

MEETING MINUTES
MORRISVILLE BOROUGH COUNCIL
REGULAR MEETING

MONDAY, NOVEMBER 21, 2016
7:30 p.m.

The Morrisville Borough Council met on Monday, November 21, 2016 at 7:30 p.m. in Council Chambers at the Morrisville Municipal Borough, 35 Union Street, Morrisville, PA for a Regular Council Meeting.

Mr. Kerner stated, we will begin this meeting with a moment of silent prayer followed by the pledge of allegiance.

Mr. Kerner stated, I will now ask the Borough Manager, Bob Sooby for a roll call.

Mr. Sooby took roll call at this time.

Those in Attendance:

Borough Council: Fred Kerner, President
Ted Parker, Vice President
Victor Cicero
Corryn Kronnagel
Danielle Larison
Bill Pepitone
Todd Sanford
Debbie Smith

Borough Officials: Mayor David Rivella
Robert C. Sooby, Borough Manager
Robert A. Seward, Assistant Borough Manager/Code Enforcement
Dave Sanders, Solicitor

Junior Councilperson: Garlie St. Cyr

SPECIAL PRESENTATIONS

Mr. Kerner stated, we will begin with special presentations, starting with 4A, Peter Place, CPA of Lopez, Teodosio & Larkin, LLC, to discuss the Independent Financial Audit he performed for Morrisville Borough.

Peter Place stated, I'm Peter Place, we were engaged to audit the Borough of Morrisville for 2015. Just to give you a little history, I was actually engaged to do the DCD reports for the last couple of years as well. You used to have a controller that used to do it and basically, I forget if it was 2014 or 2013, that may have been the first year that we did the DCD. As far as this report, it's actually a financial statement that is issued and the last one that was issued for the Borough was in 2010 which wasn't my firm, it was another firm. Your Borough Code doesn't require you to have audited financial statements, you are required to do DCD reports with Pennsylvania which obviously you do, just to give you a little history there. Basically, the first two pages is the opinion letter which basically states the responsibility to the Borough that obviously this is their responsibility of the financial statement, it also states our responsibility as auditors which basically we test the records we test the accounts we observe, we also have inquiries of certain staff. Obviously we look at the internal controls segregation of duties and things like that and then after we do all that we basically form an opinion of whether the numbers that represent the Borough are materially correct. And in this case they are materially correct, we did not find any material deficiencies or anything like that in the internal controls. I did issue a separate letter which I'm assuming you guys all have that as well which that letter basically states what I just spoke about, but then it does give some recommendations just to improve and enhance your internal controls. But again, those recommendations aren't deficiencies per say. Page one and two is the opinion letter, then page three and page four -- page three is kind of like your balance sheet. The Borough is on a modified cash basis which is actually very normal for Boroughs and actually some small townships. Basically on a modified cash basis, it's pretty much cash coming in and then cash going out. If you notice on page three, you don't have any record of your fixed assets, all your infrastructure, your buildings and so forth, that's not actually capitalized here. Again, because it's modified cash basis. And because you don't have the fixed assets capitalized, you also don't see the long term debt that you have. You have a note payable with TD Bank that was in 2014 when you took it out, you don't see that on page three as well. It's disclosed but it's not on page three because obviously that debt is related to the infrastructure and the fixed assets. So, I just wanted to make that point, but basically on this modified cash basis on page three, you could see that your net worth or your net position is \$829,000.00 that's after your cash and cash equivalents less any current liabilities comes down to that net position of \$829,000.00. Page four is kind of an income statement. Just to kind of let you know where you stand, the change in net position was a negative \$377,000.00. But because you're cash basis you also have capital outlay of \$347,000.00. That's kind of up in the middle of the page. Now normally that would be capitalized, that wouldn't be an expense. So if you were to back out the \$347,000.00, now the \$377,000.00 is down to a loss of \$30,000.00. Basically your debt service of \$89,000.00, about \$50,000.00 of that is paying down debt. But that normally would not be expensed either on accrual basis. So if you add that back, bottom line is, basically the Borough came down to a positive \$20,000.00. You look at the negative \$377,000.00 but again, when you're spending money and you're investing in capital projects and capital outlays, that obviously is improving the Borough, so it shouldn't be a reduction of income. The next pages are page five and page six. Page five is a balance sheet, now basically it's broken out between the general fund, the capital projects funds, the debt service fund, and then your non major government funds which is, I think the biggest one there would probably be you highway aide fund, would be included in those funds. You can see that your general

fund is your biggest fund position which is \$316,000.00. You have an account -- one of the things that I've noticed is that there's a lot of funds that the Borough has and there's a lot of funds that are actually kind of the same funds, that they can actually be combined into one fund. You have about four or five funds in your computer software where basically they're actually all general funds. And one of them is there's a fund that's about \$300,000.00 that was I guess a tax anticipation fund where now all it is is cash sitting there. Technically that's a general fund account, there's no external restrictions on that, Council can do whatever they want with that \$300,000.00. So technically that's an unrestricted fund. Basically that's one of the main reasons why you have such a net position of \$316,000.00 in the general fund. So on page 6, it gives you a little bit more detail of your taxes and your revenue sources which obviously your real estate taxes are your biggest source. You're one of the few Townships and Boroughs in this area in Bucks County that do not have an earned income tax. As a matter of fact you are probably one of the last surviving breed that doesn't have an earned income tax. Bensalem just enacted one just recently, before that it was Middletown. I think there's only five Boroughs and Townships in the whole area of Bucks County and Montgomery County that do not have an earned income tax. Page seven and eight are your pension funds and then your developer escrow fund. The pension funds of course are your police pension and your non-uniformed pension. Just to talk about pensions as well since we're talking about highlights here, I know it's a lot of pages and I'm sure you're going to go home and read this, but on page 23 it talks about the pension liability that the Borough has. On page 23, if you go to the bottom you see that you have a balance of \$155,000.00, that's the unfunded pension liability for the police fund which is actually fantastic. I do several Boroughs and Townships and most of those police funds, of course some of those are bigger entities and bigger townships, but you're talking a couple of million. The fact that you're only \$155,000.00 on a police budget of 1.8 million is actually excellent to have an unfunded liability of \$155,000.00. So the Borough is actually in very good shape when it comes to this pension. And then if you go to page 24 which is the non-uniformed pension, you actually have an asset of \$573,000.00, so again, the Borough is in very good shape as far as it's pension fund. The other biggest component and it's not on the statements itself, but if you go to page 18, of course it's the note payable that you have with TD Bank and you can see there the amortization of it over the next 15 years of when it's going to be retired. That's note 7, page 18. The rest of the schedules in the back again relate -- there is a schedule that you can look at the general fund versus the budget, which is on page 27, it kind of gives you an idea of how the actual numbers came out with the budget which actually, it came out pretty darn close to the budget, the revenue was slightly off by about \$4,000.00 and the expenditures again were slightly off in total about \$46,000.00. So, 27 is the general fund budget, 28 is the capital projects fund budget versus actual. Then 29 is the debt service fund budget versus actual. Are there any questions about the financial statement?

Mr. Kerner replied, none for me. It sounds like the rest of council has about the same.

