

# IVYLAND BOROUGH COUNCIL MEETING

August 10, 2022

**CALL TO ORDER:** 7:30 p.m.

**PRESENT:** Council Members: Sal DiPaolo, President,  
Christina Finello, Vice President, Bill Linwood,  
Todd Savarese, Matthew Piotrowski, Chris Branchide  
Excused: Chuck Bristow

**OTHERS:** Chris Peterson, Borough Engineer  
Greg Sturn, Borough Solicitor

## ESTABLISHMENT OF QUORUM

THE PLEDGE OF ALLEGIANCE WAS FOLLOWED BY A MOMENT OF SILENCE

## MINUTES OF 7/13/22:

Bill Linwood made a MOTION, seconded by Todd Savarese to approve the minutes of the Council Meeting of July 13, 2022.

MOTION was ADOPTED 6-0.

## TREASURER'S REPORT:

Christina Finello read the Treasurer's report into the record. The report was accepted subject to audit.

## BILLS LIST:

Christina Finello reported that the prepaid bills list totaled \$36,291.50 and the unpaid bills list totaled \$13,429.65.

Council unanimously accepted the prepaid and unpaid bills as listed.

**CORRESPONDENCE:** None.

**GEFF RAPP – 150<sup>th</sup> Celebration Update:**

Mr. Rapp provided a copy of proposed budget requesting an \$8,000 contribution from the Borough that includes the \$2,000 previously requested for pole banners for the event. A fundraising concert is planned for September 10<sup>th</sup> at the schoolhouse parking lot and police presence was requested to assist with traffic. Also, the planning meetings for the 150<sup>th</sup> celebration are held each month on the last Tuesday at 7 p.m. at the schoolhouse, and all are welcome to attend.

**PUBLIC COMMENT:** None.

**CODE ENFORCEMENT/ZONING REPORT – JULY:**

Todd Savarese made a MOTION, seconded by Bill Linwood to accept the report.

MOTION was ADOPTED 6-0.

**REPORT OF PRESIDENT:** None.

**ENGINEER:**

Chris Peterson said the MS4 report is underway and will be submitted to Council as soon as it is completed, and the Borough's outfall map has been updated to include the Greeley Avenue outfall. Also, he provided some materials for display at the Borough's 5K Run event for educational purposes as part of that program.

Sal DiPaolo asked that the replacement of the "No Truck Turning" sign be installed with some type of security bolt.

Chris Peterson clarified that Mike Granieri will be installing that sign, and if so, we will coordinate with him on the type of hardware to be used.

Todd Savarese replied that Granieri and his crew would install it. Also, there was an offer by a neighbor to install a security camera, which may be something to consider. That sign was installed per Council's approval to validate citations for oversized trucks cutting through the Borough and it was removed under circumstances that remain unclear, which is being investigated by the police.

**SOLICITOR:**

Greg Sturn provided a draft stormwater management ordinance that needs to be enacted by the end of September to be in compliance with State law and he requested authorization to advertise.

Sal DiPaolo made a MOTION, seconded by Bill Linwood to authorize advertisement of draft Stormwater Management Ordinance for Ivyland Borough.

MOTION was ADOPTED 6-0.

Greg Sturn continued that last month, Council authorized advertisement of an amended ordinance regarding fireworks and he missed the deadline, so he will advertise it before the September Council meeting.

Also, regarding the hotel property, he will schedule a hearing for the Appeals Board, and if any satisfactory progress is made, then the hearing could be continued until another date.

**UNFINISHED BUSINESS:**

Christina Finello said the grant application was submitted to the *Greenways Trails and Recreation* program in a timely manner noting that the Ivyland Village Park project cannot begin in any way until grant funds are secured.

Sal DiPaolo made a MOTION, seconded by Bill Linwood to authorize the subcommittee of the Ivyland Village Park project to send out for bids once the grant funds have been awarded to the Borough.

MOTION was ADOPTED 6-0.

**MAYOR:**

Mayor Judice was absent, so Bill Linwood, Chairman of Public Safety, provided the police report noting there were 50 calls for service, 328 YTD, and there were no physical arrests and no nontraffic citations issued.

**COMMITTEE REPORTS:**

**PARKS AND RECREATION:**

Sal DiPaolo announced that the 5K Run will be held on August 20, 2022, and dates will be set for the Boroughwide Yard Sale and the annual bonfire.



**FINANCE:**

Christina Finello provided the 2023 budget preparation guidelines to Council noting that committee chairs need to submit preliminary budgets to the Borough Office no later than August 31, 2022. The budget will be discussed during the Finance Committee Meeting of September 6, 2022. Revisions and final budgets are due by October 3, 2022, and then we will present the final budget at the October 12<sup>th</sup> Council meeting for any last-minute considerations, and then vote to advertise in November and consideration of adoption in December.

**PUBLIC SAFETY:**

Bill Linwood reported the police department is having an issue with internet speed and video from the police car cameras, and they are working on it.

**BOROUGH PROPERTY:**

Matthew Piotrowski said the basement of the Borough Office needs to be cleaned out and he is not sure what needs to be kept.

Sal DiPaolo replied that the Heritage Association will need to schedule a meeting to discuss it.

**STREETS/WALKS:**

Todd Savarese said in response to a resident who pointed out certain intersections with sight line issues, that matter has been turned over to the Zoning Officer.

