

Penndel Borough Council Meeting
Via Zoom Communications

October 5, 2020

Council President Barbara Heffelfinger called the meeting via Zoom Communications to order at 7:30 p.m. with the Pledge of Allegiance.

Present at the meeting via Zoom Communications

Mayor Robert Winkler
Council President Barbara Heffelfinger
Council Vice President Beverly Wolfe
Councilman Gary Nickerson
Councilman Mark Moffa
Councilman John Stratz
Councilman Joe Dudash
Councilwoman Laura Germain

Also present via Zoom Communications

Dave Truelove, Solicitor, Hill Wallack
Chief Sean Perry
Carol Schuehler, Value Engineering
Nick Foufas, Fire Marshal/EMC
Mike Italia, Barry Isett & Associates
Marie Serota, Secretary/Treasurer

Announcements

Laura Germain announced that the borough is having their first Halloween activity that started today. It's called Penndel Pumpkins and anyone can stop by borough hall and pick up a mini pumpkin and decorating materials. They also get a tag that has a space for your name, your age and contact number. If you return that pumpkin by October 28th to borough hall, it will be displayed outside of borough Hall and they will actually be holding a contest to see who wins. Depending on participation they will either have age group participants or they will just have sort of some general winners and the winners will get a gift card to Wawa because everyone seems to like that one. Please encourage people to stop by borough hall between the hours of 9:00 a.m. 12:00 p.m. and 1:00 p.m. to 5:00 p.m. to pick everything up. She wanted to thank Karen and Marie for being so willing to do extra stuff to help people participate in this.

Barbara Heffelfinger announced for the Heritage Society that every year they have participated in Friends Helping Friends, in which is you get a discount card and when you go to Boscov's you hand them the card and you get a 20% discount on all of your purchases. That is going to be held October 14th and 15th. This year it has changed a little bit. There is no need to purchase the card. All you need to do is go in and tell the person who checks you out that you would like the Heritage Society to get the credit for your purchase. You get a 20% discount on your total purchases and the Heritage Society gets 5% of your total purchases. Please help support the Heritage Society.

Dave Truelove reported that an executive session took place beginning at 6:30 tonight and concluded just a few minutes before this meeting started. All council members and the mayor

were present as well as himself. Personnel, security and confidential items were discussed and the executive session concluded when this meeting started.

Correspondence

Letter from Richard Schramm, President of Pennel Fire Co. requesting waiving their permit fee. Barbara asked what the cost of the permit would be. Mike Italia asked what the cost of the project was. Nick Foufas said \$40,000.00. Mike said they would waive the fee and the only cost would be the \$4.50 state fee. Mike said he would figure it out and let them know what it is. Later in the meeting Mike Italia said the permit fee for the firehouse would be \$660.00. The \$4.50 that they send to the state would have to be paid.

MOTION BY JOE DUDASH TO WAIVE THE \$660.00 PERMIT FEE FOR THE BOILER AT THE FIREHOUSE. SECONDED BY GARY NICKERSON. A roll call vote was taken. Mark Moffa, yes, Joe Dudash, yes, John Stratz, yes, Gary Nickerson, yes, Beverly Wolfe, yes, Barbara Heffelfinger, yes. All ayes, motion carried.

MOTION BY BEVERLY WOLFE TO APPROVE THE MINUTES OF THE SEPTEMBER 21, 2020 WORK SESSION AND TO PAY THE FOLLOWING BILLS FOR THE MONTH OF SEPTEMBER, 2020:

General Fund	\$43,265.58
Fire Tax Fund	\$ 212.59
Refuse Fund	\$33,015.56
Sewer Fund	\$30,945.50
Capital Reserve Fund	\$23,243.53
Sewer Capital	\$ 510.00
Liquid Fuel Fund	\$ 2,241.81
Escrow Fund	\$ 5,503.09
Payroll Fund	\$ 571.88

Payroll

General Fund	\$22,345.84
Sewer Fund	\$ 3,657.96
Refuse Fund	<u>\$ 609.66</u>
Total	\$26,613.46

Escrow Fund Bills

Auto Zone:

Hill Wallack	\$ 82.06
Value Engineering	\$3,698.28

Schoolhouse Court:

Hill Wallack	\$ 180.00
Value Engineering	\$1,542.75

SECONDED BY JOHN STRATZ. A roll call vote was taken. Laura Germain, yes, Mark Moffa, yes, Joe Dudash, yes, John Stratz, yes, Gary Nickerson, yes, Beverly Wolfe, yes, Barbara Heffelfinger, yes. All ayes, motion carried.

Barbara Heffelfinger said Kari Thomas is the president of Langhorne Borough council and was contacted by Florence Wharton who is on the Planning Commission regarding support of a resolution Langhorne is presenting regarding the transportation of liquefied natural gas through our major highways and also down the Delaware River. Her opinion, and she thinks that Mr. Foulas would agree with her and he corrected her on this so she's following his directions that it is a definite environmental problem. It could be highly dangerous coming through our area in addition to the pollution on the Delaware River. The cars that they are using to transport by rail are very old and have never been tested. They claim that this will be very safe. If there's ever an accident or an explosion of any type of mistake by any of the users or people in the river or at the dock, it could be an absolute disaster when that liquefied natural gas explodes. There would be a cloud that could travel for miles. So, she is asking for everyone's support. She would like to support the resolution that is being passed by Langhorne Borough to oppose the over land transport of liquefied natural gas. There's always that risk of contamination and it's been there for years and if they can stop one method of it that's fine. They haven't established all of the routes that they intend to use so they could be coming down the northeast extension they be coming from Wyalusing which is next to Reading and down Rt. 95. She would like to support Langhorne Borough in their resolution and their objection to oppose the over land transport of liquefied natural gas. Mark Moffa said his understanding was that they would pass the same resolution and where it says Langhorne Borough, they would say Pennel Borough. He said that Barbara attempted to forward this electronically but doesn't know that it went through. He happened to be in borough hall today, so he has the paper copy. He read it but if the rest of council hasn't read it and if they do indeed want to go this mode of passing their own resolution which he thinks would be the correct and most effective way to do it, the other council members should read the resolution before they pass it. Laura Germain interrupted at 7:51 p.m. and said she had to leave the meeting for a family emergency. Beverly Wolfe said they should do their own copy of this resolution and change it to Pennel Borough and then they can pass the resolution at the next meeting. Council agreed to that.

