

REGULAR COUNCIL MEETING

OCTOBER 13, 2009

The session was called to order at 7:05 p.m. by the President of Council, Ralph DiGuiseppe.

Council offered a moment of silent prayer in memory of Max Porter, Chief Porter's father.

The Council then proceeded to salute the flag.

Present were:

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

Absent—Michael Harris

Also present were:

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

**RESOLUTION - DESIGNATING SATURDAY, OCTOBER 17, 2009
HISTORIC BRISTOL DAY**

Mayor Saxton read the Resolution designating Saturday, October 17, 2009 as Historic Bristol Day.

The Mayor presented the Resolution and \$1,000.00 check to Ms. Nancy Maren, a representative of the Bristol Cultural and Historical Foundation.

Ms. Trunell (Ms. Rodriguez) moved to adopt the Resolution.

Unanimous

PRESENTATION OF PROCLAMATION TO JOHN DOYLE

Council Member Anthony Muccie presented a Proclamation to John Doyle for doing an outstanding job as Little League President.

CERTIFICATES OF ACHIEVEMENT TO DISTRICT 21 CHAMPIONS

Council Member Betty Rodriguez presented Certificates of Achievement to the following team members, Team Mom, Manager, and Coaches of the ten and under Bristol Borough Girls Little League All Star Team for winning the District 21 Little League Championship: Alyssa Adams, Madison Bitting, Tianna Brewington, Cara Fabiano, Desiree Franchitti, Demeria Jones, Melissa Marchese, Katie Morris, Alexis Mossbrook, Katelyn Santana, Jade Stevens, Bryanna Vearling, Haily Bigelow, Manager Scott Fabiano, Coach John Scancellia, Coach Steve Bitting, and Team Mom Luz Stevens.

Council Member Anthony Muccie presented Certificates of Achievement to the following team members, Manager, and Coaches of the Bristol Borough Senior League All Star Team for winning the District 21 Little League Championship: Kyle Weik, Jason Gonzalez, Eric Haas, Derek Bradeis, James Petrino, Josh Plenski, Robbie Harley, Cody Ruffner, Kenny Reitz, Ryan Cullen, Tom Muccie, Carlos Rodriguez, Kelvin Ortiz, Manager Tim Dugger, Coach Mickey Gonzalez, and Coach David Adamson.

2009 ROAD PROGRAM PRESENTATION

Mr. DiGuiseppe introduced Bob Solarz, P.E., Kurt Schroeder, P.E., and Jeff Downey, P.E. of Gilmore & Associates, Inc. to do a presentation on the 2009 Road Surfacing Program Project Completion.

Mr. Solarz, Mr. Schroeder, and Mr. Downey presented a power point presentation of the project including the project scope, the timing of the project, the Aqua main replacement roadways, the project budget, construction costs, the project schedule, the map showing road restoration locations, ongoing maintenance, and service life expectancy.

A discussion as well as a question and answer period followed on the Road Program.

Mr. Dillon read a letter from Ed Pollace, the Project Manager of General Asphalt Paving Company of Philadelphia dated October 13, 2009. Mr. Pollace stated in the letter that in 40 years of paving, he has never had so much cooperation as he received on the 2009 Borough Paving Project. He thanked the residents, the Police Department, Public Works, Gilmore & Associates, and leaders of the Borough who were able to minimize the inconvenience and hardships that accompany a project this size.

PUBLIC PARTICIPATION

Elizabeth Fisher, 1102 Wood Street, thanked Council for adopting the Ordinance establishing confinement of dog regulations. She thanked the Animal Control Officer for doing a good job. Ms. Fisher reported on the status of House Bill 1243.

Roberta Young, 720 Mansion Street, wanted to know what Councilman Lutz would have done differently to pave the roads.

George Waldron, Public Works Director, said it will be a pleasure to snow plow the roads this year. He thanked Council and the Mayor for doing a thorough Road Program.

Anthony Cantiello, 339 Hayes Street, commented on cars being towed during the Road Program, police officers using foul language, and dogs being leashed. He complained about police officers intimidating people.

Chris Chapman, 355 Washington Street, commented on a police incident report regarding Joan Martella distributing political literature. He questioned the letter from the Authority Chairman regarding the sewer rates.

REGULAR BUSINESS

Mr. Muccie (Mr. Sabatini) moved to approve the minutes of the Regular Council Meeting of September 14, 2009 and the Council Work Session of October 5, 2009 as printed. Unanimous

Mr. Muccie (Mr. Sabatini) moved to accept the Treasurer's Report for the month of August as printed. Unanimous

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

REGULAR BUSINESS CONT'D.

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

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

Mr. Muccie (Mr. Sabatini) moved to accept the H.A.R.B. Report and Decisions of September 28, 2009 as printed. Unanimous

NEW BUSINESS

3. RESOLUTION - APPROVING AMENDED 2010 MINIMUM MUNICIPAL OBLIGATION FOR THE POLICE PENSION FUND.

Mr. Sabatini (Ms. Rodriguez) moved to adopt the Resolution approving the amended 2010 Minimum Municipal Obligation for the Police Pension fund.