**PLANNING COMMISSION:** None.

**FIRE COMPANY and EMERGENCY MANAGEMENT:**

James Cantore, Assistant Chief of Ivyland Fire Company, provided reports from the Fire Company and Emergency Management.

**NEW BUSINESS:** None.

**PUBLIC COMMENT:**

Geff Rapp suggested looking into whether it is storage for the videos from the cameras or the internet speed.

Jennifer Linwood expressed concern that some Borough sidewalks are in disrepair.



Council Meeting

August 10, 2022

Todd Savarese suggested sending an email with specific information that will be reviewed by the Zoning Officer to be addressed.

**ADJOURNMENT:** 8:33 p.m.

Respectfully submitted,

Liz Vile, Recording Secretary

Minutes approved by Borough Council September 14, 2022  
*As presented.*

## **IVYLAND BOROUGH COUNCIL MEETING**

**September 14, 2022**

**CALL TO ORDER:** 7:30 p.m.

**PRESENT:** Council Members: Christina Finello, Vice President,  
Bill Linwood, Todd Savarese, Matthew Piotrowski,  
Chris Branchide, Chuck Bristow  
Excused: Sal DiPaolo, President

**OTHERS:** Chris Peterson, Borough Engineer  
Greg Sturn, Borough Solicitor  
Janet Pacchioli, Treasurer/Secretary

### **ESTABLISHMENT OF QUORUM**

**THE PLEDGE OF ALLEGIANCE WAS FOLLOWED BY A MOMENT OF SILENCE**

### **MINUTES OF 8/10/22:**

Todd Savarese made a MOTION, seconded by Bill Linwood to approve the minutes of the Council Meeting of August 10, 2022.

MOTION was ADOPTED 6-0.

### **TREASURER'S REPORT:**

Janet Pacchioli read the Treasurer's report into the record. The report was accepted subject to audit.

### **BILLS LIST:**

Janet Pacchioli reported that the prepaid bills list totaled \$41,434.22 and there was one additional bill from Harris and Harris in the amount of \$825.00 to be added to the unpaid bills list for a new total of \$10,976.75.

Bill Linwood made a MOTION, seconded by Chuck Bristow to pay the bills.

MOTION was ADOPTED 6-0.

**CORRESPONDENCE:**

Janet Pacchioli said a resident asked what can be done about high grass and upkeep of the maintenance around the 9-1-1 Center, so she informed the Code Enforcement Officer about it.

Also, former Code Enforcement Officer Frank Orfe passed away and the obituary indicates that in-lieu-of flowers that a contribution be made to the Lower Southampton Athletic Association.

Chuck Bristow made a MOTION, seconded by Chris Branchide to approve donation in the amount of \$500.00 to the Lower Southampton Athletic Association in memory of Frank Orfe.

MOTION was ADOPTED 6-0.

Janet Pacchioli reminded Council of the Bucks County Borough Association's upcoming meeting.

**GEFF RAPP – UPDATE 150<sup>TH</sup> CELEBRATION EVENT:**

Mr. Geff Rapp announced that the benefit concert for the 150<sup>th</sup> Anniversary event was a success, and he thanked everyone involved. Fundraising items are available through an online store that can also be accessed through the Facebook page, and we will begin looking for sponsorships. Our monthly meetings are generally held the last Tuesday of the month at the schoolhouse, and we will begin working to map out all the various categories of events that will occur on Saturday, June 24, 2023.

At the last meeting, a request was made to Borough Council to consider contributing \$6,000 for the celebration event.

Bill Linwood made a MOTION, seconded by Chuck Bristow to approve the contribution amount of \$6,000 for the 150<sup>th</sup> Anniversary Celebration event.

MOTION was ADOPTED 6-0.

**PUBLIC COMMENT:**

Janet Pacchioli commented that the concert was a very enjoyable event.



**CODE ENFORCEMENT/ZONING REPORT:**

Mayor Judice commented that a tree fell across Jacksonville Road blocking Gough Avenue, so for a period of time Jacksonville Road was closed, and the tree was removed by two contractors from B Blair Construction Company, who just happened to be there and used their chainsaws to remove the tree.

Council offered to send them a “thank you” letter for their assistance.

**REPORT OF PRESIDENT:** None.

**ENGINEER:**

Chris Peterson said the MS4 annual report that is due by the end of September to PADEP has been completed in which he read into the record.

Chuck Bristow made a MOTION, seconded by Bill Linwood to approve, and authorize Janet Pacchioli, Borough Secretary to sign the MS4 annual report on behalf of Ivyland Borough to be submitted to PADEP.

MOTION was ADOPTED 6-0.

**SOLICITOR:**

Firearms Ordinance:

Greg Sturn said the amendment to the Firearms Ordinance regarding shooting of fireworks has been properly advertised and ready for consideration by Council.

Council opened a Public Hearing at 8:04 p.m.

Council asked for any public comment. There was none.

Christina Finello made a MOTION, seconded by Chris Branchide to adopt Ordinance No. 2022-3 amendment to the Firearms Ordinance of Ivyland Borough.

MOTION was ADOPTED 6-0.

Council closed Public Hearing at 8:05 p.m.

Stormwater Ordinance:

Greg Sturn said this is the new Stormwater Ordinance that Pennsylvania municipalities are required to enact per PADEP.