MOTION BY BEVERLY WOLFE TO SUPPORT LANGHORNE BOROUGH WITH THEIR RESOLUTION TO STOP THE TRANSPORT OF THESE POTENTIALLY HAZARDOUS MATERIALS ON HIGHWAYS AND RAIL THROUGH OUR AREA. SECONDED BY JOHN STRATZ. Mark Moffa said he wanted to clarify what the resolution really does is urges the members of the Delaware River Basin Commission to disapprove the dock project that's associated with this particular operation. Barbara said it's the former site of the DuPont Chemical Company in New Jersey and the proposal is to build a second dock for the unloading of the liquid natural gas from fracking. A roll call vote was taken. Mark Moffa, yes, Joe Dudash, yes, John Stratz, yes, Gary Nickerson, yes, Beverly Wolfe, yes, Barbara Heffelfinger, yes. All ayes, motion carried.

Mayor's Report

Mayor Bob Winkler read his report which is on file in the secretary's office.

Chief's Report

Joe Dudash said he wanted to update the residents on what they've been working on with the Mayor and Sean. The Mayor and Chief want to update residents pertaining to high risk area at Woodland and Bellevue Aves. Many of the residents have been communicating their concerns of the high accidents and speeding area on Bellevue Ave. The Chief and the public safety committee is dedicated to the safety of the community. The Mayor and Chief have assured them that a high visibility enforcement or HVE strategy report will be written by the Chief and presented to the Council. Chief Perry excused himself for interrupting but said he did not agree to do a strategy report for Joe, but he does have some statistics for him when he is finished.

Joe said the strategy is a departure from traditional law enforcement tactics. The HVE strategy report will combine enforcement, visibility elements and a publicity strategy to educate the public and promote compliance with the law. The residents and council look forward to this report for it will initiate a concept of keeping our kids alive and our streets safe.

Chief Perry said in response to Joe's inquiry, he did some digging into this. They've had 19 crashes at that intersection over the last five years and nine months which equates to about 2 1/2 to three crashes a year. He also looked into getting some data from Hulmeville's speed signs that are up on Bellevue Ave. that record data. Per that data, approximately a little over 98% of the vehicles were traveling under 45 mph which, under state law, local police are only able to cite for 10 mph over. So, 98% of the traffic that travels southbound on Bellevue Ave. was traveling under what they are even able to cite for. The additional vehicles account for less than 2% of vehicles that are left that were actually above decidable range. Many of those include emergency vehicles that travel down there such as ambulances traveling to Bensalem or other jurisdictions north on Bellevue Ave. or south on Bellevue Ave. to handle calls or they can be counted into the above 45 miles an hour. Also heading northbound. the same traffic data was recorded and both of them reported around 100,000 vehicles traveling through those signs in a month period of time which equates to around 6,500 cars a day. Again, heading northbound it was around the same percentage where around 99% of the vehicles heading northbound on Bellevue were traveling under 45 miles an hour which would be that decidable range. Again, less than 1% of vehicles that were traveling northbound where it would be within the citable range for us again, we calculated that down a little further and showed that there are five speeders per day that they would even be able to cite in a 24 hour period that are going over 45 mph. That being said, he thinks that the resources of the Pennel Borough Police Department would be better served more on Lincoln Highway or somewhere else where there are a high number of crashes. They have around 140 crashes a year and most of those are on Lincoln Highway and most of those are vehicles turning left. He thinks that's probably a better utilization of their resources which would be to do traffic enforcement along Lincoln Highway which they do and as you can tell from their report from last year. They wrote a lot of tickets last year for a .42 square mile borough. Again, he thinks that the request that was made by Joe about putting a police car at that intersection, doesn't really fit the needs of that intersection. Most of the traffic accidents that occur at that intersection are vehicles not yielding after stopping at a stop sign. At the time of the crash where the vehicle did hit the house on Bellevue Ave. that Joe is referring to. There was a police car parked there because they were repaving the lot at the time so there was a police car at that intersection. He thinks their resources are more utilized towards Lincoln Highway, but we do also utilize the resources within the borough for the school zone, for stop signs along Neshaminy St. and stop signs throughout the borough. They can only be in one place at one time and with funding from council they were only allowed funding for one officer per shift. He doesn't think that a traffic study for that intersection is necessary given that it only equates for around a few crashes a year that occur at that intersection so he thinks that it would be unnecessary and it would be an underutilization of his talents and his expertise in law enforcement to do a traffic study for an intersection he doesn't believe there is a problem. Joe said he concurs with the Chief as far as the officers with patrolling. He has no problem with that but at that intersection there's Our Lady of Grace Church. He's not saying using the officers. HP HDD strategy and high visibility enforcement has nothing to do with the officers. Sean said he understands that, but high visibility doesn't always work. When the whole purpose of high visibility is to stop people from committing a violation, the violation is not necessarily them not stopping for the stop sign. It's a judgment call by the driver and by adding an additional vehicle to that intersection and adding one more obstacle that somebody has to travel around and one more thing somebody has to encounter while they're driving, he thinks that it only affects the driver negatively. Dave Truelove said there is too much

public discussion and this might reveal information that they don't have publicly about that. Joe said maybe he should go over to Middletown because the best thing he's seen over there that they're doing is for the benefit of public. God forbid if we lose a kid there. He's not saying anything about patrols, but he is saying about how they have signs that say slow down, keep our neighborhoods safe and it's got the police logo on it. How hard is that. Sean said that's something that the streets committee could maybe look into putting up the signs. He doesn't see how that's a direct involvement with the police department. They can't enforce those signs but they're definitely a reminder to the public to slow down. Joe said like he told him about Newtown which he won't go into details with, they don't have officers sitting in the car. Sean said he understands that but they have three police cars that that again are being utilized for DUI enforcement details, speed enforcement, aggressive driving detail, buckle up details on top on top of the daily patrol so parking a car there doesn't necessarily solve the problem of somebody not yielding to traffic after coming to a complete stop at a stop sign. That's driver error and if they were able to stop that from happening there would be no crashes. Joe said to Sean, in his professional opinion, they do nothing to educate them in awareness. Sean said he thinks they do that enough by issuing 1,260 tickets a year. Joe said that's not enough with Mr. Diabelko's house hit how many times. Sean said it's a structural issue and PennDOT may be able to speak to that a little bit more about the intersection design. He doesn't have the expertise to address that and again, he thinks that if they could fix the error of the drivers then they would have made a \$1,000,000 idea that would save a lot of lives. People are going to crash. It's inevitable. Joe said he thinks they should follow Middletown and Hulmeville and a couple others that apparently their Chiefs don't think it's a problem making signs and protecting their citizens and their children. Sean asked him to show him the signs they are creating because he doesn't know the signs he is referring to. He said to Joe that apparently he's driving around a lot more than he is. Sean said he is focusing his attention on Penndel Borough. And he does address problems, but he can only be in one place at one time. Especially between the hours of 7:00 o'clock and 9:00 o'clock in the morning. He is expected to hit every stop sign in the borough, follow every school bus around town. Again, he thinks that his expertise would be better utilized in enforcing the laws and running a police department rather than putting together a traffic study that again is well beyond his expertise. Joe said so the thing here is for the police chief to think out of the box in protecting the citizens and safety. It's easy. Sean said he doesn't see how it's easy when it's a driver error problem. Barbara interrupted and said she thinks this is something that should be discussed at a public safety meeting. They have a long agenda here. Joe said it's not going anywhere so he has to bring it to the people of Penndel. Barbara said they will bring it to the people of Penndel as soon as they discuss it at a public safety committee meeting. She thanked Joe for his ideas. Joe said a council person has the right to express their views.