Mr. Place asked, are there any questions on the letter, did anyone have any questions on the letter that I issued and recommendations?

Mr. Kerner replied, not immediately, no. There are some things we need to think about moving forward.

Mr. Place stated, I will be in contact with Mr. Sooby and there are some things to consider for the next month or two that the Borough should look at. Okay, take care.

Mr. Sooby stated, thanks Peter.

Mr. Kerner stated, next we have 4B, which will be a special presentation of Garlie St. Cyr as the Junior Councilperson for the school year 2016-2017, she will be will be sworn in by Mayor Dave Rivella.

Mayor Rivella asked to have Corryn be present for the swearing in. He stated, this evening we are going to swear in our Junior Council Member.

Junior Councilperson Garlie St. Cyr was sworn in by Mayor Rivella.

(audience claps)

Mr. Kerner stated, that will conclude our special presentations and we will move on to Hearing of the Public.

HEARING OF THE PUBLIC

1. Nancy Sherlock - *424 West Bridge Street*

She stated at last months meeting when I mentioned that adding last minute motions went smoothly I did not explain myself correctly. While trying not to sound rude or sarcastic, I missed my mark. What I was trying to say was that in 2014 and 2015 there were a number of occasions when we needed to add a last minute motions and each time it was met with outcries and cries of criticism. So now, last minute motions are acceptable and I'm glad that everybody is agreeing to that. I wasn't questioning the actual motions that you put on last month. As far as the mention of an abstention of Ms. Smith and the Jazz Festival expenses. Ms. Smith said neither yes nor no, she indicated that she would approve all other expenses except that one. President Kerner called Ms. Smith's & Mr. Sanford's votes as abstentions. So, a vote must be recorded as either a yes, a no or an abstention. You can't cherry pick what you want out of the minutes. Regarding the discussion for the bond of Mr. Sooby, so that the public knows, last November I had asked Virginia to check into the bond and raise the amount to a realistic 2015 amount, since it had been low since as far back as Mr. Mount's tenure. After a couple of phone calls she was told that they could increase it and that there would be no change in the amount that is charged to us. I just wanted the public know as well as Council that there was movement to try to make sure that the bond was correct. Now we go back to a bit of a sore subject, that's regarding the vendor fees. As an event organizer, it was the responsibility of Town Watch to instruct all vendors to go to the Borough to fill out a vendor form. At that time, the Borough Administration would

let that vendor know whether they needed to pay a fee or not, so -- also the Borough would be aware of who was attending these events. At October's meeting, Ms. Larison stated that they were never told that all the vendors must pay. She stated that they were told that just food vendors had to pay. Our administration would never tell them that, because that is not correct, that is not what's in the policy. When Ms. Larison and Ms. Holthenrichs filled out the forms they either did not read it, or chose to ignore the instructions. If you look at the form, you'll see, it gives examples of who must pay the vendor fee. Never did I accuse Town Watch administration of keeping the money for their own personal gain but what they did do was shortchange the taxpayers by not following the protocol. The money that Town Watch donated to the Fire House could be considered a donation from the taxpayers since not all of their vendors paid their fees. Town Watch chose to ignore the vendor fee for the Borough, but charged a Town Watch fee and that was not a mistake. I know a number of us have different views, but when it comes to being fair and doing the right thing, I think we should all be on the same page. I'd like to say congratulations to Officer Dilanni, who won an award through the International Chief's of Police Association. That is really quite a recognition and we are very grateful to have him here in town with all of our officers. And also congratulations to Chief George McClay who received an award from the Washington Crossing Boy Scouts. I'd just like to mention that the Pep Rally is this Wednesday evening at the high school and then the pancake breakfast on Thursday morning, I'm sure someone on council will give more details. And then the football game at 10:00 on Thursday morning. Thank you again for your time and have a Happy Thanksgiving to everyone.

2. Kurt Holthenrichs - *300 Melvin Court North*

He stated he wanted to ask a question about the shortage on the budget. I tried to listen to the meeting online and he wasn't quite able to make it out. How did administration oversight costs get overlooked if they were overlooked? My bill for Mascaro last year was about \$285.00 for the year and now it's down to \$220.00. That was based on the contract that was proposed and accepted on because it was a low bid. How did you arrive at this shortage and how much are we paying administrative costs in house to issue bills basically once a year for the trash or quarterly for the trash collection? Is it a full time position just to issue these bills? I mean where is this shortage coming from and how did you arrive at this dollar amount for administrative costs?

Mr. Sooby stated, well Kurt, first of all, since far before I was ever here, there were sanitation costs implemented in the trash fee. Last year the amount that we paid the sanitation company was the amount that was divided amongst 3,008 residents for what we charge each resident. So, the easiest way to explain this is that the administrative costs, the cost that we have for cleaning leaves the public works costs were not included, so due to the fact that we had that we ended up having a shortfall in our budget due to the fact that it was actually put in as revenue but it wasn't taken out as an expenditure.

Mr. Holthenrichs replied, so administrative costs are Borough workers cleaning out leaves from the gutters, is that what your saying?

Mr. Sooby replied, well, that's part of it.

Mr. Holthenrichs replied, administrative part of the Borough workers isn't that part of the budget already?

Mr. Sooby replied, it's a small part of the budget, yes that's correct. But again, just to give you some kind of example, in 2013 our trash fees were \$350 a year, so the next year it was \$285, the following year after that it was \$285, last year it went to \$220. It was nice that it was \$220, but it didn't cover all the costs. So implementing the cost that we pay and there was an increase in sanitation this year we have to cover that expense, so plain and simple is that the residents this year basically had a discounted rate due to the fact that the Borough side wasn't implemented and it always has been. Not since I've been here, or Tommy's been here, or George Mount has been here, it's always had a budgeted item for sanitation.

Mr. Holthenrichs asked, okay and it was missed in the budget last year, it just wasn't put in?

Mr. Sooby replied, well, it was put in. If you have a copy of the original 2016 budget, the correct amount was on the front of the budget, however it wasn't implemented inside the sanitation costs. Everything was there, it was just --

Mr. Cicero stated, it wasn't included in the fee.

Mr. Sooby stated, it wasn't included in the fee.

Mr. Holthenrichs stated, you can't charge a sanitation fee on top of their contract. They have to be a separate item. Because what we're paying Republic is their own contract, it has nothing to do with our leaf removal and our Borough workers, budget correct?

Mr. Sooby replied, well, for example, Bristol Borough, they have their street sweeping charges in their sanitation. Each Borough sees different ways how they implement costs for sanitation, but if it wasn't put in the sanitation, it would have to be put in taxes. I think far before I got here, they felt that the best route for the taxpayers was to implement a fee over and above the cost of sanitation.

Mr. Holthenrichs asked, okay, so who missed this? Who's fault was it that it was not implemented?

Mr. Sooby replied, I can't really say there was a fault, it's just that -- again, it's been an advantage for the Borough that we do now have a full time Borough Manager and after deep research in to finding out what our deficits were this year we found out one of the problems was that we did not charge for sanitation. I think my job is to fix a problem, not to point fingers.