Council opened Public Hearing at 8:06 p.m.

Chuck Bristow asked about any major changes to the existing ordinance.

Chris Peterson replied there are no technical changes. It is marginally the same as the previous one, although PADEP has addressed pollution items such as animal waste.

Council asked for any public comment. There were none.

Bill Linwood made a MOTION, seconded by Matt Piotrowski to adopt Ordinance No. 2022-4 the Stormwater Ordinance for Ivyland Borough as required by PADEP.

MOTION was ADOPTED 6-0.

Council closed Public Hearing at 8:08 p.m.

Greg Sturn continued that he contacted Keystone Municipal Services, Inc. for assistance with the Borough's zoning matters and will report back on it.

**UNFINISHED BUSINESS:**

Christina Finello said regarding the Borough's grant application submitted to the *Greenways Trails and Recreation* program of DCED for the Ivyland Village Park project, she was informed that it is a competitive grant, and the Borough's application is scheduled to be on the Board's agenda for consideration in November.

Mayor Judice said there is concern from members of the community about the state of the former Navy houses and suggested completely sealing and boarding-up those buildings as there has been break-ins, etc. until demolition.

Bill Linwood asked about the Borough's liability.

Greg Sturn replied that the Borough has liability insurance; however, would be liable so reasonable precautions should be made.

Christina Finello said we need to make sure any work done is for the purpose of securing those buildings for the safety and welfare of the Borough.

**MAYOR:**

Mayor Judice provided the police report for July 2022, there were 29 traffic citations and two written warnings issued and two reportable accidents, and check received from District Court in July 2022 totaled \$887.80. Police report for August 2022, there were 35 traffic citations and four written warnings issued and check received from District Court in August 2022 totaled \$447.41.

Also, he was informed about three trees in the playground area that have dead branches overhanging onto Wilson Avenue, which is a safety concern.

Matt Piotrowski said we will ask Mike Granieri to take care of it.

Mayor Judice said there is an issue in the Borough with parking in the wrong direction, and State law requires parking in the direction of traffic as it is a safety concern, and this has been an issue in the past, so would Council like to revisit this matter?

Christina Finello asked what would that entail?

Mayor Judice replied to inform residents that this is a State law that will be enforced with tickets issued.

Chuck Bristow said he understands it is a safety issue and suggested providing a warning.

Mayor Judice replied if a warning is issued, paperwork must be done the same as if a ticket is written, and warnings were given in the past, so it is not necessary to start from ground zero.

Matt Piotrowski agreed that warnings will cost the Borough time and money, but if tickets are issued, that will be enough warning.

Todd Savarese said he is not in favor of using the Borough's limited resources to enforce resident's vehicles parked in the wrong direction.

Chris Branchide agreed that it is not a good use of Borough resources.

Todd Savarese said as a matter of policy, Council should not be mandating the police department, and writing tickets should be at the discretion of the police officers.

Bill Linwood said he will speak with Sergeant Carey about it.



**COMMITTEE REPORTS:**

**PARKS AND RECREATION:**

Christina Finello reminded everyone that any tattered flags can be deposited into the box at Memorial Park.

**FINANCE:**

Christina Finello said we are on target with budget preparation for adoption in a timely manner; however, if Council members would like to discuss any issues, please reach out to the Finance Committee.

**PUBLIC SAFETY:** No report.

**BOROUGH PROPERTY:** No report.

**STREETS/WALKS:**

Todd Savarese reported that the “No Truck Turning” sign has been reinstalled.

**PLANNING COMMISSION:** None.

**FIRE COMPANY:**

Deb Hoffman, Vice President of Ivyland Fire Company, reported that in the past 30 days, there were eight calls, 84 YTD. This month, we worked on our brick fundraising project; assisted with the concert and attended the 9/11 event at the Hartsville Fire Company; also, a new driver was approved this month. We are invited to Warwick and Trevoise Fire Prevention Celebration of Bands on October 22<sup>nd</sup>. Ian Sharp will be awarded “Firefighter of the Year” on October 30, 2022. Six members completed the Fire Investigation Training at the National Fire Academy and training is ongoing. Upcoming events include the Coin Toss on October 1<sup>st</sup> and November 25<sup>th</sup>, and Pancake Breakfast with Santa will be held on December 4<sup>th</sup>.

**EMERGENCY MANAGEMENT:** No report.

**NEW BUSINESS:** None.

**PUBLIC COMMENT:**

Geff Rapp commented that people know how they are supposed to park, and other Borough's ticket for parking the wrong way regardless of where they are from. Also, he asked for the status of the property where the pediatric dentist will be located.

Chris Peterson replied that infiltration testing was conducted for design of the stormwater management facility, which is a preliminary step in the process.

Chuck Bristow invited everyone to an "end of summer" party at his home on October 1<sup>st</sup>.

**EXECUTIVE SESSION:**

Council convened an Executive Session beginning at 9:00 p.m. and they did not expect to return to the public session following the Executive Session.

