

MEETING MINUTES
MORRISVILLE BOROUGH COUNCIL
REGULAR MEETING

TUESDAY, FEBRUARY 20, 2018
7:30 p.m.

The Morrisville Borough Council met on Tuesday, February 20, 2018, at 7:30 p.m. in Council Chambers at the Morrisville Municipal Building, 35 Union Street, Morrisville, PA for a Regular Council Meeting.

Ms. Smith stated, I would like to ask everyone to remember the victims of the friends and loved ones from the horrific school shooting in Florida tonight, so please keep them in your prayers. If you would please rise for the Pledge of Allegiance first and our moment of silence.

Ms. Cyphers took roll call.

Those in Attendance:

Borough Council: Debbie Smith, President
Danielle Larison, Vice President
Justin Bowers
Eileen Dreisbach
Corryn Kronnagel
Ted Parker
Bill Pepitone
Michael Yager

Borough Officials: Mayor Rivella
Scott Mitchell, Interim Borough Manager
Randall Flager, Solicitor
Virginia Cyphers, Assistant Borough Secretary
Nancy Dirretto, Assistant Treasurer

Not Present: Richard O'Brien, Code Enforcement
Sade Ricketts, Junior Councilperson

Ms. Smith stated, we don't have any announcements or presentations tonight so we will go right into public comment.

SPECIAL PRESENTATIONS

There were no special presentations this evening.

Mr. Flager stated, there was an executive session last night for the purpose of interviewing potential candidates for the Borough Manager position.

Ms. Smith stated, thank you. Now we'll begin with public comment.

HEARING OF THE PUBLIC

1. *Christina Wall - 726 Crown Street*
She stated, good evening. My name is actually Christina Morganity, sorry, I've been recently married. I'm the homeowner at 726 Crown Street which is located in Morris Heights, which as you are all aware is the only remaining R1, residentially zoned district in Morrisville and I'm speaking tonight on behalf of many residents and homeowners throughout Morrisville, you may be able to recognize us. And we're here to talk about the use and occupancy of 705 Crown Street. As you all may know, JBT of PA LLC, was registered in May of 2017, Joe Tuttle is listed as the sole organizer of that business. Joe Tuttle is also the current CEO of Banyan Treatment Center which is headquartered in Pompano Beach Florida and has recently opened a treatment center in Langhorne. JBT of PA purchased 705 Crown Street on December 4th, 2017. So, last month, we all sat here patiently through a presentation from JBT and Banyan because obviously they are separate companies but clearly related. We wanted to better understand the use and occupancy of this building, of 705 Crown. Like so many of my neighbors, I left that meeting no more informed then when I arrived 3 hours prior. And after the presentation, a number of us, concerned residents and homeowners separately invested considerable time viewing, reviewing transcribing of the recording of the meeting and reviewing the text of the Borough Zoning Code. Together we met, compared observations and documented a considerable number of issues which in respect to the Council schedule, I will simply summarize in the following way. First and foremost, the Banyan presentation led off with a statement that suggests extreme lack of due diligence on the part of the company with respect to our Code and Ordinances here in Morrisville Borough. Upon further review, we noted at least two statements with clear contradictions of other statements or answers within the same presentation. At least four statements demonstrating their own confusion and uncertainties having to do with various governmental regulations. At least 10 statements demonstrating attempts at misdirection and most significantly at least 16 statements attesting to facts that their intended use of 705 Crown Street is in fact

non conforming to the R1 Borough Zoning Code. For those reasons, we ask that Council recognize the non conforming use and occupancy which JBT of PA intends for 705 Crown Street and therefore deny them their certificate of occupancy. Thank you for your time and service.

2. *Melanie Hoover - 91 Fairview Avenue*

She stated, good evening and thank you for allowing me to address the Borough Council this evening. I've been a resident of Morris Heights for the past 14 years. I was able to attend the Borough Council meeting back on January 16th where many residents like myself were hoping to get some clarity on Banyan, also known as JBT of PA LLC, although this company had ample representation physically, I left with more questions than I arrived with. I was totally confused. So I decided to go home and do a little online homework of my own. At the meeting last month, I heard many terms from Gloria Freifeld and Sue Shoemaker, they spoke of their purchase of 705 Crown Street as being non conforming and they also referred to the staffers as caretakers, service workers, terms along these lines. Well, when I went on to the Banyan Treatment website of Philadelphia, which I have right here for some answers, a few key sentences really caught my attention. In the third paragraph, it states that Banyan trained medical and psychiatric staff are always available to address the patients full scope and their needs. Doesn't sound like a caretaker to me. And It really just doesn't sound like someone who's just a service worker. It sounds like a physician which is completely different. Banyan Clinical approaches the treatment is to address patients substance use disorders, and co-concurring medical health in an integrative multi-disciplinary fashion. These are direct quotes from their site and easy to find when you look up Banyan Treatment Centers. Patients, not residents, medical staff, not service workers. These words seem to directly contradict what is allowed by code and zoning for 705 Crown Street. Therefore, I am opposing the occupancy of Banyan on 705 Crown Street. Thank you.

3. *John Cain - 720 Crown Street*

He stated, good evening members of Council and thank you for your time. I am here tonight along with Christina and Melanie, speaking on behalf of the much larger group of concerned residents for the R1 District and adjacent districts. I'd ask that everyone stand tonight if you are here because you oppose the new non-conforming use of 705 Crown Street. Thank you. Now, while there are many of us here tonight and we are all very concerned, we want to be respectful of Councils time, so I will be the last person speaking from this group and I will be addressing the issue of zoning. So simply put, Banyan's proposed use is not permitted in a R1 Zone, and furthermore, we are concerned that Banyan is attempting to circumvent our zoning procedures and we want to be clear about the code as we see it. The current use of the building is as apartments with one year long term leases. Banyan wants to run a boarding house with average stays of between 30 and 45 days. Now that is a very different non conforming legal use. And our code addresses this question of transitioning from one non

conforming use to a new non conforming use. Exact language reads, a non conforming use may not be changed to a different non conforming use. The code is very clear that Banyan must go before the Zoning Hearing Board to request a variance for a separate non conforming use, at that stage, it is up to our representatives and the Zoning Hearing Board to determine whether or not to grant an exemption. I also wanted to address a few items that I do not feel are relevant in this discussion. First, the fact that the building is currently operating as a non conforming matter is immaterial. Essentially the building could continue to operate as garden apartments, but it cannot continue to operate as a dwelling for transients. Secondly, the use of the immediate surroundings have no bearing on this case, so in other words the fact that there is a shopping center across the street really is meaningless in this conversation. Third, the fact that Banyan has created their own hardship has no bearing on this case. The code states that a change or amended use for a hardship may not be petitioned, if the petitioner was the one creating the hardship. They have created their own problem essentially and that fact gives them no special advantage or standing. Lastly, much has been said about patients rights. The Health Insurance Affordability or Accountability Act, or HIPPA. To be clear, HIPPA protects information about a patients illness. HIPPA in no way protects Banyan operating as a for profit business and has no relevance in this case. I would like to reiterate the fact that our code specifically requires that Banyan must go before the Zoning Hearing Board. I hope that it is abundantly clear to Banyan at this stage that the residents of Crown Street are organized, we are angry and we will not go away. We will fight this at every stage tooth and nail and we will not loose focus, not for a second. The residents of Crown Street have fought and won against business interest before in order to protect our street and we will continue to do so. Thank you.

4. *Kathy Panzitta - 401 Hillcrest Avenue*

She stated, tonight I'd like to talk about what I was reviewing — your meeting, and you had the nice gentleman from Portnoff come and speak about some of your collections. What I had started is back on March 31st of last year when the refuse fee was added on to the statements with our taxes and sent out. I did come in on March 31st and I paid, and at that time, the Tax Collector would not take just my taxes or just my refuse. So, what I intentionally did that day, was I gave the Borough two checks, because I really questioned this coming out in the bill and the Tax Collector being the source that the Borough had authorized to send the bills and change them. And I only did it for a reason, on that day also I did a right to know and I requested that — I got a copy of your Resolution #980 at the exact same time that the bills were all set, so I set the standard then. So now I come to you, because when Mr. Portnoff came, the gentleman from Portnoff came and explained how you guys had sent over two sets of uncollectible refuse bills, I am going to be asking for some right to knows on making sure that I'm hearing that not all of them were turned over and there was two sets, so I'm going to follow up on what exactly everybody did and that everybody was treated equally. I just want to make sure, because I want to know this year how are we

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going to get our refuse bills sent to us. Have you made a similar agreement with the Tax Collector? This is nothing against Kathryn Schell, it's nothing against anybody personally. It's procedurally proper and making sure it's straight to the letter of law. I sort of questioned it, because now if you're going to entertain any relationship with Portnoff and the Real estate taxes and not go through the Tax Claim Bureau, people have reached out to me, I know people, I call it the rolling three year program and it's going to switch for some people who didn't pay their real estate taxes if they went in and they are in on that cycle. I do know some people that are having financial problems and they pay their third year and that's how they keep it out. I am just going to come out and watch it because it really sparked my interest in the interest of people that were having a financial difficulty. If you are going to entertain giving a company 2018's taxes that don't get paid and not go through the same cycle and how these people are. So I just want to be clear and to the point when I ask that information, I am not looking after peoples names, I'm going to follow through the right to know on whatever media source that was given to them. Follow the letter of the law and then do my own little audit on trying it. I came to speak today, because I do not want to be all over and I said this will be a youtube video tomorrow that we'll be watching. I'm not looking after names, I'm looking after certain situations and seeing if everybody was adequately treated. Thank you.

5. *Bill Farrell - 347 N. Pennsylvania Avenue*

He stated, first things first, I've been in Morrisville since 74' and the people of Crown Street, I feel sorry for them. I just hope this Borough does something and remedies the situation in favor of the residents. First of all, the two ladies that spoke, the older lady, she was chewing gum, the younger one was chewing gum, so I just put a piece of gum in my mouth. I said, I might as well chew gum, because I didn't know — I had a little bit of knowledge and when I left, I didn't even know where I was at because they gave you nothing, information, it sounded like someone was speaking eloquent but it was facetious, because I said what's going on. My main thing is, the Police Department. I'm here to support the Police Department of Morrisville and everybody in this Country should protect and support the Police Departments. You know, there's a lot of nuts running around this Country today and I feel, whatever the Morrisville Police needs, new equipment, cars, whatever, you should make it every effort to supply them with what is necessary and make sure that you have enough policeman on the street, whether full-time or part-time to protect the people in Morrisville. Safety first for the Police will improve the safety for the Police in this town, so it would behoove you to take care of the Police because I'll be back, because I have a problem when I don't see anything being done right. I'll be back, I'll be back whether you like me or not, it doesn't matter, I've been here before and I'll do it again. So, good luck to the people of Crown Street and the people up there, take care of them, they're Morrisvillian's like me.

6. *Robert Butcher - 810 S. Pennsylvania Avenue*
He stated, there are crossing guard lights in front of my house, that's in the southbound lane and there's also crossing guard blinking lights on northbound lane, they're not working. I've called up about them a week and a half ago, nothing — they're still not working. The lights are yellow, it's not stopping the trucks. They're supposed to be for the cross walk, but now they're not working at all. It would be more effective if they were blinking red when the school kids are crossing and if they're not going to use the lights, I would appreciate if they would remove them and put them somewhere where they're more needed. That's all I have to say. Thank you very much. I'm all for the people on Crown Street.