Mr. Holthenrichs stated, it doesn't make any sense, if it was a thousands of dollars error, that someone made a mistake and it needs to be (inaudible) accountability should be -- we should know who messed up it's our dollars, we were promised when Republic was here and I remember Mascaro standing here (inaudible) but someone messed up, if the budget was put in there -- if it was put on the cover sheet for the budget, but it was never collected in, someone who's job is to do that messed up, or something is being

hidden. It doesn't ring true that we just overlooked thousands of dollars of collection, it just doesn't make sense. And then now people in the Borough who were thinking they were getting a break on trash collection they are right back up to where they were before. We should have just stayed with Mascaro and it would have been the same, right?

Mr. Sooby replied, no.

Mr. Cicero stated, can I say something? We're missing something here. The administrative costs were always in the budget properly except they were not included in the fee schedule that was sent out to the payers. The payers still paid the same amount except instead of paying it through the fee, they paid it through the tax in the general fund, it was the same amount of money, it cost the taxpayer the same thing.

Mr. Holthenrichs stated, but you just said we paid it, if we paid it, then where's the shortage.

Mr. Cicero stated, there is no shortage, what we're saying is when the charges were figured out previously in the 20 years before this, the administrative costs were included in that fee schedule. Last year they weren't included in the fee schedule, they remained in the general fund.

Mr. Holthenrichs stated, okay. So there is no -- based on what I got from the budget meeting, there was talk that there was a shortage. That we had to make up.

Mr. Cicero stated, no you don't have to make up anything. This year the division of how we're going to pay it has been corrected. We're paying it the way we have been for the past 25 years.

Mr. Holthenrichs stated, okay, so it's just how it's put in. There was no shortage.

Mr. Cicero replied, the amount of money is the same.

Mr. Holthenrichs replied, gottcha, so there was never a shortage based on what I heard.

Mr. Cicero stated, well, they call it a shortage, but it's not really a shortage.

Mr. Holthenrichs replied, okay, that's not how it came through watching the budget meeting, it sounded like we're missing funds that we're not --

Mr. Cicero replied, we're not missing any funds.

Mr. Holthenrichs replied, okay.

3. Mike Yager - 338 Melvin Court
He stated, I'm going to take a crack at this as well. The trash collection. So, we had \$285 as our cost last year, right? Not this past year, \$285 the prior year, right. That included the administrative fees which come down to a lot of things that we're throwing in there mainly from what I can see it's salaries, right. We're taking what different

workers are doing and we're taking a percentage of their pay and we're putting it towards that fund. So here's the question though, how do you go from \$285 with the same fees right, you don't increase them, right, it's the same fees, you're not increasing them Vic?

Mr. Cicero replied, yeah, we did.

Mike Yager stated, oh, so then you are increasing the fees.

Mr. Cicero replied, we are increasing the fees, but we are using the same money from the same fund.

Mike Yager replied, no you're increasing the fees. You're increasing the fees themselves, you can stop right there, because what you had just told Kurt was that it's the same money. It's not the same money, your increasing the fees because there's really no way mathematically to tell us that you took the lowest bidder, but yet it's still going to be more money ultimately with the same money for fees.

Mr. Cicero stated, the contract is only part of the costs to have --

Mike Yager replied, so you're increasing fees. What you're doing is your raising taxes and the reason why you're -- you can shake your head no, you're the gentleman right there that was just saying a couple of months ago Mr. Sooby that we were going to try to put the trash into the taxes because that's how the other municipalities do it.

Mr. Sooby replied, no, I never said we were going to --

Mike Yager stated, you said you were looking to do that. You said there was a way to do it.

Mr. Sooby replied, no. I said we were going to implement it into the tax bill as a fee. It's not a part of the milage, it's a fee attachment.

Mike Yager replied, fair enough. The way it came across was, it was going to be part of the taxes right? But you're saying it was going to be a fee associated with the taxes, so however you want to spin it, you're increasing the cost of living in this town, correct.

Mr. Cicero replied, no.

Mike Yager stated, no, how is that if you're increasing the fee.

Mr. Cicero replied, we are increasing the fee because now we're taking the part that you would have paid in taxes, we're putting that into the fee.

Mike Yager stated, so you're lowering taxes.

Mr. Cicero replied, no, not lowering taxes.

Mike Yager stated, then you're increasing the fee.

Mr. Cicero replied, we're just moving some of the money from --

Mike Yager stated, you can't have it both ways Vic, you just can't. You can't say to us that you're going to charge the same amount but yet that you're taking it from the taxes and moving it over here --

Mr. Cicero replied, the amount of the sanitation program is \$900,000.00. Part of the \$900,000.00 is \$760,000.00 for the contract to the hauler, the rest of it is fees. We've done it that way since I was Borough Manager 30 years ago. That's how we started the program. For some reason last year instead of including in the fee schedule that extra money that we use as administrative costs, it was left out and you only paid on the the fee schedule, you only paid for the contract. This year if you wanted to pay the entire sanitation program in taxes, you would have to take a loan out for over \$900,000.00 and it would cost the tax payers of this borough about \$25 or \$30 each more.

Mike Yager stated, okay, so let me just do the math one more time. With everything built in, it was \$285, it's now going up to \$289.25 with a lower bid.

Mr. Cicero replied, that's right.

Mike Yager stated, so you're raising the fee.

Mr. Sooby replied, Mike, it was a lower bid last year. They have a graduated fee schedule of what they charge for sanitation. Last year it was \$737,000.00, this year it's \$756,000.00, the following year after that it will be \$767,000.00. So each year there is an increase in the sanitation on how they put the bids out for contract.

Mike Yager stated, okay so certainly that's good to disclose, it would have been good to disclose when we were told we were getting a reduction in that fee last year when we were told that it was going to save the taxpayers money. It's good to hear that you're disclosing that now, however, my question would be how did that compare with what we were doing.

Mr. Sooby replied, well, I have to honestly say when they said there was going to be a discount in sanitation, there was last year.

Mike Yager replied, there was, you're right. But it was supposed to be --

Mr. Sooby stated, no, if you look at your 2015/2016 budget, the amount for sanitation was \$959,113.00, however, that wasn't the number it was based off of. It was based off of \$737,000.00, which only really comes to \$668,000.00, but then we have commercial and we also have fair share, which bring us up to the amount that just paid for the sanitation itself.

Mike Yager replied, I get the math. I get what you're telling me, but I'm still not seeing how being \$207,000.00 off that's what you were in essence, right, you were \$69.25 per, I will call it per consumer with about 3,000 consumers, right.

Mr. Sooby replied, 3,008.

Mike Yager replied, 3,008. So you're right around \$207,000.00 that you were off, right? So you're telling me that the administrative fees are \$207,000.00. What were they they the prior year?

Mr. Sooby replied, well, I can put it to you as easy as possible, this Borough for not just this year, not just last year, for I would say the last decade has to have all different types of funds to be able to meet the Borough needs for the residents of Morrisville. In other areas such as Falls Township, Tullytown where they have revenue that just comes in as a gift, they can charge sanitation or the recreation fund all from the general fund. We don't have that pleasure, we have to count for every penny that comes into this Borough. So I didn't implement this plan, the previous Borough Manager didn't implement this plan, this is what needs to be done to pay the bills.