**ADJOURNMENT:** 9:30 p.m.

Respectfully submitted,

Liz Vile, Minutes Secretary

Minutes approved by Borough Council \_\_\_\_\_

October 12, 2022

As presented

# IVYLAND BOROUGH COUNCIL MEETING

October 12, 2022

**CALL TO ORDR:** 7:30 p.m.

**PRESENT:** Council Members: Sal DiPaolo, President, Christina Finello, Vice President, Todd Savarese, Matthew Piotrowski, Chris Branchide, Chuck Bristow  
Excused: Bill Linwood

**OTHERS:** Chris Peterson, Borough Engineer  
Greg Sturn, Borough Solicitor  
Janet Pacchioli, Treasurer/Secretary

## ESTABLISHMENT OF QUORUM

THE PLEDGE OF ALLEGIANCE WAS FOLLOWED BY A MOMENT OF SILENCE

## MINUTES OF 10/12/22:

Todd Savarese made a MOTION, seconded by Chris Finello to approve the minutes of October 12, 2022.

MOTION was ADOPTED 6-0

## TREASURER'S REPORT:

Janet Pacchioli read Treasurer's report into the record. Report was accepted subject to audit.

## BILLS LIST:

Janet Pacchioli reported that the prepaid bills list totaled \$52,814.49. The unpaid bills list \$4,673.79.

Christina Finello made a MOTION, seconded by Matt Piotrowski to pay bills.

MOTION was ADOPTED 6-0



## **CORRESPONDENCE:**

Janet Pacchioli advised Council that Jim Hunt from Berkheimer Associates will be at the November 9<sup>th</sup> meeting.

Janet Pacchioli read an e-mail from Thomas Van Leer a resident of Ivyland regarding the boarding up the Navy housing on Jacksonville Road. He has volunteered to do this for the the Borough. Council advised Janet to reach out to the insurance company about volunteers being covered for liability. Mayor Judice suggested posting trespassing signs one at the entrance to the parking lot and one on each building.

## **GEFF RAPP- UPDATE 150<sup>th</sup> CELEBRATION EVENT**

Report read by Mayor Judice. Committee is busy planning events for the celebration. The Warminster Symphony has been confirmed as the closing event on June 24<sup>th</sup>. Committee is looking for local musical talent to perform as well as other groups. Ornaments and wall calendars will be on sale at the online store. There is also a kids t-shirt design contest for all local youth. They have been invited to set up tables at the Warminster Library for History Day. Banners and brackets for streetlights have arrived. Questioning whether to install everything now or brackets only and banners in the Spring. Chuck Bristow felt all should be installed now and volunteered to help.

## **PUBLIC COMMENT**

## **CODE ENFORCEMENT/ZONING REPORT:**

There was a discussion on the clarity of some items listed on the report. Janet will advise Dave Tweed to be a little clearer. Motion by Christina Finello and seconded by Chuck Bristow. All in favor. 6-0

## REPORT OF PRESIDENT:

Sal DiPaolo requested Code Enforcement to review maintenance of trees and sidewalks in the Borough. He asked Mayor Judice to have Public Safety look into illegal cars on the street, and the need for no parking signs on side streets for November 5, for the bon fire, hay wagon ride, and Fire Prevention night.

## ENGINEERS REPORT:

Topic for discussion is the PA Small Water Sewer Grant.

The major elements of this grant opportunity are listed below for your reference.

- . Commonwealth Financing Authority awards grants to municipalities for water, sewer, and stormwater projects with a cost of not less than **\$30,000. And not more than \$500,000.**
- . A **15% match** of the project cost is required (\$4,500 to \$75,000).
- . The Grant Application window is **October 1, 2022, through December 21, 2022.**
- . the cost of the grant application preparation would need to be covered by the Borough as it is not an eligible grant expenditure. This is estimated to be on the order of \$3,000 to \$4,000 based on similar applications CEC has completed in the past for other municipal clients.
- .The grant application process is completed online and requires the Borough to designate two (2) authorized individuals to receive and electronically sign the grant agreement.
- . There is a \$100. Dollar application fee.
- . A **Unique Entity ID (UEI) number** from the Federal System for Award Management is required (UEI can be found at [www.ssam.gov](http://www.ssam.gov)). The Borough should confirm they have the proper credentials as I am aware this can be problematic to obtain.

## OTHER APPLLICATION REQUIREMENTS:

- . a project description
- . Ownership letter stating the project will be owned and maintained by the eligible applicant.

- . Cost Estimate
- . Matching Funds Commitment letters from all other project funding sources.
- . Location Map
- . Letter from Planning agency certifying the project complies with comprehensive land use plans.
- . Provide a **Resolution** duly adopted by the applicant's governing board formally requesting the grant, designating an official to execute all documents, briefly describing the project scope, and identifying the grant amount.
- . A list of all required permits
- . Income Demographics for Project Area
- . Federal Funding Accountability and Transparency Act (FFATA) datasheet.

Greeley Avenue Storm Sewer Extension would be an eligible project for this grant. Boucher and James put together an original concept plan for the Greeley Avenue storm sewer extension which I have attached for your reference. An opinion of the probable cost was also provided by Boucher in 2017 with a project total of \$1,040,262.48. This estimate has been updated using the latest unit pricing we received on two (2) similar scope stormwater projects CEC recently bid for another municipal client. The adjusted total with today's pricing is estimated to be \$2,198,519.00. As such, the scope of this project would need to be phased to align with the grant's maximum distribution of \$500,000. The exact origins of this project are not known to CEC. However, there are some observations to consider before deciding to proceed with this infrastructure project. These are as follows.

