 2019 Check Register. The motion was seconded by Ms. Spor. Motion passed and so ordered.

SOLICITOR'S REPORT: President Child stated that some of you met Solicitor Colby Grim at the firehouse meeting and the other gentleman is Solicitor Peter Nelson both are from the firm of Grim, Biehn and Thatcher. President Child added that Solicitor Grim will be our primary solicitor and Solicitor Nelson will be the backup.

MTASA REPORT: Mr. Potter asked Mr. Putiri if there was anything building up that we should know about. Mr. Putiri stated that we will be receiving the specifications for the renovation to Water Plants #1 and #2 in December and begin the work in the spring. A motion was made by Mr. Potter to accept the MTASA Report as presented. The motion was seconded by Ms. Conley. Motion passed and so ordered.

QAPC REPORT: None

CITIZEN'S PARTICIPATION: Mr. Putiri stated that the hydrant flushing apparatus on Creamery Road was finally removed around October 25th. Mr. Putiri added that it shouldn't have taken that long especially after a couple of reminders.

The Fire Company representative stated that during the month of October, the Fire Company responded to a total of forty (40) incidents; sixteen (16) of which were fire and fire police related events and twenty-four (24) were EMS. Eighteen (18) were in Milford Township, six (6) in Richland Township, seven in Trumbauersville, six (6) in West Rockhill and three (3) were out of district assists. The representative added that we had two (2) training sessions; one was regarding gunshot injuries and crime scene preservation and the other was vehicle fires. In addition, the fund raising activities included bingo, an apple dumpling sale, a gun raffle and we will be having a holiday bizarre coming up on December 7th. We are currently meeting weekly to prepare the budget for 2020 and in the process for nominations for 2020 officers.

Borough Council Meeting
November 7, 2019
Page 2

President Child asked Ms. Gia McKinley if she had an update on the installation of compressor stations. Ms. McKinley stated that she would like to thank everyone that signed the petition. Ms. McKinley added that she is going to file them with the Federal Regulatory Commission, DEP and EPA. Ms. McKinley stated that if this goes through, she will be back around for more signatures. Ms. McKinley added that this is where she is at right now and asked Council where they stood. President Child asked Solicitor Grim if he had a chance to talk to Ms. Mary Eberly. Solicitor Grim stated that right now, the only legal action that is happening is that they just filed something with the Commonwealth Court.

PA DEP issued a permit regarding air quality which was appealed to the Environmental Hearing Board. The gas company filed a motion to have it dismissed saying that the Environmental Hearing Board didn't have the jurisdiction that it had to go to the Third Circuit Federal Court. The Environmental Hearing Board agreed with that and dismissed the case. Solicitor Grim stated that West Rockhill appealed that to the Commonwealth Court and that appeal has just been filed. Solicitor Grim added that if the Borough wants to file a brief, we can do so but, we don't have to until a briefing schedule comes out. When a briefing schedule comes out, we are obligated to file our brief at the same time that West Rockhill is filing theirs because we are going to file ours as a part of theirs. Solicitor Grim stated that we haven't discussed whether we want to file our own brief or is it just going to be that we agree with and support the brief of West Rockhill. Solicitor Grim added that that is where we stand right now and the briefing schedule is not going to come out for several months and the brief won't be due until March or April. Solicitor Grim stated that the Borough could also check with PSAB to see if they are doing anything.

MAYOR'S COMMENTS ON THE BOROUGH: Mayor Black offered his congratulations to President Child, Mr. George and Ms. Spor on being elected to Borough Council. President Child offered his congratulations to Mayor Black on his recent election as Borough mayor. Mayor Black stated that he would like to thank the residents for electing him as mayor and it really is an honor. Mayor Black added that he would like to thank all the residents who cleaned off their sidewalks prior to Halloween night. Mayor Black added that he saw a lot of weeds cut down, bushes trimmed back and people took advantage of the free chipping offer. Mayor Black stated that that was a good start but there is a lot more that can be done.