Tom Sodano, 126 W. Woodland Ave., said a lot of what goes on at that intersection being driver error. Anyone who's lived in this borough for any amount of time knows that Sunday morning is one of the worst times to be anywhere near that intersection. Perhaps they could lower some of the problems with people getting their front ends clipped by asking the Catholic Church to remind their people that they're not supposed to park within 30 feet of that corner. Sunday mornings you come up to that corner to come back into the borough and try to cross Woodland Ave. because more often than not, during the Catholic services, people are parked almost all the way to the corner. Sean said he does understand that is a problem. He has worked Sunday day shifts and it can be a problem. They have in the past made people move. They've gone into the church and asked people to move because it is a problem. He can't predict what people are going to do. They take more of an enforcement action on it and do cite people occasionally that do park there. He can look at the crash data and see what days those crashes occur and see if any of them do relate to the parking there. He doesn't believe they are but

again he can't speak that without the data in front of him but he does have the crashes printed out and he can double check to see what dates they are from and if that is the problem and if so, that's something that they can address. Terry McIntyre, 335 Hulmeville Ave. said a simple sign at the intersection maybe underneath the stop sign that it is a high accident intersection. He has lived here for over 30 years and there's been a lot of accidents there. Maybe not as many in the last five years but there have been a lot of accidents there. A simple sign wouldn't cost that much. It's the site angles. It's not a police thing as the site angles of that intersection are bad. When you come across the road the angles are just really bad. They would have to redo that entire intersection. Maybe just putting signs up that say be careful, high accident intersection might make people be more alert. Barbara said that was a good suggestion and they will look into that. Beverly asked Sean how many crashes were at that site. Sean said from January of 2015 until today's date there were 19 crashes there. He believes 12 of those were involving a vehicle being towed or somebody reporting an injury of some sort which they would consider a reportable crash. There were 12 of those involved in injury or vehicle being towed and the additional were driven away on their own. Beverly said that was for five years. Sean said it was for five years and nine months. It was January of 2015 until today. Beverly said she just wanted to state for the recording that the Bellevue Ave. five-year data is 10 confirmed crashes. There are some intersections that are challenging.

Tina Diabelko, 260 Bellevue Ave., said she is a prime candidate here for this one because they've had their sign replaced. There have been so many accidents over the years. The last one went through their yard across the street across her son's yard and hit John Wood's house. The problem is it's not a straight corner so when people are pulling out, they can't see and they have to pull out into the street in order to see, which makes it sometimes too late. She doesn't know that a sign would work. You could try but she can tell you quite honestly, they have the signs for pedestrians getting the right of way crossing the street and she doesn't even do that because you practically get run over. She's just saying it's a bad corner, but she doesn't know what they're going to do about it because it's not an even corner. Barbara said the problem is that Bellevue is a state road and it's very complicated to make any kind of changes. Tina said that last accident that happened, that lady had to be flying down the street in order to go through the properties and hit and turn John's car around and hit his house like it did. She was flying and there's a lot of people unfortunately that are flying down this road. She lives here and she sees it every day. She's not disputing anything Sean is saying. Sean said he definitely agrees with her that the accidents that happen there, one is always too many. Tina said she's afraid that one of these days it's going to be somebody getting killed there because there's just so many close calls. She thinks it was Mrs. Gross who was a crossing guard there and she had to jump out of the way a few years back. That's just too many close calls. Sean said he definitely agrees and thinks that four way stop signs would obviously be the best thing but that's something that PennDOT would have to do a study on and they would have to approve because that is a state highway. Barbara said they would look into the signs.

Fire Marshal/EMA Report

Nick Foufas read his report which is on file in the secretary's office.

Engineer's Report

Carol Schuehler read her report which is attached.

Joe Dudash asked Carol about the wires at the rec. field because a couple of residents asked why they couldn't run those wires on the poles instead of digging it up and charging the residents more money. Carol said that was a question that she raised when she first met with the electrician about the problem. The fixtures were in place and they were using the wiring that

existed down the polls to the ground and that wiring now is connected properly. She asked why they couldn't just run this area aerially and save money and they said not really because the borough would have to spend extra money for anchors and anchor those aerially and then we'd need heavier duty cables to withstand the wind and ice and other loads that an aerial cable needs. She was told there really was not any significant cost savings to do it that way and then we have the added safety benefit of having underground wires. They don't have to worry about a tree falling on a wire or anybody getting anything caught up in an overhead wire. They did discuss that because she saw the same thing Joe did and asked that question early on, but it didn't seem to bring a significant cost benefit and she thinks they got a better project with those. Adam Diabelko, 22 W. Woodland Ave., said in regards to the parking lot at borough hall, he didn't know whether it was brought to everyone's attention or not but he just wanted to point out the fact that the company that's doing the work cracked one of the aprons leading into the police station and the second apron closer to borough hall is all like chipped and broken along the top where it kind of curves down. Also, when they were moving the truck, the one dump truck came up on his curb in front of his house and broke his sidewalk so there's been damage done. He was told that they are going to fix his sidewalk but he's just making sure that they know and they take care of the borough's aprons as well and that they didn't come back and say that the job is going to cost more money. He thinks they should be responsible for paying it instead of the borough because they were the ones that damaged the sidewalk and aprons. Carol said Adam is correct and she thanked him for calling the borough when he noticed the crack on his property. They reviewed that and the crack on the driveway apron to the Police Department with the contractor and he has accepted responsibility for both and intends to do those repairs at the conclusion of the project so those will get fixed. The other that he mentioned she will check with her inspector because she is not familiar with that, but the contractor has been great about working with them and is absolutely expected to replace those pieces that are cracked. Barbara thanked Adam for allowing the employees and police to park in their lot. Adam said of course and they can park there tomorrow if they're still working on the lot.