7. *Ted Millard - 868 W. Bridge Street*
He stated, good evening. Good Friends, Inc. is licensed and substance abuse treatment program that has been there for 40 years. When the Council starts talking about substance use and substance abuse sometimes it's easy to get confused. Your December minutes reflect how many half way houses are here strewn about the town. There are only two half way houses in Bucks County. They are licensed treatment programs. One is Good Friends and the other is Libertae in Bensalem. What you were referring to, or the person was referring to are recovery houses, unlicensed programs. So the things that you want in a recovery house such as monitoring, licensing visits, safety, security, professional help. Those are half way houses. As I said, two in Bucks County, Good Friends and Libertae. So as we get into the substance abuse world of Banyan and the others, it's just helpful to use the correct terminology, so a half way house is a licensed treatment program whereas I think the person was referring to recovery houses. I am here to clarify the difference. Thank you.

9. *Jane Burger - 90 W. Maple Avenue*
She stated, good evening. First, thank you for your service Mr. Pepitone. I'll miss you, but we understand you need to do some different things. Second, I want to thank the Borough for — actually I say re-formalizing your agenda meetings, they aren't ad hoc meetings, they really are a bona fide meetings of the Borough Council and you're taping them so that puts you up on the dais. In regarding that, thank you very much for doing the salute to the flag for that meeting. I appreciate that a lot. The other thing I want to speak to tonight is the hiring of the part-time officer that is on your agenda, it's good that Council is moving forward with a lot of things for the Police Department. I know there was a retirement early in the spring and I guess I was surprised that there wasn't a request to convene Civil Service earlier in the year because then you wouldn't have had to do a lot of extra hours for those part-time officers that you had. That could have been absorbed by a Police Officer who could already be here and out on the street helping to protect the community. We did learn at the meeting last month that there's a budget for part-time officers, \$122,000.00 I believe, and you can have up to 8 part-time officers. And then I listened very carefully to the Chief's presentation and he's looking to hire another part-time officer. But I was surprised to have such a variation of hours among the part-time officers where

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there was one that's a shift a month whatever and obviously having been on Council for many years, we know sometimes it's difficult to keep part-timers, they like to go full-time somewhere else. But it was also mentioned at that meeting that we had just lost a part-time officer, who had gone somewhere else. Finally, echoing Mr. Farrell in terms of the safety of the community, when we're hiring officers it is imperative that we hire officers that are going to be on patrol on the street doing police work. The Chief had mentioned regarding this particular hire that he would be doing administrative tasks and doing grant writing and some other things. As a part-time officer, I'm not sure that leaves him much time to be on the street doing patrol work. If there's a need for that beyond — I mean there are two excellent professional clerical staff in the Police Department I don't know what all they do or if they could take on some of these things or if there is someone else that needs to be done and I'm sure that the Chief will provide you with the more particular information of what those needs are and how they may be met with Borough staff or if there's a different type of position that really should be used for grant writing rather than a patrol officer. So as you consider that individual or whoever the individual is that's going to be hired, to be clear that that officer is going to be able to be out on the street to take care of the health, wealth and safety of our residents. Thank you.

Ms. Smith stated, thank you. First, I apologize Mr. Schaffer, I forgot you in between that list there, so please step forward there.

10. *Jim Schaffer - 10 Manor Lane North, Lower Makefield*

He stated, no offense taken. For those of you who do not know me or who I haven't had the pleasure of meeting yet, I am the President of Morrisville Little League, I have been so since October. In October, myself and the Board of Morrisville Little League submitted a proposal to Council that we felt was a positive step. It was a great way to begin a new and healthy relationship with the new Board and new President. I came back in November in public comment to again address some issues that were raised by Council and hope of clarifying them. I had also at that point in time turned over our rosters, which to my knowledge had never been done before. Really we're just trying to build a bridge with the new Council and with the new Board in Morrisville Little League. I understand the relationship in the past had been strained to some degree and that there was a lot of adversarial remarks and or comments made. I was sincere in October that I wanted to begin a new — it's now February and we are on the eve of a new season and I more than anything wanted before this time to be able to sit with Council and to go over our proposal and to discuss the future of our working relationship and we are getting into the 11th hour now. Over the last few weeks, I have had the pleasure of working with Mr. Scott Mitchell who's sitting before us here as Borough Manager. During those negotiations, Morrisville Little League has paid \$10,000.00 to the Borough of Morrisville for the 2016 and 2017 seasons. Again, another gesture I feel on our part that is going towards building a better and stronger relationship. We've assembled an agreement, Mr. Mitchell and I, and I know that Council will be presented that

agreement this evening. I am asking Council to accept this agreement and to preserve the league that has been a huge part of this community since 1952. It's a great thing for the kids, it's a great thing for the community, great thing for the sponsors in the community, and I hope that it meets your favor. Thank you.

11. Holly Harman - *S. Pennsylvania Avenue*

She stated, good evening. I just wanted to share a conversation this Banyan all kind of came to light. I reached out and spoke to Suzan on the phone probably two or three weeks before the Council meeting and I'll share that she had explained to me that everybody that's working in there has to have a minimum of a Masters Degree to work in that facility. This is her words, and that there would be a full-time psychiatrist on staff and that they would be using Vivitrol which is basically a long acting NARCAN that prevents the cravings for the drug. So, we spoke for about a half hour and when I was here for that presentation, I don't believe any of that stuff was discussed. And again, I thought I knew more from her conversation which was obviously was not true, then I did when I was at the meeting when I left, because it just sucked it right out of my brain, because it was just, it was amazing. So I just wanted to share you with that because I had had like I said about a half hour conversation with her prior conversation with her prior to this all coming to Council. I wanted to thank Justin for putting together that nice timeline about the history of all the discussions with Little League, it made it very easy to read and you know, understand the history of what the discussions have been for the last four years, so it was very helpful. I'm going to ask a lot of you Scott, I know that you have been kicking butt up there. When we post minutes, is it possible to make it a searchable PDF? I know that other Boroughs and Townships have where you can just type in the word taxes and it will bring up every mention of taxes in any set of minutes. I find that helpful, I mean, I was just thinking of that because Justin probably had to read through a bunch of stuff and just extrapolate it, so I know that it is possible to have searchable PDF's.

Mr. Mitchell stated, I don't know the answer to that question, but I will look into it.

Ms. Harman stated, okay. I just wanted to throw it out there. Okay. And finally, Bill, sorry to see you go. We've enjoyed your company here, you've been a big help to the Borough and it's going to be big shoes to fill. Thanks.

12. Cori Martin - *205 Stockham Avenue*

She stated, good evening. First, I want to thank you all for serving on Borough Council, I know it's not an easy task. I am here to give my opinion about the Morrisville Little League, and hearing this gentleman, it sounds like you guys may be close to an agreement, I hope that's true. To be fair, I have — my boy plays on the Little League, he's played since he was four he's now 11. He's not Allstar material, he's not travel material, he plays in the inner league and he enjoys it very much. My daughter played T-ball for about two years and she liked to throw the bat, so she is on mandatory retirement. That being said, I am coming to you as a resident of Morrisville. I don't know anyone on the Board, I am not coming

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as an advocate for Morrisville Little League, I as a resident think that that Little League does so much good in this community. Just to walk down and see the park you see it filled with families and kids and that's a good thing. I personally am asking you to waive the late fees but it sounds like they already paid them and to not charge them any fees. Work with them, and by working with them, see the good that we can do. I've only lived here 15 years, I love this Borough, but I've heard the stories from residents about how hard it is for us to recover from when the steel mill closed. So you guys are tasked with trying to figure out how we build us up again, how our economy gets going again. You've got to think outside the box because factories unfortunately are not coming back yet, who knows if they will in the future. But I think, work with the Little League, I heard — I think it was Ms. Smith, something about a mini Fenway on the last meeting, and I think you said, well we don't want to be a Williamsport. I say why not, why not become — work with them and host tournaments, bring families in, work with the Business Association. I played softball in the Midwest growing up and you would have hours to sit around waiting. Hey you can bowl at Delmorr Lanes, you can work there. I bet all of our restaurants would deliver there. I think it's a way to look outside the box and work with them and build that up. Ms. Dreisbach, I heard you say, you need to remove the T-ball field on the agenda meeting and I try really hard to go to Morrisville events, I've been to the Easter Egg Hunt, the Picnic, the Drug Awareness Walk, the Color Run, the Jazz Fest and National Night Out and of those, you guys tell me if I'm missing something, because I'll go. Two maybe, the Color Run and National Night Out have enough people that interfere with that ball field and they do a pretty good job of working it around. That's two nights, go down there one Saturday, there's four and five year olds running around like crazy having a blast, and yes if we take that field away we can still play but then you're pushing your T-ball games into the afternoon and my four year old threw the bat, so keeping anyones attention at that age is hard, but then pushing them into the afternoon makes it even harder, so I would ask that you not make them remove the T-ball field and work with them, but work at seeing that good that we can get from that Little League. Thank you.

There being that no one else wished to speak, public comment portion was closed.

Ms. Smith stated, okay the public comments part of the meeting is closed at his point. We are going to go on to the approval of our minutes. What we're going to do is, we're going to approve the minutes 6A and 6B. Can I have a motion for that?

APPROVAL OF MINUTES

Motion 6A and 6B - Motion to approve the Special Borough Council Meeting minutes of Tuesday, December 12, 2017 and Tuesday, January 9th, 2018.

Motion made by Mr. Yager.

Ms. Dreisbach seconded the motion.

Ms. Smith asked, does anybody have any comments or comments on the December 12th 2017 minutes or the January 9th 2018 minutes?

Mr. Yager stated, I just want to thank the Borough for adjusting the errors that were escalated.

Ms. Smith stated, okay anyone else? Can we have a roll call on that, please?

Motion carried by roll call vote, 8-0.

FINANCE

Ms. Smith stated, okay the Finance — 7A is Treasurers Report.

Mr. Mitchell stated, there is no Treasurers Report, the Assistant Treasurer is here if you have any questions about the Financial Statements.

Mr. Yager stated, I have a question on 2252, page #4 GL 1801 and it's more of a just what was it for, the Sanders Power Equipment Company, it's like parts, looks like something — we fixed something, I'm just curious as to what piece of equipment we're — expenses, yup.

Mr. Mitchell stated, I'm sorry, the page number again?

Mr. Yager stated, okay, page 4 GL 1801, and 2252.

Nancy Dirretto (inaudible)

Mr. Yager stated, okay no problem.

Mr. Mitchell stated, we'll look into that and get back to you, I don't recognize it off the top of my head.

Mr. Yager stated, thank you. And I have one other that I can put together. We have it looks like, so at the bottom of the same page, the street lighting fix for \$44.73 and on page 6, looks

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like Armour Son and Electric, I'm wondering if either of these we're part of the lighting contract? So there's \$4,473.00 there and \$29.71 on page 6.

Mr. Mitchell replied, I don't think so, no.

Mr. Yager stated, okay, thank you.

Ms. Smith stated, thank you. Anyone else?

Ms. Larison stated, I have a couple of questions. Page 4, GL 1801, vendors 2091 Rudolph Clarke for legal services. Last month I had asked about another invoice for Rudolph Clarke, I was told it might have been a duplicate.

Ms. Kronnagel stated, right, correct. Actually two of their bills are very close together, that was my mistake. They were both for right to know requests, that was not a duplicate.

Ms. Larison asked, okay, so the new one that's on the bill list for this month for Rudolph Clarke, is this also for a right to know?

Ms. Kronnagel stated, I don't believe there are any right to know's on that one, off the top of my head I don't believe so, no.

Ms. Larison stated, I'm sorry, page 4.

Mr. Yager stated, isn't that for advertising the latest position?

Mr. Kronnagel replied, no.

Mr. Mitchell stated, I don't, but I can check. That might be for the Civil Service Commission Meeting.

