

Penndel Borough Council Work Session Minutes

June 21, 2021

Council President Beverly Wolfe called the meeting to order at 7:30 p.m. with the Pledge of Allegiance.

Present at the meeting

Mayor Robert Winkler
Borough Manager Geoff Thompson
Council President Beverly Wolfe
Council Vice President Mark Moffa
Councilwoman Barbara Heffelfinger
Councilman Joe Dudash
Councilwoman Laura Germain
Councilman John Stratz - absent
Councilman Gary Nickerson - absent

Also present at the meeting

Ben Hauser, Solicitor, Hill Wallack
Carol Schuehler, Value Engineering
Marie Serota, Secretary/Treasurer

Announcements

Ben Hauser reported that council met in an executive session starting at 7:00 o'clock. The sole topic was pending litigation with respect to the property located at 411 Hulmeville Ave. The executive session completed at 7:40 pm. In attendance was the mayor and the members of council before the audience tonight and himself. As a result of that executive session, a motion is in order.

MOTION BY MARK MOFFA TO APPOINT FIOCCO ENGINEERING AS SPECIAL TRAFFIC ENGINEERING CONSULTANT IN AN AMOUNT NOT TO EXCEED \$3,600.00. SECONDED BY BARBARA HEFFELFINGER.

Mike Smith, 127 Dehaven Ave., asked how much more are they going to spend on this when they have the right under the ordinances to make the fence come down, instead of sitting here spending money day after day after day and possibly allowing someone to get hurt. They have been on notice for nine months. If someone gets hurt, it's on you. Beverly made statements it's all about safety and now they're going to get a traffic engineer.

Tom Sodano, 126 W. Woodland Ave., asked, on the assumption, since the fence is obviously illegal and that the borough will prevail, will the homeowner of 411 Hulmeville Ave. be responsible for the \$3,000 or will the rest of the taxpayers be paying. Ben Hauser said in the United States, by American rule, each side pays its own costs.

John Moser, 525 Hulmeville Ave., said as a taxpaying citizen, an extra \$3,000. for what purpose. For a traffic study which has no reflection on the matter that he can think of. He's not a legal professional but if there's a borough ordinance that's not being abided by then what's the traffic study get them. Ben Hauser said the remarks made by his colleague and boss Mr. Truelove, there are other issues at play beyond the borough ordinance such as the municipalities planning code and the case law decided there and the hope behind this measure

is to hopefully reach an amicable settlement with all parties. Mike Smith said there won't be an amicable settlement on his part. This is B.S. Roll call vote was taken. Mark Moffa, yes, Barbara Heffelfinger, yes, Joe Dudash, no, Laura Germain, yes, Beverly Wolfe, yes. 4 ayes, 1 no (Joe Dudash), motion carried.

Beverly Wolfe announced that Councilman John Stratz's mother passed away. Bob Winkler reported that Officer Al Sigafos' mother passed away also.

Correspondence

Beverly Wolfe reported that they just received a couple of pieces of correspondence and haven't really had a chance to completely read it and review everything. One was via email, and one was by a letter from the Penndel Fire Company that Richie Schramm wrote. Council needs to look at it. She is just acknowledging that they received the letter and will take a look at the problem that he has. They received an email today from Kurt Dawson who is the owner and operator for the Neshaminy Shore Picnic Park. They will have the Finance Committee look at this and report back to them. Again, she is just acknowledging receipt of it.

Barbara Heffelfinger asked if they are going to publish the dates for committee meetings now that they're back in business here at the borough hall. Beverly said they have to take that matter back up again.

Consent Item

MOTION BY BARBARA HEFFELFINGER TO APPROVE THE MINUTES OF THE JUNE 7, 2021 COUNCIL MEETING. SECONDED BY JOE DUDASH. 4 ayes, 1 abstention (Mark Moffa), motion carried.

Reports:

Mayor's Report

Mayor Bob Winkler reported that free Covid vaccines will be available at the Penndel Fire Co. on June 30th from 5:00 pm – 7:00 pm. No insurance or appointments needed.

