

# TULLYTOWN BOROUGH COUNCIL MEETING

August 4, 2020

President Nina Chrzanowski called the meeting of the Tullytown Borough Council to order on Tuesday, August 4, 2020 at 7:00 p.m., in the Borough municipal building.

Present at the meeting:

Mayor Cutchineal

Councilman Shellenberger—absent due to work issues with power outage

Councilwoman Kettler

Councilwoman Slemmer—absent due to work issues with power outage

Councilman Pirolli

Councilwoman Gahagan

Councilman Servis—absent due to work issues with power outage

Councilwoman Chrzanowski

Also present:

Thomas J. Walsh III, Esquire, Borough Solicitor

Dan Pasciullo, Fire Marshal/Interim Borough Coordinator

Joe McPadden, Borough Treasurer

Nancy Conner, Borough Secretary

Mr. Walsh advised that Council met in executive session prior to this evening's public meeting to discuss some personnel issues.

## PUBLIC COMMENT

There were no comments from the public.

## COUNCIL MINUTES

### July 7, 2020 Council Meeting Minutes--Approval

Mr. Pirolli made a motion to approve the minutes of the July 7, 2020 Council meeting, seconded by Mrs. Kettler.

Roll call vote was taken:

Mrs. Kettler—for

Mr. Pirolli—for

Ms. Gahagan—for

Mrs. Chrzanowski—for

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

## **TREASURER'S REPORT**

### **MONTHLY BILLS**

Mr. Pirolli made a motion to approve the bills in the amount of \$40,713.16, seconded by Mrs. Kettler.

Roll call vote on the motion was taken:

Mrs. Kettler—for

Mr. Pirolli—for

Ms. Gahagan—for

Mrs. Chrzanowski—for

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

### **OTHER EXPENSES PAID IN JULY, 2020**

Mr. Pirolli made a motion to approve the other expenses for July, 2020 in the amount of \$185,422.27, seconded by Mrs. Kettler.

Roll call vote was taken:

Mrs. Kettler—for

Mr. Pirolli—for

Ms. Gahagan—for

Mrs. Chrzanowski—for

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

### **RECONCILIATION STATEMENT**

Ms. Gahagan made a motion to approve the reconciliation statement for July, 2020, seconded by Mr. Pirolli.

Roll call vote was taken:

Mrs. Kettler—for

Mr. Pirolli—for

Ms. Gahagan—for

Mrs. Chrzanowski—for

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

## **COMMUNICATIONS**

No communications for the month.

## **GENERAL BUSINESS**

### **ZONING HEARING—8400 RT. 13 – DISCUSSION**

Mr. Damaghi, owner of 8400 Rt. 13, was present to discuss his application to the Zoning Hearing Board which is scheduled for the end of August.

Mr. Walsh indicated that Mr. Damaghi is looking for a variance to have a fence in the front yard that is 6 feet high when the ordinance allows for 3 feet high. Mr. Damaghi confirmed. Mr. Damaghi explained the purpose of putting the fence up is so people don't dump garbage as it is off the beaten path. He added the fence is mainly towards the front of the building but they are putting around the perimeter.

Mrs. Kettler asked if they are putting the fence around the left side around that part where the big parking lot is. Mr. Damaghi advised that is correct and all the way around. He added that later on they may put fence towards the railroad tracks because kids tend to throw rocks so that will protect the building. Mrs. Kettler asked what kind of chain link fence. Mr. Damaghi advised that it will be regular chain link fence that you can see through. Mr. Walsh advised that will not be addressed at the zoning hearing—the height is the only issue before the Zoning Hearing Board. Mr. Walsh further indicated Mr. Damaghi can address that when he applies for permits. Mr. Damaghi commented that he is not aware of a 3 foot fence—he has seen 4 foot and 6 foot and he wouldn't mind putting up a 4 foot—just so people don't come in. He is mainly concerned with protecting the property so people don't dump there.

Council had no problem with Mr. Damaghi putting the fence up and took no position on the application. Mr. Walsh indicated to Mr. Damaghi that this is not an approval.

Mr. Andy Barrios with Albert Taus Associates, architect for Mr. Damaghi, advised he spoke with Sally Bellaspica, zoning officer, and also applied for office with accessory truck parking. Mr. Walsh advised that is just a proposed use. Mr. Walsh also advised that the application does not say anything about a use variance.