Ms. Larison stated, okay. Then, I had another one, I'm sorry. Where did it go? I lost my page, I'm sorry. I did have another one. It was for \$1,500.00 I believe. What is — sorry, page 1 of GL 1802, what is Tango?

Mr. Mitchell stated, that has something to do with the Police Department, I'm actually not sure.

Ms. Larison stated, okay.

Chief McClay (inaudible)

Ms. Larison replied, okay, thank you.

Ms. Smith stated, we just didn't know what it was called, thank you.

Ms. Larison stated, that's it.

Ms. Smith stated, thank you Nancy for looking into those for us. Thank you very much. 7B would be authorization to make Budgetary Transfers posting in February. We all talked about

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this during the agenda meeting and it was to transfer the money over to the — from one line in the budget over to pay the Code Enforcing.

Mr. Mitchell stated, correct.

Ms. Smith stated, right.

Motion 7B - Authorization to make Budgetary Transfers posting in February per the Schedule provided.

Motion made by Mr. Yager.

Ms. Dreisbach seconded the motion.

Ms. Smith stated, all in favor say aye.

Ms. Kronnagel stated, wait a second.

Ms. Smith stated, I'm sorry.

Ms. Kronnagel stated, just for the public's knowledge since it's not really clear on the motion, this is as Ms. Smith said, to pay for the outsourced code enforcement company. And just again for the public's knowledge just because I think there's some mischaracterizations that are out there, this company is not here full-time, they are here part-time and we pay them \$65.00 an hour to be here part-time. It looks like they were here for roughly 20 days and for that they are charging us \$11,000.00, excuse me \$11,057.50. I had a couple of questions about this. At our January agenda meeting, it was stated that in order to offset this cost to the Borough, we were going to pay this company to create a new fee schedule which would increase the fees again to offset the cost for this company, and the company was going to charge us \$1,500.00 to create that new fee schedule that would increase the fees. I guess my first question is, has that fee been paid, because we never voted on that, was that \$1,500.00 fee paid?

Mr. Mitchell stated, I believe Council did vote to authorize Keystone to proceed with that.

Ms. Smith stated, yes.

Mr. Mitchell stated, I do not believe that has been invoiced yet.

Ms. Kronnagel asked, when was that voted on?

Mr. Mitchell replied, I believe it's Keystone's intention to provide Council with a draft Fee Schedule at your March meeting.

Mr. Kronnagel stated, I would just ask that you double check that because we discussed it at the agenda meeting to vote on it at the Council meeting and we never voted on that. So I would just ask if you could just double check on that. But again, just for the public's knowledge, again, this is a company that's not here full-time, and we're a small Borough — we may be a small Borough, but we are a pretty large town with 9,000 residents and I'm sure every elected official up here has had a person come to them with a code enforcement issue. There are people that come in to the building every single solitary day with a code enforcement issue.

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So, again, to increase the fees to me just seems like it would punish people that want to improve their property and I don't understand why we would kind of basically go to the residents three times for this. We are paying for this company, we are paying for them to create an updated fee schedule and we're paying — the residents are paying for this updated fee schedule, so they are either going to have to pay out of pocket more to improve their property or they're just not going to improve their property. So, that's just my opinion.

Mr. Mitchell stated, if I may clarify that Madame President, the fee schedule is for zoning and building permit fees, code enforcement complaints, there are no applicant fees to offset those costs.

Ms. Smith stated, correct.

Ms. Kronnagel stated, permits?

Mr. Mitchell stated, right.

Mr. Yager stated, if I may Madame President.

Ms. Smith replied, yes, you may.

Mr. Yager stated, I believe I brought this up in the last regular meeting. I believe it was last regular meeting.

Ms. Smith replied, last week, yes.

Mr. Yager stated, okay. That when you take into consideration the fees that were paid to offset those costs, I think it came out to roughly \$4,500.00, not \$11,000.00 that the taxpayers paid for that service. And it's being done very professional and fairly right now.

Mr. Bowers stated, I'd like to also comment that just based on some brief math I did at the agenda meeting of those \$11,000.00 about 60% of that is for UCC inspections which were outsourced previously as well.

Ms. Smith replied, yes. Okay. We we're on the 7B. Okay, is there a motion to approve the authorization to make the budgetary transfer postings in February per the schedule provided. Can I have a motion please?

Mr. Yager stated, so moved.

Mr. Pepitone stated, second.

Ms. Dreisbach we had the motion.

Ms. Smith asked, I'm sorry?

Ms. Larison stated, Ms. Dreisbach already —

Ms. Smith stated, oh, we already — okay. All right, then can we have a roll call on that one, please? All right

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Motion carried by roll call vote, 6-2. (nay votes being Ms. Kronnagel and Mr. Parker)

Motion 7C - Motion to approve the bill list and pay the bills.

Motion made by Ms. Dreisbach.

Ms. Larison seconded the motion.

Ms. Smith asked, any other comments on this? We mentioned some things, but anybody have anything else for this? No, okay. Can we have a roll call on that please?

Ms. Kronnagel asked, is he going to read the bill list?

Ms. Smith stated, I'm sorry, go ahead.

Mr. Mitchell stated, I wasn't planning on reading the bills. They are in front of you, do you want them read?

Ms. Smith stated, yeah, usually we read the list.

Mr. Mitchell stated, if you'd like me to read the list, I'd be happy to.

Mr. Yager stated, that would be awesome.

Mr. Mitchell read the bill list.

Ms. Smith stated, thank you. Okay. And we had a motion and a second I believe. Okay, all right.

Motion carried by roll call vote, 8-0.

Ms. Smith stated, next is 7D, approval of Resolution authorizing the Borough to obtain a credit line of \$250,000.00. I believe everybody received that tonight. Can I have a motion for that?

Motion 7D - Approval of Resolution authorizing the Borough to obtain a credit line of \$250,000.00.

Motion made by Mr. Yager.

Ms. Dreisbach seconded the motion.

Ms. Smith asked, any questions or comments on that?

Mr. Yager stated, if I may.

Ms. Smith stated, sure.

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Mr. Yager stated, I just want to thank the Borough for putting together the Resolution. It's pretty clear that any usage of it is going to be for emergency purposes and require the Council's approval so it's not something that's just going to be out there for regular use. I think it's a good preventative action step to ensure that if there's ever an emergency it's available for us.

Ms. Smith stated, and it does require a minimum of three signatures on there to reach those funds and goes before the Council first for pre-approval. So everyone knows. Anyone else?

Ms. Kronnagel stated, just to clarify, it does state that it can only be accessed upon a prior vote, is that just a majority or does that have to be a unanimous vote of Council?

Ms. Smith stated, it says before public meeting, so it would be majority of the Council.

Ms. Kronnagel stated, majority, okay.

Ms. Smith asked, anyone else? Okay. Can I have a roll call please?

Motion carried by roll call vote, 6-2. (nay votes being Ms. Kronnagel and Mr. Parker)

Ms. Smith stated, next we go on to reports, A is the Manager's Report.

REPORTS - ADMINISTRATIVE/MANAGEMENT

Borough Manager's Report - Scott Mitchell - He stated, thank you. Good evening. The first item I have for you this evening is of course, Jim alluded to it at public comment, is our current status with Morrisville Little League. In your folders this evening is the latest draft of a plan to address terms and conditions between the Borough and the Morrisville Little League for the 2018-2020 seasons. Is there any comment or discussion? That might be your job Madame President, sorry.

Ms. Smith stated, that's okay.

Mr. Yager stated, Madame President, may I?

Ms. Smith stated, sure.

Mr. Yager stated, thanks, and I know I say a lot. So, I want to thank both Scott Mitchell and Morrisville Little League for wrapping their heads around this thing. It looks to me like there was — we're closer than we've probably ever been. I do believe there might be still a little bit of work to do, but at the end of the day, as you can see here from the residents of Morrisville, rules are important. We want to make sure that people are abiding by the rules and we're holding all people accountable and doing that in a fair even manner to ensure that we're not discriminating and we're not giving preferential treatment because we approve more of one activity than another. Rules are very very important right now to us and there's clearly a movement to get us to a place where we're being fair and orderly, but I thank both parties and

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I'm actually amazed with the amount of work that was put into this and I thank you both and I think we're really really close.

Ms. Smith stated, okay. Anyone else?

Ms. Larison stated, the only thing that I do not agree with is doing two years, I think it should be renewed every year. Other than that —

Mr. Mitchell stated, it's actually a three year.

Ms. Larison stated, I'm sorry, three years, sorry.

Mr. Mitchell stated, 18, 19, 20.

Ms. Larison stated, 18, 19, 20. I think it should be renewed every year, because I know with the Little League Board, sometimes they change in October, sometimes they don't. So, I think it's something that should be signed on a yearly basis. Just so if something happens where Jim is no longer President, the next President coming in understands the rules. That's just my thing. I just think it should be every year that this agreement is —

Mr. Yager stated, point of order. Is this — should we be having an in-depth conversation about the contract?

Ms. Smith stated, well, if I would just say, we just literally got this tonight. I don't even know what's in it. I haven't even read it yet, just to let everybody know. I wasn't planning on putting something up here tonight since we're just actually receiving this, so I won't vote on something I'm just receiving tonight and haven't had a chance to look it over. Yeah, I can see that somethings been going back and forth, we haven't had time to take a look at it, but I appreciate you getting together with Mr. Mitchell and we'll take a look at that.

Mr. Mitchell stated, may I add to the comments?

Ms. Smith replied, sure.

Mr. Mitchell stated, with regard to what Councilwoman Larison was suggesting, there's — part of the plan is that we would have an informal meet and greet with the Board of Directors of the League at your next agenda meeting on the 13th, an hour prior at 6:30 in this room. And that part of the agreement would also include that that be done on an annual basis in October right after the new Little League Board is installed. That way, you're always up to date on who the new leadership is of the Little League without having to go fishing for who the right people are. So they are the last two bullet points on the list. Again, the goal to improve communication and relations between the two organizations.

Ms. Smith stated, thank you. Anyone else? Do you have anything more with your report?

Mr. Mitchell replied, I do, yes. The next item I have on my list is at your next meeting — you've probably noticed some activity at the M. R. Reiter School, there's asbestos abatement going on there as we speak and we'll have a demolition — a more detailed demolition status available for you at your next meeting.

Ms. Smith stated, thank you.

Mr. Mitchell stated, a Council member, in fact, I believe it was Mr. Yager had asked about prior year recycling grant data. Since there is an agenda item related to that this was discussed at the agenda meeting. So there is a packet that was in your folders showing prior year recycling performance grant data for the Borough if you have any questions about that. At the March meeting, we'll be introducing the new Finance Director to you at that time and there is a late starter which was just handed to you on the dais tonight, it's actually a memorandum from the MMA, if I could turn your attention to that briefly. The MMA is looking for some direction from the Borough as to if we would participate with them and do some cost sharing on some road repaving. Mainly for purposes of — and there's an outline there of the streets that they are looking at. This is in coordination with their Crown and Stockham water main project. My apologies you're just getting this tonight, but I was just handed the folder as the meeting was starting. So if you would like to digest this and we can discuss this at the next agenda meeting if you'd like, but I think the MMA is probably looking for some direction prior to a month from now. So, if it's something you are interested in entertaining, we should probably discuss it tonight.

Ms. Smith stated, okay. We'll take a moment to take a look at this real quick.

Ms. Burger stated, Madame President as Chair of the MMA, may I speak?

Ms. Smith replied, sure.