Public Comment Agenda Items Only

Denise Weber, 436 Fairview Ave., asked why they are now allowing six-foot privacy fences with no space between them. She believes they detract from the houses and from the town. People who had the privacy fences years back had to have a certain space between the slats and that's all been abolished, and she was just wondering why. When one person does something, the next person has to do it too and when she walks her dogs around at night, she's seeing a lot of the six-foot fences going up. Mark Moffa reported that the ordinance committee has taken up review of the fencing rules and regulations because of built-in conflicts in the code. The recent revisions to the fencing code occurred in 2012 when council at that time voted to allow the six-foot fences and things like that but some of the existing portions of the code that only allowed 4-foot fences or dealt with front yard fences were also left on the books. There are conflicts that occur in the code where one could argue both one way or the other that something is allowed or not based on which portion of the code you want to cite and how you interpret it. Some other fencing issues have come up in town and they are particularly looking at corner properties and safety issues and sightlines. They're trying to take all those things into consideration. The space between the slats, sometimes that's a pool code. This town has a 1-foot buffer off the property line. A lot of towns have done away with that and now allow fences right on the property line if both parties agree. Some towns require surveys which Penndel currently doesn't. They are looking at all of those things. They have a draft ordinance that has

been generated and it's starting to circulate to the ordinance committee and will be back to council within the next month with some recommendations and probably introducing some revisions based on discussions. They are trying to address the problem but there are inconsistencies that have changed over the years. The question of why they would allow 6 foot now when they didn't allow it before. He thinks that you just see that that's sort of happening everywhere. He was not on council in 2012. Some others in the room were but his guess is they're probably the beginnings of a public demand to have these types of fences because they were starting to become really popular, and people sort of want that privacy. Some people do and some people might still prefer the open sightlines through the backyards and things like that. Obviously, you're not going to get unanimous consent with everyone in town, but his guess would be that in 2012 they were trying to address the issue that some people really wanted those backyard privacy fences. They've never allowed six feet in the front yard. Denise asked if it is long term residents who are wanting 6-foot fences or new people. Mark said he did not know. Tom Sodano said if you have an inground pool, your homeowners' insurance is considerably nicer to you if you have a 6-foot fence surrounding an inground pool than if you have a four-foot fence and it is not scalable. Mark said he believes some insurance companies are starting to require at least five on the pools so then they would have a situation where the code would only require a four-foot fence but to get insured, you'd have to have it at five feet so then there's a conflict. Denise said she guesses maybe if it's been on the books for nine years, people might just be beginning to realize it. It just seems like these big fences have gone up in the last four or five years not nine years ago. She is concerned about the wildlife getting through. They're trying to encourage bees and butterflies and other things so they should have spaces between which makes it a little bit more accessible.

Engineer's Report

Carol Schuehler read her report which is attached.

Mark asked Carol if she had an update on the Hulmeville Ave. bridge. Carol said she did not but would be happy to look into that. Mark said he wanted to put a bug in her ear about what they're going to do with the markings for the crossing. As they discussed, they were going to try to narrow the driving lanes a little bit so that there's a little more room to walk and bike. Carol said she would drop an email and see if she can find out.

Joe Dudash asked Carol if there is a projection date for the Schoolhouse Court sidewalk. Carol said she gets projection dates but doesn't see actual form work at this point. They were supposed to pave the road last week and then it rained. They had to recompact the subgrade and proof roll it again. They finally got it to pass proof roll and they are now having difficulty scheduling their paving contractor. She keeps asking that question and asking for a schedule and it's always next week. She can't control exactly what day it happens. Joe asked if they could do a temporary thing you know for these residents like stone or something or a walkway. Carol said she doesn't think there's a way that they can do that, but she will talk to the manager. It's a project under construction. Supposedly the sidewalks and paving are just days away so hopefully they see it very soon. Joe asked about the light poles. He asked if they don't have the Homeowner's Association information printed, how can they do that. Beverly said the preliminary HOA is with their attorney and apparently it doesn't take effect until he's got all of it sold. Joe said he still has possession so how can they do it. Beverly said they are putting the pressure on them to get this done. There are still some things in there that she doesn't like and she's not going to give up on those things. There's no parking, they take care of snow removal, and they take care of the trash. Joe said and also the fire trucks. Beverly said in 2016 the fire company was very involved with that to make sure that that's part of the "no parking" so that their big truck could fit straight in and then they would have to back out. That was why the road

was set at that width, or was part of it, and is also why the refuse has to be picked up by them. They can't have cans in the street and the snow plowing has to be done by them. There can't be any vehicles on the street at any time. Ben Hauser said his thought is they could send a letter telling them where they are behind and what the borough is waiting for and let them know they're not going to get any final anything until the borough gets that. Beverly said the HOA is most important to her. Carol said everything else they've got secured with financial security because they have escrow. If they disappeared tomorrow, the borough has extra money and a financial security agreement.

