

**BALLY BOROUGH COUNCIL  
MINUTES OF THE DECEMBER 7 2021 MEETING**

The regular scheduled meeting of the Bally Borough Council was held on the above date at the Borough Hall. President, Glenn Mutter called the meeting to order at 7:00 pm. The meeting was opened with the Pledge of Allegiance.

Council Members present: Glenn Mutter, Matthew Gehman, Michael Bauman, Michael Moll, Joshua Sloan, Paul Gehringer and Joel Pilgert.

Also present: Solicitor, R. Tim Curley; Borough Manager, Wendy Mutter and Mayor, David C. Schott. Borough Secretary, Tammy Wood was absent. There were no residents, two speakers and one reporter in attendance.

President Mutter announced the meeting is being broadcast via Zoom and recorded for minute taking purposes.

Daryl Peck from Concord Public Finance presented Council with the Notes for refinancing of the 2011 and 2016 loans. This is a 20-year term, with the best proposal offering the lowest rate from Peoples Security Bank & Trust Co. at 1.99% for the first 10 years, variable for the next 10 years, with a worst-case variable rate of 2.75%. averaging 2.147% over the life of the loan. The loan will have 3 notes one each for the General, Sewer and Municipal Authority (water) funds. Overall, reduction of about \$880,000.00 through the life of the loan; guaranteed savings is at \$76,000.00. January 6<sup>th</sup> will be the closing date. Doug from Georgeadis Setley spoke about Ordinance 301 concerning the new loan for the Borough. A motion to approve Ordinance 301 General Note obligation was made by Michael Moll and seconded by Matthew Gehman. All Ayes.

**COMMENTS AND SUGGESTIONS FROM RESIDENTS— None**

**CONSENT AGENDA**

- a. Minutes of November 2, 2021 Council Meeting- A motion was made by Michael Bauman, seconded by Joshua Sloan, to approve the minutes. All Ayes.
- b. Approval & Affirmation of Bills Presented- A motion was made Michael Moll, seconded by Paul Gehringer. All Ayes.

**COMMITTEE REPORTS:**

**Health, Safety, & Welfare** –EBFD calls for November were 40, to date is 422. EBFD is still training at the abandoned building at 1606 Rt 100, this Wednesday will be doing WRIT training with Montgomery County 65. Thank you for the invite to your Holiday Parade. EBFD had their 2<sup>nd</sup> annual Lights and Sirens parade. Santa and the Grinch traveled about 2 hours around the community. It was a fun time for all. Reminder that Covid is not over yet, it seems that this is spreading more than ever before. EBFD wishes everyone happy and healthy Holidays. Police purchased 2 additional portable radios at the total price of \$2,000.00. Police now have a total of 5, enough for all officers. The handgun that was order in the beginning of the year has come in. We are still waiting on the rifle. Police purchased uniform jackets, gloves and hats. The Chief would like to purchase night vision monocular and a drone to help assist for search and rescue, accident reconstruction and assist the fire department

as well as other fire departments. The Chief would like to pay part-time police officers time and a half for any Holiday work moving forward. A motion to approve time and a half for Holiday work for part-time police was made by Joshua Sloan, seconded by Matthew Gehman. All Ayes.

**Planning Commission** – Did not meet

**Municipal Authority** – Joel Pilgert was not in attendance so MA Secretary Wendy Mutter gave the report. The Authority approved the 2022 budget for viewing. Per Tim, Solicitor for Municipal Authority and Bally Borough, there is a potential conflict of interest with the new loan. Tim advised the Municipal Authority to draft a waiver and the Borough as well, to address any conflict and a reimbursement agreement between the Borough and Municipal Authority. Motion to recognize the potential conflict, waiver of any such conflict and authority to proceed on such documents with BBMA for Borough to be re-imbursed by the Authority was made by Michael Moll. Motion seconded by Paul Gehringer. All Ayes. Motion made for consideration of a document requesting reimbursement from the Municipal Authority for the water portion of the refinancing by Matthew Gehman. Seconded by Michael Moll. All Ayes. Next meeting is scheduled for December 21, 2021.

**Zoning Hearing Board** - Did not meet. Application for special exception is pending for GBI Bally Brooke, for Bally Ribbon leased area. The proposed docks do not have enough room/angle to conform to zoning. The hearing will most likely be in January.

**BARDS Committee** –Craft Show made out very well, with more vendors than ever before, making about \$2,000.00 with very good attendance from the public. Basket raffle also did about 20% better than last year. A recommendation was made to have the name on the tickets. BARDS was very thankful to council and the residents for their support.