REPORT OF BOARDS AND COMMISSIONS:

PLANNING COMMISSION: Mr. Potter stated that the Planning Commission did meet and we continued to review the Zoning Ordinance. Mr. Potter added that we decided to get some consulting help from the Bucks County Planning Commission. Mr. Potter stated that he would get a price from them prior to the next meeting. President Child asked Mr. Potter if he contacted Ms. Lisa Wolfe. Mr. Potter stated that he left a message. Mr. Potter stated that the next meeting will be held on November 18th.

ZONING HEARING BOARD: None

PUBLIC SERVICES COMMITTEE: None

PARK/RECREATION COMMITTEE: Ms. Conley stated that this year's Winter Fest will be December 7th from 6-8 PM. Ms. Conley added that we gave out free hot dogs and we were overwhelmed. Ms. Conley asked if we wanted to continue with that or keep it within the Borough. Ms. Conley stated that we will

Borough Council Meeting
November 7, 2019
Page 3

need more help than what we had last year. After a brief discussion it was decided to advertise the date and time of Winter Fest in the Free Press, face book and the Winter Newsletter. It was also decided that hot dogs would be sold at a price of \$1.00.

Ms. Conley stated that Mr. George is tending to the planting of the trees we received. Ms. Conley added that we have received ten (10) tubes and we are waiting for ten (10) more. Mayor Black is going to meet with the Boy Scouts on Monday to see if they could help in the planting of the trees.

PERSONNEL/ADMINISTRATIVE COMMITTEE: None

BUDGET & FINANCE COMMITTEE: None

ORDINANCE COMMITTEE: President Child stated that we have a proposed ordinance that if passed; would give us the ability to regulate recovery houses. President Child added that it would not be applicable to the current recovery house but it would be for future recovery house applications. President Child stated that he sent a copy of the proposed ordinance to our Solicitors and they requested that we first discuss it In Executive Session since it could lead to litigation. President Child added that the Executive Session will be held at the end of the meeting.

UNFINISHED BUSINESS: The Open Space survey encroachments were discussed. President Child stated that after the stakes were put in, he and the Borough Secretary walked the area and pictures were taken of every one of the stakes just in case somebody decides to move them and looked at them to see who all was encroaching. President Child stated that the owner of the first house past Chestnut has a swing set into our open space. President Child added that he has been told by Ms. Ellen Kramer that ever since they lived there, they are saying that they are going to take this property through adverse possession. President Child stated that there are no chains or swings on the swing set so he can't claim that he using the property. President Child added that another property has a big rock circle that is encroaching. The cellar drain on the other side is also on our property. President Child stated that those are the only three (3) properties that he saw where you could say they are encroaching. President Child added that we will have our Solicitor send them a letter. President Child stated that we need to find out why there are no stakes on the other side of the Lanzetta property and the former Trimble property. Mr. Putiri stated that there is a huge problem with this open space. Mr. Putiri added that in June of 2018 when he brought up the problem, Galdo, the man in Philadelphia, won in the State Supreme Court. He now owns the property that he took by adverse possession because he took care of it for twenty-one (21) years. After a lengthy discussion, it was decided to have our Solicitor write letters to the home owners who are encroaching on Borough property.

NEW BUSINESS:

CEO Report was reviewed. President Child stated that the only question he had concerning a garage construction at 207 North Main Street. Mr. Wilhelm stated that the Borough secretary sent him down to take a look and he took pictures of it. Mr. Potter asked if there was a building permit. Borough Secretary stated there was not. President Child stated that a permit should have been issued. A motion was made by Mr. Potter to accept the CEO report as presented. The motion was seconded by Ms. Conley. Motion passed and so ordered.

Borough Council Meeting
November 7, 2019
Page 4

The Fire Marshal Report was reviewed. A motion was made by Ms. Conley to accept the Fire Marshal Report as presented. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

Mr. Wes Comes stated that that we just had a little event a minute ago where obviously something was done wrong and we just moved on past it about the addition. Mr. Comes added that he thinks that that is something we have been struggling with here. Mr. Comes stated that he would like to back up to that so we know who is going to do what in the future when it comes to something like that. If there is a problem, it needs to be fixed. The "oh well" syndrome has been going on too long. Mr. Comes asked Council what they thought. President Child stated that his plan was to review with the zoning officer, in private, when permits are required. Mr. comes asked what we were going to do about the "oh well" syndrome. President Child stated that we will review procedures about what needs to be done, what requires permits and what doesn't and try to make sure it doesn't happen again.