COMMITTEE REPORTS:

Finance

Barbara Heffelfinger reported that they are doing very well as far as the budget goes. So far, they've gotten \$72,500.00 from the EIT. For real estate taxes they're at 200%. They paid the contribution to the parade which never happened, and they have to pay TAG and the Rescue Squad which will be on the next bill list. They had the annual independent audit, and the auditors had some questions which they answered very honestly and very detailed and everything is fine with them. They don't have the report yet because they wanted the answers to some questions. Joe Dudash asked how the mercantile tax is doing. Barbara said they are at 31%. Berkheimer is behind and they usually hold it until they're good and ready to send it.

Community Relations

Laura Germain reported that they are trying to do a really fast newsletter. It's basically done and she should be sending it out for proofreading. They hope to get it out before the big event on July 11th so that people will have that reminder. She and Barbara talked and thought that since the sewer bills are going out, they could put a flyer in with them and print extras to hang around town besides it being on the website. They confirmed the date will be Sunday July 11th from one to three. She and Barbara thought it would be nice if whoever could come from council, they would set up a table because it's been so long since they've physically been here. That would give people a chance to come who aren't able to come to the meetings to talk to them. They can put out informational things like the events calendar, something about stormwater and things about trash and anything else council or the mayor wants. She had an idea for publicizing the contest and she thought she'd make blank templates and people could just fill them out to make it easier for them. She's going to have a little reading section. She's trying to reuse the stuff that she bought for other events when they had the Free Library launch. They have blow up chairs and they put them around and the kids sat and read the books. She'll have a craft area and game area and can maybe talk to the guy who does the balloon animals. The Heritage Society will have a table and they will have Rita's Water Ice and also bottled water available. She's still trying to figure out if they can do a movie night in August. It depends on if Matt can get the equipment from his office. Hopefully she'll know by next meeting. She's starting slow with the party in July and the movie night in August. Usually she has something every week in the summer. For the website, Laura said she has to send the wish list to the website people, but she's not done with that yet. Beverly said that July 11th is going to be a little community/we just got out of our cave party and it's going to be totally free of charge. There will be entertainment, all the Rita's you could possibly want to eat, stuff for kids and adults and live music. If anyone has any other ideas or something to contribute or a talent, they can just make it a community fair. Some of the people from the county are interested in this event as well so she might have some stuff coming down from them.

Ordinance

Mark Moffa said he had no update on the fences yet but that they're reviewing a draft ordinance that has been prepared by Hill Wallack. They're going to redline that, mark it up and take it back to council and go from there.

Buildings & Maintenance

Joe Dudash reported that Mr. Young removed the tree that fell at the recreation field near the tot lot so Marie should be receiving a bill. He had Dennis and Sons look at the police station flat roof because it's leaking and they gave Marie an estimate. Friday June 25th, J&L Roofing and Siding is coming to give an estimate and on Thursday, C&L is coming to give us an estimate. It looks like they gave prices for the flat roof and the A roof. He didn't know if they were doing that one as well. The quote from Dennis and Sons is \$20,000.00. It's getting close to the bid threshold. Beverly said the threshold is around \$21,800.00. They might have to go out to bid. Joe said he'll have them break it down like Dennis and Sons did. He got educated on the flat roof. They were supposed to have maintenance done on it every five years. Denise Weber said they have these rubberized ones that go down, but the only problem is that they do sometimes crack. But they are supposed to be part of a five-year maintenance thing where they will come out and the whole thing will be rubberized and coated. Beverly said they believe that the stuff underneath is not any good so the plywood underneath might be affected.

Joe said since Mr. Moser is here tonight, Beverly can explain the Home and Consumer Protection Act which he believes the borough manager also chimed in on at the last meeting. Beverly read from the minutes of the last meeting where she explained the contractors' license. Geoff had referenced the Home and Consumer Protection Act which basically says that municipalities can charge registration fees for commercial work and any new construction. What is exempt is what they call home improvement which is work being done within your house and is not new construction. They can charge in certain circumstances and he checked with staff and they're following along. John Moser said Section 517.12 says you can't charge a registration fee or license fee for home improvements unless it's electrical or plumbing. It is the only time you can do it unless it is in the borough code. It was being asked for fees for standard work. Beverly said she believes he is addressing the fee schedule.

