

TULLYTOWN BOROUGH COUNCIL MEETING

July 10, 2018

President, Nina Chrzanowski called the meeting of the Tullytown Borough Council to order on Tuesday, July 10, 2018 at 7:00 p.m.

Mayor Cutchineal asked for a moment of silence for Elaine Williamson, Joe Blagrove and Sgt. Andrew Bunda's grandmother who recently passed away.

Present at the meeting:

Mayor Cutchineal

Councilwoman Gahagan

Councilwoman Kettler

Councilwoman Slemmer—absent due to another commitment

Councilman Pirolli

Councilman Shellenberger

Councilwoman Johnson

Councilwoman Chrzanowski

Also present:

Thomas J. Walsh, Borough Solicitor

Joe McPadden, Borough Treasurer

Nancy Conner, Borough Secretary

PUBLIC COMMENT

Gail Hadley, MacIntosh Regency, Kenwood Drive, Levittown commented that there are 3 stop signs coming out of Wal-Mart—motorists don't stop at the stop signs. She advised the elderly go back and forth to the shopping center and some have wheel chairs and scooters. Ms. Hadley commented that in an hour they saw about 20 people flying through the stop signs.

Also, she commented that by the Bucks County Housing Authority—the sidewalk is overrun by bushes—owned by PECO—covering the sidewalk. A lot of people use that bus stop and she feels that should be cleared.

COUNCIL MINUTES

Mrs. Kettler made a motion to approve the minutes of the June 5, 2018 Council meeting, seconded by Mr. Pirolli.

The motion carried with a unanimous vote of Council in favor.

TREASURER'S REPORT

MONTHLY BILLS

Mr. Pirolli made a motion to pay the monthly bills in the amount of \$52,743.17. Mrs. Johnson seconded the motion.

Roll call vote was taken:

Ms. Gahagan—for

Mrs. Kettler—for

Mr. Pirolli—for

Mr. Shellenberger--for

Mrs. Johnson—for

Mrs. Chrzanowski—for

All of Council was in favor of the motion; the motion carried.

RECONCILIATION STATEMENT

Mr. Pirolli made a motion to approve the Reconciliation Statement for June 2018, seconded by Mrs. Johnson.

Roll call vote was taken:

Ms. Gahagan—for

Mrs. Kettler—for

Mr. Pirolli—for

Mr. Shellenberger--for

Mrs. Johnson—for

Mrs. Chrzanowski—for

The motion passed with a unanimous vote of Council in favor.

COMMUNICATIONS

Mrs. Conner advised she had no communications for the month.

GENERAL BUSINESS

ZHB APPLICATION—URGENT CARE—DISCUSSION

Ken Jeffrey of Tri Star Sign Mgt was present to discuss. Mr. Jeffrey advised they are seeking zoning relief for additional square footage for the sign for Urgent Care. He indicated that the front elevation sign is already permitted and approved. He added the second sign they are requesting for the rear elevation which would be facing Levittown Parkway puts the square footage over the limit of 72 sq. feet by approximately 37.68 sq. feet. They are requesting relief for that to allow the rear sign to be installed.

Mr. Jeffrey also advised that the other relief they are requesting is for signage on the front door which would indicate hours of operation for the facility.

Mr. Jeffrey advised the hearing is scheduled for July 18th 7:00 p.m.

Ms. Gahagan asked if that is going to be a free standing sign or on the building. Mr. Jeffrey advised the sign is going to be on the building. He advised that it will be internally illuminated with LED lighting.

Council had no other questions and took no position on the zoning relief requested.

ZHB APPLICATION—295 PINWOOD DRIVE—DISCUSSION

Mr. Joe Crozier, owner of 295 Pinewood Drive, Levittown was present to discuss. Mr. Crozier advised his hearing is scheduled for August 8th. Mr. Crozier advised he is putting in a pool and applied for zoning variance for impervious surface.