1. It is assumed that one of the major drivers for providing storm sewer along Greeley was the persistent flooding near the bridge on Greeley. Our observations indicate this flooding has been improved as a result of the "Greeley Avenue Storm Sewer Improvements" project completed in 2021. Secondly, PECO has since completed a project to rehabilitate the rock-lined swale along their easement and the railroad tracks which has also improved flow conditions.
2. The storm sewer network depicted on the attached Boucher sketch would capture flows from Wilson, Gough, and Lincoln Avenues that would have otherwise flowed to the aforementioned PECO rock-lined swale. The borough presently benefits from not having



ownership of this rock-lined swale which precludes the Borough from maintaining the swale. Runoff is also directed outside Borough-owned right-of-way.

3. The storm sewer network would result in the Borough now having to assume these maintenance responsibilities.
4. It is presently unclear what areas experience the worst flooding that the Borough seeks to mitigate with this project. A planning meeting is suggested in the next month to clarify the major goals for the stormwater improvements along Greeley since CEC was previously removed from these discussions.
5. Another potential stormwater project the Borough may want to consider is the replacement of the various stormwater crossings across the grid. This may be an appropriate time to begin thinking about this replacement work before the roadway requires repaving in the future.

Christina Finello advised Chris Peterson that we already have the unique entity ID needed for the grant.

There was much discussion on the Borough's needs for stormwater management. Sal DiPaolo commented that this project was always meant to be done in stages.

Todd Savarese expressed confidence in Carroll Engineering to decide the most efficient use of the grant. Chuck Bristow questioned Chris Peterson as to Carroll Engineering's confidence in the current plan which was drawn up by Boucher and James. Chris responded there could be some amendments, but the basic plan was there. Todd made a motion to authorize up to \$3,000. To \$4,000. In extra costs for engineering and for Chris Peterson to meet with borough representatives to discuss Borough needs and requirements for submitting the grant. Chuck Bristow seconded All in favor. 6-0

Councilmen Matt Piotrowski, Todd Savarese, Mayor Tony Judice and Dave Sharp will meet with Chris Peterson to go over major goals of the Borough in regard to stormwater management.

## **SOLILCITOR:**

Greg Sturn updated council on 79 Gough Avenue. He advised council that Dave Tweed had issued a permit for the deck conditioned on a professional inspection and certification of the underlying structural components. Greg Strun advised that he needed further discussion in an executive session regarding legal matters.

**UNFINISHED BUSINESS: NONE**

**MAYOR:**

Mayor Judice provided the police report for September, 2022. There was 1 physical arrest, 25 traffic citations, 1 parking ticket, 1 reportable accident and 2 non reportable accidents. A check was received from District Court for \$659.50. He reported that he and Geff Rapp will be setting up a table at the Warminster Library on October 22 from 11 a.m. to 3 p.m. for the History of Ivyland.

**COMMITTEE REPORTS:**

**PARK AND RECREATION:**

Sal DiPaolo reminded everyone of the bon fire, hay wagon ride and Fire Prevention night at the fire company on November 5, 2022.

**FINANCE:**

Christina Finello presented the preliminary 2023 budget. At this point it is balanced but they need to further discuss police salaries in executive session.

Todd Savarese suggested money in the budget for a more permanent live streaming system to be install in the meeting room. Council agreed Chuck Bristow, Mayor Judice and Dave Sharp will work together to come up with a figure needed. Todd Savarese also requested that Janet Pacchioli have Jim Hunt from Berkheimer Associates provide a few years list of businesses and figures when he meets with Council in November.

**PUBLIC SAFETY: NONE**

**BOROUGH PROPERTY: NONE**

**STREETS AND WALLS: NONE**

**PLANNING COMMISSION: NONE**

**FIRE COMPANY:**

Dave Sharp Chief of Ivyland Fire Company reported that in the past 30 days they had 8 calls. There have been 92 calls to date. He also said it was time to think and plan for replacing the 1997 vehicle. Dave's son Ian Sharp received the Burpee Award.

**EMERGENCY MANAGEMENT: NONE**

**NEW BUSINESS: NONE**

**PUBLIC COMMENT:**

Sal DiPaolo reminded everyone of the William Tennant Marching Band Celebration of Bands on October 22, 2022 from 5 p.m. to 9 p.m.

**EXECUTIVE SESSION:**

Council convened in executive session at 9:30 and did not expect to return to the public session.

**ADJOURNMENT: 10 p.m.**

Respectfully submitted,

Joanne Cutri, Minutes Secretary

Minutes approved by Borough Council November 9, 2022  
*As presented.*

## IVYLAND BOROUGH COUNCIL MEETING

NOVEMBER 9, 2022

**CALL TO ORDER:** 7:30 p.m.

**PRESENT:** Council Members: Sal DiPaolo, President, Christina Finello,  
Vice President, Bill Linwood, Todd Savarese, Chris Branchide.

Excused: Chuck Bristow, Matt Piotrowski

**OTHERS:** Chris Peterson, Borough Engineer  
Greg Sturn, Borough Solicitor  
Janet Pacchioli, Treasurer/Secretary

### ESTABLISHMENT OF QUORUM

THE PLEDGE OF ALLEGIANCE WAS FOLLOWED BY A MOMENT OF SILENCE

### MINUTES OF 10/12/2022:

Todd Savarese made a MOTION, second by Chris Branchide to approve minutes of council meeting of October 12, 2022.