Joe Dudash asked if she had time with the chief to go over the duty tow rotation. Beverly said she didn't but will make that a priority. Joe said he asked the chief and council about the officer's equipment so that he knows what they have on their person like if they each have their own handcuffs and equipment on their utility belts. Beverly said she thought the chief answered that. Joe said he wants to know if when they come on their shift, do they each have a taser or are they swapping out like when the one shift replaces the other shift. Beverly said the chief was addressing his concerns. Joe said there was just another deputy killed in Iowa and it's like 40% of officers are getting killed. Beverly said she has concern to make sure that the officers have the equipment because they have gotten turned down on some of the RDA stuff. Joe said he just wants to make sure that each one has enough equipment because the times have changed and they're just shooting the cops out there right now. Beverly said they would absolutely fund any equipment shortages. They do have a capital improvement program to replace their service weapons and their ballistic vests but even the smaller things are very important. Joe asked about the zoning for the trucking company and McHugh's building with the truck repair. Beverly said she doesn't have anything yet. They have to do research on the property on why it was even allowed in the first place. Barbara said the triangle parcel is a disgrace. Joe said the triangle got sold to the garage guy. Tom Sodano said those vehicles haven't moved for three years. He said there's a gold-colored Nissan that sits right out by Route 1 that hasn't moved in over a year. Joe talked about the grass on Joyce Ave. He said

somebody cut it. Beverly said she wishes she could take credit for that, but she doesn't know who did that. Pat Donahue said it took since the beginning of May until the 16th to get the grass cut. Beverly said she thinks somebody got in touch with Kevin Burcz and had them cut it. Bob Winkler said the homeowner got notification about it. Joe said he thinks maybe Karen called the owner and the owner called Kevin. Pat said he's been coming here for 20 years to complain about it. Beverly said she acknowledged that the last time, but they have to find out because as far as she knows, Kevin is going in there under their instructions to cut the grass and she doesn't know if they are making the property owner pay for it or they are paying for it. Joe said they need to get someone over to look at the old bank because there's weeds down at the old Sodano place. Beverly said the weeds are taller than her.

Community Development

Barbara Heffelfinger reported that Beverly is handling the RDA grant. She and Carol are going to have a little meeting and see what they can come up with. Beverly said there's other grants out there and they want to keep hammering away like they always do. It's much more competitive so they will get the legislators behind them like they have been. Barbara said the Cares grant that they're going to get, they only have a short time period for that. Beverly said they actually have a lot longer than they thought. The date is now in December. Geoff sent a copy around about it. Carol said that gives them a chance to take a look at what might be a viable project and she hopes to have a list done in the next couple of days to forward to council and they can choose. Beverly said they are specific on what you can use it for. Carol said they have a long list. Beverly said she was talking to somebody who recommended that they try a RACP Grant. Barbara said that's a 50% match. Beverly said unless you stack them. She'll get some more information but it's intriguing and it's something that they desperately need here. They had the million five and that was when they changed the rules to 50% match. But it's been suggested to her that they should refile it and try stacking some other kind of grant opportunities to make up for that. Barbara said she didn't know that. Beverly said she didn't either. It just came out in a conversation. Barbara said you have to go and scrounge. Nobody notifies you about it. Beverly said the state legislators do a good job of letting them know when the opportunity arises or they see something that they could use. Joe said it's \$225,000.00 and asked if they got it yet. Barbara said they get half this year and half next year. Mark said that's what they're preparing the list for. Joe said they could put Nick down for that. Barbara said she will make sure it's on the list. Joe said he's proven what he's worth to the borough and the people and he's the Fire Marshal and Emergency Management. Barbara said they can also use it to fix the hydrodynamic pump. Mark said infrastructure is allowed and they have a great need.

New Business

MOTION BY BARBARA HEFFELFINGER TO ADOPT RESOLUTION #2021-7 DISPOSITION OF PUBLIC RECORDS. SECONDED BY MARK MOFFA. Roll call vote was taken. Mark Moffa, yes, Barbara Heffelfinger, yes, Joe Dudash, yes, Laura Germain, yes, Beverly Wolfe, yes. All ayes, motion carried.

Beverly reported that she and the mayor attended the virtual conference. If anyone wants her to send them the publications, let her know.