Mike Yager stated, so, again, my question was if it's \$207,000.00 in administrative costs now, this year we didn't pay it, right?

Mr. Cicero replied, you did, you paid it through taxes.

Mike Yager stated, in the trash billing we didn't pay it, right? So how much in the trash billing did we pay in 2015, you're going through the budget now, it should be something that's pretty well known, right.

Mr. Cicero asked, 2015?

Mike Yager stated, yeah, 2015 we would have had administrative fees, right? In the trash.

Mr. Cicero replied, it would have been around the same.

Mike Yager stated, that's what I want to know.

Mr. Sooby replied, just for the sanitation, it was \$884,000.00.

Mike Yager asked, and how much was the administrative fees in that?

Mr. Sooby replied, the total was \$1,090,000.00.

Mike Yager stated, in the one fund, in the trash fund, administrative fees alone, that's what I'm asking. You gave me a total expenditure. So I'll follow up for that question, because that's where I think that's where the problem lies. I think the problem lies in the amount in administrative fees. I understand that you're saying that we're paying it here or we're paying it there. What I'm seeing is that your increasing by \$62.25 per person, I'm sorry, per consumer. You are increasing the amount that we're paying for trash and you're not reducing our taxes so there is an increase there that is in specifically that I can see in the administrative fees.

Mr. Sooby replied, well, first of all, Mr. Yager, you don't know we're raising taxes. If you know that, then you can explain that to me because we haven't finished the budget yet.

Mike Yager stated, I didn't say --

Mr. Sooby replied, well, you just said we are going to raise taxes.

Mike Yager stated, you're raising the cost of living in this neighborhood, is that a better way for me to explain it to you. You're raising the cost of living in this neighborhood.

Mr. Cicero replied, no, nothing has been enacted.

Mike Yager stated, if you go through with this you are raising the cost of living in this Borough.

Mr. Sooby replied, the cost of living, correct.

Mr. Cicero stated, probably.

Mike Yager stated, probably. Okay.

Mr. Sooby stated, but again, last year on behalf of the --

Mike Yager stated, you can try -- I'm sorry, you can try and make it that it's not a tax, but what you're doing is you're taxing the residents, that's what you're doing.

Mr. Cicero replied, we're charging them a fee to haul trash.

Mike Yager stated, so on another note, I'd just like to give a suggestion, and this is based on some happenings from last year. I would recommend that Council looks to put a hiring freeze on temporarily. You're working on the budget. It seems like there are some issues there. I've heard the word deficit come from Mr. Sooby. I would recommend a hiring freeze until that budget is situated and you know exactly where you are going with it.

Mr. Sooby replied, well Mr. Yager, we haven't hired someone since I've been here. And actually, we've reduced the workforce to save money for the taxpayers, so what you're saying, I already implemented.

Mike Yager stated, okay, however we have seen this in the Borough before guys, where it just pops up and all of a sudden we have a new full-time employee. So that would be my recommendation until you get the budget resolved. Thank you.

4. Bill Setzer - 806 Crown Street (Morrisville Environmental Advisory Council)
He stated, once again I want to thank everyone for putting our application request as 10B for resolution. I came tonight and so did Debbie Colgan and Karen Kane from the EAC in case you had any questions. We thought we made it clear, but just to reiterate

in just one or two sentences, we've already applied for a costal zone management grant to continue improvements at the Riverfront Preserve. That needs matching money so we're putting in with your support for the matching money with the Open Space municipal funds. The two together, if we get them both will be matching money that will carry us through till 2019 to continue the project and hopefully make it a better place for the Borough. Without those funds, either one of them, then there would be no funds to continue the projects and we would have to start from scratch again. So, I hope you'll support it and if you have any questions for me now or even later in the meeting, I'd be glad to answer them or Debbie would also. On another note equally dear to my heart and many people in the Borough and many people even on the Borough Council is the situation with the M. R. Reiter property. We're coming to the end of the Municipal Open Space Grant period which ends on December 31st. I went up on June 24th with Alyson Fritzges who was one of the attorney's for the Borough at that time and Nancy Sherlock who was on the steering committee and Debbie Smith and Todd Sanford and Karen Kane. We put in a concept application to them on the purchase of the M. R. Reiter property and the review board was very enthused, liked the concept and said the bottom line is you need money for demolishing the decrepit building and we knew that at the time and they gave us, they suggested we attend to that in 18 months and we thought that's a long time, we'll have that done in no time. Unfortunately the state since then held us up dramatically on the grant for demolition of the building because they didn't pass their budget last year until June of this year, so we finally got our money but we didn't get all of it. Instead of getting almost the amount that we needed for the demolition, we only got perhaps 2/3 of it. So now we're seeking CDBG grants to get the remaining demolition money, without that money we won't be able to demolish the building, we won't be able to take the acquisition. So, if anybody on the steering committee, or Bob Sooby, or anybody with knowledge of it can give us any update on that I'd sure appreciate it because we are truly down to the 11th hour, maybe 11:45 on this. Since we have to make sure and I'm not in charge of this because it's a Borough project, I'm not authorized to it, it's a land acquisition, we have to make sure that that application is approved before the year ends and there's only two more meetings up in Doylestown. One is on the 30th which I am attending for this Riverfront grant and the other I believe is on the 14th of December, so if anybody can comment on where we stand on the CDBG grant and the likelihood and timeframe on that that would really help me with my nervousness over the project, because it's something I truly know will be a great great asset to the future of this Borough. It's not an asset to me personally, it's for the future of the Borough and future generations to save that property for the public. That and also do we have to get our application approved on this acquisition, I know I mean we have the concept approved, but how about the application.

Mr. Sooby stated, well Bill, I'd like to tell you right now that the money is coming, however, you just answered your own question that the County Commissioners meeting is yet to be held. The last I was told everything is a go, however, until they vote on it, we don't know for sure. So, I'm keeping my fingers crossed by December we will get allocated the money and we will move forward with the demolition.

Bill Setzer asked, the Commissioners voting on it, would that be on the application, or just on the concept approval?

Mr. Sooby replied, on the new application we resubmitted. However, you have to remember that this grant application and the contract that we had with the school board was effective on June of 2016. Which when we went and made an amendment to move it to December 31st of 2016, so I know we're in for a deadline but over an above going down there and pulling the money out of the Commissioners pockets, they assured me that everything from the Boroughs side -- that we've done everything possibly that we could do and when they say they are giving this money I will make sure that you will be one of the first to know and it should be within the next two weeks.

Bill Setzer stated, and Bob I appreciate all your hard work on it and I appreciate all the hard work the people on the steering committee have put into it over the past two years. I just want to make sure there's no missing pieces in the puzzle. If you guys can assure me that you're taking care of that, it makes me feel real good, because it's real important to the Borough.

Mr. Sooby replied, well whatever they requested, we gave them.

Bill Setzer asked, and how's it looking on the likelihood of the CDBG grant to complete the demolition funds, any time frame?