Mr. Lutz abstained.

The motion to adopt the Resolution was carried 6-1.

4. RESOLUTION - APPROVING AMENDED 2010 MINIMUM MUNICIPAL OBLIGATION FOR THE NON-UNIFORMED PENSION FUND.

Mr. Sabatini (Ms. Rodriguez) moved to adopt the Resolution approving the amended 2010 Minimum Municipal Obligation for the Non-Uniformed Pension Fund. Unanimous

5. ORDINANCE - PROHIBITING PARKING ON THE NORTH SIDE OF CANAL'S END ROAD.

Ms. Trunell (Ms. Rodriguez) moved to adopt the Ordinance prohibiting parking on the north side of Canal's End Road. Unanimous

NEW BUSINESS CONT'D.

6. **MOTION - AMEND DEMOLITION & LANDSCAPING CONTRACT FOR
BRISTOL STEEL TREATING SITE IN THE AMOUNT OF
\$9,550.00.**

Ms. Rodriguez (Ms. Trunell) moved to amend the Demolition and Landscaping Contract with DeNucci Excavating Corporation for the Bristol Steel Treating Site in the amount of \$9,550.00.

Unanimous

7. **MOTION - AUTHORIZE DEMOLITION OF FORMER PUMP HOUSE.**

Ms. Trunell (Ms. Rodriguez) moved to authorize demolition of the former Pump House.

A discussion followed explaining all the efforts that were taken to preserve the building before proceeding with the demolition of the building which is now an unsafe structure.

The motion was carried unanimously.

8. **MOTION - AUTHORIZE REPLACEMENT OF DECORATIVE LIGHT
FIXTURES ON AN AS NEEDED BASIS.**

Mr. Sabatini (Mr. Plenski) moved to authorize replacement of decorative light fixtures on an as needed basis. Unanimous

9. **MOTION - ACCEPT LAND DEVELOPMENT TIME EXTENSION
REQUEST OF ROHM AND HAAS TO OCTOBER 30,
2009.**

Mr. Plenski (Ms. Trunell) moved to accept Land Development Time Extension Request of Rohm and Haas to October 30, 2009.

Unanimous

10. **MOTION - ACCEPT LOUGHRAN SUBDIVISION TIME EXTENSION
REQUEST TO DECEMBER 14, 2009.**

Mr. Muccie (Ms. Trunell) moved to accept Loughran Subdivision Time Extension Request to December 14, 2009. Unanimous

NEW BUSINESS CONT'D.

**11. MOTION - AUTHORIZE ADVERTISEMENT FOR BIDS FOR REFUSE
COLLECTION.**

Mr. Plenski (Ms. Rodriguez) moved to authorize advertisement for bids for Refuse Collection. Unanimous

**12. MOTION - AUTHORIZE ADVERTISEMENT OF AMENDMENT TO
RESPONSIBLE CONTRACTORS ORDINANCE.**

Mr. Sabatini (Ms. Rodriguez) moved to authorize advertisement of amendment to the Responsible Contractors Ordinance. Unanimous

OTHER BUSINESS

Ms. Trunell (Mr. Muccie) moved to suspend the rules of Council to add an item to the Agenda. Unanimous

Ms. Trunell (Ms. Rodriguez) moved to approve the proposal from Langan Engineering & Environmental Services dated October 9, 2009 for consulting services associated with the preparation and submission of an Implementation Plan/Environmental Assessment for proposed flood reduction and water quality measures for the Pidcock/Mill Creek Watershed Project in the amount of \$128,000.00.

Mr. Salerno explained the Contract.

Mr. DiGuiseppe noted the Contract will be paid with the grant from Congressman Murphy.

The motion was carried unanimously.

Mr. Lutz stated at the September Work Session, he asked the Manager for the invoices from Jim's Tree Service and he has not received it. He also asked for a statement from Gordon Walker for the SWAP Program.

OTHER BUSINESS CONT'D.

Mr. Dillon said he had this information for him (Lutz) at the work session, but Mr. Lutz did not attend the meeting.

Mr. Dillon gave a copy of the invoices to Mr. Lutz and proceeded to explain the reason for the invoices. He said one of the invoices had to do with the agreement with PECO to remove the stumps after PECO took down the trees; three quotes were received and the low bid was from Jim's Tree Service to remove 49 stumps in the amount of \$1,742.00. Mr. Dillon stated the other two invoices dealt with the cemetery on Wood Street where we had to have three trees and stumps removed on an emergency basis, so the Road Program could proceed; the property owner will be reimbursing the Borough \$3,995.00. Mr. Dillon also gave Mr. Lutz a copy of a letter from Gordon Walker, the Borough's financial advisor.

Mr. DiGuiseppe asked the Public Works Superintendent and the Borough Manager to suggest improvements for the Lincoln Memorial site.

Ms. Trunell (Mr. Muccie) moved to adjourn the meeting at 8:47 p.m. Unanimous