Zoning/Code Enforcement Report

Mike Italia read his report which is on file in the secretary's office. Mike said the highlights from the permits from September are the two generators were inspected and signed off at borough hall and the police station so they should be good to go. The rec. field lights were inspected and doesn't know if they are operational yet, but they were inspected. For U&O's there were five apartments, three residential and two commercial. They are seeing businesses and residents reinvest into their properties so that is very good to see. They looked at schoolhouse court and he thanked Tom Sodano for having him over at his property to look at the gradient work with Carol to make sure that gets taken care of so that there's no issues going forward. Things are moving in town and keep plugging along.

Mark Moffa said the council had discussions in executive session and they talked about some zoning code enforcement.

MOTION BY MARK MOFFA THAT ON OR ABOUT NOVEMBER 5TH WE ISSUE A 60 DAY LETTER OF TERMINATION TO BARRY ISETT AND ASSOCIATES. SECONDED BY GARY NICKERSON. John Stratz asked if that should be done in an executive session. Dave Truelove said it was and he missed the executive session. Joe Dudash asked Mike about the storm water issue on Oak Ave. He asked if Rick took care of that. Mike Italia asked if he was referring to the flooding out of the yard. Joe said the guy throwing leaves down the storm drain. Mike said no, he believes they discussed that with Carol and he wasn't sure of the status of that. He would have to follow up.

Terry McIntyre, 335 Hulmeville Ave., asked if they could expand on what the issue is they are voting on. Mark said deferred to the solicitor because he doesn't know to what degree they can talk about it. Dave said there are matters that are currently in litigation so he would suggest that they not talk about those specific issues tonight.

Mike Smith, 127 Dehaven Ave., told Mark he supports him and what they are going to do here. He does have one issue. They can't let these guys out of here before they correct the problem that they caused with his neighbors next door. It is all their fault. They dropped the ball on the codes and ordinances of this borough and now he has very bad relations with his neighbors. He wants you to believe that this is a property line dispute, but it is not. It is not a property line dispute. He wants them to stop thinking that this is. He allowed a permit to go through without looking at the codes that this borough spent a lot of money to put into the code book and then codify. All he had to do was provide that homeowner with the codes and guide them the right way but he left them on their own and now we have an issue here where we have neighbors fighting and that's not how it should be. This was in his ballpark and he blew it. Dave said first of all, Barry Isett and Associates would be contractually required to finish the work that they have assigned to them through the balance of the contract and he's sure they will. Secondly, he would tell them not to comment on the status by Mr. Smith about this particular case as there has been litigation threatened by Mike hiring an attorney and if this does end up in any type of zoning hearing, they don't want to impact the process at this point so he would urge no comments. Mike said to Dave that he disagrees with him because this company allowed this to go on. David said they can't discuss this at this point. He's making allegations about the company. They cannot discuss what he's talking about in the context of the case which he has a right to discuss except that they also have the obligation not to make any comments about it. Dave said at this point that would put the borough, which is his responsibility to protect, in a precarious situation potentially. Mike said to Dave he hasn't been protected since September 5th. Dave told Mike they are not going into a situation they are not going to answer that question. Mike said that's the problem. Mike Italia gets to walk away after he caused this problem. Dave said he didn't hear the first part of his statement. Mike said he heard. Dave said they are not walking away. The written notice will go out on or around November 5th. We have a month until then and there's 60 days after that so we're talking about a 90-day period to complete work and that's under contract and that's exactly how it's supposed to go. Dave said he's not questioning the fact he's upset. We have an obligation here to make sure that we don't make any statements that would detrimentally impact the borough or any of the council members or anybody else at this point and he would not expect Mr. Italia to respond either at this point. Mike said he's still waiting for his response that he promised him a week ago. He thinks it's a shame that they have seven people, six now, that are supposed to represent the residents of the borough and they are being stopped from speaking. Dave said it's because he hired an attorney. Mike said he did not hire an attorney. Dave told him to let him finish. Dave said his neighbor with whom this dispute is occurring has also filed a right to know request so any statement they make in the context of his situation may put the borough in a position where they have to defend something. Dave said you talk about protecting the residents of the borough. His neighbor is a resident of the borough too. They've got to be trying to stand behind him also. Mike said that's the funny part of this because he wants his neighbor to know that he's trying to stand behind them because they did nothing wrong. Dave said they are not making any kind of comment about that tonight because he threatened litigation which is his right. This may go to the zoning hearing board so any of those issues would prevent anybody here from making a statement that would possibly bind this borough. Any solicitor whether it's him or anybody else that has been sitting in this position would have to make the same comment. It's not about him or this council. It's just part of their job as difficult as it may be. Dave said he's not disputing his position. Mike said Dave doesn't know what his position is

because he doesn't have to back out of his driveway every day and not knowing if you're going to hit a kid or somebody else. Dave said he has seen his emails and his right to know request. He's not ignorant of the situation at all. Mike said it's frustrating and he doesn't know where to turn. He went to the council because Mike didn't do his job. A roll call vote was taken. Mark Moffa, yes, Joe Dudash, yes, John Stratz, abstain, Gary Nickerson, yes, Beverly Wolfe, yes, Barbara Heffelfinger, yes. All ayes, motion carried. 5 yes, 0 no, 1 abstention (John Stratz could not get into the Zoom executive meeting.)

Committee Reports:

Administration/Cable – No report

Buildings & Maintenance

Joe Dudash reported that Young's Tree Service took care of the tree issue at Taddei Woods by Mr. Chester's house and the price came to \$700.00. He got another call that there's another problem over at Taddei Woods with two other trees that he has to go look at.

John Stratz said he recently purchased some weed killer grade vinegar to be environmentally safe. There are a lot of weeds around borough hall in the cracks in the sidewalks that he will be taking care of. He will also be taking this stuff and squirting on the weeds that grow in the middle of the street.

Community Development

Beverly Wolfe said the RDA grants applications were delivered on time. They are working on other things.

