

TULLYTOWN BOROUGH COUNCIL MEETING DECEMBER 5, 2017

Council President, Joe Shellenberger, called the meeting of the Tullytown Borough Council to order on Tuesday, December 5, 2017 at 7:00 p.m.

Mayor Cutchineal asked for a moment of silence for Irene Glasgow of the MacIntosh Regency, who recently passed away.

Present at the meeting:

Mayor Cutchineal
Councilwoman Chrzanowski
Councilwoman Kettler
Councilwoman Slemmer
Councilman Pirolli
Councilwoman Gahagan
Councilwoman Johnson
Councilman Shellenberger

Also present:

Michael T. Sellers, Esq., Borough Solicitor
Daniel Doyle, Chief of Police
Alison Smith, Borough Coordinator
Joe McPadden, Borough Treasurer
Nancy Conner, Borough Secretary

SOLICITOR'S REPORT ON EXECUTIVE SESSION

Mr. Sellers explained that Council met in executive session before this evening's meeting to discuss zoning hearing board matters; namely 798 Oxford Avenue and 66 Leisure Lane, a personnel matter and the matter of Armstrong vs. Borough regarding the property improvement checks.

COMMENDATIONS

Commendations were presented to Chief Dan Doyle for his 20 years of service, Sandi Adams-Flesch, for her 32 years of service, Mark Snyder for his 30 years of service, Margie Baker for her 30 years of service and Mark Brown for his 30 years of service. Mark Brown was not present at the meeting.

PUBLIC COMMENT

Ed Armstrong, 2 Park Lane, Levittown, asked Council if all the property allocation checks have been delivered. He commented that he understands that this money is in escrow and asked what interest is being earned. Mr. McPadden advised that currently the interest rates are not good—approximately 1.5% interest per annum. Mr. Armstrong asked with what bank. Mr. McPadden advised at Penn Community Bank. Mr. Armstrong asked under what basis of law is the Borough holding this money. He commented that his wife is half property owner, Mr. Czyzyk's wife is half property owner also and they are also being denied as well.

Mr. Sellers commented that as solicitor he does not give this advice in public. He advised this matter will be discussed later in the meeting.

Mr. Pirolli made a motion to release the property allocation checks currently in escrow, Ms. Gahagan seconded the motion.

The vote of Council was as follows:

Mrs. Chrzanowski—for

Mrs. Kettler—against

Miss Slemmer—for

Mr. Pirolli—for

Ms. Gahagan—for

Mrs. Johnson—for

Mr. Shellenberger—for

The vote was 6 in favor; 1 against. The motion carried.

Aaron Cohen, deputy chief of the Fire Department advised they are having the Santa Run Saturday December 15th at 5:30 p.m.

Chris Shellenberger asked if Fire Company will be collecting nonperishable items and toys for donations. Aaron advised they will be collecting both.

COUNCIL MINUTES

Mr. Pirolli made a motion to accept the minutes of the November 14, 2017 Council meeting, seconded by Mrs. Johnson.

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

TREASURER'S REPORT

MONTHLY BILLS

A motion was made by Ms. Gahagan to approve the payment of the monthly bills in the amount of \$36,116.40, seconded by Mrs. Johnson.

Roll call vote was taken:

Mrs. Chrzanowski—for

Mrs. Kettler—for

Miss Slemmer—for

Mr. Pirolli—for

Ms. Gahagan—for

Mrs. Johnson—for

Mr. Shellenberger—for

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

RECONCILIATION STATEMENT

Mr. Pirolli made a motion to approve the Reconciliation Statement for November, 2017, seconded by Mrs. Chrzanowski.

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

COMMUNICATIONS

Mrs. Conner advised there were no communications for the month.

GENERAL BUSINESS

AUTHORIZE ADVERTISEMENT OF RE-ORGANIZATION AND COUNCIL MEETING AND JANUARY 2, 2018 REGULAR COUNCIL MEETING

A motion was made by Mr. Pirolli to authorize advertisement of the Re-Organization Meeting and Council Meeting for January 2, 2018 at 6:30 p.m. Mrs. Chrzanowski seconded the motion. All of Council was in favor of the motion; the motion carried.

ONE APPOINTMENT TO PARK & RECREATION COMMITTEE

Mrs. Conner advised that Joan Andersen's term expired November, 2017 and Joan is interested in being re-appointed.

A motion was made by Mr. Pirolli to re-appoint Joan Andersen to the Park & Recreation Committee for a 5-year term, seconded by Ms. Gahagan.

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

CONSIDERATION—66 LEISURE LANE—2 WAIVERS

Mr. Sellers advised this is a request for relief from the Subdivision and Land Development Ordinance (SALDO). He added the applicant was recently before the Zoning Hearing Board which also granted relief relating to the driveway.

Mr. Sellers advised that Section 153-612L requires a 5 foot setback. He added the proposed driveway would be less than that permitted and Section 153-612K requires the driveway apron to be no less than 10 feet in width—the proposal would not beat that minimum as well. Mr. Sellers advised that Council may approve or deny one or both requests this evening.