Ms. Burger stated, I know just getting something is not a good way to look at it. The MMA unfortunately due to the flu had to reschedule their monthly meeting from last Thursday to tomorrow night on Wednesday, we will have a quorum present. So perhaps if you want to look it over and come to the meeting tomorrow night, maybe have a dialog with the MMA about the proposal. I don't like to put anybody on the spot for anything that you've just received, but that's an opportunity and from that maybe an action might be your agenda meeting in March so we can talk about timelines if there's something there that appeals to you, we are looking for a partnership in paving because we have to do paving of several streets and there may be a way for the Borough to piggyback on with some streets you need to do with a cost savings. Thank you.

Ms. Smith stated, okay, thank you.

Mr. Mitchell stated, if I remember correctly, I believe John Warendra told me the total would be about \$50,000.00 so that would be shared 50/50 with the Borough if we were interested in joining forces with them on this.

Ms. Smith stated, I know we've been talking about doing a — partnering with this — their road program, so it sounds like a good idea, I think everyone just needs to look this stuff over and then give a decision on it. But, I think it's a great idea, it's a good way to start getting some of these done.

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Ms. Kronnagel stated, just to clarify you said they are looking for roughly \$25,000.00, is that what you said, sorry?

Mr. Mitchell stated, they are looking for approximately \$25,000.00 in cost sharing from the Borough.

Ms. Kronnagel replied, okay.

Ms. Smith stated, I'm sure we probably have money in our liquid fuels it can be used for that, correct? Could we use some from there, could we use that towards that type of a —

Mr. Mitchell replied, I would have to check that. Certainly any project we do with liquid fuels would required PennDOT pre-approval —

Ms. Smith replied, okay.

Mr. Mitchell stated, I'm not sure if we can do curbing —

Ms. Smith stated, okay.

Mr. Mitchell stated, as part of a water main project, I'd have to double check that.

Ms. Smith stated, all right, okay. Thank you.

Ms. Kronnagel asked, do you know if this is something our public works would partake in, or is this something that would have to be bid out?

Mr. Mitchell replied, I believe this water main project is contracted out by the MMA and is being managed by their Engineer, Pennoni.

Ms. Smith stated, yeah, I think this is piggybacking on to their whole project they're doing.

Mr. Mitchell stated, so yes, all the costs would be external. And that's all I have.

Ms. Kronnagel stated, but wait, just — we also have a Resolution are you going to discuss that? The Resolution for the landfill.

Mr. Mitchell replied, oh, that's part of the Solicitor's report.

Ms. Kronnagel stated, oh, apologies, thank you.

Mr. Mitchell replied, no problem.

Ms. Smith asked, okay, so we're done with this?

Mr. Bowers stated, I have one comment Debbie.

Ms. Smith replied, sure.

Mr. Bowers stated, I'd just like to see some more breakdown of these costs, because the only thing I see is \$10,000.00, \$5,000.00 and a full project value of 1.3 million, so —

Mr. Mitchell replied, yes.

Mr. Bowers stated, maybe if —

Mr. Mitchell stated, if we were intending to proceed, the Borough Engineer would have to look at this and would come up with full blown cost estimates. This is top of the trees.

Mr. Bowers stated, okay, yeah, because I'd like to see — it looks like there's 6 different streets, I'd like to — hopefully maybe have a menu if we can't afford all maybe we can just do some.

Ms. Smith stated, okay. All right, so we'll get back to the MMA with that as soon as possible.

Mr. Mitchell stated, and the engineers report was provided in writing if you'd like to refer to that later. But he was at your last meeting and gave a pretty detailed update.

Mr. Yager stated, I believe that's on our website too, correct, his report?

Ms. Smith replied, I don't know, is his report —

Mr. Mitchell stated, I don't know if the engineers report is on the website, I'll have to check that.

Mr. Yager replied, okay. All right, thank you.

Ms. Smith stated, okay. The Solicitor's report.

Solicitor's Report - Randall Flager - He stated, good evening Council. Corryn, you were talking about the Morrisville Landfill, apparently this has been kicking around since 2003, 2007, I don't know. And what happened was that the Deed, the previously executed Deed conveying about approximately 10.8 acres to the Re-Development Authority took place December 20th of 2007, it was referred to in the old days as the "Morrisville Landfill". The Council approved it many many years ago and there was a Deed by Resolution dated April 21st of 2003, you can't even make this stuff up. And believe it or not, the original Deed was being held by the Law firm of Begley Carlin and Mandio, LLP for safe keeping, however, they couldn't be located, and as a result, the Deed was never filed. So, this has been in purgatory, limbo, a legal quicksand, nightmare, whatever you want to call it for — depending on how many years you're talking about well, at least 20 over 20 years, or over 10 years, I'm sorry, 10-18 years approximately. And all we're asking tonight is that we're resolving that the Council of the Borough of Morrisville hereby ratifies and approves a conveyance of tax parcel 24-012-081 consisting of those same 10.85397 acres from Morrisville Borough to the Re-Development Authority and that's what's on the agenda. I need a motion from Council if you are so interested in having this approved.

Mayor Rivella stated, that just cleans it up.

Mr. Flager replied, yeah, this cleans up, we'll this hopefully cleans up — okay, here's what's going to happen, we're going to mail this back — if Council approves, we're going to send it back to them and hopefully this time a lawyer or law firm for them will actually file it and make it official.

Ms. Kronnagel stated, this is like a Bar exam question.

Mr. Flager stated, it is.

Ms. Kronnagel stated, It's a wild Deed. It says here for nominal consideration. I just want to make sure that —

Mr. Flager replied, it's a dollar.

Ms. Kronnagel stated, got it.

Ms. Dreisbach asked, can I ask one question also?

Ms. Smith replied, sure.

Ms. Dreisbach asked, with the original agreement back in 2003, it was stipulated in there that there would be between 1 and 2 acres that would be open space for the Borough, is that still going to be in —

Mr. Flager replied, yes.

Ms. Dreisbach stated, the same wording.

Mr. Flager replied, yes, nothing has changed.

Ms. Dreisbach replied, okay.

Mr. Flager stated, the only thing that — it just never was filed.

Ms. Dreisbach stated, okay.

Mr. Flager stated, for — I can't explain it.

Ms. Smith asked, so it's just reaffirming the sale of the Deed?

Mr. Flager replied, you're reaffirming what a previous Council did many years ago, correct.

Ms. Smith asked, okay, anyone else? Would the Council like to have this added tonight under new business?

Mr. Yager stated, we can do it now.

Ms. Smith replied, you want to do it now, okay.

Motion made by Mr. Yager.

Ms. Dreisbach second the motion.

Mr. Flager stated, the only thing we need is a Resolution number which I don't have because I wasn't sure what number we were up to.

Ms. Smith stated, okay.

Virginia Cypers (inaudible)

Mr. Flager stated, you'll do it, you'll put the numbers on it, thank you.

Ms. Smith stated, okay, okay. Thank you. Okay, anyone else have anything else about this? I think it's pretty clear as to what it was for.

Mr. Bowers stated, point of order. Don't we need to open it up for public comment?

Ms. Smith stated, oh, I'm sorry, yeah.

Audience member (inaudible)

Ms. Smith stated, they did that, yeah, they did that. Anyone from public comment want to come up and speak about this or on this?

HEARING OF THE PUBLIC

There being that no one wished to speak, public comment on this new agenda item was closed.

Ms. Kronnagel stated, also to clarify, I don't know if this is clear, this is the Cloverleaf Property.

Ms. Smith stated, yes it is. Most people think of it as the landfill.

Audience member (inaudible)

Ms. Kronnagel stated, South Pennsylvania Avenue, the old Cloverleaf Diner was there many many years ago.

Audience member (inaudible)

Ms. Kronnagel stated, Oh that's all right. It's basically across the street from the cemetery.

Ms. Smith stated, across from the cemetery.

Ms. Larison stated, it's right across the street from the Morrisville cemetery.

Ms. Smith stated, all right, okay. Can we have a roll all on that then please?

Ms. Larison stated, public comment.

Ms. Smith stated, nobody wanted to comment.

Ms. Larison stated, Mr. Pasteur.

Ms. Smith stated, oh I'm sorry.

Mr. Pasture asked, is that the property that Passanante Foods wanted to develop?

Ms. Smith replied, yes, yes.

Mr. Pasture asked, are they still interested?

Ms. Smith replied, oh yes. This has come up during their proceedings, yes.

Mr. Pasture replied, okay.

Ms. Smith stated, the RDA realized it. Thank you.

Mr. Pasture replied, thank you.

Ms. Smith stated, just so everyone knows, we have the agreement of sale, we have all the paperwork, the resolutions, we have everything. It's just reaffirming that it was sold to them and there was a deed that was to be filed. So it's just reaffirming that today. Thanks. Is that everyone? Okay, now we'll do the roll call.

Motion carried by roll call vote, 8-0.

Ms. Smith stated, back to the reports. The Mayor's report. Were you done, I'm sorry, were you done? Our Solicitor, I'm sorry.

Mr. Flager replied, I think I am now.

Ms. Smith stated, so sorry.

Mr. Flager replied, caught me by surprise.

Ms. Smith stated, okay. Now Mr. Mayor, please.

Engineer's Report - Gilmore and Associates - There was no report this evening.

Mayor's Report - David Rivella - He stated, thank you Madame President. At the beginning of the month, I attended a ribbon cutting ceremony for a new business in our Borough, it's called Sara Elizabeth Hair and Color Bar, it's located in the Morrisville Shopping Center. Sara has done amazing things with the space and I'd like to encourage everyone to stop by and check it out. Also Chief McClay and I met with Steve Knoll, he's from the TMA. Steve had reached out to me and said he would like to meet. Steve is currently the acting director. If you're not familiar with TMA Bucks, they deal with transportation, safety and service issues in Bucks County. I've known Steve for many years, he's actually been very helpful in the past for Morrisville. The next thing, you've heard me say this before, but I'm going to throw it out there again. As in the past, I'm asking for a little bit more transparency, we are in February and it's my understanding there's been three executive sessions, most recent one being last night. I personally wasn't given notification about the exec. sessions or received the resumes from the applicants for the Manager position. Moving forward, I'd just request that — to please receive all correspondence that the other elected officials receive. If there's knowledge that we're going to have an exec. session, I'd like to be notified, and it's not just for me, I think — like I've said in the past, when everyone knows that there's going to be an exec. session, it helps everyone either grab files, prepare, that type of thing. And lastly, canal cleanup, there's going to be — cleanups happen every year. The 2018 Canal Cleanup will be April 7th at 9:00, we always meet across from Burns Pharmacy, we'll see, hopefully the weather cooperates, no matter what you still seem to get a little muddy and dirty, but it's still a good effort. I will bring more attention to this as we get closer, same with the River Cleanup and the Graystones Cleanup. Thank you Madame President.

Ms. Smith stated, thank you very much. Next will be Police Chief McClay.

Police Chief's Report - Chief George McClay - He stated, good evening Council.

Ms. Smith replied, good evening.

Chief McClay stated, tonight I ask you again to approve the hiring of a part-time officer Ed Radlow. We have 6 part-time officers, that will give us 7. One of our officers will be leaving very shortly, he's being hired by Upper Makefield. So we will go to 7, we'll be back to 6. This is an ongoing process trying to keep part-time officers here. They are all looking for full-time spots and once they get it, they go. So, I will continue doing that. The question that was asked by Ms. Burger, did she leave? She mentioned about and so did Councilman Bowers about what I mentioned at the last meeting about this gentleman doing different business for the Police Department, the reason why I said that was just to show you the multi-talent that this gentleman does have, having a Masters Degree in Finance. That they are the things that I will lean on him and talk to him about and go for advice, as well as some of our officers will too. Because, if you remember back three years ago, my officers got a 457 Plan. My guys all need financial advice, and the gentleman that comes in with this kind of talent you have to lean on. All my officers are asked to do different things and this is something — and he'll be asked to

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you know, if I ask him to read over a document or throw some nice words into a grant, that's what he's going to be doing. But he will be 99.9% of the time on the road. He is not a business person coming in to run my Police Department, that is not happening. So, I respectfully request that you hire him and as we go into the future, I will try to get you resumes at your agenda meeting, but we will continually hire part-time officers, this is a continual thing. Everybody tonight, hopefully you received the appointment from the Governor naming me the Emergency Manager. I have — now that I've been appointed that, I am 99% done the Emergency Operations Plan for the Borough, but since I'm not 100%, I didn't want to give it to you tonight. Let me finish it out, I'll have it to you by the next agenda meeting.