Community Relations

Barbara Heffelfinger reported for Laura who had to leave the meeting. She said to please support her projects. She works hard to get them through Covid. Please have the kids come out. Beverly said Laura wanted to talk about Halloween. Beverly said she would share what she knows about it and she's sure Laura is going to be posting more details as the time gets closer. It's over Halloween weekend and the borough will have a drive through Halloween. Visit three spooky sites to check out the decorations and enjoy a Covid friendly holiday. You can stop by the borough hall, the Penndel police station and the Penndel recreation field. She is also looking for businesses or residents with fun decorations to add to the Halloween stop list and you can email Laura if you want to participate in that. She is also working on the latest edition of the news of the newsletter. Barbara said the newsletter should be out within a week and a half. Joe Dudash asked Beverly what the borough's policy on Halloween as far as trick or treaters going around the neighborhoods. She said they should make a statement that they should be social distancing and practice safety. She said she would like to hear what Mr. Foufas would say on that. Chief Perry said he put on the police Facebook page what he received today from the County of Bucks. They released something from the Department of Health with some suggestions on what people should follow as far as social distancing. They are saying that it's OK to trick or treat but they are highly suggesting that they follow these certain kinds of suggestions and directions as to how to stay safe during all of this. Sean said if the borough would like to share on their Facebook page, he can do that and email it as well. Mark Moffa said he read that when it came out this afternoon from the County. He said just to highlight for the public, in addition to what Beverly suggested about staying as far apart as you can, they're actually saying that the masks that accompany the traditional Halloween outfits would not be the type of mask that would be efficient in preventing virus transmission. They are suggesting that everyone wears they type of mask everyone has been wearing in addition to the

costume. That was the largest take away for him because people are saying Halloween is fine because the costumes have masks, but the guidelines say wear a regular mask and then also the costume mask. Beverly said she is getting creative. She's going to be driving an RC car with candy out to the kids.

Finance

Beverly Wolfe said they are working very hard on the budget. She and Mark are going to have a little Zoom get together just to kind of go over a few things and once we do that, they will be able at the next meeting to give out a couple dates to discuss this publicly and amongst each other.

Insurance/Pensions

Gary Nickerson said they actually did receive a rebate check from independent Blue Cross a few weeks ago. With regard to the other insurance, Marie forwarded him a bunch of exciting documents with regards to the insurance renewal, so these have been fun late-night reading. He might be contacting individual council members just with questions about machines and whatnot. These all have to be sent back in shortly, so he has to get to work on this. They are notices of any sort of change with regards to our policy, things we need to do like the generators that we mentioned earlier. They need to update what they have covered in our policy. Marie completed most of these but he wants to make sure they didn't overlook or not do something. Once they do this, they will submit them to the borough's broker and then they will be meeting with the broker.

Open Space

John Stratz said considering this vinegar is 100% environmentally safe, he will be running tests and evaluating its effectiveness while he sprays it all over the cement and streets and if it is satisfactory, there are spots in the entrances of Taddei Woods that could use an environmentally safe way to destroy weeds so he will evaluate and use good judgment.

Ordinance

Mark Moffa said he and Gary met and they think they made a good deal of headway on the issue of the curbs and sidewalks. They're going to have some things to bring to council shortly. Just a simple little preview and one question to throw out to council members, not necessarily to answer immediately but just to sort of think about where the direction is that they're going to go with it. Carol has weighed in on this via various email communications they had with her previously earlier in the year. They would probably take the recommendation to keep the 8-inch curbs on the state roads and Carol's recommendation is to increase the fail measurement from four to six inches. This is an attempt to eliminate that terrible roller coaster look where we have curbs at 4 1/4 inches passing and then the person next door has to rebuild up to eight inches. He thinks everyone with eyes realizes that doesn't look very good so they want to try to eliminate that problem. Carol's recommendation was increase the fail from four to six on those roads they are keeping the eight inch in an effort to make that look a lot nicer. but on non-state roads they're going to recommend going down to a 6 inch curb and keeping the four inch fail so on your interior borough roads our recommendation for this ordinance overhaul is going to be to drop the curb height from eight inch six inch and keep the fail at four but again now with only a 2 inch differential between the fail and the build to height hopefully they're eliminating that rollercoaster up and down. One thing that they wanted to sort of throw out to council for the members to ponder is what do you do if you've got a property and understand where it works now is you have the engineering company come in and measure the individual curb segments in and it appears that it was often that you might have a portion pass and a portion fail and in those cases say like more than half your curbs fail but there's this section of 25% that passes,

how do they want to address that in the ordinance because that actually helps lead to this problem of the up and down curbs when you know a little portion of someone's curb passed but the rest failed so they had to rebuild that much and then they didn't have to rebuild that other little bit. He doesn't know the answer and they could save this for a work session. Gary said he thinks that was just that they were trying to get creative in ways to solve the roller coaster curbing issue and reducing the fail height with everything fails less than six inches would kind of take care of that and they thought that this would be another way. For example, if more than a certain percentage of the frontage of the curb fails in front of a property then the whole curb would have to be replaced or put language in that says something about tapering. A lot of this is done through policy not necessarily through ordinance so they're trying to figure it out. Mark said another thing which is big, is what to do with properties that currently don't have sidewalks at all and how are we going to address that. Where Gary and Joe are over on Holly and Oak they don't currently have sidewalks. One of the ideas that was instead of necessarily requiring everyone to put in sidewalks when the road is paved which is something they need to think about very soon because those roads are up for paving probably next, is that maybe they just require sidewalks when someone sells their property, they have to put a sidewalk in as opposed to they're paving Oak Ave. and there's only one person that has sidewalks so now they have to make everybody put in sidewalks. That's something that they thought of tying it to the U&O which is not an uncommon sort of procedure in other towns. The last thing, like on Bellevue Ave. which might not need to be written in the ordinance but as Gary noted, this could just be a policy but they need to handle this whole thing about notifying people differently and better. He knows Carol has acknowledged that too. He thinks in one meeting she said the better way to do this would be when that first notice goes out, they will have already selected who the borough contractor would be and already know what the price would be and already know when the borough is going to come in if you don't have it done. They gave notices well in advance for Bellevue but we didn't have that information yet and he thinks that if you've got that lined up already, some of the ambiguities or confusions or whatever the case was that happened about their contractor telling people something that wasn't quite right, whatever the case was, they could eliminate that problem if they have all that information lined up from the start. Whether that gets written into the ordinance or just becomes policy, that's something that they need to discuss. Gary said looking at other municipalities that do this, they have all this information laid out on their website and they retain copies of the notices that were sent out. They lay out what the engineer is going to do, what fails and then the letter goes out what's going to happen with the price. The borough certainly gave sufficient notice last year, but you know just more effectively communicate exactly what's going to happen so everybody's on the same page.

Tom Sodano, 126 W. Woodland Ave., said to Mark's point about the notice to property owners that would somehow be effective for settlement etc., what's great about that is even if we can't enforce a lien type of thing on what's been discussed, and even if they can enforce it if a property goes to settlement and they have notified them and that somehow they can push that and it does come up at settlement, their homeowners insurance is not going to insure them when they have notified them that there's a safety issue be it curbing or sidewalk and that's why a lot of townships do that because they know that the homeowners insurance will catch that and they'll shoot the people down unless they fix something that's been deemed a safety hazard. Mark said it does cause problems at the closing table.

