

TULLYTOWN BOROUGH COUNCIL MEETING

March 9, 2021

President Nina Chrzanowski called the meeting of the Tullytown Borough Council to order with the Pledge of Allegiance on Tuesday, March 9, 2021 at 7:02 p.m., via remote teleconferencing.

Present at the meeting:

Mayor Cutchineal
Councilman Shellenberger
Councilwoman Kettler
Councilwoman Slemmer
Councilman Pirolli
Councilwoman Gahagan
Councilman Servis - absent
Councilwoman Chrzanowski

Also present:

Thomas J. Walsh III, Esquire, Borough Solicitor
Dan Doyle, Police Chief /Emergency Management Coordinator
Dan Pasciullo, Fire Marshal/Interim Borough Coordinator
Joe McPadden, Borough Treasurer
Patricia Marks, Borough Secretary

PUBLIC COMMENT

There were no comments from the public.

COUNCIL MINUTES

February 9, 2021 Council Meeting Minutes—Approval

Mr. Pirolli made a motion to approve the minutes of the February 9, 2021 Council meeting, seconded by Mrs. Kettler.

Roll call vote was taken:

Mr. Shellenberger—abstain
Mrs. Kettler—for
Miss Slemmer—for
Mr. Pirolli—for
Ms. Gahagan—for
Mrs. Chrzanowski—for

The majority of Council was in favor of the motion; the motion carried.

TREASURER'S REPORT MONTHLY BILLS

Mr. Shellenberger made a motion to approve the bills in the amount of \$23,856.72 seconded by Mr. Pirolli.

Mr. Shellenberger asked about the \$8,586.12 payment to Motorola. Mr. Pasciullo explained that the expense is for a portable radio for the fire marshal and it is coming out of Capital expenses. County regulations require that all radios need to be encrypted and the old radio was not encrypted. Ms. Gahagan asked about the radio that was given to Mr. Pasciullo by the fire company. Mr. Pasciullo responded that it was returned to the fire company because it was obsolete and the County requires all radios be encrypted.

Roll call vote was taken:

Mr. Shellenberger—for
Mrs. Kettler—for
Miss Slemmer—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 February, 2021

Mr. Pirolli made a motion to approve the other expenses for February, 2021 in the amount of \$ \$232,000.69, seconded by Miss Slemmer.

Roll call vote was taken:

Mr. Shellenberger—for
Mrs. Kettler—for
Miss Slemmer—for
Mr. Pirolli—for
Ms. Gahagan—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 February, 2021, seconded by Miss Slemmer.

Roll call vote was taken:

Mr. Shellenberger—for

Mrs. Kettler—for

Miss Slemmer—for

Mr. Pirolli—for

Ms. Gahagan—for

Mrs. Chrzanowski—for

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

Mr. McPadden explained that the auditors were in for 4 days and the payroll decreased by \$330,000 between 2019 and 2020 due to a reduction in employees. Mr. Shellenberger asked about the auditors' fee because it was way above what was budgeted. Mr. McPadden explained that the fee for the Pennsylvania Economy League audit was paid in January, 2021 but was budgeted in 2020 and perhaps that fee should be moved to 2020.

COMMUNICATIONS

There were no communications this month.

GENERAL BUSINESS

Grant Permission to Bucks County Board of Health to Treat for Mosquitos—Consideration

Mrs. Marks advised that the Bucks County Board of Health is requesting a letter permitting the treatment of mosquitos in the Borough.

Mr. Pirolli made a motion to grant permission to the Bucks County Board of Health to treat for mosquitos, seconded by Mr. Shellenberger.

Roll call vote was taken:

Mr. Shellenberger—for

Mrs. Kettler—for

Miss Slemmer—for

Mr. Pirolli—for

Ms. Gahagan—for

Mrs. Chrzanowski—for

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

Revised Buyout Agreement for PECO Street Light Buyout Program— Consideration

Mr. Pasciullo presented the revised Agreement of Sale from PECO Energy for the Street Lighting Facilities. PECO also issued a check back to the Borough in the amount of \$47,100.59. An update was received from Mike Fuller of Keystone Lighting that Phase 2 is complete and they are moving into Phase 3, which is management of the project installation, including reporting and issue resolution during construction.

Mr. Shellenberger made a motion to approve the revised Agreement of Sale for the Street Light Program, seconded by Mr. Pirolli.

Roll call vote was taken:

Mr. Shellenberger—for

Mrs. Kettler—for

Miss Slemmer—for

Mr. Pirolli—for

Ms. Gahagan—for

Mrs. Chrzanowski—for

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

Proposed Amendment to Zoning Ordinance for Medical Marijuana Dispensary and Grower/Processor—Consideration

At the February meeting Council directed Mr. Walsh to draft an Ordinance that would address Medical Dispensary use and Grower/Processor use. The difference between the two is the Dispensary is retail and the Grower/Processor is wholesale. This was prompted because the Borough had received a few calls from interested parties asking if we had a use ordinance and where it is allowed. The staff mentioned that it would be a good idea to do a draft ordinance and bring it to Council.

If Council reviews and feel it is OK, the recommended action would be for Council to make a motion for the draft Ordinance to be sent to the Planning Commissions – both the Bucks County Planning Commission and the Borough Planning Commission. Once we get their comments, we can schedule the matter for a public hearing.

Mr. Pirolli made a motion to direct the proposed Ordinance be sent to the Bucks County Planning Commission and the Tullytown Borough Planning Commission for review, seconded by Ms. Gahagan.

