



JENKINTOWN BOROUGH COUNCIL

PUBLIC MEETING

January 28, 2013

7:30 P.M.

700 Summit Avenue, Jenkintown Pennsylvania

MINUTES OF MEETING

1. **Call to Order:** President Dobbs called the meeting to order at 7:30 p.m.
2. **Pledge of Allegiance:** Mayor Foley led those present in the Pledge of Allegiance.
3. **Roll Call:**
 - **Council members present:** President Dobbs, Vice-President Marlowe, Councilman Boutcher, Councilman Conners, Councilman Durkin, Councilwoman Durkin, Councilwoman Farrell, Councilman Golden, Councilwoman Pancoe, and Councilwoman Soltysiak.
 - **Council members absent:** Councilman Danilak
 - **Others present:** Mayor Foley, Chief DiValentino, Solicitor Kilkenny, Manager Hanel, Assistant Manager Bashore, Code Enforcement Officer Locke, and Engineer Hughes.
4. **Approval of Minutes of December 17, 2012:** On motion of Councilman Golden, seconded by Councilman Durkin, the motion approving the minutes from the December 17, 2012 meeting of Borough Council passed unanimously.
5. **Approval of Payrolls dated January 10 and January 24 in the amount of \$118,847.88 and Invoices totaling \$306,918.39**

Vice-President Marlowe requested that future invoice reports state the reason for payment when an individual person is indicated as payee.

Action: On motion of Vice-President Marlowe, seconded by Councilman Durkin, the motion approving the invoices and payrolls passed unanimously.
6. **Public Comment:**
 - **Mark Murphy, 214 Walnut St:** Mr. Murphy appeared before Borough Council in order to inquire about property tax increases for Jenkintown School District. Councilwoman Farrell stated that the Jenkintown School Board is preparing to vote on their preliminary budget at this evening's School Board meeting. The preliminary budget will be available for public review after the meeting. Mr. Murphy was directed to the School Board meeting in the Community Room at the Jenkintown School District Administrative Office. Mr. Murphy thanked Borough Council for the information.
7. **Appointment to vacant Council seat in Ward 3:** On motion of Councilwoman Farrell, seconded by Vice-President Marlowe, the motion appointing Richard Bunker, Jr. to fill the term of Raymond Marcero (Ward 3), expiring on December 31, 2013, on Borough Council passed unanimously.

8. Committee Reports

- **Administration and Finance:** Minutes from the meeting were provided with the monthly meeting materials.
- **Building, Zoning and Revitalization:** Minutes from the meeting were provided with the monthly meeting materials. Councilwoman Pancoe noted that the fee schedule was discussed under Administration & Finance, but noted changes under building and zoning that will be considered.
- **Public Safety:** Minutes from the meeting were provided with the monthly meeting materials.
- **Public Works:** Minutes from the meeting were provided with the monthly meeting materials.
- **Jenkintown School District:** Councilwoman Farrell stated that the preliminary budget for the School District is being considered this evening and they will be applying for Act 1 exception, which outlines the maximum level school districts may raise taxes. Councilwoman Farrell reported that Dr. Wade has met with parents to discuss safety efforts in light of the events in Newtown, CT and that Chief DiValentino has been involved in those discussions. Councilwoman Farrell noted that Jenkintown High School has ranked 9th in Pennsylvania out of 651 high schools in terms of SAT scores.
- **Jenkintown Community Alliance:** Councilwoman Durkin reported that Lindy Properties will be developing marketing initiatives around the properties it manages and will also offer this service to non-Lindy properties as a second tier. Councilwoman Durkin reported that the future of the Jenkintown Farmers Market is in question due to low participation.
- **Multi-Municipal Group:** Councilman Golden reported that a 2012 report was provided in the monthly meeting materials from the chairperson of the SEPA First Suburbs Project.

9. **Solicitor's Report:** Solicitor Kilkenny reported that he will have items for discussion during Executive Session.