### **VOLUNTEER ACCIDENT INSURANCE POLICY—CONSIDERATION**

Mrs. Conner advised that Council discussed this previously and she received a quotation from Brown & Brown Insurance, our broker. Mrs. Conner advised we can insure up to 100 volunteers for a cost of \$300.

Mr. Pirolli made a motion to approve the cost of \$300 for volunteer accident insurance, seconded by Mrs. Kettler.

Roll call vote was taken:

Mrs. Kettler—for

Mr. Pirolli—for

Ms. Gahagan—for

Mrs. Chrzanowski—for

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

#### **AUTHORIZATION TO PREPARE RESOLUTION FOR STORMWATER PLAN REVIEW**

Mr. Walsh advised this should be described as authorization to prepare resolution establishing filing fee and escrow for stormwater plan review. Mr. Walsh advised that previously we had stormwater plans that needed to be reviewed for a pool to be put in. Mr. Walsh indicated that Tullytown Borough does has a stormwater management ordinance which covers anyone who adds impervious surface to their property. The ordinance already requires that the applicants need to cover those costs such as filing fee and Borough engineer's project. Mr. Walsh added this is the applicants project and they should bear the cost of it---should not be paid by taxpayers' money.

Mr. Walsh further added that the ordinance mentions establishing a Borough filing fee, review fee and escrow which needs to be established by resolution which has not been done since the ordinance was adopted in 2005.

Mr. Walsh was asking Council for authorization to assist Mrs. Conner in preparing an amendment to fee resolution that would establish those fees so when someone files a stormwater plan, as required under the Code, there is money for the Borough's costs to be covered.

Mr. Pirolli made a motion to authorize Mr. Walsh to assist Mrs. Conner in preparing amendment to the fee resolution. Mrs. Kettler seconded the motion.

Roll call vote was taken:

Mrs. Kettler—for

Mr. Pirolli—for

Ms. Gahagan—for

Mrs. Chrzanowski—for

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

## **AUTHORIZATION FOR ENGINEER TO SEND LETTER TO BCPC REGARDING GRANT APPLICATION FOR RAIN GARDENS**

Mr. Pasciullo advised that Gilmore & Associates Inc. has already submitted the grant application on behalf of the Borough for the rain gardens project, but will need approval from Council. Mr. Pasciullo advised the amount of the grant is \$175,661.

Mrs. Kettler asked if they gave us any kind of time line. Mr. Pasciullo advised they did not—they advised him that they have 30 days to approve it.

Mrs. Kettler made a motion to authorize the engineer to send letter to the Bucks County Planning Commission regarding grant application for the rain gardens (Resolution #443). Mr. Pirolli seconded the motion.

Roll call vote was taken:

Mrs. Kettler—for

Mr. Pirolli—for

Ms. Gahagan—for

Mrs. Chrzanowski—for

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

## **COMMITTEE REPORTS**

No Reports

## **BOROUGH REPORTS**

### **MAYOR'S REPORT**

No report

### **SOLICITOR'S REPORT**

No further report

## **INTERIM BOROUGH COORDINATOR'S REPORT**

Mr. Pasciullo advised that the storm passed through today and there were power outage issues. He added one of our ornamental light poles at 308 Main Street snapped off at the base. Mr. Pasciullo advised that Armour Electric came in to remove it and secured the wiring. He added we have a large tree down in the cemetery—Mark Snyder took a look at it and advised it did not damage any headstones and indicated that they will clean it up.

Mr. Pasciullo reported that for the month of July, Public Works made 261 yard waste pick-ups and 103 bulk pick-ups, ran 20 loads to the landfill. He added that Public Works put down 200 yards of playground mulch at the park and continued to do regular maintenance and painted the doors on the main building and garage.

Mr. Pasciullo commented that Public Works continued cleaning the storm drains and continued to clean the Borough Hall when needed due to vacation.

Mr. Pasciullo also reported that BIU, for the month of July, issued 7 permits and they also performed 13 inspections.

#### **CHIEF'S REPORT**

No Report

#### **FIRE MARSHAL'S REPORT**

Mr. Pasciullo submitted report previously to Council. He informed Council that beginning of July he resumed inspections and its going smooth. He added that there were no fire investigations this month.

#### **MISCELLANEOUS COUNCIL BUSINESS**

There was no miscellaneous Council business.

#### **ADJOURNMENT**

There being no further business, a motion was made by Mr. Pirolli 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 7:15 p.m.

Respectfully submitted,



Nancy Conner  
Borough Secretary