Mr. Sooby replied, well the amount that we need to move forward is \$102,000.00, however, the funding that we're requesting is allocated through a CDBG, but it's actually federal dollars which is through HUD and we passed a resolution about two weeks ago to declare the old school blighted and we resubmitted the application and it's in the hands of the Bucks County Planning Commission and as of right now, I'm waiting for that phone call. So again, as soon as I get the word that we get the \$102,000.00, then we can move forward with the purchase and the demolition and believe me, the Morrisville School is on top of this as well.

Bill Setzer stated, oh I'm sure they are. I'm sure they're anxious, just as anxious as anyone. I think it would be great though if we make certain that we at least get approved for the municipal acquisition funds from the open space even if it's obviously contingent on getting the demolition accomplished, but if we're held up on that they can approve it and we would still be under that contingency. Nobody would lose any money but we wouldn't get any doors closed in our face, that's all I worry about.

Mr. Sooby stated, it's all coming from the County, the Open Space money and the HUD money, so one will trigger the other.

Bill Setzer stated, okay, thank you for all your work on that.

Mr. Kerner stated, thank you very much Bill.

5. Jane Burger - 90 West Maple Avenue
She stated congratulations again. Nice to have you here for the year. I want to thank Mr. Peter Place for the summary and going through the audit. I have to admit I had a OMG moment when he talked about a lot of the funds and he mentioned there was one which we call the TAN fund which had \$300,000.00 in it that was the first OMG because when we sold the annex building, we sold it for \$400,000.00 and we secured those

funds by either an ordinance or a resolution that restricted their use to only be used in the event we needed a tax anticipation note to tie us over at the beginning of the year until our tax revenues came in. And where sometimes during the year if there was a cash flow difference in the funds, some funds were moved out to cover that but then they had to be put back into the fund at the end of the year and I believe you recall last year Mr. Bates had mentioned in the street lighting fund that there was a shortfall, he didn't budget enough to cover expenses since a lot of reasons that aren't important tonight, but he had to borrow that money from what we call the TAN fund and then to put them back. So that's a part of the general fund. I guess the next OMG moment was when I heard that since it's general fund could use it for anything you want, don't go there, don't think about that because we do need those monies now to carry the Borough over until the real estate taxes start to come in in April. So, you need to find out what happened to the \$100,000.00 and I'm thinking it was used to cover what I'm going to call sure funds or deficit. I just want to share that with you if you can clarify that for me.

Peter Place - (inaudible)

Jane Burger replied, okay that's a big rounding. You can understand where I went (sigh) to come up with that, right.

Peter Place - (inaudible)

Jane Burger stated, thank you, I appreciate that. No more OMG moments. I heard a lot tonight about the sanitation and I looked at the final financial report for 2015 and I guess this type of reporting is different from what you do in looking at audits and if you took that \$300,000.00 or the TAN money out of the calculation for where we were in the general fund I think it would not be quite such a rosy picture. If you spend more money -- you have to spend it somewhere, the bills had to be paid, the labor had to be paid and I've seen in the past temporary loan from loan paid back to. You move money because you have to get things paid, but if something is moved out of an area that needs to go back then in the next budget year, you're going to have to account for that in your budget, the revenues you bring in to get that money back into its right places. I don't want my trash bill increased any more than anybody else at any age including us seniors, but I understand where we were. The budget for 2015 for sanitation was \$1,073,569.00, the actual revenue that came in was \$956,442.48. There are four lines in your revenue and that's probably why it's hard to match it all up because you don't always add them up. You've got your current trash fee, your prior year trash fee, there's a commercial recycling fee and there's a small line of miscellaneous which is maybe \$2,000.00, \$3,000.00. The expenditure budget was \$1,090,499.00, but the actual expenditures was \$1,116,563.00, you subtract the expenditures from the actual money that came in, the revenue for sanitation and it was a minus \$117,126.50. So you can see that was a problem at the end of 2015. That all happened before Mr. Sooby came. You don't know the actuals when you're doing your budget. The budget difference was short, partly in front of what's already been explained before.

Mr. Sooby stated, Jane I don't mean to interrupt you, but Council did have actuals when they reviewed the budget this year.

Jane Burger stated, for this year, right. But what I'm talking about is when you're doing the budget for 2016, you don't have the finals in February, so when Mr. Bates was still here and you were doing the budget you didn't know all that, but anyway, I'm pleading your case. I don't like it, but you look at the figures. I do have to say, looking at the expenditure reports through September for sanitation, you have held the line. I think it's maybe \$16,000.00 or \$20,000.00 under, so you are close to what was budgeted this year. There was this problem in 2015 that you and this current council inherited where monies were overspent beyond the revenues that came in and the bills had to be paid, so trying to make that up this year. The expenditure line if anyone wants to look at the budget for 2016 or the finals, it tells you all the lines of salaries and interest and related cost, the insurances and health coverage and everything for that workers time is allotted to sanitation, they are legitimate charges, there are things we have to do for sanitation that are over and above the actual contract with the trash hauler who as I recall their bids came in considerably lower than the next lowest bidder and that encompassed over a five year contract. So, we are hoping when you get this financial mess straightened out which I think you've done a lot to do so far this year, and maybe next year when you get the cost -- the trash bill can go down a little bit. My point for boring people with these numbers, I'm sorry is to show that this whole problem came with the 2015 budget and the expenditures and the short falls. And I guess the next thing I'll be looking at is to see where those short falls were paid from other funds and to make sure everything gets back to where it needs to be, because that TAN needs to be there for TAN. You have on the agenda still tonight the ordinance regarding sanitation and I don't know, is that wording the same as what was advertised, because if it was changed it would have to be different. The wording on the draft agenda and on the agenda tonight basically it talks about this ordinance for the purpose of including the fee on the annual real estate tax bill. If you pass this ordinance for tonight it will be confirmed for the residents that the trash bill next year will be \$289.00, even though you have not yet passed your preliminary budget, I would have preferred to see this wait until you at least gotten that step. Looking at the borough code for the state and our own codes, I actually mentioned to someone on the dais this evening that the state law doesn't require us in an ordinance to put the annual sanitation fee. Years ago, all our ordinances had the fees in them, and as we came aware of things, we started taking the actual dollar amount out of the ordinances and they say in the ordinance that the fee will be determined in an annual fee schedule adopted by the Borough Council. Since this ordinance is on the agenda for tonight, it's a little late to change that wording and I'm sorry I didn't realize that, I didn't finish my research until after your Tuesday meeting last week, but to look for next year to get this out of the ordinance. I haven't been on Council for many years and I had the mistaken notion that the state law required for sanitation that you put that in an ordinance. Since that's something internal, I looked at our ordinance and it says you establish the fee so we can change the wording and next year you won't have to do the ordinance every year that is solely for the purpose of setting what the fee is for sanitation and I included recycling under that. I think that's it. Thank you very much and good luck to you all when you work on your budget.

Mr. Kerner stated, thank you Jane.

6. Bill Farrell - *347 North Pennsylvania Avenue*

He stated, I went on line to get these things and I got this. I spent more time on there than I wanted to. Before it used to be fairly easy to go to what's new and it gave me that. I spent an extra 20 minutes and I'm not happy about that. And if you look at this one, this one has like 7A, 7B,7C, 7D. This one here's got 7A 1,2,3,4 and 5, no A's,B's,C's or D's. I don't know, I'm not happy. I was happy with it the other way, but this system here seems to be different, I took time, I had to spend time and I don't like sitting at a desk looking at something that thinks its smarter than I am. So, maybe you can do something about it. The gentleman spoke about the audit. I was here and I spoke numerous times about the controller. I wasn't happy when he was taken out of here, voted out. But I have a couple of questions, do you get bills from the Borough every month to look over to check to see if it's -- or do they give them to you all at one time?

