

**IVYLAND BOROUGH COUNCIL MEETING**

**January 11, 2023**

CALL TO ORDER: 7:30PM

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

Absent: Chuck Bristow and Matt Piotrowski

OTHERS PRESENT AT MEETING: Anthony Judice, Mayor, Chris Peterson, Borough Engineer,  
Greg Sturn, Borough Solicitor, Janet Pacchioli,  
Treasurer/Secretary, Danielle Turner, Recording Secretary  
  
Judge Finello, Brian Pontarelli, Tim Carey, Tom Goode,  
Dan Kuestner, Becky Kiestaw, Paul Petrun, Ray Wycheck,  
Jon Laub, Mrs. Carey.

ESTABLISHMENT OF QUORUM

PLEDGE OF ALLEGIANCE WAS FOLLOWED BY A MOMENT OF SILENCE

MINUTES APPROVAL of December 14, 2022

A correction was made by Mr. Savarese to the December minutes under the "Code Enforcement and Zoning Report." Correction changing Mr. Ware to Mr. David Tweed. This section should read: "He reported seeing a letter from Mr. David Tweed, which provided a variance. A variance cannot be granted without proper borough procedure and approvals."

Motion to approve the December 14, 2022 minutes with correction was made by Mr. Linwood and seconded by Mr. Branchide. Motion approved and passed unanimously 5-0.

TREASURER'S REPORT

Mrs. Pacchioli read the 2022 End of Year treasurer's report. The general fund sits at \$638,340.49, the Capital Reserve is \$287,916.13, Liquid Fuel is \$82,995.16 and the Fire Company account balance is \$63,237.73. The total funds are \$1,072,489.73.

The December treasurer's report was provided by Mrs. Pacchioli. The general fund sits at \$660,487.96, the Capital Reserve is \$287,916.13, Liquid Fuel is \$82,995.16 and the Fire Company account balance is \$64,798.58. The total funds are \$1,096,188.83.

The report was accepted and subject to audit.

Mr. Savarese asked Janet to look into the possibility of opening of CD for excess funds.

Mrs. Pacchioli reported that the prepaid bills listed totaled \$17,931.06. The unpaid bills \$11,345.00.

A motion to pay all outstanding invoices was made by Dr. Finello and seconded by Mr. Linwood. Motion approved and passed unanimously 5-0.

#### CORRESPONDENCE

Janet reported that Christmas trees will be collected to be recycled on Wednesday, January 18<sup>th</sup>, 2023.

Statement of Financial Interest by Council members are due at the beginning of May. Anyone interested in running for Borough Council it would be due earlier than May.

Subdivision and Land Development reports have been distributed for the council review. Local planning commission has received their copies and Mr. Ware was very impressed the detail of the application. Planning Commission meets on January 26, 2023.

Motion to approve the swearing in of Sergeant Rich Carey as the Chief of Ivyland Borough by Mr. DiPaolo and seconded by Dr. Finello. Motion approved 5-0.

#### FORMAL SWEARING IN CEREMONY

Formal Ceremony for swearing in Sergeant Carey by Judge Finello. A formal swearing in ceremony was performed by Judge Finello appointing Sergeant Carey as Ivyland Borough Chief of Police.

Judge Finello has been District Judge in Warminster Township and Ivyland Borough for the last 20 years and he said a few warm words about his experience in that role and the uniqueness of Ivyland Borough.

#### COMMITTEE AND REAPPOINTMENTS

Mr. DiPaolo and Mr. Rick Kintzel were re-appointed to the Parks and Recreation Committee for next 5 years from 2023-2027. Motion made by Mr. DiPaolo seconded by Dr. Finello. Motion approved 5-0.

#### Resolution 2023-1 Appointment

Resolution 2023-1 of the Borough of Ivyland appointing Mr. Chuck Bristol to the Ivyland Planning Commission for a period of 4 years ending in 2026. Mr. Linwood made the motion and seconded by Mr. Brandchide. Motion approved 5-0.

#### Resolution 2023-1 Appointment

Resolution 2023-2 of the Council Borough of Ivyland appointing Geff Rapp to the Zoning Hearing Board for a period of 3 years ending in 2025. Motion by Mr. Linwood and seconded by Mr. Brandchide. Motion approved 5-0.

Mr. Sal DiPaolo gave the floor to Mr. Robert Yizzi, 36 Alexander's Court, Newtown PA who is interested in acquiring the hotel. He was inquiring about the approvals of the additional four units of the hotel. Eight units were originally accepted. He was inquiring if there are any issues with the current approvals in place. Zoning Appeal was finalized by the court. The council would like to see a successful renovation of the project. Council is willing to do anything they can legally do to move things forward. Eight apartments are in the settlement agreement and all Borough ordinances would need to be complied with for renovations.