MOTION was ADOPTED 5-0

### TREASURER'S REPORT:

Janet Pacchioli read the Treasurer's report into the record. Report was accepted subject to audit.

### BILLS LIST:

Janet Pacchioli read the bill list.

General Fund: \$642,688.74

Capital Reserve Fund: \$287,483.19

Liquid Fuels: \$82,870.92

Fire Company: \$63,625.67

Total Funds on hand: \$1,076,668.52

Prepaid Bills: \$38,194.28

Unpaid Bills: \$2,265.00

Bill Linwood made a MOTION to approve bills list second by Christina Finello.

MOTION was ACCEPTED 5-0



## CORRESPONDENCE:

Janet Pacchioli e-mailed Council Liz Vile's letter of retirement from council meetings and the taking of minutes. Liz has been doing this for 24 years since 1998. She also passed to council for them to review William Tennant's booklet on the "Celebration of Bands".

Tony Judice gave an update on the 150 Celebration of Ivyland. We are currently seeking sponsors and got some feed back on musical groups to play at the celebration. Christmas ornaments and T-shirts were sold at the bon fire held at the fire house. Some banners for the celebration are up and they look good.

Jim Hunt Director of Government Relations Berkheimer came to update council on the Mercantile Tax. There are 56 Businesses in the Centennial District 16 of which are subject to mercantile tax. Todd Savarese stated that 75% of the Boroughs budget come from income generated by taxes. Sale of homes, earned income, real estate transfers. Jim Hunt said Ivland shares with the school district on a 50-50 basis. Todd asked who pays mercantile tax and how do we keep track of this. Jim Hunt said that taxes are collect on retail, wholesale sales and restaurants. Occupancy permits issued by Ivyland Code Dept. on residential as well as commercial properties help. Businesses send financial statements to Berkheimer annually by April 15. Ivyland's tax from mercantile is down right now because a business moved from Jacksonville Rd. to Warminster, but it will be back up by the end of the year. Mr. Hunt also said the Berkheimer only handles mercantile tax. Keystone handles all others. Todd would like to have a quartley report for our finance committee to review. Sal DiPaolo asked Christina Finello if she would agree for the finance committee to do so. Christina agreed.

Mike Maguire, President of Johnsville Center Fusion Science Museum. He is looking to establish a museum on the property owned by the Borough located on Jacksonville Rd. They had an agreement in Northampton which is no longer in effect. This program runs educational programs with Del Val University and Temple University. If the Borough is interested in this project the Dept. of Interior has permitted this use with options for economic development and preservation. Sal DiPaolo if this is approved the Borough keeps ownership of the property and wants to keep some control of this. Greg Sturn if the museum is permitted who would maintain and operate it. Mike said his organization would, they are open to the public and asked for sponsors to help fund this project. It is non-profit organization and events and some funding would come from corporate sponsors. Todd Savarese asked Greg Sturn to find out if the borough can lease this property with restrictions. Sal does not want leasing to be a problem. We would have to keep some control. Let's see if we can find something to suit both of us. Sal asked Mayor Tony Judice to lead on this project. Christina Finello would like to help since she has experience in applying for grants. All were enthused. Mike Maguire would also like to be

included in the 150 Anniversary Celebration of Ivyland. Greg Sturn we may have to modify our zoning ordinance.

### **PUBLIC COMMENT:**

Geff Rapp needs volunteers to finish hanging the banners. Warminster Symphony has agreed to do the finale at the end of the celebration. We are still looking for local musical groups and continue to sell t-shirts, calendars, Christmas ornaments etc. in our online store. Geff is reaching out for sponsors. We have a new edition of the Loud Speaker coming out. The New Hope Ivyland Railroad is also sending a steam train for the event. Sal asked Mayor Tony Judice to give a formal invitation to New Hope for the celebration.

Thomas Goodz 226 W. Bristol Road had a few concerns about his neighbors driveway and trailer parked on the driveway. His neighbor Mr. Chenworth of 232 W. Bristol Road shares a driveway with Mr. Goodz and wanted to move his side of the driveway to the other side of his property. The had submitted a ZHB permit which was denied. Mr. Goodz also stated Mr. Chenworth has a box car and trailer which he believes there is someone living in located on the driveway which hinders line of sight clearance to Bristol Road. This is dangerous. Council agrees. All are zoning issues. Greg Sturn will start with fines. Bill Linwood said to start the process.

Steven Keatings had concerns over the railroad tracks in Ivyland. He would like the second track to be moved to Warminster, also he would like a Guard Crossing gate to be erected on Bristol Road not only for safety but to create a quiet zone for residents.

### **CODE ENFORCEMENT/ZONING REPORTS FOR NOVEMBER:**

Bill Linwood MOTION second by Christina Finello APPROVED 5-0

### **REPORT OF THE PRESIDENT:**

Sal Di Paolo said there was a great turnout at the Fire House open house, the bon fire and hayride. He thanked Hutch Hamilton for the use of the wagon. 100 children attended.

### **ENGINEERS REPORT:**

Chris Peterson had a field meeting for the stormwater issues on Greeley Avenue. He will take a closer look at Pennsylvania Ave and Wilson for drainage. Chris Finello asked FFTA and DCED contracts be filled out by deadline of December 21,2022.