Persons to be Heard

Tom Sodano, 126 W. Woodland Ave., said they've discussed the events calendar for scheduled meetings like the zoning hearing, which is tomorrow, and it never showed up on the website. Any meetings that are being held should be listed on there so that people know. He understands during the pandemic when they went virtual it was different, but now that they're in person, these are the meetings that need to be posted. He got his letter almost a month ago so

it's not like its new news. Beverly said Geoff is going to be having the website people come in to train him so they will have two people fully trained. Tom had a follow up from the discussion when he asked a question at the last meeting. He wanted to know if anyone from BIU would be at any of the meetings so they can ask questions. Joe brought up the trucking company and McHugh Brothers and grass issues. They should be able to ask what's going on. The guy drives around town. It's not like he can't see 3-foot-tall grass. He shouldn't have to wait for somebody to report it to him. There are other questions people constantly are making comments on like that. They have so many automotive businesses on Route 1 and then they get another auto parts store on Route 1. They shot down a Rita's and they ruined the chance to get a Wawa. Recently at the empty state store, there apparently was an application to put a gun shop in there and that was denied. Nobody can find out any information because they don't show up. They could actually ask questions of why things like this happen if they were here. Tom said at open meetings like this, he thinks that the three minute rule, and she knows his feelings on that, but when you have people here like this evening who really have a legitimate question, even though they've hashed it out ad nauseum and talked about fences for the past year and a half, a lot of people are still grossly uninformed because either they didn't go to the Zoom meetings or they didn't show up here regularly. Whatever the case may be, they do have these questions, so they've got to keep that in mind. He appreciates her being flexible about that when the questions and the comments were allowed.

John (Jay) Moser, 525 Hulmeville Ave., said he got an opportunity to personally see some things that are happening down at the rec. field. They are actively drinking there, and the staff is parking in there. Beverly asked if he called the police. Jay said it's not his responsibility. They are supposed to be on duty driving through town. Beverly said maybe they just happen to be somewhere else in town when they are drinking. John said they drive by every single day during baseball. They need to get out of their car and do their job. Also, he was told that when he walks through town, if there's a car on the sidewalk to let the chief know by email. They need to do their job. He sees them all the time and he waves as they pass his house and so they're constantly patrolling the town. They should do their job and get out of the car and do something. At least tell them to get the cars out of the rec. field. There's going to be a child that gets hurt. There was a men's tournament there this weekend and there's cans in the dumpster. Beverly said it's a liability and they all know how much she loves liability. John said it's up to the Wildcats. Beverly said at the end of the day, its borough owned property and it is posted. They will have to look at the ordinance and enforce it, no parking on the blacktop at the rec. field. Mike Smith said there were exemptions made a few years ago about the umpires and referees because there was never any place for them to park. That's the only people who are allowed to park there. Jay said to chain it and lock it. Mike said they didn't do that because the trash guys couldn't get in. Jay said with stormwater management for the permit, the streets are supposed to be swept and Hulmeville Ave. wasn't. Beverly said that is PennDOT. They will have to sit down with PennDOT and hammer this out with them with this stuff. She wants their permission to do it. Carol said the MS-4 program is set up so when they calculate all the things that have to be done, they exempt out PennDOT highways so the sweeping in that plan was very specific to all the borough owned streets. They call it parsed out. The PennDOT stuff is parsed out. She agrees it's certainly a very good idea to sweep that but under the MS-4 program, the way the DEP set that up, it's PennDOT's responsibility. It's parsed out of the responsibility of the borough. Beverly said they have a good relationship with PennDOT. They need to talk to them about this problem because we had the same problem with the potholes and keeping the striping up on their roads. Jay asked if the borough was contacted for a meeting with Middletown Township for their fire study. Beverly said yes, the borough was contacted but she didn't know any particulars. Jay said he heard they had no response. Bob said he was invited and Geoff was invited and he sent it out to all council. Bob said he went, and it was very