10. **Mayor's Report:** Mayor Foley reported that he attended the rally for Mayors Against Illegal Guns in Washington D.C. in support of enhanced gun control legislation. Councilwoman Pancoe asked about the ordinance in Jenkintown Borough regarding the discharging of weapons in the Borough. Chief DiValentino stated that there is no provision in the Borough Code. Manager Hanel stated that a draft ordinance has been prepared by the Solicitor and will be before the Public Safety Committee in February.

11. **Police Chief's Report:** Chief DiValentino reported that the safety meeting with the School District was well attended and the Police Department is preparing programs for the next meeting. Chief DiValentino reported that the Police Department is exploring the installation of a School Resource Officer in the School District. Mayor Foley asked if this individual would be armed. Chief DiValentino stated that they would be. Councilman Golden stated that this should be a policy issue that should be vetted through Borough Council. Councilman Durkin requested that this matter be discussed in the Public Safety Committee.

12. **Manager's Report:** A written report was provided with the monthly meeting materials. Manager Hanel stated that the Borough's RACP Grant reimbursement has been processed and the Borough should receive the funds in 3 to 4 weeks. Councilman Golden asked about the cash standing of the Borough. Manager Hanel stated that Major & Mastro completed the close out of 2012 and is currently preparing a report.

13. **Assistant Manager's Report:** A written report was provided with the monthly meeting materials. Assistant Manager Bashore reported that the Borough has been notified by PennDOT that the re-opening of the Greenwood Ave. Bridge has been delayed from late-2013 to mid-2014. The delay is attributed to relocation of utility lines and working hours related to SEPTA. Assistant Manager Bashore stated that he is working with Brian Early to have PennDOT appear before the Public Works Committee in March. Councilwoman Durkin recommended inviting the Borough's SEPTA liaison. Solicitor Kilkenny recommended inviting Leslie

Richards as well. Mayor Foley stated that Cheltenham Township was working to arrange a staff meeting with PennDOT and he will forward the information to Assistant Manager Bashore.

- 14. Engineer's Report:** A written report was provided in their monthly meeting materials.

ORDER OF BUSINESS

- 1. Resolution 2013-1: Tax and Revenue Anticipation Note:** President Dobbs made a motion to approve Resolution 2013-1 authorizing the administration to enter into an agreement with TD Bank, securing a Tax Revenue Anticipation Note in the principal amount of \$333,000. Councilman Golden seconded the motion. Councilwoman Durkin asked if there was an early re-payment penalty. Manager Hanel stated that she is speaking with TD Bank about waiving this provision. Councilman Bunker asked about the rate. Manager Hanel stated that the rate is 3.25%. There was no further discussion and the motion passed unanimously.
- 2. Ordinance #2013-1: Participation in the Delaware Valley Health Insurance Trust (DVHIT):** On motion of Vice-President Marlowe, seconded by Councilman Boutcher, the motion to adopt Ordinance #2013-1, authorizing the Borough to participate in the Delaware Valley Health Insurance Trust passed unanimously.
- 3. Professional Appointments for 2013**
 - a. Borough Solicitor for 2013**

Action: On motion of Vice-President Marlowe, seconded by President Dobbs, the motion to appoint Sean Kilkenny, Esq. of the law firm Friedman Schuman to serve as Solicitor for the Borough of Jenkintown passed unanimously.
 - b. Borough Labor Counsel**

Action: On motion of Vice-President Marlowe, seconded by Councilman Durkin, the motion to appoint Jordan Yeager, Esq. for the firm Curtin & Heefner, LLP to serve as Labor Counsel for the Borough of Jenkintown passed unanimously.
 - c. Borough Accountant**

Action: On motion of Vice-President Marlowe, seconded by President Dobbs, the motion to appoint the firm of Major & Mastro, LLC to serve as Accountants for the Borough of Jenkintown passed unanimously.
 - d. Borough Engineer**

Action: On motion of Vice-President Marlowe, seconded by Councilman Boutcher, the motion to appoint the firm of Remington, Vernick, & Beach to serve as Engineer for the Borough of Jenkintown passed unanimously.
- 4. Resolution 2013 – 2: Appointment of Auditor:** On motion of Vice-President Marlowe, seconded by President Dobbs, the motion to approve resolution 2013-2 appointing Gold, Gocial, & Gerstein LLC as Borough Auditor for 2013 to settle 2012 accounts passed unanimously.
- 5. Resolution 2013 – 3: 2013 Fee Schedule:** Vice-President Marlowe made a motion to approve Resolution 2013-3, establishing the 2013 fee schedule for the Borough of Jenkintown. Councilman Boutcher seconded the motion.