Ms. Smith replied, thank you.

Chief McClay stated, crime numbers are up here for the public to read. As we are hiring some people, the Borough Manager, I request my contract be extended, it's in limbo at this point. Vehicles, did everybody get the Morrisville Police Department Vehicle Status.

Ms. Smith replied, just tonight we did.

Mr. Yager stated, tonight.

Chief McClay asked, tonight you did?

Mayor Rivella stated, I got it yesterday.

Chief McClay asked, excuse me.

Mayor Rivella replied, I got it yesterday —

Chief McClay stated, okay, well. This is the way the fleet now looks, my 2009 Ford Expedition has 95,000 miles on it. That vehicle never had a police package, which means it's not pursuit rated. The electronics is going in it, the 4-wheel drive does not work. The motors, the regulators, the switches, it's a vehicle that we drive basically to and from the school, so that's one of the vehicles that's being traded in, 2007 Crown Vic, that I had purchased off of Lower Makefield, did get us through the next 3 years, has 166,000 miles on it, it's burning oil every week, so it's only a matter of time before I drop an engine into that, and there's different other things in that vehicle that it's not the way our other patrol vehicles are set up, so I'd like to bring those up to the standards. You can read the rest of the mileages that we have. What we planned on, if everybody remembers back to 3 years ago, we spoke about a plan, and the plan was that every 3 years we would be buying 3 more vehicles, staying under the budget of that \$40,000.00 that we were going to do and we are going to be under that \$40,000.00. So we buy 3 new vehicles every 3 years and we continually swap these vehicles out keeping them on a pretty well of a good standard. We're not there yet, that was our first thing that we did three years ago, and that was the plan, it was very specific about that. We sat down and had a long conversation at our finance meeting about the vehicles and I said, if we're putting \$40,000.00 in the capital purchase line item, and then I was going to use that for the vehicles. I'm coming back to you now and asking you to let me use that line item to buy the vehicles, and there's a lot of things you've got to consider when we're purchasing vehicles. Your police vehicles out there are one of the most visible things about your Borough Government that people see. You

want to see a 2007 Crown Vic, a vehicle that could have, you know, tags on it that's not even, you know, make it a custom old vehicle. We can't have old vehicles out there like that, we have to get rid of them. Officers safety is a huge part — Mr. Peptione, remember back to the academy?

Mr. Peptione replied, I do sir.

Chief McClay stated, okay, Officer pulls a car over, the bad guy sizes up the vehicle, sizes up the Officer, how do they look, do they look professional, are they in shape, is their equipment up to date, can I take this guy out? So if you're putting hoopties on the street and my guys aren't looking professional, this is an officer safety problem. Next, these are these officers offices for 12 hours a day, these vehicles are getting old. If you want to see the vehicles, please stop in, I'll show you what that expedition looks like, you guys wouldn't drive it. So, I'm asking you, this was put into the budget for a reason and we talked about this plan 3 years ago. I'm very considerate of the budget. Ms. Smith, you've complimented me over and over and over again about how I deal with the budget, all the way back to a point that you said two or three months ago maybe you should give a lesson to the rest of Council about the budget.

Ms. Smith stated, that was the first year I was here, and yeah, our Manager wasn't good at it, yeah. I will say this though, we have different recollections as to that plan that you're talking about. We've be going back and forth about it. I remember distinctly Council back and forth, back and forth when it was that three at one time, buying them all with the lease purchasing, there was debate back and forth about all the coverages would expire at the same time. The President at that time didn't want to do it, we were back and forth, I remember supporting that at that time if you remember because Cornerstone had bled a lot of money out of the Police Department and there weren't any vehicles bought for several years, because when that money was put in the line item back before you even came it was set up that every year a car would have the availability of money to be purchased, it was a constant recycle of changing one car up a year, oldest car with the most mileage went off the road and a new one came in, so that we'd made sure we constantly kept them going. That was a one time thing that we said we were going to do, we didn't — I don't remember ever any of us saying that we were going to continue to do every three, every three. Not to say you're not going to give us a list of what you have with your vehicles as far as your mileage and things like that, but I've never been under the assumption this was something that was going to happen every three years, that three brand new ones and we didn't have any data until tonight on that. But that's how the program was set up, it wasn't set up the way you're saying, I just want to clarify that for myself.

Chief McClay stated, well, it was a plan, and it was put out that this is what I want to do every three years, whether everybody said sure George this is what you could do or not, I don't know that, but this was a plan. So at this point, can I ask you what the difference of — we're putting \$40,000.00 in that capital purchase fund, correct? It's there and we have done that for the last three years, and it has worked very well by swapping the three cars out, now I swapped three more out and I got three brand new ones, and we put \$40,000.00 in the next year and \$40,000.00 the following year, but I have three new cars on the street as well as three that are in very good shape, it puts the Police Department in a very good spot for vehicles. As compared to do one, so I do one, and I buy that, everybody drives that thing, that's going to be through that warranty within a year as compared to the three vehicles that we had, they are

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just running out of warranties for three years, they just ran out within the last couple of weeks. So that works out very well for the maintenance of these vehicles. Remember back when I came here there was no such thing as maintenance on vehicles. So we were able to keep these other cars running, so if I only get one —

Ms. Smith stated, I'm sorry.

Ms. Larison stated, no, I was agreeing with the Chief, there was no warranty.

Ms. Smith replied, oh.

Mr. Mitchell stated, no maintenance.

Ms. Smith stated, oh yeah, no maintenance, yeah.

Mr. Mitchell stated, we're agreeing with you on —

Chief McClay stated, so if I only get one at this point, two of these cars are going to be dead within the next — I'll be lucky if I get three months out of them. So now I'm down two more cars, plus the one's already sitting in Sanford's lot that's up on bricks that we're using to fix the last Crown Vic that I'll have. So the idea is, that you get the three vehicles, they stay within warranty for three years and you have no issues. Have we heard anything over the last three years, have I come to you, anybody come to you about a Police vehicle problem? We haven't because this system that we're going to do and have done works very very well. I have to ask you if we're going to be spending one a year, isn't a very good idea, not at all. You're going to be through that warranty within a year and we're going to be the same, we're just — it's almost like manage by emergency, as compared to manage by planning.

Ms. Smith asked, have you talked to the Manager about this several times I think —

Chief McClay replied, I have —

Ms. Smith stated, in January and February?

Chief McClay stated, and Scott has been yes and no and so —

Ms. Smith stated, okay, administrative wise, okay.

Chief McClay stated, but I'm not asking Scott about how to maintain my vehicles. I know how to maintain the vehicles, I know how to keep the fleet looking nice, and that's part of your reputation within — everybody that drives through Morrisville.

Mr. Yager stated, Madame President, can I ask a couple questions?

Chief McClay replied, sure.

Mr. Yager stated, thank you. So Chief, I'm going to go back to the part-time hire and I'm going to clarify my position in the last time we saw this come up, and I'll mirror the comments from the public on this was — it was presented as somebody, as you said that can do much more than just police, but you specified grants and budget. So the reason why I voted no, was

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because when I think budget, and I know — and you're good with the budget, so I'm going to say you understand the need to be doing the budget from June through November, because we shouldn't be sitting here on New Year's Eve going, should we pass the budget or not. All right —

Chief McClay stated, no, I don't agree with that.

Mr. Yager stated, no?

Chief McClay stated, we should be doing the budget from January 1 to December 31st.

Mr. Yager stated, sure. Sure, sure, but you're prepping next year. Well you need the data right, so you don't have the data yet to be able to make those decisions for next year, right?

Chief McClay replied, correct.

Mr. Yager asked, so by June you have some data that you can work with, right?

Chief McClay stated, yes.

Mr. Yager stated, okay, so, to me when I heard that, I'm going, well how much can a part-timer be on the street if they are? But if you're saying 99.9% of the time, that's a different story for me, that's not what I heard in the last time it was presented.

Chief McClay stated, that was the interpretation I think you took from it —

Mr. Yager replied, right.

Chief McClay stated, but isn't it nice to have talent like that, that you can bounce things back and forth off of, a guy that's been in a professional stockbroker —

Mr. Yager replied, sure.

Chief McClay stated, financial guy — he's something I go, hey can you take a peek at this to see if I'm missing something.

Mr. Yager stated, sure, as long as they have the skills to do the main part of their job as well, right?

Chief McClay replied, absolutely.

Mr. Yager stated, okay, good. All right, so the next piece I want to talk about is the vehicles. Sorry about that guys. So I received a copy of the memo, \$115,000.00, three trucks, debt into the third year, right. So, we're tying a new Council into a \$40,000.00 amount that we don't know that they're going to be okay with right, because it would be a new Council, correct? So it would be this year, next year and the following year, \$40,000.00 a piece, right?

Chief McClay stated, just like we did the first time, yes.

Mr. Yager stated, right. For me, not putting that in front of Council for a vote, I have an issue with because what was in the memo was, accept the idea that we're going to put a new

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Council in debt by \$40,000.00 without any say, so that was the first thing I noticed about that and I don't have it in front of me and I wish I did. The memo I believe said something about swapping out your car and putting your car into service?

Chief McClay replied, yes.

Mr. Yager asked, okay, and why is it okay to put your car into service, but it's not okay for you to be driving? Is it more suitable for service then it is for personal use?

Chief McClay replied, nothing in there about that in the memo.

Mr. Yager stated, that's why I'm asking.

Chief McClay replied, no.

Mr. Yager stated, okay.

Chief McClay stated, my car is fine.

Mr. Yager asked, your car is fine?

Chief McClay replied, it has 70,000 miles on it, but I like to put an unmarked vehicle into the fleet, so they can use it, because what's the biggest complaint I get from everybody?

Ms. Kronnagel replied, not enough patrolling.

Chief McClay stated, no, traffic. People are speeding, people are doing this, I want to put an unmarked vehicle out there, but I've got to do it, I've got to up-fit it so it has everything that a regular vehicle has that's on the street.

Mr. Yager stated, so instead of taking one of these vehicles and making it the unmarked vehicle, you want to take your vehicle make that the unmarked vehicle and take a new vehicle for your personal use, I just want to make sure that I'm clear on that.

Chief McClay stated, yes.

Mr. Yager replied, thank you.

Chief McClay stated, not just my personal use, for —

Mr. Yager stated, for back and forth to work.

Chief McClay stated, and patrolling —

Mr. Yager stated, okay, go ahead.

Chief McClay stated, and going to meetings and everything else. Yes, that is used as a police vehicle. That is not my personal vehicle, it's assigned to me. That is a police vehicle that's assigned to me.

Mr. Yager stated, okay, fair enough, it's the terminologies. It's the one that you're going to be using, right?

Chief McClay replied, yes.

Mr. Yager stated, but we're not going to be patrolling — we don't patrol with that car, correct?

Chief McClay replied, oh yeah, I do, all the time.