interesting. They wanted to know their thoughts about the fire company and the area and how things were going. Bob said they had no complaints about the services they are receiving. Jay said if you look at how the borough is charged for workman's comp. insurance, it is by population and the population that they're being charged for is for Middletown Township. If you read the rules for that, you can back charge the municipalities that are using your service. Hulmeville has been fighting this for years. He is the treasurer of the Relief Association in Hulmeville. We've been fighting this for years from Middletown Township. Hulmeville Borough's workman's comp insurance is as much if not more as Pennel Borough's is because Hulmeville handles more population than Middletown Township. Joe said he thinks that was part of that study. Jay said the problem is that Middletown does not accept the responsibility. He thinks Langhorne Borough, Hulmeville Borough and Pennel Borough should get together with the township and say this is what needs to be done. But they just turn it over to their solicitor and tell him to turn his head. It's been going on for years but for this borough to put out \$30,000 on workman's comp insurance for the fire department and the fire department has to be reimbursed for that, that's money out of everyone's operating expenses. The majority is Middletown Township and the borough is covering it, just like Hulmeville and Langhorne. The companies that are covering are borough fire companies and they are footing the bill. He thinks that if the boroughs would get together and try to do something, they would get some movement. Mark said he remembers discussing this with their insurance broker when he first joined council and was appointed to insurance. He had to learn how the state workers insurance fund works and he knows their broker's determination was that they didn't really have recourse because it's determined that our fire company serves that population of Middletown so for insurance purposes, they want to be covered for the population they serve. Jay said it also states that the municipality receiving services is responsible for their portion. It's the interpretation of the solicitors or lawyers that want to say no but for a little borough to have to put that money out is not fair. Mark said they can come back at them and say they're actually paying to staff the firehouse now for part of the day. Jay said he wanted to ask about the Middletown parking lot in Pennel. It's worse than the trucking company right now and is an eyesore. He's been a volunteer fireman for 47 years and stayed in Hulmeville. Nothing against Pennel, but I was born with it in my blood. To see that happening and the excuse that he got was because COVID. They literally moved the Fire Marshal's office out of the township building and it is housed in the Pennel Fire Co. right now. They start there every day and walk around in their flip flops all day. It's not a borough concern. They can do anything with their building they want to, but to see the whole fleet there is a shame. Tom Sodano said one of the things he had thought about with the trucks is that some require extension cords overnight that are 220 and there's kids on bicycles around all the time and the last thing they need is for those kids to mess with some heavy-duty electric. Beverly said duly noted. They will have to have a discussion with the Fire Chief. Denise Weber said she has seen kids on bikes doing wheelies late at night in the Pennel Fire Co. parking lot.

Mike Smith, 127 Dehaven Ave., said whatever he says just falls on deaf ears. Beverly said he has the right under the First Amendment to say whatever he wants. Mike said it doesn't matter because no matter what he says, the fence that was put up was put up illegally and there's not a person at this table that doesn't know that. It was built under the old ordinance. There's only supposed to be a four-foot fence on that side of Dehaven Ave. He asked Denise if when she walked down that sidewalk tonight, did she feel safe walking past his driveway. Denise said it feels creepy. Mike said it's a very uneasy feeling isn't it. Denise said it's not against anybody, it's just weird. Mike said the fence is not supposed to be there. And he asked what sense it makes having a traffic study on a fence that's not supposed to be there. He built the fence under the old ordinance. He has to adhere to that ordinance. Beverly asked if he meant the current ordinance from 2012. Mike said it's going to be changed to accommodate him and is

ridiculous. No matter what happens on that corner, he gets away with it, the curbs the sidewalks. Tom Sodano asked if he has been reprimanded for the misdemeanor. Beverly asked if he was talking about the property at 411 Hulmeville Ave. She said a misdemeanor sounds like something that the police would charge him with. Tom said he was curious. Beverly said she doesn't get details on police records. Tom said at the Zoning Hearing he admitted under oath that he removed the monument which is a second-degree misdemeanor in the state of Pennsylvania. He said if he did it, there would be legal repercussions. He's a police officer. He's just curious if he was reprimanded in any way for that action. It is irrelevant if he physically did it himself or acknowledged that the contractor did. He admitted that he was aware the monument was moved from his property. He's the property owner. Beverly asked if that was during the zoning meeting and Tom said yes. Ben Hauser asked Mayor Winkler, if, in his capacity as the overseer of the Police Department, is he aware if Mr. Darnley has been charged with a criminal offense. Bob said no, this is the first he's heard of this. Tom said he wasn't charged with anything to his knowledge, but he's admitted doing it. Ben said as the old TV show goes, you're innocent until you're proven guilty in a court of law and there's been no conviction. Tom said he admitted it under oath so then he's guilty. Ben said no, guilty is a legal term of art and guilty would be before a jury of his peers up in Doylestown and he's not insinuating that any crime occurred. But if that's the suggestion, there's been no conviction.

MOTION BY MARK MOFFA TO ADJOURN AT 9:10 P.M. SECONDED BY JOE DUDASH. All ayes, motion carried.

Submitted by: _____
Marie Serota, Secretary/Treasurer