Janet Pacchioli read the Stormwater Ordinance 2022-5 it appointed Sal DiPaolo and Christina Finello as administrators.



MOTION by Bill Linwood second by Todd Savarese APPROVED 5-0

### **SOLICITORS REPORT:**

Greg Sturn said there are still some issues with the Hotel and will have Dave Tweed investigate it.

**UNFINISHED BUSINESS:** NONE

### **MAYOR:**

Mayor Tony Judice read the police report. There were 25 traffic citations, 1 warning, 7 parking tickets, 1 reported accident and 1 non reported accident. The borough received a check from Buck County District Court for \$793.61.

### **COMMITTEE REPORTS:**

PARKS AND RECREATION: NONE

STREET AND WALKS: NONE

FINANCE 2023 BUDGET: Christina Finello requested an executive session to combine 410.132 police officers and police chief's salaries. Look into real estate adjustments of the budget.

Christina Finello made a MOTION to ADVERTISE BUDGET second by Chris Branchide

APPROVED 5-0

PLANNING COMMISSION: NONE

PUBLIC SAFETY: NONE

FIRE COMPANY: NONE

BOROUGH PROPERTY: NONE

EMERGENCY MANAGEMENT: NONE

NEW BUSINESS: NONE

PUBLIC COMMENT: NONE

PERSONNEL: NONE

### **EXECUTIVE SESSION:**

Council Convened in executive session at 9:30 ad did not expect to return to the public session.

**ADJOURNMENT: 10:05 p.m.**

Respectfully submitted,

Joanne Cutri, Minutes Secretary

Minutes approved by Borough Council December 14,, 2022  
*As presented.*



## IVYLAND BOROUGH COUNCIL MEETING

December 14, 2022

CALL TO ORDER: 7:30PM

PRESENT: Sal DiPaolo, President, Christina Finello, Vice President,  
Bill Linwood, Todd Savarese, Matthew Piotrowski, Chris  
Branchide

Absent: Chuck Bristow

OTHERS PRESENT AT MEETING: Anthony Judice, Mayor, Chris Peterson, Borough Engineer,  
Greg Sturn, Borough Solicitor, Janet Pacchioli,  
Treasurer/Secretary, Danielle Turner, Recording Secretary

ESTABLISHMENT OF QUORUM

PLEDGE OF ALLEGIANCE WAS FOLLOWED BY A MOMENT OF SILENCE

MINUTES NOVEMBER 9, 2022

Motion to approve the November 9, 2022 minutes was made by Mr. Linwood and seconded by Mr. Branchide. Motion approved and passed unanimously 6-0.

### TREASURER'S REPORT

Mrs. Pacchioli read the November treasurer's report into the record. The general fund sits at \$662,157.50, the Capital Reserve is \$287,671.81, Liquid Fuel is \$82,924.73 and the Fire Company account balance is \$63,340.18. The report was accepted and subject to audit.

Mrs. Pacchioli reported that the prepaid bills listed totaled \$34,191.16. There was one outstanding bill from Harris and Harris in the amount of \$680.00 to be added to the unpaid bills list for a new total of \$5,858.71.

A motion to pay all outstanding invoices was made by Mr. Linwood and seconded by Mr. Branchide. Motion approved and passed unanimously 6-0.

### CORRESPONDENCE

Mrs. Pacchioli reported that Mrs. Bonnie Rowe and Mrs. Courtney Milano are donating the order of luminarias for the church and for the gazebo. Thank you to both of them for their donation, time and effort toward this borough project. Review on the insurance policy and

coverage for volunteers with regards to the number and figure to be used. Addendum available for volunteers, under review.

Motion to amend the insurance policy to include coverage for volunteers for events by the borough by Mr. Branchide and seconded by Mr. Linwood.

#### 150th ANNIVERSARY EVENT

Mr. Rapp reviewed the progress of the planning for the 150<sup>th</sup> Anniversary. Preparations for lining up the entertainment and the committee is receiving recommendations for musicians. The Symphony Orchestra will perform.

Sponsor letters will be sent out in early 2023. TD Bank may be able to be the main sponsor. Mr. Judice and Mr. Rapp sold ornaments, T-shirts, and calendars at the firehouse Christmas with Santa event. Fundraising event at Tranquility Brewery raised \$500. Mr. Robert Scotese of the village is helping with application for nonprofit status for the committee. Mr. DiPaolo asked to be included in the timeline for all deadlines concerning the Loud Speaker in an effort to keep the borough content current.

#### PUBLIC COMMENT

Mr. Goodz, of 226 W. Bristol Road, wanted to make the council aware of the issues he has with the two entrances of the property at 232 W. Bristol Road. Mr. Goodz has been fighting this issue since 2013.

#### CODE ENFORCEMENT/ZONING REPORT

Mr. Savarese commented on the property at 232 W. Bristol Rd. He reported seeing a letter from the zoning officer, Mr. Bill Norton which provided a variance, which is not within his purview to grant without proper borough procedure for variances. This should be further investigated. Mr. Sturn believed we have a copy of the Highway Occupancy Permit, and it was properly given by Penn Dot. The issue with the borough is that there is a document with Bill's signature that states granted. This is ambiguous and looks like Mr. Norton signed off on it. This is a Zoning Hearing Board Issue. Mr. Savarese stated that we have exposure as we know of this issue and not acting could leave us liable.