Mr. Yager asked, okay, so then why if it's still going to be used for the same purpose do we need that additional car? I guess that's why — you follow what I am saying? So you're saying that you have a vehicle that's fine for use right now, right? So what is that additional car for?

Chief McClay replied, I need a fleet, I need so many vehicles in a fleet to be able to handle parades, races, things like that, so you have to maintain enough vehicles, so what I'm doing is, I — the car that will be assigned to me, will be a new car, my car will be up-fitted a little bit so it can go out on patrol, and it can be done as an unmarked vehicle.

Mr. Yager stated, so I guess where I'm a little bit stuck is I don't understand why we're upgrading a vehicle that's already being used for patrolling. So you're saying you have to up-fit it for this new thing right, so using it for something else, you're up-fitting it, but it's already okay and being used for your vehicle for patrol, I guess I'm not understanding why we have to up-fit something that's already in good working order and be using properly in the way that is should be used, why aren't we taking a new vehicle and up-fitting that for that piece? Why wouldn't we want that new vehicle on the road?

Mayor Rivella stated, they'll all be on the road, it was always part of the plan to mix the Chief's car in to the rotation. It's all about moving forward, having new cars in the rotation, balancing the milage and it is a police vehicle.

Mr. Yager stated, we're up-fitting something we currently have to fit a role that a new car could fit.

Mayor Rivella stated, well the new car also is going to be up-fitted — you're still paying to have —

Mr. Yager stated, but if you do that, you don't have to up-fit the old car, you already have a car that's in service. So what you're doing is you're spending money on an old car, you're up-fitting it when you can just up-fit the new car and keep the existing car where it is, because as I'm being told it's in good working order. So all we're saying is, why are we spending the additional money to up-fit that car if it's already in proper use?

Mayor Rivella stated, I think the Chief feels it's cheaper because it already has twice the milage then other cars so that's why they want it on the street.

Mr. Yager asked, it's cheaper to put money into a vehicle that's already in use?

Chief McClay stated, my vehicle that is assigned to me has 75,000 miles on it. Okay, so if we keep that in to the rotates by the time that rotates up again, it's going to be at 150,000 miles. Then I'll be driving just like that — remember the vehicle I drove when I first got here, that there's holes in the floor — it will wear out by then.

Mr. Yager stated, nobody wants that for you.

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Chief McClay stated, right, but that's where it will get to, so what will happen is, that will be put into the fleet to do special assignments, so when people call me about the trucks flying down Pennsylvania or going through the school zone at 50 miles an hour, that car will be put out there as an unmarked car, so it's not going to get the miles that it would that I'm going to put on it and it's really — It doesn't cost any more to do what I'm talking about as in compared to up-fitting a brand new car, you've got to up-fit a car. My car doesn't get up-fitted like that because I don't have a shield in it, because I don't carry prisoners. So there's the difference, and I don't have the shotgun rack and the rifle rack in my car. So, there's a plan behind all this, it's all well within the budget and it's very well thought out, and it's well thought out within my officers too. We sit down and we talk about what's the best way, what do you need in the vehicles, what are you going to take? All these cars I want to look exactly the same inside, so every vehicle, they hit a switch they know what switch they are hitting. That's why you do as many as you can and you get them the same. Every year Explorers come out they're different. And here's another thing that just happened to us, we had recalls on those last three cars that we bought, all of them had the same recalls, they all went in to Fred Bean and they all get done at the same time. It's just another thing of being efficient. But the thing is, it's all underneath the budget, I don't — I scratch my head when I go guys, this is what's been working, the systems working well, we're planning ahead, let's plan ahead and let's make it look good.

Mr. Yager stated, and my concern still is, that it's attached to future budgets. It's not just to this budget, it's attached to future budgets as well.

Chief McClay replied, we did that three years ago and it worked out well. Are you expecting that three years from now that we're not going to — like you're talking about — we do a car every year, we're going to do a car that year too and that's — you have to plan these things out. One car at a time is not the way to go, it's really not a good plan. I ask you — this has been thought out very thoroughly like I said, with my officers, the planning of the vehicles, what's going in them and how the rotation works. It's a very well thought out plan. So, last thing —

Mr. Bowers asked, can I comment on that real quick Chief?

Chief McClay replied, yes sir.

Mr. Bowers stated, I like that you have a plan. It looks like you presented part of your plan to us tonight, I'm going to be pushing for a capital plan where we look at things over the next five years at least. So I hope that when we get to that point later in the year, we get your whole plan on paper so that we see it and see how it fits into the money that we're going to need in upcoming years too, so we're not just looking at this budget going ahead. I have no problems with this, I like buying it, there was mention that we may want to, we're going to wait until our revenues come in so we have them in place before we spend it. So I'm not going to have a problem spending this a little down the road once our tax revenues come in and we're sure we have the money. That doesn't go to say for everybody else on Council, but I like the idea of the plan. I'd like to see it in writing and I'd like to have it for us to consider as we do a bigger plan for the whole Borough.

Chief McClay asked, you did get this, right?

Ms. Smith replied, correct.

Ms. Kronnagel asked, is that dated 2/7/2018?

Chief McClay replied, yes.

Ms. Kronnagel replied, yes.

Chief McClay asked, you did get that, right?

Ms. Kronnagel replied yes.

Mr. Bowers asked, did we get it?

Mr. Mitchell stated, last meeting.

Ms. Kronnagel stated, yes.

Ms. Larison stated, last meeting.

Ms. Smith stated, yes.

Chief McClay stated, okay so you did get that for the agenda meeting, okay. In that it reads, this will be financed over the next three years at \$39,997.00 each year starting May 1, 2018. So what we're going to do is, I need a resolution from everybody to be able to buy these vehicles, not to buy the vehicles but actually to do the financing, so that's why I asked them to push it back to May 1st, so we can purchase the vehicles get everything done and you're not going to have a bill on your desk until May 1st, just like we did with the last cars, we didn't have to pay those until May 1st, with that in consideration to wait for the tax money to come in.

Ms. Smith stated, I think — unless I'm seeing this wrong, I think what the Manager — when he had spoke with you — and what I had heard from him was that not to order those until we do get to that point in our budget.

Chief McClay stated, nothings ordered.

Mr. Mitchell stated, he's not ordering —

Ms. Smith asked, is that what you're saying?

Chief McClay stated, nothings ordered.

Mr. Mitchell stated, — financing.

Ms. Smith replied, oh, okay.

Chief McClay stated, this is all the plan.

Ms. Smith stated, okay.

Chief McClay stated, this is the financing plan about the vehicles, everything is in here. But what I said was and Scott came to me and said George, we don't have the money to do this

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now. I said I agree with you, that's why I'm pushing the payment off until May 1st, so every year we will owe that money on May 1st. Why we did — and that was the plan that we did last time, we didn't have to do that until May 1st, waiting for the tax money to come in. So that's — it's all —

Mr. Mitchell asked, how soon after May 1st would you take delivery?

Chief McClay replied, we could take delivery on the vehicles now and you don't get the bill until May 1st.

Mr. Mitchell replied, oh, okay.

Chief McCay stated, the vehicles are sitting over at Fred Beans, but until they get — until the financing gets done, so if you guys sign — I'm not even asking you because I know you don't have an agenda before you — if you signed it tonight, that could be over to the finance company tomorrow, we would be taking delivery of them right away and they would go to the up fit shop and get done. So this is all — all the paperwork was done, all the invoices, it's just a matter of you guys saying yes.

Mr. Mitchell stated, yeah, the packet the Chief is referring to was in your meeting packet last meeting.

Mr. Bowers stated, I do recall that now, I will make one other comment, I'm not an expert on financing, but since the Borough paid nicely for me to go to the PSAB Conference, I believe the place you used was approved by Pennsylvania or something, I think I saw their name.

Chief McClay asked, a CoStar?

Mr. Bowers replied, yeah.

Chief McClay stated, no they're not — I don't believe the company that we're using for the financing is a CoStar company, but Fred Beans is, the car company is. So you're financing is \$5,000.00 a year for three years at \$15,000.00 so I don't even know whether you have to worry about the CoStar situation, but with that being said, we went to Ford and asked for them to finance it, they were at 5.5, so I went out shopping to this other company Univest and they do a lot of police vehicles and a lot of fire trucks and they were at 4.24, with no other cost.

Mr. Bowers stated, okay, I was just going to point out that they said that there was a pre-approved — there's a couple of places in PA that they said used to have good rates and they don't beat the private banks anymore, but if you shopped around, I'm glad to hear it.

Chief McClay stated, yeah, oh I shop, I shop for everything. Okay, and last, the tragedy down in Florida last week at the high school, this isn't more for Council as it is for our citizens that are out there. Just to let them know that we had a little situation in the school last week that was handled by the police department and handled very well. And I don't want to go into the situation, but there was threats made, there was a person arrested who was an adult. I had cars out there this morning hoping to alleviate some of the fears from the parents, but that actually did the opposite, when they saw the police vehicles out there they thought something was wrong, so — but it was handled very well by us, we had — the FBI called me last night at

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home they had received information about what was going on they wanted to do what I already did, they were very happy with the proactive situation that we did do. But with that being said, this is a different time and a different day, we met with the teachers today, myself and the Superintendent tomorrow, we're going to meet with all the high school kids, we're going to go room by room and talk to the kids, any parents that are out there I need them to talk to their kids, the seriousness of the language that these kids have, you can't threaten people any more this is being taken very seriously and it's going to have to be dealt with on a local level. They talk about weapon bans, things like that, that's not going to happen, the second amendment is not going to go away. The fourth amendment, due process is not going to go away. We have to handle it on a local level. Parents have to talk to their kids, they have to have dinner with their kids, they have to open dialog, they have to act like parents and talk with their kids and find out what's going on and get that to the administration and get that to me and we will handle what we have to handle. The way we handled it this past week is an example of the old days, if you threaten people, people are going to take it very seriously and to blame the FBI for what happened in Florida is a damn shame, to blame President Trump for not banning these weapons, he can ban those weapons tomorrow, there's a million of them out there, this isn't going to stop the problem. This has to be something that is local grown and we're going to have to make sure our kids are talked to about the seriousness of talking to people and what they say. The idea when we were growing up that words don't hurt, words can get you in a lot of trouble, and so if you know anybody out there that has kids in our schools, please ask them to talk to the kids, explain to them you can't say what you used to be able to say and think that it's going to be okay. If anybody has any questions that I can talk about what went on in the school this past week, I'm open for questions.

Ms. Larison asked, will the police be back out there tomorrow as well?

Chief McClay replied, yes. Yes, as well as I will be there tomorrow beginning at 8:00 to walk the hallways and talking to the high school kids. It blew up on Facebook like there was no tomorrow, and guess how many phone calls I got about it, none. Call me. Call the office, email me, my emails come up on my phone right away, and everybody knows, I get back to you on them. So, any parents ever have anything that they think is hinky, somethings going on, call us. Don't think, don't blow something stupid off, call us, let us look into it, let us go out and talk to parents, and we will. Okay, we can't have that situation happen down in Miami. And what's a shame is in two weeks from now or next month we'll be standing here and that Miami — Parkland will be — no one will even remember it. Because remember, we had a mass murder three weeks ago, four weeks ago in Last Vegas, it's not even in the news anymore. What happened to the bump stocks, everybody remember that, that was the big political thing then.

Mr. Flager stated, he banned them today.

Chief McClay stated, he banned them today?

Mr. Flager stated, yeah, because the NRA's deposition.

Chief McClay stated, right, well see how long that took. That took a while, that took — what probably precipitated that and this I can't fact it, but was what happened in Parkland, that he

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had to take some type of a stand, but the rest of these big rifles aren't going to go away, right Council?