Jay Moser, 525 Hulmeville Ave., said as far as the eight inch and so forth, he thinks they need to look into it a little further on the state requirement. He did a little research and the eight-inch requirement from the state is not necessarily enforced on a repaved road. Other townships and other boroughs and so forth, the state had no requirement for when they wanted to repave the streets the way they did it now. He is in total favor of it. They made a comment about people

that don't have sidewalks and curbs. He was one of those people when he moved into this borough that has been enforced with the current ordinance and they were made to do it. Three homes on his street had no sidewalks no curbs and they had to do it. It needs to be done. Past street projects there are about a dozen people in town that have not done anything. People think just because it's not a borough project they don't have to. Curbs and sidewalks should be done because it's not safe to walk around town when you have to walk in the street halfway down and then get back on the sidewalk. He thinks they're going in the right direction, but he thinks some of the requirements are definitely really strict. It saves the streets having curbs. You lose them quicker if there's no curbs. He thinks they're going in the right direction, but it needs to be mandated that with any street project, they need to be done. Barbara Heffelfinger said she lives on Crescent St. and there's not a person who walks on the sidewalk; they walk right down the middle of the street. Jay said he stopped walking on that street. He and his wife used to walk a lot and there are a couple streets they didn't go down because it's not safe.

Terry McIntyre, 335 Hulmeville Ave., said about 15 years ago they looked into tying when a house is sold into having the sidewalks looked at and if they were in need of repair and if they would have been successful back then, half the sidewalks in this town would have been replaced by now. Everybody knows, especially Mark could tell you being in real estate, that there's money at the table and that's the time to address things like that, not after somebody's in their house and they've spent all their money trying to get things done in the house. He and his wife walk around the borough and his wife walks several miles a day and she uses the sidewalk. Older folks like them do use the sidewalks.

Public Safety

Joe Dudash said he and Mark have gotten information and several concerns expressed over the two alleged drug trafficking residences. The drug dealing in the neighborhood has stirred community fears for its children and in response he can state to the borough residents, the public safety committee's role is to strengthen the neighborhood self-defense capacities with local demand rather than suppress or ignoring them. What he is getting at is that they need to think out of the box like Nick did with Covid because if he didn't, they'd be in a pickle as far as not doing anything and that they just follow the guidelines are not thinking out of the box. He is asking that the Mayor do a drug community self-defense strategy report. The principle objective is to disrupt the residential drug dealing by forcing dealers to move so frequently the buyers and sellers and frankly find another place to go. The police drug community self-defense strategy is finding a way of accommodating, regulating and using citizens groups. The drug community state and self-defense strategy for dealing with the neighborhood drug trafficking and fear. The strategy will consider the methods of problem solving, community policing, combined with methods of professional law enforcement to produce a perspective and set results that neither can produce by itself. Many of the people that have come to Mark's house and his house with concern over the issue and it's a shame but it's times of growth. He said he imagines when they do the Renaissance, they'll be seeing more of this. He's tried to tell people that the investigations take long and that's not what I'm asking. He's asking how they can do it with the community as far as them participating so that they feel they're doing something. What he's asking from the Mayor is that he have Sean do a police drug community self-defense strategy report that's possible. He feels that the residents and council look forward to his report and play an important role in strengthening neighborhood against drug trafficking. Chief Perry said as you can tell from his report, they take a zero tolerance to drugs in our town. They have limited resources. The specific incident that you're referring to is an open investigation. They are doing a joint investigation with the Bucks County Drug Task Force and the Bucks County District Attorney's office and he can't release any information on that. That's why you're upset because they are not releasing any information on it. It's one specific house that was reported by one

specific person. He doesn't know where this multiple people in multiple houses and drug trafficking is from. The term sounds great but it's not a drug trafficking problem. It's a drug user problem and again they're looking into it. He doesn't understand why he can't just have faith in his police department that they are addressing issues. They continually get told that they're not doing anything about it when you have no idea what they're doing. Joe asked if he is going to talk over him or can he listen to him. Sean said he has listened. He has every email Joe sent to him so to try to say he hasn't answered every question, he has it in email form. Sean said he answered every question he's asked. It is under investigation and they cannot release any information on it and he's sure the DA's office would not be happy if they released information about an open investigation. Joe said he is not asking about the investigation. It's smokescreens that he's blowing him. Joe said it's about a community project. Sean said they've tried in the past to do community watch groups and stuff like that and literally they've had zero participants. They've had nobody come and want to help out with that. They tried to do a crime watch in town and it went nowhere. Putting signs up and are you doing extra patrols in that area. Sean said yes, 100% they are doing that. Joe said how about the old game where they do reports and sit for five minutes across from the house or somebody's house. That's a deterrent. Sean said he's not going to address specifically what they're doing because again that would be inappropriate in a public forum, but they are taking extra measures to make sure that this stuff doesn't happen in our town. Joe said this is what the committee's been asking and what he's been asking him which is what are they doing. He doesn't want to know about the investigation. Sean said he's telling him it's an open investigation. Joe said all he wants to know is what they are doing in protecting the neighborhood and how they're going to do it. Sean said if he tells him what they're doing then everybody in town will know what they're doing which means that the people who are involved in whatever is going on would be knowing about it as well. It's not the right forum to be asking that question or even bring it up at a council meeting. Joe said he was talking about putting signs up deterring drugs in the area. Sean asked him how putting signs up is going to stop people from doing drugs. Joe asked how is he making these people feel better. What have you told the people what you've done? Sean said they make a lot of arrest for drugs. Joe asked how can he tell these people who are coming to him and Mr. Moffa's house that they're making arrests. Joe asked how come Camden NJ police and the County can make up community things. Sean said because they are a big city with a lot of funding. Joe said tell him what he needs for funding. Sean said he did last year and his budget was cut. He was given a budget that didn't reflect the contractual raises and it was about \$8,000.00 less than where it should have been. Dave Truelove said they're getting to the point where they don't want to reveal confidential information. They understand there's a lot of frustration expressed by both sides and it doesn't mean they're wrong but if we get too far down the road, it might impair what's going on. He suggests that the chief, Mr. Dudash and the Mayor talk about some of this stuff but it has to be done in a very confidential quiet way so that the public information is not disseminated that might impair an investigation. The chief has already indicated the different agencies involved and he thinks that should list to some extent, the strategy related to involving multiple avenues of investigation enforcement. Sean said any question that Councilman Dudash asked him via email has been answered to him directly. He just wanted to put that out there that he's not ignoring him or anything like that. Barbara Heffelfinger said they were going to move on to the next committee. Joe asked Dave to please tell Madam President that she cannot cut him off and mute him like she's been doing. Dave said he would urge everyone to allow somebody to make comments however if we have comments that may impair an investigation, they just have to be real careful in how far they go. Joe said this is a strategy for public awareness. Tell him how this affects the investigation. Dave said the chief has already revealed about agencies that are involved in an investigation as part of a strategy to deal with the issue and I think that part right there gets real close to the line as to how far you want to go in terms of how much to reveal publicly. Joe said that's the whole