Peter Place - (inaudible)

Bill Farrell stated, so in other words, you do it every year, right?

Peter Place - (inaudible)

Bill Farrell stated, the purpose of the controller was to look at the bills and if there was any problems to rectify them. He would get the bills monthly. Now you're going to go year to year and get all this together. Like I said, I'm not happy with what occurred and I've said it numerous times, but I can live with it. You also mentioned you had about four or five different funds that could be combined into one, is that your recommendation to the Borough? Do they have to follow it or not?

Peter Place - (inaudible)

Bill Farrell stated,well that's the old problem, I have a left pocket and a right pocket. My money is my left and my keys are in my right. I don't put my keys in my left and put my money in my right, because I know where my money is and I know where my keys are. But it seems like what is going on is we're taking money from here, putting it over there, I know the general funds remain the body you draw from, but it's crazy. Like you were talking about this administration for the garbage, well that should be like you said, put it back with where it was before. Because you paid it, but you didn't pay it from where it had been for 20 years you paid it from the general fund. I hope you straighten it out, because I'm sure the people in Morrisville don't have any idea of what's going on. Is the budget going to be ready in time this year, it hasn't been ready in a few years like Wolfy and June last year passed --

Mr. Sooby replied, well Mr. Farrell, tomorrow is our last budget meeting and I am confident that it will be voted on in time such as last year.

Bill Farrell, stated, okay, great, because I remember a couple of years it went into February and beyond and that's sad.

Mr. Kerner replied, I think we've always had it passed by the New Year.

Bill Farrell stated, yeah, you were voting on New Year's Eve.

Mr Kerner replied, that was only after the Mayor vetoed it.

Bill Farrell stated, I'm just saying, you're voting on it on New Year's Eve which is asinine. Okay, the other thing is, how is the garbage, not the collection, the collection of the money from the garbage company, is there any update, or are we just in limbo?

Mr. Sooby asked, are you referring to previous sanitation?

Bill Farrell stated, right the \$700,000.00 that is owed.

Mr. Sooby replied, well, we met our obligation to last years budget by bringing in what we budgeted for for prior years sanitation, however, we're looking at for a large increase on prior years sanitation coming in in 2017.

Bill Farrell asked, is that from the people here, or the people that are delinquent?

Mr. Sooby replied, it was the people we hired to make the collection of the delinquent sanitation.

Bill Farrell stated, okay, alright. Well other than that, everybody have a great Thanksgiving and don't eat too much turkey.

Mr. Kerner stated, thank you Bill.

There being no further comments, public comment portion was closed.

APPROVAL OF MINUTES

Motion 6A - Motion to pass the minutes of the Regular Borough Council Meeting of October 17, 2016.

Motion made by Ms. Kronnagel.

Ms. Larison seconded the motion.

Mr. Kerner asked, are there any questions or comments on those minutes? All those in favor, say aye. Opposed?

Motion to carried by voice vote, 8-0.

Mr. Kerner stated, now we move on now to reports. Starting with the Manager's Report.

REPORTS - ADMINISTRATIVE/MANAGEMENT CONTINUED

Borough Manager's Report - Robert C. Sooby - He stated, I have been working and attending several meetings with the County on behalf of M. R. Reiter but, most of time time has been basically on getting the budget out on time.

Solicitor's Report - Dave Sanders - He stated, there is no separate report tonight Mr. President.

Mayor's Report - David Rivella - He stated, good evening everyone. Earlier this month, our department, along with other local first responders, had the pleasure of being invited to a special Sunday service of appreciation by Pastor Mario here in Morrisville. I want to thank Pastor Mario and his congregation for their overwhelming support of the Morrisville Police Department. I'd like to congratulate the Morrisville Senior Center on their 40th year in the community. Along with a few council members, I had the pleasure of recently attending their anniversary dinner and I presented them with a proclamation on their great achievement. I understand there was recently a vacant property review board meeting. I hope that moving forward, when one of these meetings is called, the chairperson will let the entire committee be notified, I'd like to see a memo notifying all of us when this is going to occur. We are currently planning the 2016 Santa Paws event. That will be Sunday, December 11th from 10 am till 2 pm at the Morrisville Ambulance Squad, at 139 North Washington Street. A \$3 donation is being asked for each sitting with all proceeds going to the Ambulance Squad. There is no need to register, just stop by with your pet and have a photo taken. I was able to attend recently the Morrisville Zoning Hearing Board meeting with the subject being the old Italian American Club property. Since then, I've heard some incorrect information floating around so I want to address that this evening. Specifically, I want to make sure people realize that despite what you may have heard that property is not being removed from the tax rolls. So that concern is not necessary, they are not removing it. I want to congratulate Nicholas Doan on attaining the rank of Eagle Scout. You may recall his project, Nick had worked on building of twenty sets of barricades for the Morrisville Police Department. Lastly, I want to make sure people realize I've been working with Starr Tours on job opportunities for our community. If anyone would like some more information about possibly getting a job with Starr Tours, feel free to contact me or also you can go right to StarrTours.com for more information. That is the extent of my report.

Police Chief's Report - Chief George McClay - He stated, good evening Council, in May we had an increase in crime of 43%, we are now down to 21%, I'm hoping that will continue for the rest of the year. We've had some very good arrests this past month, one being the robbery on Crown Street. We quickly apprehend the male who did the robbery at the Puff N Stuff. Budget wise, as the Council knows, I just want to see if the public does know the police department has come in under budget again for the third year. We're well under \$150,000.00 in the black, which ends up going back to the rest of the budget. Which concerns me going into the future, we really need to work with this budget and work on some revenue sources. My budget is about 90% wages, personnel and insurances and when we run to zero and get to 100% we are going to have some issues. So, we really need to look

at this budget as a living breathing document and come up with some revenue sources. With that being said, thank you.

Mr. Kerner stated, we move on to 7F, the inaugural report of our Junior Councilperson, Garlie St. Cyr.