Mr. Flager stated, well, if you're asking me a legal question, the second amendment does not protect assault rifles, it protects handguns and what have you. Justice Schooley himself said that in the Heller case, however, if that's a political issue — not a legal issue.

Chief McClay stated, the second amendment is not going away.

Mr. Flager stated, I didn't say the second amendment is going away —

Chief McClay stated, right.

Mr. Flager stated, I said it doesn't protect assault rifles.

Chief McClay stated, it doesn't.

Mr. Flager stated, that's a factually legal — I mean, that's a correct legal statement I just made.

Chief McClay replied, right.

Mr. Flager stated, that's up to the, that's up for the citizens of our Country to decide what they want to do with those —

Chief McClay stated, but even so, even if they outlaw them tomorrow, we have millions of them out there. So please talk to your kids. Please talk — If anybody has any questions, my phone is on. I will answer whatever questions I am allowed to legally answer.

Mr. Yager stated, Chief, thanks for the information.

Chief McClay stated, thank you.

Ms. Smith stated, thank you.

Ms. Kronnagel stated, thank you Chief.

Ms. Smith asked, okay, there's no Junior Council Report tonight, any committee reports?

Junior Councilperson's Report - Sade Ricketts - There was no report this evening.

REPORTS - COMMITTEES

Mr. Parker stated, I'll make it really brief so we can move along.

Ms. Smith stated, sure, thank you.

Mr. Parker stated, the Joint School Board Council meeting was held on the 7th, it was held here at the Borough Hall because of the snow day and the District being closed. Very briefly,

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the Capitol View Building was discussed and they are exploring their options. At this point, they are looking at demoing the building and opening it up as a field — possibly for some off street parking for the A Field and that — they are looking at putting out an RFP for demo, that's in the preliminary stages, they are just looking at this point, nothing has been decided. Manor Park, the Facilities Committee recommends marketing the building for sale, not for rent. They are also looking at possibly a referendum for a 5 million dollar bond issue to fund some construction at Grandview I believe in addition. Lastly, they are looking at a digital marquee sign at the high school to replace the old dilapidated one against the building. I believe the School Board President emailed the Borough Manager asking for information as to zoning requirements and stuff like that. That's pretty much it, some other discussion from the public about bullying and stuff like that, that was mainly between the School Board Members and the parents. I think that's it. Actually, I'm going to type this up and I'll forward it to all the Council and the Borough Manager.

Ms. Smith replied, thank you very much.

Mr. Bowers stated, Madame President, the Policy and Committee — Policy and Ordinance Committee met on February 14th at 7 p.m. We went over changes to the peddling and soliciting ordinance that we're going to be proposing. Some highlights from that include creating a no soliciting list and right now as we're drafting it up, our hopes are that the Borough Manager will manage this list with the Police doing the enforcement. It would add a five day waiting period for solicitation permits and would also change the hours for soliciting from 9 a.m. to 7 p.m. or sunset, whichever occurs first. We had some other discussion about a list of other ordinance and policies to visit and it's a growing list, so we will be working on those in the future. Additionally, we had discussion on the personnel policy/employee handbook prior to the meeting, I was informed Mr. Mitchell, the Solicitor and I believe Ms. Cyphers are working on a revised handbook and they will bring it to us for review and if we have any changes or not, we will bring it to Council.

Ms. Smith stated, okay Mr. Bower, you will be forwarding those recommendations correct — to the Council and all?

Mr. Bowers replied, yes.

Ms. Smith stated, all right. Thank you, thank you.

Mr. Mitchell stated, Madame President.

Ms. Smith replied, yes.

Mr. Mitchell asked, if I may, I believe I saw notes recently from the Beautification Committee meeting and I wanted our Public Works Superintendent to speak to a couple of the items from that meeting report.

Ms. Smith replied okay.

Mr. Mitchell stated, John has some updates for you.

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Mr. Later stated, how are you doing? Yeah we got — I think there was an issue about a tree that was diseased —

Ms. Larison stated, yes, the —

Mr. Later stated, go ahead.

Ms. Larison stated go ahead.

Mr. Later stated, if you can mark that tree for us, Public Works can take that down.

Ms. Larison asked, what do you want me to —

Mr. Later stated, just mark it with a can of spray paint, white paint, whatever you want, just let me know what tree it is.

Ms. Larison replied, okay, okay.

Mr. Later stated, or I can meet you, you can point it out to me, that's up to you.

Mr. Mitchell stated, I'm sensing that there might be an arborist in the audience.

Audience Member (inaudible)

Mr. Later stated, I'm going by what I was told.

Audience Member (inaudible)

Ms. Smith stated, yes, John there.

Ms. Larison stated, Diane Youles is a certified arborist, so she deals with the trees. Annie brought it to our attention at the Beautification Committee — the same disease that was on the initial tree that came out last year jumped to that tree as well.

Mr. Later replied, okay.

Ms. Larison stated, so it's got the same disease that the other trees had.

Mr. Later asked, so what are you suggesting?

Ms. Larison stated, so the suggestion was to remove the tree.

Mr. Later stated, okay, that's what I thought, that's what I read and that's why I said that.

Ms. Larison replied, yeah I know. I don't want to remove a tree, but when we removed the last two trees, we replaced it with two trees, so maybe we can figure out a way to replace the tree possibly.

Mr. Later replied, absolutely, yeah.

Ms. Larison stated, I don't like to remove trees, but I also don't want a diseased tree jumping to all the rest of the trees that are there.

Mr. Later replied, I agree.

Ms. Larison stated, because there are quite a few still left, I just don't want to see something happen to the rest of our little forest we have going on over there.

Mr. Later stated, give me the direction, whatever that is and Public Works will do whatever needs to be done.

Ms. Smith stated, maybe our arborist could take a look at some of those trees for us down there.

Mr. Later replied, absolutely.

Audience Member (inaudible)

Ms. Smith stated, at the Plaza.

Mr. Mitchell stated, Robert Morris Plaza.

Ms. Smith stated, yeah.

Mr. Later asked, and there's only one tree there, am I correct? There's the one that's —

Ms. Larison replied, it's just this one —

Mr. Later asked, it's just the one tree?

Ms. Smith stated to the left of the —

Ms. Larison stated, right now it's just this one tree.

Ms. Smith stated, yeah, where the garden area is.

Audience Member (inaudible)

Ms. Smith replied, yes, yes there's one. We had two last year that had to come out.

Audience Member (inaudible)

Ms. Larison stated, no.

Ms. Smith stated, no, no, no. The weeping cherry is inside.

Ms. Larison stated, I'll show it to you.

Ms. Smith stated, that's one of the new ones actually we're hoping don't get infected, but last year the one that was taken out was really bad. I don't think any of us realized how bad it was until we went down and started to film some of it and see some action that was going on. So, it definitely was affecting that, I don't know the other one is as bad, but we do have an issue with that.

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Mr. Later stated, okay. Well after she looks at it then we'll absolutely — whatever she recommends —

Ms. Larison stated, there was another tree, I found out — I'm sorry, I don't mean to go into this, but down at 38 Hillcrest, there's a tree behind the building that —

Mr. Later replied, the Bulldog Building.

Ms. Larison stated, yeah, the Bulldog Building.

Mr. Later replied, yes.

Ms. Larison stated, I actually did — oh there's two, I did have Diane go down and take a look at them, what wound up happening is one of the larger branches fell and hit the side of the building, it didn't do any damage because the air conditioner stopped it. So the branch is behind the building, but I did ask Diane to please go and take a look at these trees just because this one tree is literally right behind Bulldog Hall and I don't want to see it fall in to Bulldog Hall if something were to happen, so I did have Diane go down and look at it and it does have a problem, but she may have a solution on how to fix it so that we don't have to remove it.

Mr. Later replied, okay. That was actually one of the trees that the neighbor had called about that tree leaning towards their house and was concerned that it might be an issue down the road, so that was one of the trees we were looking to do this year, so if there's suggestions, I'll take them, absolutely.

Ms. Larison stated, that tree provides a lot of shade for us in the summer.

Mr. Later stated, It does, I'm sure. Also traffic lights, I think the traffic light, they talked about Delmorr and Bridge Street, there's some chips on them, something like that.

Ms. Smith replied, yeah.

Mr. Later stated, I went over there today with the spray paint, at some point I'll get my guys out there, we'll just kind of spray paint them, just clean them up a little bit, that's all.

Ms. Smith replied, yeah, we weren't sure how that would get addressed if they were powder coated coming in, something you could do.

Mr. Later replied, no, we can just paint. The other thing is, the mulch down at the, where we collect and leave leaves. Again, I'm not a gardener, I don't know any of this, but anything I've read with these leaves, it takes a long time for that to break down, it doesn't break down in a year, it takes longer than that is what I read anyway. I mean, I can leave a certain pile, but we can't leave all those leaves there because every year we collect leaves.

Ms. Smith replied, right.

Mr. Later stated, so it will just be full of leaves. I'm not a big fan of leaving that and letting the residents — they'll never use all those leaves. We could put a small pile to the side —

Ms. Smith replied, okay.

Mr. Later stated, but even then, if it's not turned over all the time, if it's not — it just takes a long time to do and I think mostly that I've understood that's more for like ground cover like in the winter time you cover up your things so they don't get —

Mr. Mitchell stated, frost cover.

Mr. Later stated, yeah frost covering, it's not mulch, so, but I mean we can work with that, but I'm definitely not going to leave that —

Ms. Smith replied, right.

Mr. Later stated, we cannot do that, so yeah, we will have no room to collect leaves next year.

Ms. Smith stated, yeah. I know Mr. Mitchell had said that over in Langhorne, they were, I think taking theirs to Lower Makefield was it and then they actually stopped doing it.

Mr. Mitchell replied, Lower Makefield use to take all kinds of yard waste for recycling, but they don't any more.

Mr. Later stated, no more, they don't take it any more, so the only way for us to get rid of it is to pay somebody to haul it, it's nominal, the fee is not — I don't know what it is but it's definitely worth — so we can collect leaves, otherwise if we don't we're going to have a situation where we don't collect leaves anymore, there's no room for it.

Ms. Smith replied, right, okay.

Mr. Later stated, that's it.

Ms. Smith stated, thanks for checking in for us about it.

Mr. Mitchell stated, thanks John.

Ms. Larison stated, thank you John, I appreciate it —

Mr. Later replied, thanks, appreciate it.

Ms. Larison stated, so much.

Mr. Mitchell stated, just so you know, John loves public speaking.

Ms. Smith replied, we can tell. Okay.

Ms. Kronnagel stated, just briefly, really quickly. For the Business Outreach Committee, we're working on our second annual restaurant week, it looks like it will be the last week of May into the first week of June. I believe that's May 27th to June 2nd, but don't quote me on that.

Ms. Smith stated, I'm sorry, can you say that again, the dates? Approximately.

Ms. Kronnagel replied, it's the last week of May into the first week of June. I think it's May 27th to June 2nd.

Ms. Smith replied, okay.

Mr. Mitchell asked, was that the one for the ambulance?

Ms. Kronnagel replied, yes.

Mr. Mitchell stated, oh, that was great last year, I hit all those restaurants.

Ms. Kronnagel replied, so did I. I'm hoping all 7 sign up again and we did have Shree Fusion on Bridge Street agree to be a part of it, so hopefully we'll have 8 this year and I will keep everybody updated. Thank you.

Ms. Smith stated, just to mention — Corryn, last year, I think it was the Artists of Morrisville did the — I think the banner didn't they do the design on that it was kind of cute with the plate and the fork.

Ms. Kronnagel stated, they actually did two and it was really great and I've already reached out to the organization and it's something I would like to kind of have something different every year.

Ms. Smith replied, right.