Roll call vote was taken:

Mr. Shellenberger—for

Mrs. Kettler—for

Miss Slemmer—for

Mr. Pirolli—for

Ms. Gahagan—for

Mrs. Chrzanowski—for

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

Employees' Health Insurance Renewals—Consideration

Mr. Pasciullo advised that a renewal has been received for the employees' health benefits plan in accordance with the labor agreement with the union. The monthly payment will be \$13,570.36, effective April 1, 2021 through April 1, 2022.

Mr. Pirolli made a motion to approve the renewal of the Employees' Health Insurance, seconded by Miss Slemmer.

Roll call vote was taken:

Mr. Shellenberger—for

Mrs. Kettler—for

Miss Slemmer—for

Mr. Pirolli—for

Ms. Gahagan—for

Mrs. Chrzanowski—for

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

COMMITTEE REPORTS

There were no committee reports

BOROUGH REPORTS

MAYOR'S REPORT

The Mayor reported that the second annual Bells Across America event will be held in May. This is sponsored by the Pennsylvania Mayors and Fallen Firefighters. Due to the Coronavirus, we will not be holding our annual Memorial Day Parade. However, we will be holding our annual Memorial Day morning services at the monuments, beginning at 9 a.m. on Saturday, May 29, 2021 at the Fallsington Avenue Memorial. The Mayor also reminded the residents to turn clocks ahead on Saturday.

SOLICITOR'S REPORT

Mr. Walsh provided an update on the status of the loan for the police pension and the non-uniform pension. This was started in January. In February, Council appointed Bond Counsel based on proposals and authorized PFM, our consultant, to shop the loan package and put it out to bid to banks. I called PFM and asked about the progress. I received an email from the director saying they are making good progress and have been on the phone with several banks answering numerous questions. They believe we should have proposals prior to the March 26, 2021. They are still shooting for an April recommendation and an approval date for Council. This will be at the next Council meeting – April 13, 2021.

INTERIM BOROUGH COORDINATOR'S REPORT

Mr. Pasciullo reported that the road crew worked through 6 snow events over the month of February. They did their normal 14 pickups and transported 3 loads to the landfill. They started a pothole program since the storms have ended. Mark notified PennDOT of some potholes that needed repair on Main Street by the Water Plant and a large one on the Parkway, which PennDOT repaired.

Mr. Pasciullo also provided an update on rodent issue on Silverbirch Lane. Mr. Pasciullo received an email from the Board of Health representative. He can only issue a citation or violation if property is not being maintained in a manner to prevent rodent food sources and harborage. Deb Juno, Code Enforcement, went out and talked to the resident who was putting out the bird food and I feel that this has been rectified. Professional extermination services, Mike Day, said he put out 5 bait stations on February 11th and left them for 10 days. He picked up the bait stations on February 22nd and reported there was no activity in any of the bait stations. Mr. Pasciullo believes it has been worked out.

CHIEF'S REPORT

Council has received his monthly report. Council approved the winning bid on the Ford Expedition from Municibid. The individual no longer wants the vehicle and that vehicle will now have to go back out to bid.

Chief Doyle want would like to hire a part time police officer. He is a former police officer who use to work for us who went to the sheriff's office and now wants to come back. Pending all final checks, I am recommending we hire Kyle Brierley as a part time police officer.

Mr. Pirolli made the motion to hire Kyle Brierley as a part time police officer, seconded by Linda Slemmer.

Roll call vote was taken:
Mr. Shellenberger—for
Mrs. Kettler—for
Miss Slemmer—for
Mr. Pirolli—for
Ms. Gahagan—for
Mrs. Chrzanowski—for

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

St. Mike's Church contacted Chief Doyle about holding the fair. He replied back to them that due to the State of Emergency in Pennsylvania, as long as they can present a plan compliant with the Pennsylvania Department of Health requirements that is approved by the Bucks County Department of Health, I would say submit the Large Event Application for Council consideration.

FIRE MARSHAL'S REPORT

Mr. Pasciullo did the inspection on the fuel tank removal at 225 Levittown Parkway, the former Heski site. Progress is being made for the new Wawa to come in and begin construction. The tanks were double sealed and it was a clean removal, no leakage. Mr. Shellenberger asked if Wawa has agreed to pave the entire drive and we will split cost with them. Mr. Pasciullo advised that as soon as he can get together with the project manager, he will see if they can work it out.

MISCELLANEOUS COUNCIL BUSINESS

Silvia Gross, 20 Lavender Lane, Levittown expressed concern regarding the house next door, 16 Lavender Lane, which was sold in December. It is a recovery home and she and her neighbors are concerned. She felt that the neighbors should have been notified by the township. Mr. Walsh advised that the owners go to the zoning officer for a permit and if it is a permitted use, there is no notice. Tina Grady told her that there would be 7 woman living there and there are multiple beds in house. Is there a restriction on number of people who can live there? Mr. Walsh advised that is a building code issue and she needs to go to the code officer. Ms. Gross also asked if they will get allocation money this year. Ms. Slemmer advised that it is allotted in the budget. Mr. Walsh cautioned that just because it is in the budget, does not guarantee that the money will be distributed. Ms. Gross said she has lived in the township 55 years and loves living in Lakeside, and appreciates the crew picking up her heavy bags and the snow removal.

ADJOURNMENT

There being no further business, a motion was made by Mr. Pirolli to adjourn the meeting, seconded by Miss Slemmer. All of Council was in favor of the motion. The motion carried. The meeting was adjourned at 7:36 p.m.

Respectfully submitted,

Patricia Marks
Borough Secretary