President Child asked if anyone had any questions concerning the proposed 2020 Budget. President Child added that some accounts have been moved around and some new ones added. President Child added that in the Cellular Fund, we thought that we had AT&T coming to install antennas and asked the Borough Secretary if we had any further word from them. Borough Secretary replied that we haven't heard anything but he did find out that we don't own the strip of land from the tower to the street but we do have a utilities easement. President Child asked what that meant. Mr. Potter stated that we can dig it up to gain access to our utilities. President Child asked if we could put a concrete slab there for AT&T equipment. Mr. Potter stated that we cannot. Borough Secretary stated that there is room in the back of the fenced in area where equipment could be installed. Borough Secretary added that the next time the AT&T representative comes out; he will show him the area. Borough Secretary stated that we had three (3) companies on the tower, Verizon, T-mobile and Metro PCS. Borough Secretary added that T-mobile bought Metro PCS and removed their equipment. Borough Secretary stated that T-mobile is under the impression that that space is part of their agreement. Borough Secretary asked the Solicitor if we could use that space for AT&T. The Solicitor stated that they would need to see the agreement. After a brief discussion, President Child asked if there were any more questions concerning the proposed budget. There being none, President Child asked for a motion to advertise the budget. A motion was made by Ms. Conley to advertise the proposed 2020 Budget. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

A motion was made by Ms. Recenes to advertise the 2020 Meeting Schedule. The motion was seconded by Ms. Conley. Motion passed and so ordered.

A motion was made by Mr. Potter to approve Resolution 07-19, 2020 Tax Levy. The motion was seconded by Ms. Conley. Motion passed and so ordered.

A motion was made by Mr. Potter to release the annual Fire Company Donation. The motion was seconded by Ms. Spor. Motion passed and so ordered.

A motion was made by Ms. Recenes to pay Council and the Mayor their annual compensation the first pay period in December. The Motion was seconded by Mr. Potter. Motion passed and so ordered.

Borough Council Meeting
November 7, 2019
Page 5

At 8:25 PM, President Child recessed the Council Meeting in order to convene an Executive Session to review a proposed ordinance to regulate recovery houses.

At 9:15 PM. President Child re-convened the Council Meeting. President Child stated that on advice from people with experience, most of what we put in the proposed ordinance wouldn't pass muster. President Child added that we have a different tact we are going to take and asked Solicitor Nelson to describe it. Solicitor Nelson stated that the key here is that we have to treat people in a recovery house the same as people in any normal single family residence. Solicitor Nelson added that you can't discriminate against these people and if you do, it is in violation of Federal Law. Solicitor Nelson stated that what President Child put in the proposed ordinance as definition of family is generally fine but there are some tweaks we want to put in to make it a little tougher. Solicitor Nelson added that another suggestion that Solicitor Grim and he would make is putting in actual spacing requirements for in the home. Solicitor Nelson stated that the numbers actually come from the International Codes Council; a separate independent organization. Solicitor Nelson added that they have adopted this in other municipalities in Bucks County. Solicitor Nelson added that this does not guarantee that these homes are not going to come in here but it is going to make it much tougher, more expensive, longer time line to get in and one of the keys here is to try to convince these folks to go look somewhere else. Solicitor Nelson stated that at the direction of Council, Solicitor Grim and he will put something together and it will be provided to them at the meeting in December and we will go from there.