Mr. Pirolli made a motion to approve the requests of Thomas Mizenko, 66 Leisure Lane, for waivers from the requirements from driveway width and setback, stated in Sections 153-612L and 153-612K. Miss Slemmer seconded the motion.

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

CONSIDERATION—EMPLOYEE CHRISTMAS BONUS

Mr. Pirolli made a motion to authorize the Christmas bonus for the employees in the amount of \$300. Mrs. Chrzanowski seconded the motion.

The vote of Council was as follows:

Mrs. Chrzanowski—for

Mrs. Kettler—for

Miss Slemmer—for

Mr. Pirolli—for

Ms. Gahagan—abstain

Mrs. Johnson—abstain, as she has family member employed by Borough

Mr. Shellenberger--abstain

The vote was 4 in favor, 3 abstentions; the motion carried.

COMMITTEE REPORTS

There were no Committee Reports.

BOROUGH REPORTS

MAYOR'S REPORT

Mayor Cutchineal advised he had no report.

CHIEF'S REPORT

Chief Doyle discussed the matter of traffic on Lakeside Drive. He advised that is being dealt with—and was actually dealt with the next day. He advised he has spoken to residents and radar units have been put out to count traffic and a complete work up is being done on that street. He added that a full report will be before Council next month.

COORDINATOR'S REPORT

Mrs. Smith advised that the leaf program will be extended until December 13th.

Mrs. Smith also discussed the property management issues we have which came up because of the fire at William Leigh Drive. She added that there are things we need to address. She asked if the solicitor could work with us on the ordinances – have the committees determine what they want for the ordinances and then ask the solicitor to write them up.

Miss Slemmer suggested we table this matter because we were still working on this.

Mrs. Johnson advised that the Fire Committee agreed that we just want the solicitor to write up something that we discussed and Council can approve or deny it.

Mrs. Smith commented that both the Fire Committee and Streets & Building Committee can be involved—there are a number of issues on how we handle U & O's, certificates of Occupancy, building permits, etc. She suggested we can have the committees discuss what they want. Mrs. Johnson advised the Fire Committee did that. Mrs. Smith added that Streets & Buildings would have to review and then bring it to the solicitor.

Mrs. Kettler commented that we are not ready for this.

Mr. Pirolli made a motion to table that matter. There was no second to the motion; the motion failed.

Mrs. Kettler did question if the water lines have been fixed before we have another problem. She asked the status of that. She added these lines have failed numerous times—we have talked about it and it's supposed to be addressed.

Chief Doyle advised he is aware of the issues brought up in reference to the fire. He added he has been working with the deputy chief of the fire department and Bob Jones, fire

marshal—the wheels moving forward. He added there is a 3-phase plan of action. The first one to purchase a turbo jet which will assist in water operations. Chief Doyle advised that the 2nd phase is that the fire department is working with the fire marshal's office to install 2 dry hydrants and the third item being looked at is the hydrant system.

Mrs. Chrzanowski commented that she thinks we should correct this issue first and work on ordinances after.

Mr. Shellenberger commented that there is the water problem but Mrs. Johnson is talking about doing fire inspections, etc.

Mrs. Kettler commented that it is her understanding they are the wrong size water lines. She questions what the permanent solution is—she understands the temporary fixes but feels the permanent solution is the correct size lines. She added that she believes we are attempting to work with the owner. Aaron Cohen, deputy chief of the Fire Department, advised that is correct. He advised that Mr. Lucisano purchased the turbo jet which is a \$5,000 purchase. Mr. Cohen added that he is working with the property owner on all 3 of the issues.

Mrs. Chrzanowski asked if the apparatus that is purchased is a temporary fix. Mr. Cohen advised this will help. He added that from what he understands the owner built this up to Code.

Mr. Pirolli commented that the water mains are the big question and needs to be addressed to be fixed. He added that if those hydrants have to be used again the same problem will happen.

Mr. Cohen advised he will continue to work with the owner—he is meeting with Mr. Lucisano on Monday regarding the turbo draft and the other issues. Mr. Cohen advised he can only make suggestions—he is a volunteer. He has been working with Chief Doyle, Bob Jones and the owner and advised that they will solve this issue.

Mrs. Smith advised a request has been made to purchase a new bench to be placed at the new park. She stated that Council previously set policy that the existing benches would be dedicated first. She asked Council to make a motion to amend the policy to allow a new bench to be placed in the new park.

Mrs. Kettler made a motion to amend our policy to install a new bench in the new park at a cost of \$1,150. Mrs. Chrzanowski seconded the motion.

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

A motion was made by Mrs. Kettler for Council to purchase the bench which will be reimbursed by the person making the donation, per our application. Mrs. Chrzanowski seconded the motion.

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

SOLICITOR'S REPORT

Mr. Sellers advised he had no further report for the evening.

ENGINEER'S REPORT

There was no Engineer's Report.

MISCELLANEOUS COUNCIL BUSINESS

No miscellaneous council business was discussed at the meeting.

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 7:36 p.m.

Respectfully submitted,



Nancy Conner
Borough Secretary