Mr. Walsh asked Mr. Crozier if he knows the exact ratio it will be after all the improvements are done (if approved). Mr. Crozier thinks it will be somewhere between 48% to 50%. Mr. Walsh advised that 30% is maximum allowed in that zoning district. Mr. Crozier advised he was told that his house is also over the maximum. Mr. Walsh said that is not uncommon and added that when looking for approval to exceed impervious surface maximum by that amount, some type of storm mitigation will have to be done. Mr. Crozier asked if he would need an engineer for that or can he do it himself. He added that he is in the excavation business and does work for Philadelphia Water Department as far as stormwater management. Mr. Walsh commented that he doesn't want to speak for the Zoning Hearing Board but explained that typically when an applicant looks to exceed the impervious surface, they have to address that water which will run-off. Mr. Walsh commented to Mr. Crozier that the Zoning Hearing Board will have to make the determination if what he has submitted is acceptable and meets the criteria.

Mr. Crozier commented that one issue is that he has a lot of pavers that the Borough deems impervious. Mr. Walsh commented that most zoning ordinances consider pavers to be impervious because over the years they compact. Mr. Walsh added that when Mr. Crozier does his design, he will have to address the run-off created by the pavers.

Mr. Shellenberger asked Mr. Crozier if he discussed with the LBCJMA. Mr. Crozier advised he did not as there is no sewer easement. He added that he has a unique lot. Mr. Shellenberger feels that the LBCJMA should sign off on it also.

Mrs. Kettler suggested that Mr. Crozier speak with Sally Bellaspica, Borough's zoning officer and Borough engineer as the storm water management is such a large concern these days. Mr. Crozier commented that he was of the understanding that the zoning officer and engineer are not allowed to give out advice. Mr. Walsh commented that they can review what the applicant is proposing—they can't design the project for applicant. Mr. Crozier asked if he can submit plan before the hearing. Mr. Walsh advised that he can do so. Mr. Walsh commented that it would actually be very helpful to the Zoning Hearing Board if he submitted and reviewed by zoning officer and engineer.

2018 BUCKS COUNTY MUNICIPAL WASTE MANAGEMENT FINAL PLAN RATIFICATION— CONSIDERATION

Mr. Walsh commented there is a resolution pending for Council to consider for the 2018-2028 Bucks County Municipal Waste Management Plan. Mr. Walsh advised that all private entities pick up trash and recyclables. He added the County stated that it is still going to be the practice they are endorsing for all municipalities. He added this does not change Tullytown's method of collecting waste and recycling.

Mr. Pirolli made a motion to adopt Resolution #392, seconded by Shellenberger.

All of Council was in favor of the motion; the motion carried.

BIZPROMEDIA (WEBSITE HOST) ANNUAL FEE

Mrs. Conner advised that BizProMedia has designed our website, hosts and maintains the site as well. She advised their annual fee is \$1,950.

Mrs. Johnson made a motion to approve the annual fee for BizProMedia in the amount of \$1,950, seconded by Mr. Pirolli.

Roll call vote was taken:

Ms. Gahagan—for

Mrs. Kettler—for

Mr. Pirolli—for

Mr. Shellenberger--for

Mrs. Johnson—for

Mrs. Chrzanowski—for

The motion carried with a unanimous vote of Council in favor.

AUTHORIZE COUNCIL PRESIDENT TO SIGN AGREEMENT FOR WITZEND BAND/BOROUGH PICNIC

Mrs. Conner advised that WitzEnd Band will perform at the Borough picnic with a cost of \$900. She added that if Council wishes, they can authorize Council President to sign the agreement between WitzEnd Band and the Borough. Mr. Walsh indicated that the only change to the contract is to strike Nina Chrzanowski's name—it should read Tullytown Borough.

Ms. Gahagan made a motion to authorize Council President to sign the contract between WitzEnd band and Tullytown Borough. Mrs. Johnson seconded the motion.

Roll call vote was taken:

Ms. Gahagan—for

Mrs. Kettler—for

Mr. Pirolli—for

Mr. Shellenberger--for

Mrs. Johnson—for

Mrs. Chrzanowski—for

All of Council was in favor of the motion; the motion passed.