Councilwoman Pancoe asked if the fee schedule presented included the separation of Zoning Hearing Board application fees between residential and commercial. Manager Hanel stated that it does. Councilman Boutcher asked if fees could be adjusted at another time in the year. Solicitor Kilkenny stated that they could be.

There was no further discussion and the motion adopting Resolution 2013-3 passed unanimously.

6. **Resolution 2013 – 4: Supporting the Fix Gun Checks Act and Stricter Gun Control Legislation:** On motion of Councilman Durkin, seconded by Councilman Boutcher, the motion adopting Resolution 2013-4 supporting the enactment of stricter gun control legislation passed unanimously.
7. **Collective Bargaining Agreement between the Borough Council of the Borough of Jenkintown and the Police Department of the Borough of Jenkintown (January 1, 2013 – December 31, 2015):** On motion of Councilman Durkin, seconded by Councilman Boutcher, the motion to approve the Collective Bargaining Agreement between the Borough Council of the Borough of Jenkintown and the Police Department of the Borough of Jenkintown passed unanimously.
8. **Resolution 2013 – 5: Montgomery County Hazard Mitigation Plan:** On motion of Councilman Durkin, seconded by Vice-President Marlowe, the motion to approve Resolution 2013 – 5, adopting the Montgomery County Hazard Mitigation Plan passed unanimously.
9. **Cedar to Walnut Storm Sewer Project: Rejection of Bidders and Authorization to re-bid the project:** Councilman Boutcher made a motion to reject all bidders for the Cedar to Walnut Storm Sewer Project and authorize the Borough Engineer to re-bid the project. Councilman Durkin seconded the motion.

Vice-President Marlowe asked if this would result in the project being behind the schedule originally presented. Engineer Hughes stated that he factored the possibility of re-bidding into the project schedule.

There was no further discussion and the motion rejecting all bidders for the Cedar to Walnut Storm Sewer Project and authorizing the Borough Engineer to re-bid the project passed unanimously.

10. **Sanitary Sewer Upgrade Project:** On motion of Councilman Boutcher, seconded by Councilman Conners, the motion approving Change Order #1 for the Sanitary Sewer Upgrade Project in the amount of \$31.00 passed unanimously.

NEW BUSINESS AND DISCUSSION

1. **Zoning Hearing Board appointment:** Council directed Manager Hanel to speak with Belinda Hull regarding reappointment procedures and to advertise for interviews for a position on the Zoning Hearing Board.
2. **Tax Collector:** Council directed Manager Hanel to set up a meeting with the Borough Tax Collector to discuss tax and sewer billing issues.

EXECUTIVE SESSION: On motion of President Dobbs, seconded by Councilwoman Durkin, the motion to adjourn into Executive Session regarding possible litigation and personnel matters passed unanimously.

ADJOURNMENT: On motion of President Dobbs, seconded by Councilman Boutcher, the motion adjourning the meeting passed unanimously.

Respectfully submitted,

Carolyn Hanel
Borough Manager/Secretary

Please see "Action Items" list on next page.

Action Items

January 28, 2013

Carolyn Hanel, Borough Manager	Tax Collector – Schedule meeting with Tax Collector ZHB Appointment – Advertise opening and contact member to see if interested in continuing
Christopher Bashore, Assistant Manager	Greenwood Ave. Bridge Project – Attend Cheltenham staff meeting
Paul Hughes, P.E., Borough Engineer	Cedar to Walnut – Advertise for re-bid