issue here. He asked if they understand the difference between requesting a strategy report versus the criminal investigation report is. Dave said the method of investigation may be part of the strategy. Joe said it's a different from a community policing policy versus the strategy of what Sean is saying. Sean said if they provide a strategy of what they're doing, that negates the fact of doing that strategy to begin with. Joe said the only reason why he brought it up tonight is because he's not getting any answers. Sean said it's because it's an open investigation. They cannot provide information. If they did it would be detrimental to the case if they start releasing information. Sean said he doesn't understand what he doesn't understand about that. Mark Moffa said he thinks they're discussing two different things because I think there's the issue of the investigation into the death and the one on his street September 5th. Obviously that would not be up for discussion. Mark said he did email Sean and he did respond and he owes Sean a response because in his response he indicated there was one resident concern. Mark said he actually had six residents talk to him about it. Sean asked why they have not come to him. He said they should be directed to him and he can address it. He received one complaint from one person and it was very vague in nature. Sean said he understands and does think that a lot of residents think if they approach a councilmember about a topic, they feel as if they have notified the borough and that in fact is incorrect. Sean said he understands that as a council person they do have a responsibility to the people but if there are six people coming to you and one person coming to himself, that's a problem. With anonymous complaints it's very difficult for them to address issues based off of anonymous complaints. There is a lot of case law that prohibits them from investigating certain things or taking certain avenues of an investigation based off of an anonymous complaint, so it makes it very difficult for them in certain situations. But if those people can come to him and give him their name, phone number and address, they don't necessarily have to bring them up in a report but he would then have a credible witness that he can say gave him credible information that he can corroborate and address those issues. Someone can't say, hey Joe Blow is smoking weed in his house. That's not necessarily enough because the smell of somebody smoking marijuana in their house has nothing to do with them unless they can articulate that a crime was committed. If somebody has a medical marijuana card they can smoke weed in their house all day long and there's nothing they can do about it and they can't even ask them about it because it could fall under HIPAA. Again, they go off of credible information. They can't specifically address stuff that is made anonymous because there is case law out there that prohibits them from doing so. Mark said what Sean just said probably supports the case for education for the residents as to what to do if they suspect drugs. Sean said they have a crime watch website that someone can actually submit an anonymous tip on. There is literature on the Bucks County DA's office website about submitting anonymous tips. There is paperwork in the police department lobby regarding that as well. There's plenty of different avenues to reporting stuff but again following up on an anonymous tip is very difficult for us. So if they could have somebody say I live at this address and this is what I witnessed, that is much more evidentiary to them than somebody saying I saw so and so smoke weed in their house but we don't have a name or phone number to corroborate that. That person is in fact saying that or they're just trying to get somebody in trouble or have somebody be investigated by police because they have a grudge against them. Dave said that's the probable cause standard that he's talking about. Mark said he thinks a lot of residents aren't sure what to do from what he's heard. The allegations here might be an activity that you might see associated with dealing not just someone using. He thinks a lot of it is like, hey, I saw a car parked over there and someone got out and they walked out over there and then they walked back and so people are unsure. You see a lot of that and you think well that doesn't look right or that doesn't feel right and you know like when we used to take trains to work like you're on the New Jersey Transit, there's always something that doesn't feel right and you're supposed to say something and so he thinks a lot of what the folks around here are saying to him is what would they report. Dave said what the police do is they take that first

statement and then follow up with other information to see if there's something that can corroborate other things. That's what he thinks the chief is trying to say is that they come to you with an initial statement, follow up questions because the police have more information internally than the residents do about some of these things. He's not speaking for the chief. Having done criminal law for several years in his career, he vaguely recalls that that's how it's done. Sean said Dave kind of hit the nail right on the head where they definitely can investigate these things and a lot of times they know certain people are dealers but they have limited information to go on so the more information they have, the better but if it doesn't get reported to them at all, then they have zero information. So he would urge you that if people are coming to you, to have them come to the police. Sean said he could put something up on their social media and maybe even the next newsletter he can add the web address for how to do anonymous complaints or even the phone numbers and the non-emergency number. It's on Google. They can Google the number and call them and let them know. They'll do the best they can with the information. A strong witness makes a much stronger case for them. Mark said that's great information and he's glad they had this conversation. This seems to be the type of conversation that is appropriate to have. Sean said he has no problem with answering these kinds of questions and if there are other complaints and he thinks in Councilman Dudash's position, he was referring to the email where he was asking specific questions about a specific case. Sean said If it's an open investigation there's not a lot they can release, and he thinks the DA's office would be pretty annoyed with them or maybe worse if they did release that information before the investigation was complete. Mark said he thinks there's a difference between that investigation and that specific incident and maybe the community policing activities that some people might like to see to counter what they feel like is drug activity whether it is or not. Sean said and again, contact them. They are definitely open to have that conversation. All the officers are willing to take those reports. Every report that they take, he reviews so any report that comes in he is reviewing, and they follow up on those cases as they feel the need to.

Public Works

John Stratz asked if he mentioned that we are using environmentally safe vinegar to treat the weeds growing in our streets. It is actually 30% strength vinegar that he has to wear gloves and he got it at Penn del Hardware. If anybody sees him doing this and is impressed that the weeds are dead within a day, go to Penn del Hardware.

Long Range Finance

Gary Nickerson said they are going to have a Long-Range Finance meeting next week on the 14th. He has to email Laura with the agenda to put it on the borough website. He said he just wanted to thank everybody because at the last work session meeting, he floated the idea of just kind of an informational visit to the sewer plant and everybody took him up on that. He did coordinate that with the councilmembers and they're going to go down and take a look at that on the 17th. That is strictly fact finding.

Revitalization Task Force

Mark Moffa reported that they had a good revitalization report for everyone at the last council meeting. They haven't met since. They are meeting again this week, so they'll have something more at the next meeting.