**WWTP Report** – Sewer Project #3 has officially stopped due to stream crossing permit not allowing work until January. The project is set to continue in March. Well 4 thermostat was replaced in the chlorine room. All fire hydrants in the Borough and Victoria Village were flushed. Flow testing will begin in spring time. Fire suppression at Bally Ribbon Mill is wanting to know pressures/flow for their wet fire suppression system. Victoria Village has been calling about lower than normal water pressure, which we do not have any previous static pressure numbers, we can begin to establish those numbers for Victoria Village. We did get a load of salt which we have enough for a few snow storms. All vehicles due for service will be done the first week we move in to the new garage. The backhoe has been delayed until February. Rebcor is finishing up items and working on the punch list for the finalization of garage.

#### **NEW BUSINESS:**

- Resolution 2021-4 Real Estate Tax Rate 2022, with no change from previous years. A motion was made by Paul Gehringer to approve resolution 2021-4. Michael Bauman seconded the motion. All Ayes.
- A motion to dispense with the line item reading of the 2022 budget was made by Matthew Gehman, seconded by Michael Moll. All Ayes.
- Resolution 2021-5 Budget 2022, which was published that it was available for viewing at the Borough Hall. Matthew Gehman made the motion to approve Resolution 2021-5, Michael Moll seconded the motion. All Ayes. President Glenn Mutter abstained.
- Resolution 2021-6 Delinquent Real Estate Tax Collection 2022, with no changes from previous years. Michael Bauman made the motion to approve Resolution 2021-6, Matthew Gehman seconded the motion. All Ayes.

- Resolution 2021-7 Employee Contribution Pension Waiver 2022. A motion to approve Resolution 2021-7 made by Michael Moll, Joshua Sloan seconded the motion. All Ayes.
- Payment Application 8 to Rebcor Construction Inc., Contract A for \$37,862.13. A motion was made to approve the payment was made by Michael Moll. Matthew Gehman seconded the motion. All Ayes.
- Payment Application 4 to A.N. Lynch Co., Inc., Contract D for \$12,065.00. A motion made by Joshua Sloan to approve payment, seconded by Paul Gehringer. All Ayes.
- Appoint member Donald Conrad to Municipal Authority for 4-year term to begin January 2022. Paul Gehringer made the motion to appoint Donald Conrad. Michael Moll seconded the motion. All Ayes.
- Appoint member Patrick Frank to Municipal Authority for 3-year term to begin January 2022. Paul Gehringer made the motion to appoint Patrick Frank to the Municipal Authority. Michael Moll seconded the motion. All Ayes.

#### **OLD BUSINESS:**

- The solicitor asked what the status was of the new lot description for the garage. The Borough Manager stated she would follow up with the engineer tomorrow.
- Council confirmed that it is still ok with the personnel committee hiring a new public works employee.

#### **SOLICITOR'S REPORT-**

Nothing additional to items previously mentioned.

**MAYOR'S REPORT** – The Mayor thanked Borough staff for getting the Christmas tree up and decorated. Thank you to BARDS for the participation at the Craft Show. Fuel used for police was total gallons of 127.4, mileage traveled was 1094. There were 37 traffic citations issued and 4 parking tickets issued in November. Police cars have been lettered. Corporal Patt and Chief Ellick are scheduled to Bucks County training center for statement and analysis interviewing techniques. First Responder appreciation day is being talked about for 2022.

**OFFICE REPORT-** Meeting with DEP on November 19 with Senator Mensch, which did not go well. We are putting Well 5 on hold at this point. Pump tests have shown that we affect the wetlands and will have to re-evaluate this situation. We need additional quotes for the carpentry work at the garage. Looking into a credit card payment option as a link through our website. There are percentage fees per use and a monthly processing fee of \$11.00. This is one option and we are also looking into a whole new utility billing system with card payment service as an option. A quote was received for security cameras in the park and building areas for \$7800. A motion was made by Matthew Gehman, seconded by Michael Moll to move forward with the security camera and recording equipment purchase for the Borough office, pool, park and new garage. All Ayes. Contact from Butter Valley church concerning their escrow account. They are going to speak to their council to see if the Borough can just complete the work on the water line.

**QUESTIONS FROM RESIDENTS** – No residents present.

**COMMENTS FROM COUNCIL MEMBERS** – The Mayor reminded everyone that January meeting will be the reorganization meeting and he will swear in those re-elected.

**ADJOURNMENT-** A motion was made by Michael Moll, seconded by Matthew Gehman to adjourn the meeting at 9:10 pm and moved to an executive session for an employee issue. All Ayes.

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President

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Secretary