President Child asked if there was anything else to come before Council. Mayor Black stated we need to discuss the Bush property. President Child stated that Mayor Black used to be our tree guy and we gave him a contract to clean up some property over on the other side of town. He was busy and didn't get around to it and in the meantime, we appointed him to the position of Mayor. President Child added that Council approved the contract before he was mayor and he wants to know if he can still do the work. President Child stated that the question is, since we gave him the contract before he was mayor, can he go ahead and do the work without violating the law. President Child added that Council is okay with it but is there anybody in town who is going to complain. Mr. Potter asked what the legal opinion would be. Solicitor Grim stated that from a legal standpoint what President Child said is correct is that it was awarded to him beforehand so it doesn't violate the Public Ethics Act. Solicitor Grim added that if he shares in profits; he hasn't been paid yet, then to do that all he would need to have is a disclosed to Borough Council and have them approve it. After a brief discussion, President Child asked Solicitor Grim if he was saying the contract was awarded before he was mayor, we are good legally. Solicitor Grim stated that you are good legally but because the way the Borough Code reads, it says that you can't share in profits unless it is disclosed to all Borough Council and they have to have to approve it. All you would have to do is acknowledge that the contract was given to him before and approve it. A motion was made by Mr. Potter to honor the contract that was awarded to him before he was appointed to the Office of Mayor. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

Borough Council Meeting
November 7, 2019
Page 6

There being no further business, a motion was made by Ms. Spor to adjourn. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

Respectfully submitted,

Larry Smock
Borough Secretary

**BOROUGH OF TRUMBAUERSVILLE
TRUMBAUERSVILLE, BUCKS COUNTY, PENNSYLVANIA
BOROUGH COUNCIL MEETING, THURSDAY DECEMBER 5, 2019.**

The regular meeting of the Borough Council was held on the above date in the Municipal Building, One Evergreen Drive. President Edward Child called the meeting to order.

ROLL CALL:

COUNCILMEMBERS PRESENT: Edward Child-President, Christopher Betz-Vice-president, Michael George, Claire Conley, Roberta Recenes and Rebecca Spor.

OTHER OFFICIALS PRESENT: James Black-Mayor, Craig Wilhelm-Fire Marshal/CEO, Vince Putiri-MTASA Representative and Larry Smock-Secretary/Treasurer.

MOTION ON MINUTES: A motion was made by Ms. Recenes to approve the Council Meeting minutes of November 7, 2019. The motion was seconded by Ms. Conley. Motion passed and so ordered.

CHECK REGISTER: A motion was made by Ms. Conley to approve the November 2019 Check Register. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

SOLICITOR'S REPORT: None

MTASA REPORT: A motion was made by Ms. Recenes to approve the MTASA Report as presented. The motion was seconded by Mr. Betz. Motion passed and so ordered.

QAPC REPORT: None

CITIZEN'S PARTICIPATION: Mr. Putiri asked President Child if he would give an update concerning the open space. President Child stated that he would give a brief update. President Child added that Council will be going into an Executive Session about that. President Child stated he, the Borough Secretary and representatives from Cowan Associates were down there walking the area. President Child added that he told Cowan Associates that he didn't think they put in new monuments. President Child stated that what they did do was find the original monuments. President Child added that the problem is that they are 4-6 inches below grade. President Child stated that we have updated drawings and what we discovered is that it looks like there are six (6) properties that are encroaching on our open space which will be discussed in Executive Session.

A representative from the Fire Company stated that they had forty-one (41) calls this past month; twelve (12) were fire calls and twenty-nine (29) were medical incidents. Nine (9) were in the Borough of Trumbauersville, fourteen (14) in Milford Township, one (1) in West Rockhill, eleven (11) in Richland and six(6) were out of district. On the Executive side, we completed our 2020 budget and had an election of officers.

MAYOR'S COMMENTS ON THE BOROUGH: Mayor Black stated that as everyone knows, we have a Junior Council Person program here and he would like to create a scholarship program for Junior Council Members. Mayor Black added that he would like to get local businesses involved to help finance it. Mayor Black stated that he is proposing a \$100.00 per year for each Junior Council Member. Mayor Black added that each member would have to attend at least eight (8) meetings a year to qualify. Mayor

Borough Council Meeting
December 5, 2019
Page 2

Black stated that if it is acceptable, he would be the first to donate an amount of \$400.00 to get it started. Mayor Black stated that he would give a report to Council next month on the progress of the program.

