

REGULAR COUNCIL MEETING

MARCH 8, 2010

The session was called to order at 7:01 p.m. by the President of Council, Ralph DiGuiseppe.

Council offered a moment of silent prayer.

The Council then proceeded to salute the flag.

Present were:

Mr. James Lutz	Mr. Patrick Sabatini
Ms. Lorraine Cullen	Mr. Leo Plenski, Jr.
Ms. Betty Rodriguez	Mr. Ralph DiGuiseppe
Mr. Anthony Muccie	

Absent—Robyn Trunell (vacation)

Also present were:

Mayor Robert Lebo
Mr. James Dillon, Borough Manager
Mr. William Salerno, Borough Solicitor
Chief Arnold Porter, Police Chief
Mr. Herbert Slack, Fire Chief
Mrs. Maria Fields, Administrator

**CERTIFICATES OF ACHIEVEMENT TO
BRISTOL HIGH SCHOOL MOCK TRIAL PARTICIPANTS**

On behalf of the Borough Council and Mayor, Certificates of Achievement were presented to the following Bristol High School Mock Trial Participants: Rebecca Carter (11th Grade), Shannon Cook (11th Grade), Anthony Maldonado (10th Grade), Emily Crispell (10th Grade), Darius Johnson (10th Grade), Daniel Raab (9th Grade), Evan Weinberg (9th Grade), and Fernando Jimenez (9th Grade).

Council Member Anthony Muccie and Mock Trial Participant Darius Johnson presented a plaque on behalf of the Council and Mayor to Michael Lalli recognizing him as "Teacher-Coach" of the Bristol High School Mock Trial Program.

Council Member Lorraine Cullen and Mock Trial Participant Shannon Cook presented a plaque on behalf of the Council and Mayor to Deborah Fine recognizing her as "Teacher-Coach" of the Bristol High School Mock Trial Program.

Council Member Betty Rodriguez and Mock Trial Participant Emily Crispell presented a plaque on behalf of the Council and Mayor to William J. Salerno, Esq. recognizing him as "Attorney-Coach" of the Bristol High School Mock Trial Program.

PRESIDENT OF COUNCIL

Mr. DiGuiseppe informed Council of letters he had sent to U.S. Congressman Patrick Murphy and U.S. Senators Arlen Specter and Robert Casey supporting federal funding for Lower Bucks Hospital.

Mr. DiGuiseppe read a petition from the residents of the 600 and 700 Block of Garden Street publicly acknowledging and formally thanking the Borough Public Works Department for the outstanding job done plowing the streets during the recent snowstorms.

PUBLIC PARTICIPATION

Margaret Mish, 803 Third Avenue, was concerned about the proposed Ordinance prohibiting placing items in the street for parking during snowstorms. She suggested painting lines, so individuals can park correctly on the street.

Joseph Nelson, 2416 Wilson Avenue, congratulated the students and coaches of the Bristol High School Mock Trial Program. He asked Council to be cautious before any decisions are made regarding the acquisition of Mill Run. Mr. Nelson stated he was pleased to see the cooperation between Borough Council and the School Board. He recommended a task force be created to save the taxpayers money.

Tony Devine, 223 Hayes Street, thanked the Borough Public Works Department for the excellent job done plowing the streets during the recent snowstorms. He agreed boarded up buildings detract from the neighborhoods throughout town, not just on Mill Street. Mr. Devine was concerned about the proposed Ordinance prohibiting placing items in the street for parking during snowstorms.

Gaetan Alfano, Special Counsel to Bristol Borough, explained the purpose of the Borough Council Executive Session at 5:30 p.m. this evening was to discuss the proposed transfer of the Grundy Powerhouse. Mr. Alfano said since Mr. Lutz was not present at the Executive Session, he would be glad to discuss the matter at his (Lutz) convenience.

REGULAR BUSINESS

Ms. Cullen (Mr. Sabatini) moved to approve the minutes of the Regular Council Meeting of February 8, 2010 and the Council Work Session of March 1, 2010 as printed. Unanimous

Ms. Cullen (Mr. Sabatini) moved to accept the Treasurer's Report for the month of January as printed. Unanimous

Ms. Cullen (Mr. Sabatini) moved to accept the Police & D.J.'s Report as printed. Unanimous

Ms. Cullen (Mr. Sabatini) moved to accept the Fire Chief's Report as printed. Unanimous

Ms. Cullen (Mr. Sabatini) moved to accept the Borough Inspector's Report as printed. Unanimous

Ms. Cullen (Mr. Sabatini) moved to accept the Planning Commission Report of February 22, 2010 as printed. Unanimous

Mr. DiGiuseppe informed Council of notification from the Pennsylvania Department of Environmental Protection to remove the debris from the unauthorized landfill at the Borough Yard by April 30, 2010. He noted the fine from DEP is \$5000 per day and they can go back 30 years.

NEW BUSINESS

3. MOTION - ACCEPT DAVID GOULD LETTER OF 3-1-10 WITHDRAWING PRELIMINARY LAND DEVELOPMENT PLAN APPLICATION FOR 123 WOOD STREET.