BOROUGH PICNIC EXPENSES—CONSIDERATION

Mr. Pirolli made a motion to approve the Borough picnic expenses as follows:

Food--Christina's Catering	\$ 6,205.00 (Deposit paid \$3,250)
Funnel Cakes--KC's Funnel Cakes	3,000.00
Fireworks—International Fireworks	7,500.00
Portable Toilets \$2,098.00 (WM donated \$1,500.00)	598.00
WitzEnd Band	900.00
PartyToGogh	500.00
Pony Express	3,450.00
Teachers for Games	1,700.00
Prizes for Games	525.00 (not to exceed)
	\$24,378.00

Mrs. Johnson seconded the motion.

Roll call vote was taken:

Ms. Gahagan—for

Mrs. Kettler—for

Mr. Pirolli—for

Mr. Shellenberger--for

Mrs. Johnson—for

Mrs. Chrzanowski—for

All of Council was in favor of the motion; the motion carried.

ONE APPOINTMENT TO CIVIL SERVICE COMMISSION

Mrs. Conner advised that Frank Carroll's term expired June 30th on the Civil Service Commission. She added that Frank Carroll resigned from this position and Robert Kay, one of the alternates expressed interest in being appointed as a regular member of that Committee.

Ms. Gahagan made a motion to appoint Robert Kay as member of the Civil Service Commission for a 6-year term. Mr. Shellenberger seconded the motion.

The vote of Council was unanimous; the motion carried.

ONE APPOINTMENT TO ENVIRONMENTAL ADVISORY COUNCIL

Mrs. Conner advised there was a vacancy on the Environmental Advisory Council. She added that a Borough resident; namely, Phil Shire, is interested in this position.

Mr. Pirolli made a motion to appoint Phil Shire to the Environmental Advisory Council for a 3-year term, seconded by Ms. Gahagan.

All of Council was in favor of the motion; the motion carried.

RESOLUTION—DISPOSITION OF RECORDS—ADMINISTRATION—CONSIDERATION

Mrs. Conner advised that the proposed Resolution indicates the records that can be destroyed according to the Municipal Records Manual.

Mr. Shellenberger made a motion to adopt Resolution #393, seconded by Mrs. Johnson.

The motion passed with a unanimous vote of Council in favor.

WINTER TRAFFIC SERVICE AGREEMENT WITH PENNDOT—CONSIDERATION

Mrs. Conner advised that the Borough is reimbursed by PennDot for the State roads we plow. She advised there is an agreement with PennDot for Council to approve. Mrs. Conner indicated the amount of reimbursement for the 2018/2019 season is \$3,974.37.

Mr. Pirolli made a motion to adopt Resolution #394, seconded by Mrs. Johnson.

Mrs. Kettler asked if there is a limit to how many times the roads are plowed or are we compensated for each plow. Mr. Walsh indicated that it is for as much plowing as we do—not for each.

All of Council was in favor of the motion; the motion carried.

COMMITTEE REPORTS

There were no Committee reports.

BOROUGH REPORTS

MAYOR'S REPORT

Mayor Cutchineal commented that St. Mikes Fair came and went without any major incidents. He did advise that attendance was down quite a bit this year.

CHIEF'S REPORT

No report.

SOLICITOR'S REPORT

Mr. Walsh updated Council regarding the Borough coordinator. He advised that Council made a motion to tentatively approve a severance agreement with the Borough and

Borough coordinator. He advised the coordinator signed the agreement as well as the Borough.

MISCELLANEOUS COUNCIL BUSINESS

There was no miscellaneous Council business.

ADJOURNMENT

There being no further business, a motion was made by Mrs. Johnson to adjourn the Meeting, seconded by Ms. Gahagan. All of Council was in favor of the motion; the motion carried.

The meeting was adjourned at 7:24 p.m.

Respectfully submitted,



Nancy Conner
Borough Secretary