REPORT OF BOARDS AND COMMISSIONS:

PLANNING COMMISSION: President Child stated that the Planning commission did meet. President Child added that at the last meeting, we met with the Bucks County Planning Commission. As you know, we have been working for a few months on updating our Zoning Ordinance which is a big undertaking and you need somebody to help you with that. President Child stated that we talked to the Bucks County Planning Commission and they have given us a proposal to be a consultant of which each council member has a copy. President Child added that the fee would not exceed \$5,000.00. After a brief discussion, a motion was made by Ms. Recenes to accept the proposal. The motion was seconded by Mr. Betz. Motion passed and so ordered.

ZONING HEARING BOARD: President Child stated that zoning hearing board members serve a five (5) year term so every year, someone needs to be re-appointed and this year it is Mr. Steven Spor. President Child added that the Borough Secretary has talked to Mr. Spor and he has agreed to serve. A motion was made by Mr. Betz to re-appoint Mr. Steven Spor to another five (5) year term. The motion was seconded by Ms. Conley. Motion passed and so ordered. President Child stated that they will have to meet in January to re-organize and appoint a new solicitor. President Child added that the reason they need to appoint a new solicitor is that Peter Nelson was their solicitor but now he is the Borough solicitor and cannot serve as both.

PUBLIC SERVICES COMMITTEE: None

PARK/RECREATION COMMITTEE: Ms. Conley stated that the Winterfest is this Saturday from 6-8 PM and requested that everyone be there as early as possible. President Child stated that the Mayor and he put the fire pit together and the concrete blocks are not meant to withstand that kind of heat. President Child added that the Borough Secretary is going to get a quote from Mr. Greg Lapinski to build a permanent pit. Borough Secretary stated that the Mayor and he would be putting out the portable signs tomorrow.

PERSONNEL/ADMINISTRATIVE COMMITTEE: President Child stated that at the last meeting, he forgot to mention that the Borough Secretary had recommended pay raises for some people. The recommendations were for our three (3) TRAC people at fifty (50) cents per hour and a fifty (50) cent per hour raise for our assistant secretary who hasn't had a raise in four (4) years. Ms. Conley recommended a one dollar raise for the assistant secretary. Council agreed.

BUDGET & FINANCE COMMITTEE: None

ORDINANCE COMMITTEE: None

UNFINISHED BUSINESS: None

Borough Council Meeting
December 5, 2019
Page 3

NEW BUSINESS:

A motion was made by Mr. Betz to accept the CEO Report as presented. The motion was seconded by Mr. George. Motion passed and so ordered.

A motion was made by Mr. Betz to accept the Fire Marshal Report as presented. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

A motion was made by Ms. Recenes to adopt the 2020 Budget. The motion was seconded by Ms. Conley. Motion passed and so ordered.

A motion was made by Ms. Conley to adopt the 2020 Meeting schedule. The motion was seconded by Ms. Recenes. Motion passed and so ordered.

President Child stated that at this point in time, we are going to go into an Executive Session to discuss two (2) things; possible change to our zoning ordinance to cover recovery houses and secondly to determine what course of action we want to take with people encroaching on our open space.

A motion was made by Mr. Betz to grant a waiver to the law firm of Grim, Biehn and Thatcher because their firm represents both the Boyles and the Borough. The motion was seconded by Ms. Spor. Motion passed and so ordered.

President Child recessed the Council Meeting at 7:30 PM to convene an Executive Session.

President Child re-convened the Council Meeting at 8:20 PM.

President Child stated that one of the topics we discussed in Executive Session was encroachment on our open space. President Child added that we talked about different ways to approach it and the only fair way is to send a letter to everybody that is encroaching on our property and tell them to remove their stuff.

President Child stated that solicitor Colby Grim put together a draft ordinance for us that address recovery houses. President Child added that he will be sending it to us for review.

There being no further business, a motion was made by Ms. Recenes to adjourn. The motion was seconded by Mr. Betz. Motion passed and so ordered.

Respectfully submitted,

Larry Smock
Borough Secretary