Old Business

Beverly Wolfe explained that they had one zoom account for each council member because they thought they were going to start doing the committee meetings but that was put off and will be starting next year so they cut the number of zoom accounts down to three. That way if there

are some things that are running simultaneously, they don't have to decide who's going to use the only zoom account.

MOTION BY BEVERLY WOLFE TO APPROVE AND RATIFY THE ADDITIONAL CHARGE OF \$14.99 PER ACCOUNT FOR ZOOM VIDEO COMMUNICATIONS. SECONDED BY MARK MOFFA. A roll call vote was taken. Mark Moffa, yes, Joe Dudash, yes, John Stratz, yes, Gary Nickerson, yes, Beverly Wolfe, yes, Barbara Heffelfinger, yes. All ayes, motion carried.

New Business

MOTION BY BEVERLY WOLFE TO APPROVE AND SIGN THE ENGAGEMENT LETTER FROM BEE BERGVALL & CO. FOR YEAR ENDING DECEMBER 31, 2020 FOR \$13,700.00. SECONDED BY MARK MOFFA. A roll call vote was taken. Mark Moffa, yes, Joe Dudash, yes, John Stratz, yes, Gary Nickerson, yes, Beverly Wolfe, yes, Barbara Heffelfinger, yes. All ayes, motion carried.

MOTION BY BEVERLY WOLFE TO RATIFY APPROVAL OF THE FOLLOWING MID-CYCLE INVOICES:

COMCAST INVOICE DATED 9/1/2020 IN THE AMOUNT OF \$224.12 FOR 37 W. WOODLAND AVE. INTERNET AND VOICE SERVICES.

INDEPENDENCE BLUE CROSS INVOICE DATED 9/4/2020 IN THE AMOUNT OF \$5,232.35 FOR MEDICAL INSURANCE INSTALLMENT.

OFFICE OF LABOR & INDUSTRY INVOICE DATED 9/1/2020 IN THE AMOUNT OF \$2,370.00 FOR FIRE DEPARTMENT'S WORKERS COMPENSATION INSTALLMENT.

AMAZON INVOICE DATED 8/22/2020 IN THE AMOUNT OF \$29.98 FOR USB DESKTOP MICROPHONE.

COMCAST INVOICE DATED 9/15/2020 IN THE AMOUNT OF \$188.47 FOR 300 BELLEVUE AVE. INTERNET AND VOICE SERVICES.

SECONDED BY JOHN STRATZ. A roll call vote was taken. Mark Moffa, yes, Joe Dudash, yes, John Stratz, yes, Gary Nickerson, yes, Beverly Wolfe, yes, Barbara Heffelfinger, yes. All ayes, motion carried.

Dave Truelove said that the former Sunday Breakfast Rescue Mission building is now owned by Young Property. They made an application for lights and it was denied by the borough zoning officer because it did not comply with the specific language of the ordinance. They have filed a request for variance which is going to be heard before the Zoning Hearing Board on October 21st which is the same as another hearing. He's not suggesting that they need to take a position. He said his office's recommendation is that they defer to the Zoning Hearing Board, but he thinks it's something he needed to bring to the council's attention. He would not suggest that they oppose it. The Zoning Hearing Board certainly has the expertise to make a determination as to whether they should grant the variance or not. He said if they want to take a vote fine. If not, they don't have to. Barbara said council could think about it and let the Zoning Hearing Board decide that issue.

Persons to be heard

Tom Sodano, 126 W. Woodland Ave., said he was a little slow getting his hand up on one of the first things they touched on tonight which was the situation with those gas tanks moving back and forth through our area. Anybody who listens to him knows that he's scared to death of this

borough getting sued by somebody with deep pockets. Given that the largest single owner of those tanks, most of the ones you see and he's talking about the black ones that haul all that gas around is owned by Warren Buffett. He's got a lot deeper pockets than the borough does so they might want to think about how they word anything whether or not they disparage anyone or anything. They don't want to get caught with the name calling or something like that, that could cost the borough. Barbara said she will have Mr. Trulove look at that resolution.

Terry McIntyre, 335 Hulmeville Ave., said for Schoolhouse Court, it was mentioned about them finding tanks. He and his wife could smell the fuel oil for a couple of days at night when they were walking their dog, so he guesses that explained that. He was just curious why the tanks weren't removed before all this digging and the footings were put in and the utilities. Why weren't the tanks removed before all of that because it sounds like everybody in the neighborhood knew the tanks were there because they had pipes coming out of the ground. He was just curious why that wasn't taken care of beforehand so nobody would hit a tank and cause a leak. Secondly, and this isn't really aimed at any one person just as just as a reminder to maybe think about it tonight, during public comment everybody has the right to speak and is protected by the 1st amendment. What this means is according to constitutional law, public body cannot limit your speech based on its content meaning the members of the public body cannot limit what you say because its' members do not like what you're saying or its' members have already heard it. Speech is critical to the government and you still have to let people be heard. He really thinks the three-minute rule during an important issue such as a tax increase like the current passed EIT. People should have more time to speak. And they had said that people were going to be notified and that never happened. He thinks that it was very restrictive and it's dismissive to limit people to three minutes during an important topic. Barbara said they are allowed to do that by law. She believes they can set the timer.

Mark Moffa said to Barbara he just had a point of order. He doesn't think that she ever invited council comment on the item that Dave mentioned about whether they wanted to oppose or stay neutral on the upcoming zoning hearing board application regarding the digital signs. He supports what Barbara said as far as staying neutral and letting the Zoning Hearing Board decide but he didn't know if she wanted to maybe allow council the opportunity to give their thoughts if anyone else had different thoughts. Beverly and Gary both said to defer to the Zoning Hearing Board.

Karen Kondrk, 426 Fairview Ave. (Activities Committee), said she just wanted to mention the Activities Committee Senior's Dinner. She thought Barbara was going to mention that. Barbara said she forgot. Karen said she wanted everybody to know that they still held the dinner even though it could not be in the building. They delivered meals to about 55 seniors and they were totally thrilled. They just couldn't believe that we didn't forget about them. They were really grateful. Barbara said thanks for reminding her. She said they have gotten numerous thank you notes from a lot of the seniors and it really put big smile on their faces.

MOTION BY BEVERLY WOLFE TO ADJOURN THE MEETING AT 9:31 P.M. SECONDED BY GARY NICKERSON. A roll call vote was taken. Mark Moffa, yes, Joe Dudash, yes, John Stratz, yes, Gary Nickerson, yes, Beverly Wolfe, yes, Barbara Heffelfinger, yes. All ayes, motion carried.

Submitted by: _____
Marie Serota, Secretary/Treasurer