#### PUBLIC COMMENT

Mr. Goodz, of 216 W. Bristol Road apologized for not being friendly. Penndot continues to communicate with him but won't put anything in writing. Mr. Goodz presented a memo from Ivyland Borough and asked the Council to read #2. Mr. Goodz continues to request removal of the second driveway. Mr. Goodz mentioned that the Borough is not providing enough support for his issue. After discussion with Mr. Sturn, the council made a motion for our solicitor or zoning office to institute property proceedings to send this issue to the zoning hearing board. He should have a forum to air his grievances.

Mr. Savarese made a motion that Mr. Ware issue the property owner an enforcement notice and seconded by Mr. Linwood for failure to comply with the letter. Discussion with Mr. Sturn occurred. In his opinion, the only violation from the Borough's point of view is that the surface is slightly over the 35% of the impervious service allowed.

Mr. DiPaolo wanted to inquire what is the exposure is we grant Mr. Savarese's motion. Mr. Sturn stated there is no exposure.

Motion by Mr. Savarese and seconded by Mr. Linwood to issue the property owner an enforcement notice for failure to comply. Motion approved 5-0.

#### CODE ENFORCEMENT/ZONING REPORT

##### REPORT OF THE PRESIDENT

Mr. DiPaolo is asking for Dr. Finello be added to the checking account for signatures. Research should be done for banking options as well. Dr. Finello will coordinate with Mrs. Pacchioli to be added to the account.

##### ENGINEER

Mr. Peterson reported that the letter from Mr. Monroe to support our grant application was sent hard copy as the electronic account for submission was closed.

## SOLICITOR

Land Development plans for 1120 Jacksonville Road were received.

Mr. DiPaolo asked about the development with hotel and if there has been follow up. Mr. DiPaolo request follow up with Mr.Tullio. Mr. DiPaolo reiterated that the safety of the property is still an issue.

Dr. Finello asked about the abandoned homes on Jacksonville Road. Mayor Judice will meet with Mike McGuire of the Johnsville Centrifuge Museum in the next few weeks to discuss the council's view on the project, that we do support it but at this point, no formal approvals are granted. Mayor Judice was clear that the borough's projects would take priority over this project.

## UNFINISHED BUSINESS:

Dr. Finello encouraged the Engineer to investigate as many grants as possible and apply for multiple grant applications. The houses on Jacksonville Road need to come down as they are a liability. We may not be able to wait on the grant to occur in order to address this issue. We would need to go out to bid for removal.

Motion by Mr. Savarese and seconded by Dr. Finello to investigate the possibility of going out to bid for the removal of the homes on Jacksonville Road.

## MAYOR

Mayor Judice provided the Police Report for December 2022. There was one physical arrest for public drunkenness resulting in a traffic citation, 21 traffic citations, 1 written warnings issued. The check received from the District Court was \$793.10

Mayor Judice received a suggestion. Doylestown Economic Advisory Board has a stewardship Award. Mayor Judice was wondering if the historical society would we be interested in the giving this out in the borough.

## COMMITTEE REPORTS

### Parks and Recreation:

- Formal schedule for the Loudspeaker is being completed.

### Finance:

- Mrs. Pacchioli will investigate the possibility of a CD for some reserved funds.

### Public Safety:

- Thank you for the support of the new Police Chief Sergeant Carrey and good luck to him in the new position.

### Borough Property: No report

Streets and Walks: No Report

Planning Commission: No Report

Fire Company:

- 113 calls for the 2022 year. This is the highest in two years since Covid. There were 7 calls for fire and calls for 2 EMS in last 30 days.
- Event Bright might be used to get involvement in Borough events. Mr. Brandchild mentioned that an incentive is needed to be used for better success.

EMERGENCY MANAGEMENT: No Report

NEW BUSINESS

Mr. Bristow and Mr.Sharp will follow up on the video and audio quality of the live video for the monthly council meetings.

PUBLIC COMMENT: NONE

Dr. Finello thanked Mr. Savarese for doing the luminarias around the Gazebo. Mr. DiPaolo thanked Mrs. Bonnie Rowe and Mrs. Courtney Milano for organizing the luminaria orders and deliveries.

ADJOURNMENT: 8:45PM

Respectfully Submitted,

Danielle Turner, Minutes Secretary

Minutes Approved by Borough Council February 8, 2023.

*As presented*