Junior Councilperson - Garlie St. Cyr - She stated, hi everyone it's nice to meet you. My name is Garlie St. Cyr as introduced before. I'd like to thank you for electing me as your 2016-2017 Junior Councilperson and I'm looking forward to these meetings for the rest of the year. There's a lot of things going on at our school, because it's the beginning of the year. Our choir has been singing at the Morrisville United Methodist Church they have an event there, they said it's not a religious thing, they just are doing it -- like the Church accepts any choirs or singing groups, so they've decided to have an event there. Our National Honor Society has been collecting coats and other winter items for Operation Warm Heart and we started donating in the beginning of October and now we are nearing the end at the end of November. Our FBLA club, which is Future Business Leaders of America is preparing for testing, we have competition at the end of November as well. For fundraising for that club we've done elf-o-grams, and we sold them at \$.50 a piece. For reading for success, which is a girls club, we meet every Wednesday after school with our English teacher Mrs. Bramble. We read classical literature and the first book that we're starting with is Othello by Shakespeare. Our reading olympics is gearing up for competition. Last year they won in the second percentile, so now they are going for the first percentile. We have a football game coming up as previously mentioned. We have our Thanksgiving game at 10 a.m. We have a program that we've been doing for a couple of years now it's called student forum and that's with the Bucks County Intermediate Unit. It's with two juniors and two seniors and I'm one of them, so each month we go to a different school in the County and the last one we went to was Neshaminy High School. We break up into subcommittees and we talk about certain problems within our youth. My group in particular is gambling. There's others like suicide prevention and alcohol and drug abuse. We recently had a 21st Century sponsored college trip to East Stroudsburg today. I had a shirt but I forgot it, but they gave us brochures and a pen. That was today, I went and it was a really nice time. We also have another trip coming up on December 8th to Penn State Berks Campus, and that's another group that will be going there. Our Bowling team is starting up, they received their physicals and they are trying to improve from last year. Lastly, our basketball tryouts and workouts are finished, so now our Varsity and Junior Varsity teams have been posted and they are working on their scrimmage for Saturday. Thank you.

Mr. Kerner stated, great. Just one question before you go. If we have coats, where should we take them? For the National Honor Society. If we wanted to contribute, how do we do that?

Ms. St. Cyr replied, you can go to the front office in our school. You can talk to me about it since I'm a part of that society as well. You can also talk to Mrs. Bramble, her room is C-13.

Mr. Kerner stated, okay, thank you.

Ms. St. Cyr replied, okay no problem. Thank you.

Mr. Kerner stated, that concludes our reports and moves us on to finance.

FINANCE

Mr. Sooby read the bill list.

Motion 8A - Motion to pay the bills.

Motion made by Ms. Kronnagel.

Ms. Smith seconded the motion.

Mr. Kerner asked, are there any questions or comments on those bills? No objections this time Todd, I'm impressed. All those in favor say aye. Opposed?

Motion carried by voice vote, 8-0.

Motion 8B - Motion to award the 2016-2017 Consortium Salt Bid (as bid through the Bucks County Consortium) to: Morton Salt, Inc. per their bid price of \$56.13 price per ton (delivered) and \$56.00 price per ton (undelivered); Contract to run to September 30, 2017.

Motion made by Ms. Kronnagel.

Mr. Sanford seconded the motion.

Mr. Kerner asked, are there any questions or comments on that motion? All those in favor say aye. Opposed?

Motion carried by voice vote, 8-0.

Motion 8C - Motion to pass the Ordinance to include the Fee for the Removal of Garbage and Refuse within Morrisville Borough for the year 2017 on the Annual Real Estate Tax Bill.

Motion made by Ms. Kronnagel.

Mr. Parker seconded the motion.

Mr. Kerner asked, is there any discussion on that motion?

Ms. Smith stated, yeah, this motion isn't going to have the fee written into it, the amount written into it?

Mr. Kerner replied, the one that I have does have the amount written into it.

Ms. Smith replied, you didn't read it, that's what I'm saying. The actual motion itself.

Mr. Kerner stated, oh, the motion.

Ms. Smith asked, yeah, you're not putting it in there?

Mr. Kerner asked, do we need it in there?

Dave Sanders replied, no.

Ms. Smith replied, no. Okay. The \$289.25, Mr. Sooby you decided that amount, because it wasn't something that Council decided on it was already given to us.

Mr. Sooby replied, no I did not decide that amount. What it was was It was based off of previous years and what the administrative side was, however, this year our employees received a 3%, so what we previously budgeted each year for sanitation with an increase in salaries of 3% and we averaged it 10% for our insurances. Besides that, it was cut dry, no real extra funding available it's what we have to pay out.

Ms. Smith stated, so you're telling me that this fee right here is for sanitation only. It has nothing to do with the shortage that was in the water area where it was over in salaries in that area, in that fund.

Mr. Sooby replied, no, it has nothing to do with the budget.

Ms. Smith stated, so that's going to be -- you're going to be able to explain that tomorrow, as to whether it's paid for or not paid for that shortage?

Mr. Sooby stated, well hopefully since we aggressively brought in a company to do our prior years sanitation where we have about \$800,000.00 that is on the street, this company is projecting that we bring in revenues that exceed what we have this year and they actually said that they believe that a 70% return on our prior fees if that turns out to be true, sanitation could go down next year.

Ms. Smith stated, okay, I'm confused, I was talking about the other shortage we had that's not being -- you're not waiting for funds to come in next year in 2017 budget from sanitation to fill that void is what I'm saying. You're saying that part we had to take care of this year, because that was also from previous 2015 budget.

Mr. Sooby replied, well, it was added into the budget.

Ms. Smith stated, in this years budget?

Mr. Sooby replied, no, for 2017. We started off with a deficit.

Ms. Smith replied, right. That's what I'm getting at. This amount here is only for the part of the sanitation that was not taken care of properly that needed to be put back in.

Mr. Sooby replied, that is -- no. Not to use, that is only for sanitation.

Mr. Kerner stated, sorry, since we don't have that in the motion, the dollar amount, I'd move that we just remove the dollar amount from this motion and say, to be determined in our fee schedule since we haven't decided on the budget until tomorrow.

Ms. Smith stated, okay, so you're saying in here and in the ordinance you're going to remove this \$289.25 because that's what you advertised in the paper to people.

Mr. Kerner stated, it says a fee in the amount of \$289.25 per year for each resident, residential unit and place of business situation in the Borough of Morrisville, Buck County Pennsylvania is hereby opposed for the Calendar Year 2017. I would just change that to say a fee to be determined --

Mr. Cicero asked, what did you advertise?

Ms. Smith stated \$289.25.

Mr. Sooby stated, I'd like to make a comment, and I think all our department heads will confirm what I'm saying. Everything in our budget that we have was to the final penny. I did not put extra funds to be allocated for no other departments, no other funds except for what we needed. I truly believe with the budget, what we tried to allocate from our findings from the previous years were taken into consideration for our future budget for 2017. The dollar amount in our budget is less than the 2016 budget with counting the figures of lost sanitation which I implemented into the budget.

Mr. Cicero stated, that's not the motion, let's talk about the motion. Are we going to vote on it or no?

Ms. Smith stated, I just want to know what I'm voting on. So you're saying he can't take that number out of there Vic is what you're saying.

Mr. Cicero stated, you vote on what you advertise.

Mr. Kerner stated, if we didn't advertise it, then I can not change it.

Mr. Cicero asked, did you advertise it?

Mr. Kerner replied, we did, I believe.

Mr. Cicero asked, did you advertise it with the \$289 in it?

Mr. Kerner replied, yes.

Ms. Larison replied, yes.

Mr. Cicero stated, then you have to vote on the \$289.

Ms. Larison stated, so we're locked into this \$289.25 without finishing the budget?

Mr. Kerner replied, correct.

Mr. Sooby replied, all of council had an opportunity to review the sanitation. When we left off last week, we had two areas of the budget that we needed to address, sanitation wasn't one of them.