Ms. Rodriguez (Ms. Cullen) moved to accept the David Gould letter of 3-1-10 withdrawing the Preliminary Land Development Plan application for 123 Wood Street. Unanimous

NEW BUSINESS CONT'D.

4. **MOTION - AUTHORIZE ADVERTISING ORDINANCE PROHIBITING
PARKING ON THE NORTH SIDE OF RADCLIFFE
STREET BETWEEN JEFFERSON AND LINCOLN AVENUES
IN FRONT OF ST. MARK CHURCH FROM 9:00 A.M.
TO 11:00 A.M. EVERYDAY EXCEPT SUNDAY.**
-

Mr. Plenski (Ms. Rodriguez) moved to authorize advertising an Ordinance prohibiting parking on the north side of Radcliffe Street between Jefferson and Lincoln Avenues in front of St. Mark Church from 9:00 a.m. to 11:00 a.m. everyday except Sunday.

Mr. DiGuiseppe explained the purpose of the Ordinance.

The motion was carried unanimously.

5. **MOTION - AUTHORIZE ADVERTISING AMENDMENT TO THE
GRAFFITI ORDINANCE TO INCLUDE TANGIBLE
PROPERTY.**
-

Ms. Cullen (Ms. Rodriguez) moved to authorize advertising amendment to the Graffiti Ordinance to include tangible property.

Unanimous

6. **MOTION - AUTHORIZE ADVERTISING ORDINANCE REQUIRING
VACANT BUILDINGS IN THE HISTORIC DISTRICT
TO BE MAINTAINED.**
-

Ms. Rodriguez (Mr. Sabatini) moved to authorize advertising an Ordinance requiring vacant buildings in the Historic District to be maintained.

Mr. DiGuiseppe noted other Zoning Districts could also be included in the Ordinance.

The motion was carried unanimously.

NEW BUSINESS CONT'D.

**7. MOTION - AUTHORIZE PURCHASE OF A TRASH CONTAINER FOR
EACH BLOCK OF MILL STREET.**

Ms. Cullen (Ms. Rodriguez) moved to authorize the purchase of a trash container for each block of Mill Street—five (5) trash cans @\$788.00 per can.

Mr. Lutz opposed the motion.

The motion was carried 6-1.

**8. MOTION - REQUEST BUCKS COUNTY REDEVELOPMENT AUTHORITY
TO REQUEST A BOARD OF VIEW HEARING FOR THE
FORMER BRISTOL STEEL SITE.**

Mr. Plenski (Ms. Cullen) moved to request the Bucks County Redevelopment Authority to request a Board of View Hearing for the former Bristol Steel site. Unanimous

**9. MOTION - ADVISE ACTUARY FOR POLICE AND NON-UNIFORMED
PENSION PLANS TO APPLY THE 5 YEAR ASSET
SMOOTHING METHOD WITH A 20% CORRIDOR IN
ACCORDANCE WITH ACT 44 PER ACTUARY'S LETTER
DATED 3-1-10.**

Mr. Sabatini (Ms. Rodriguez) moved to advise the Actuary for Police and Non-Uniformed Pension Plans to apply the 5 Year Asset Smoothing Method with a 20% Corridor in accordance with Act 44 per Actuary's letter dated 3-1-10.

Mr. Lutz asked that the Police and Non-Uniformed be voted on separately.

Mr. Lutz stated he wanted to pay it in full now.

A discussion followed on options by the actuary for payment into both Pension Plans.

Mr. DiGuisepppe noted the Borough has always met the Minimum Municipal Obligation of both Pension Plans.

NEW BUSINESS CONT'D.

ITEM #9 CONT'D.

Mr. Sabatini (Ms. Rodriguez) moved to advise the Actuary for the Non-Uniformed Pension Plan to apply the 5 Year Asset Smoothing Method for a 20% Corridor in accordance with Act 44 per Actuary's letter dated 3-1-10.

Mr. Lutz opposed the motion.

The motion was carried 6-1.

Mr. Sabatini (Ms. Rodriguez) moved to advise the Actuary for the Police Pension Plan to apply the 5 Year Asset Smoothing Method for a 20% Corridor in accordance with Act 44 per Actuary's letter dated 3-1-10.

Mr. Lutz abstained.

The motion was carried 6-0 with 1 abstention.

OTHER BUSINESS

Mr. Lutz informed Council that he had received the settlement sheets from Aqua Pennsylvania on the sale of the water system and asked the Secretary to make copies for distribution.

Mr. Muccie advised Council that Amtrak will be at the Borough Hall on Friday, March 12, 2010, at 9:00 a.m. to look at the railroad bridges.

Mr. Muccie was concerned about the vandalism at the Little League Fields; the police will be patrolling the area.

Mr. Plenski (Mr. Sabatini) moved to suspend the rules of Council to add an item to the Agenda regarding the Grundy Powerhouse.

Unanimous

Mr. Plenski (Mr. Sabatini) moved to authorize Special Counsel to recommend that the Bucks County Redevelopment Authority deny the request of Keystone Redevelopment Group to allow the transfer and assignment of the Powerhouse property and Agreement of Sale to Habitat for Humanity of Bucks County.

Unanimous

Ms. Cullen (Ms. Rodriguez) moved to adjourn the meeting at 7:58 p.m.

Unanimous