REPORT OF THE PRESIDENT: No Report

#### ENGINEER

Mr. Peterson provided the draft application for the PA Small Water and Sewer Grant Program. This will be submitted next week and reviewed prior to submission.

#### SOLICITOR

Mr. Sturn is requesting action on the Resolution 2022-6 on the waiver for extra fees for real estate taxes. State legislature passed a statute that in certain circumstances some property owners should not be penalized for real estate tax notices if it is a newly acquired property. Resolution is needed to instruct tax collectors to implement the PSAB Sample Ordinance for this resolution.

A resolution of the Borough Council of Ivyland Borough, BUCKS County, Commonwealth of PA, requiring the Ivyland borough tax collector to waive certain additional charges for the real estate under the circumstances set forth in the Resolution.

Motion to approve the Resolution 2022-6 as submitted by Mr. Sturn made by Mr. Linwood and seconded by Mr. Brandchide. Motion approved 6-0.

Keystone Municipal Services: Replacement for our representative, Mr. Dave Tweed will be replacing Mr. Steve Ware, on Tuesday and Thursdays. Mr. Ware does not do inspections so we will need to request those on as needed basis. This is not satisfactory for the Borough's needs. Investigation into other options will be looked at. Current contract will be evaluated to determine if a change can be made and if notice is required.

Federal Railroad Crossing Eliminations Grant Program: Mr. Brandchide reported if a railroad crossing could be established the train horns could be eliminated. This is being investigated.

Ivyland Hotel: Steel reinforced posts will be needed to support the second-floor decking. Mr. DiPaolo is asking for a meeting with Mr. O'Brien and Mr. Tulio to request a timeline for the project completion.

UNFINISHED BUSINESS: No Report

#### MAYOR

Mayor Judice provided the Police Report for November 2022. There was one physical arrest for public drunkenness resulting in a traffic citation, 26 traffic citations, 1 written warnings issued and 2 accidents. The check received from the District Court was \$316.45.

A meeting with Mr. Tom Scott to discuss public safety within the surrounding four townships to coordinate fire protection to foster cooperation and coordination. Continued participation and discussion is anticipated with this initiative.

#### COMMITTEE REPORTS

Parks and Recreation: No report

##### Finance

Adopt 2023 Budget & Tax Ordinance 2022.5

- Tax millage remains the same as the past few years: 11.25 Mils for the general fund and 2.25 Mils for the fire company for a total of 14.5 Mils.
- Hearing Convened and Opened by Mr. DiPaolo regarding the Budget and Tax Ordinance. Ms. Finello thanked the committee for their hard work on the budget.
- Hearing Closed by Mr. DiPaolo.
- Motion to approve the adopt the budget and set the tax rate Chris Finello and seconded by Sal DiPaolo. Motion approved 6-0.

##### Public Safety

- Progress continues boarding up the Navy houses along Jacksonville Rd. Thank you to Mr. Linwood, Mr. Van Leer and the fire company for their hard work.

Borough Property: No report



Streets and Walks: None

Planning Commission: None

Fire Company:

- Mr. Hoffman reported that in the last 30 days the fire company received 6 calls: 2 fire, 4 EMS, 108 calls is the to date highest since COVID hit. Fundraiser information went out. Planning a party to celebrate 60 years of service of Ellwood Allen.
- Two new associate members who are fully qualified firefighter Bill Ratzke and Bob Prato and two new junior members.
- Mr. Bill Solly has passed away after being chief of the fire company for over 20 years. Information regarding the funeral is available at Joseph Fluehr Website.
  - Ivyland Fire House Temporary Closure with Coverage:
    - Sunday December 18 4:30-9:30pm; Hartsville will cover the duties.
    - Monday December 19, 8am-3-pm Station 3 Northampton will be covering all duties.
- We cannot file an insurance claim under Title 42 regarding the accident that occurred to the fire truck after being hit by a Warminster Township Fire Company vehicle of damage totaling \$4900. Check was sent directly to Tri County Repair.
- Bamboo needs to get removed between the Fire House and the home next door. Bank is in ownership; Mrs. Pacchioli will follow up regarding the tree and the removal of the bamboo. Mr. Piotrowski asked for a letter to be written and sent certified mail.

EMERGENCY MANAGEMENT: No Report

## NEW BUSINESS

Mr. Savarese reported about the status of the Mercantile Tax. He reported that it looks as though thirteen businesses would be subject to the tax. Retail, restaurant food and beverage are subject to a mercantile tax. Susan Matthew Salon is being investigated by Mr. Jim Hunt. New China Dragon Restaurant New China Dragon is under new ownership needs to be followed up on the name change. Reliable Equipment will need to be investigated due to the property lines. Mr. Hunt will investigate this further. Taormina' has been operating since 2010 and has been paying tax to Warminster Township. Ivyland Borough did get 2019-2022 back taxes. 2010-2019 should be investigated to see if we can get the money back. Total funds of \$23,585 in Mercantile Tax.

PUBLIC COMMENT: NONE

EXECUTIVE SESSION



Executive session began at 8:45 PM and did not anticipate returning to public session at the conclusion of the Executive Session.

ADJOURNMENT:

9:20pm

Respectfully Submitted,

Danielle Turner, Minutes Secretary

Minutes Approved by Borough Council \_\_\_\_\_, 2023.