Dave Sanders stated, If you want to remove the fee specific from this ordinance and change it to a fee in an amount to be established by resolution council which may be amended from time to time by council, you'd have to re-advertise this ordinance. So if you want to vote on an ordinance tonight it's going to say \$289.25, if you want to direct our office to amend the ordinance and re-advertise it, we can do that for your next public meeting, however, you're also going to have to amend your fee schedule to include a specific fee when the fee is arrived at.

Mr. Sooby stated, and as I stated, the council members had the ability to look at the sanitation and again there was no added amounts to sanitation only what was needed to balance the sanitation budget.

Mr. Kerner stated, I'm comfortable with the amount.

Ms. Kronnagel stated, so you're saying there's no reason to believe that this amount will change in any way. It can't go up because we have to -- what we charge has to be paid towards sanitation.

Mr. Sooby replied, that is correct.

Ms. Kronnagel stated, so the amount should be okay. The amount should already have been arrived at, because it's a separate charge.

Mr. Kerner stated, I feel confident with the pages we did on sanitation.

Ms. Kronnagel replied, right.

Mr. Sooby stated, and again I'd just like to make another comment about this, this has been an issue for over ten years in sanitation. There was a gentleman who was part of the appointments on Morrisville Borough that made a statement in the paper about the sanitation that for years this has been an issue. We're resolving this issue, we are moving forward, making sure that not only prior years are taken care of, that moving forward that the Borough does not end up have costs or funds without having the costs related to the price itself. So again, in the budget everything was based off of the amount that is needed for this, there wasn't a penny added to sanitation, which you aren't even allowed to do. Again, this is the amount that when we finish the budget line that was the dollar figure, we base it off that. That was it, there was no money that's in there goes anywhere but for sanitation. And prior year sanitation will actually stay in sanitation. So moving forward again like I said if we are successful at moving forward, hopefully next year we will have lower sanitation costs. If we don't move forward then we miss the opportunity and possibly could affect future revenues.

Mr. Kerner asked, all questions and comments handled?

Ms. Smith replied, hell no.

Ms. Sooby asked, what question do you have?

Ms. Smith replied, all I was asking you was, this amount that we have from what we had at our discussions at our budget meetings does not include any other amounts that we were shortage of.

Mr. Kerner replied, no, sanitation is sanitation.

Ms. Smith stated, that's what I'm saying, so then tomorrow you will show me how you paid what was short in that other fund.

Mr. Sooby replied, well Mrs. Smith, the sanitation is part of the general fund.

Ms. Smith replied, I know.

Mr. Sooby stated, okay, so we have a budgeted line for sanitation. If you look at your sanitation reports, every month you have a sanitation line. It will say prior years and revenue that brought in from sanitation. If you notice this year, the amount that's owed, is under, well it will meet the amount to pay the sanitation, but it won't pay the Borough's side. So, in retrospect, by keeping the funds in the sanitation, hopefully by being aggressive and going out and getting the past years it should all stay within the fund and pay for all future costs. The \$289 has nothing to do with the amount of the deficit in the budget.

Mr. Kerner asked, should we do a roll call vote?

Mr. Cicero replied, yes, sir.

Mr. Kerner stated, roll call.

Mr. Kerner stated, I believe we have a tie. We will pass this over to the Mayor.

Mayor Rivella stated, I don't have to break that tonight, do I?

Dave Sanders stated, no, if you don't break it, I believe you have to schedule a meeting.

Mayor Rivella stated, we have a meeting scheduled for tomorrow.

Dave Sanders replied, I understand that. You do have 60 days from the date of the first advertisement, it's only be advertised once, of the ordinance to take action on it so you don't have to re-advertise, but the matter would have to be tabled and then brought up at tomorrows meeting.

Mr. Kerner stated, I don't believe we can table a vote that's been tied.

Dave Sanders replied, well it's gotta be -- I'll read it from the Borough Code itself. If by reason of a tie or a split vote, the council should be unable to in this case pass an ordinance. The Mayor if in attendance at the meeting, may at the Mayor's option cast as a deciding vote or shall direct that the matter be tabled until a special meeting of council. The special meeting of council shall be held within not less than five days, so it can't be tomorrow night, nor more than 10 days at which time the matter may be considered by council. If there's still a tie vote that exists at this special meeting, it shall be the duty of the Mayor at that time to cast the deciding vote.

Mayor Rivella stated, in that case, I'll just vote no.

Mr. Kerner stated, motion fails 4-4, Mayor breaking the tie in the negative.

Motion fails by roll call vote, 4-4. Mayor broke the tie and voted no. (nay votes being Ms. Larison, Mr. Pepitone, Mr. Sanford and Ms. Smith)

UNFINISHED BUSINESS

There was no unfinished business this evening.

NEW BUSINESS

Motion 10A - Motion to pass the Resolution adopting the Bucks County 2016 Hazard Mitigation Plan as the official Hazard Mitigation Plan of the Borough of Morrisville.

Motion made by Ms. Kronnagel.

Mr. Parker seconded the motion.

Mr. Kerner asked, any discussion on that motion? All those in favor say aye. Opposed?

Motion carried by voice vote, 8-0.

Motion 10B - Motion to pass the application Resolution for the Bucks County Municipal Open Space Program approving filing of an application for funds under the Municipal Open Space Program.

Motion made by Ms. Kronnagel.

Ms. Larison seconded the motion.

Mr. Kerner asked, any questions or comments on that motion? All those in favor say aye. Opposed?

Motion carried by voice vote, 8-0.

Mr. Kerner stated, I am going to remove 10C from the agenda, because I believe this is what we voted on at the budget meeting the other night. That is the last thing on our agenda which moves us on to Borough Officials.

ANNOUNCEMENTS

Ms. Kronnagel stated, this Thanksgiving we will have the breakfast at the high school and our game is home this year versus Bristol. I think the breakfast starts at 7:00.

Mr. Kerner replied, that sounds right to me as well.

Ms. Kronnagel stated, I think the game starts at 10:00, so I hope everybody can come out and show their support.

Mr. Kerner stated, thank you Corryn, anyone else.

Ms. Larison stated, yes, this coming Saturday at 10:00 am, the beautification committee will be down at Robert Morris Plaza decorating it for Christmas, so if anyone would like to join us, we will be there starting at 10:00 am.

Mr. Kerner stated, Saturday, 10:00 am at the Robert Morris Plaza.

Ms. Larison replied, yes.

Mr. Kerner replied, anyone else with anything?

Mr. Parker replied, yes, I have two things. The Bulldogs Pep Rally will be at the high school gym on Wednesday, November 23rd at 6:00 p.m. On Black Friday, there's a Jazz Concert at the high school auditorium at 7:30, the price is \$15.00 per person. It's professional musicians raising money for the Performing Arts in Morrisville.

Mr. Kerner asked, when was that again?

Mr. Parker replied, Black Friday.

Mr. Kerner asked, no when, what time?

Mr. Parker replied, 7:30.

Mr. Kerner replied, thank you. Anyone else? I will ask for a motion to adjourn.

ADJOURNMENT

Motion to adjourn.

Motion made by Ms. Kronnagel and seconded by Ms. Smith.

Meeting adjourned.