Ms. Kronnagel stated, one person said they were going to bring me a new one, but certainly we could always use all of that.

Ms. Smith stated, I was wondering if they were going to do some kind of design for it again, it was kind of catchy.

Ms. Kronnagel replied, it was really really cute, there was the forks and there was the "mmm" from Morrisville, it was great.

Ms. Smith stated, yeah, I don't know was last year was it, was that put on to the website as far as the flyer with that logo that they did.

Ms. Kronnagel replied, yes, yes and it was put on the kiosks as well.

Ms. Smith stated, okay, yeah that was a nice idea. Thank you. Anyone else? Oh I know, one thing, Corryn, the meetings you were having down with the businesses, are you doing any more of those? Has any been lined up?

Ms. Kronnagel replied, it looks like, hopefully March, between holidays the weather and illnesses, unfortunately it didn't pan out, but hopefully mid March. Hopefully, everybody, stay healthy.

Ms. Smith stated, okay, because some people have asked about it. Okay, thank you. All right, I think that's the last of the committee reports, now we're going into the action items, so that would be 9A, a motion to authorize to hire a part-time Police Officer. May I have a motion please?

UNFINISHED BUSINESS

Motion 9A - Authorization to hire a part-time Police Officer.

Motion made by Ms. Dreisbach.

Ms. Kronnagel seconded the motion.

Ms. Smith asked, any comments on this item? No, okay. I'll take a roll call please.

Motion carried by roll call vote, 8-0.

Mayor Rivella stated, okay, so if we're going to hire the part-timer, then next month we'll swear him in for special presentation then —

Ms. Smith replied, sure.

Mayor Rivella stated, just so that everybody is on the same page.

Ms. Smith stated, sure absolutely, thank you. We'll have that added to the agenda, sure.

Motion 9B - Authorization to enter into a one year trial agreement with Hough Associates to collect Residential and Commercial recycling data and prepare PADEP 904 Recycling Grant Applications on behalf of Morrisville Borough.

Ms. Smith asked, could I have a motion please?

Motion made by Ms. Dreisbach.

Mr. Yager seconded the motion.

Ms. Smith asked, any questions or comments on this?

Ms. Kronnagel stated, I just had a quick question, do we — since this is new, is this something that will we get a monthly report, a quarterly report, will we get it as pretty much as needed?

Mr. Mitchell replied, I believe their reports are annual.

Ms. Kronnagel stated, annual, okay.

Ms. Smith asked, anyone else?

Mr. Bowers stated, I just want to point out for the public, the cost of this is \$1,200.00 and it looks like without their services in 2017, we brought in \$9,500.00 and change from recycling grants and in 2015, we brought in \$15,300.00 and change, so the way I look at it is, if we spend \$1,200.00 and we beat those amounts it's well invested and if we don't we'll revisit this next year and maybe not continue the services.

Mr. Mitchell stated, yeah, if I — may I?

Ms. Smith replied, sure, absolutely.

Mr. Mitchell stated, if I may point out, remember under this agreement the provider is going to canvas haulers besides the Borough's own vendor that picks up municipal solid waste, so we hope to capture more data by doing that then we have been in the past.

Mr. Bowers stated, I did speak with a business owner today and he did receive letters inquiring about this in the past, so there are some, but I know they said they are going to be much more aggressive about searching for the information.

Mr. Mitchell stated, yep.

Mr. Bowers stated, hopefully we bring in more money.

Ms. Smith stated, yeah, exactly. Thank you. Okay, everyone ready, we'll do a roll call please.

Motion carried by roll call vote, 8-0.

Motion 9C - Approval of a Resolution authorizing the Borough Manager to execute PennDOT Applications for Travel Signal approval to adjust and restrict truck traffic at the intersection of Pennsylvania Avenue and Bridge Street.

Motion made by Ms. Dreisbach.

Ms. Larison seconded the motion.

Ms. Smith asked, any questions or comments on this?

Ms. Dreisbach asked, do we know how long this will take to implement?

Mr. Mitchell replied, not entirely because a lot of it is on PennDOT.

Mr. Dreisbach replied, okay, thank you.

Mr. Mitchell stated, yeah, by doing this you are actually adopting 5 Resolutions for 5 different locations. They were itemized in your packet.

Ms. Smith stated, we got them tonight.

Mr. Flager stated, if you look at the bottom of your packets, we made it easier for you. We listed — we put a ray at the bottom of each one so you know which one it is. Because otherwise, I couldn't figure it out until I —

Ms. Larison stated, do you want me to read the list? Do you want me to read the list? Okay, the traffic signal location list is: Delmorr Avenue and Bridge Street, Delmorr Avenue & Trenton

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Avenue, Pennsylvania Avenue & Bridge Street, S. Pennsylvania Avenue & Philadelphia Avenue, Trenton Avenue & Pennsylvania Avenue.

Ms. Smith stated, thank you. Okay, any other comments? Okay, then we'll take a roll call.

Motion carried by roll call vote, 8-0.

Motion 9D - Motion to Authorize to permit the Morrisville-Yardley Area Rotary Club to utilize Williamson Park on March 31, 2018 from 9:30 a.m. to 12:30 p.m. for its Annual Easter Egg Hunt.

Ms. Smith asked, can I have a motion please?

Motion made by Ms. Dreisbach.

Ms. Larison seconded the motion.

Ms. Smith asked, questions or comments on this? Okay, we do this every year — everyone approve - I can't stop laughing.

Mr. Mitchell stated, she's cracking herself up right now.

Ms. Smith stated, I can't stop laughing.

Mr. Flager stated, you can do it by voice vote.

Ms. Smith stated, I'm sorry, do a voice vote.

Mr. Flager stated, all in favor.

Ms. Smith stated, I'm sorry, all in favor say aye. Opposed?

Motion carried by voice vote, 8-0.

Motion 9E - Motion to authorize for the Borough Engineer and Borough Solicitor to proceed with the installation of a new stop sign at Green Street and Washington Avenue.

Motion made by Ms. Dreisbach.

Ms. Kronnagel seconded the motion.

Ms. Smith stated, who was the first — I don't know who did it, you did it so fast.

Ms. Larison stated, Green Street and Washington. Green and Washington.

Ms. Smith asked, okay, any questions or comments on this?

Ms. Dreisbach stated, Washington Street.

Mr. Yager asked, do we need to correct that to say Washington Street, it's actually Washington Street I'm being told?

Ms. Smith asked, oh is it?

Ms. Dreisbach replied, yes.

Ms. Smith stated, I thought it was avenue too. Is it Washington Street?

Ms. Dreisbach replied, yes.

Ms. Smith stated, okay.

Chief McClay stated, Madame President.

Ms. Smith replied, yes.

Chief McClay stated, that will never pass the study, there's just not enough vehicle traffic there for it.

Ms. Smith stated, really?

Chief McClay stated, so if you — I'll sit out there for you if you want me to do it for an hour or two hours and give you the count, but you need so many vehicles and it's not going to pass. I don't know what it's — is it costing us money to do it?

Mr. Mitchell replied, \$1,500.00.

Mr. Bowers stated, the Borough Engineer came of the last special meeting and gave a presentation about it. He said there probably won't be enough traffic, but there may be a line of sight issue which deems that you may be able to put one in there.

Ms. Kronnagel stated, the Engineer did say that there was a sight line issue not a traffic issue.

Mr. Bowers stated, so he said there are some regulations you know that it may meet that one, but they have to do an official study first to see if it does.

Chief McClay stated, okay.

Mayor Rivella stated, if I may, Madame President.

Ms. Smith replied, yes, sure.

Chief McClay stated, I will voluntarily sit out there for two hours and give you the count if you want that.

Audience member (inaudible)

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Chief McClay stated, I'm telling you, there's no traffic there. You know, it's very — okay. I mean I'm fine with the stop sign, I like having that stop sign, the more stop signs the better, but it's not that they're — they've got to be legal and so you guys decide if you want me to do it I'll voluntarily sit out there and give you the count or if you want to spend the money, that's up to you guys.

Mayor Rivella stated, well actually, the TMA actually would do it for free too. That is a service I had the TMA do a traffic study at Grandview years ago. But as the Chief mentioned earlier tonight, traffic is one of the key issues that we get questioned and concerns about and I learned many years ago as a Councilperson, you're not allowed to use a stop sign for traffic calming measures so I agree with everything that's being said here tonight, you do need so many vehicles. However, there's something on the books, I think it was called Title 1, when you approach an intersection by law you have to yield, so you don't just get a stop sign because PennDOT says you already have to yield. However if there is a sight line issue, perhaps there's a tree, hedges, etc. at that point they may grant you the stop sign because they would like you to stop and look both ways before you proceed, so it's actually very difficult to get a stop sign to get the approval. Hopefully they'll get it, always consider asking the TMA too if you want. Thank you.

Ms. Dreisbach stated, Madame President.

Ms. Smith stated, yes.

Ms. Dreisbach stated, it's actually a house. It used to be a store years ago but it is right where the sidewalk starts, I mean, it is — both sides of the house is on the sidewalk. So there is a very major sight issue.

Ms. Smith stated, a sight problem.

Ms. Dreisbach replied, yes.

Ms. Smith stated, so that's why they are trying to gear that on, okay. Anyone else have anything to say about it? Okay, should we do a roll call on this, yes? Okay.

Motion carried by roll call vote, 8-0.

Motion 9F - A motion to accept a of Letter of Resignation from Councilman Bill Pepitone effective 3/1/18.

Mr. Pepitone stated, Ms. Council President, can I read the letter quickly?

Ms. Smith replied, sure, let me just get a second first.

Mr. Pepitone replied, sure go ahead.

Mr. Yager stated, you might not be able to.

Motion made by Ms. Dreisbach.

Mr. Yager seconded the motion.

Ms. Smith stated, okay, Mr. Pepitone, please.

Mr. Pepitone replied, I'll read quickly I know it's getting late. Mr. Mitchell, Council President Smith, Mayor Rivella, members of the Morrisville Borough Council, Borough Residents, I wish to submit my letter of resignation from Borough Council effective March 1, 2018. While I've enjoyed my time on Borough Council and I have learned so much about Government and people over the last two years, family responsibilities have necessitated this decision, an extremely difficult one for me which I did not take lightly. I wish to thank each and every resident of Morrisville Borough and I apologize to everyone who has voted for me and those who have not in the two elections I participated in for not being able to fulfill my commitment. I believe my successor will be able to invest far more time into representing the people than I have been over the last several months. The residents of Morrisville Borough deserve such representation. Thank you everyone.

(audience claps)

Ms. Smith replied, I say with heavy heart that we accept that letter from you Mr. Pepitone. Thank you for your service here with us. We're going to miss you. We've done a lot of good things together here. We wish you well with everything in your life moving forward.

Mr. Pepitone replied, thank you.

Ms. Smith stated yes. Can we take a vote on that please?

Ms. Dreisbach replied, voice vote.

Motion carried by roll call vote, 8-0.

Motion 9G - Motion to hire permanent Borough Manager and to appoint same as Borough Secretary, subject to the negotiations of an Employment Agreement.

Ms. Smith asked, could I have a motion please?

Ms. Larison stated, I'd like to nominate Scott Mitchell.

Ms. Smith stated, no, motion please?

Motion made by Mr. Yager.

Ms. Smith asked, a second?

Ms. Dreisbach seconded the motion.

Ms. Larison stated, sorry I jumped the gun. Bad term — word.

Ms. Smith asked, okay, now can I have a nomination?

Mr. Flager stated, there was a motion and a second.

Ms. Smith replied, right. Do you want us to vote on the motion first?

Mr. Flager replied yes.

Ms. Smith stated, okay, all right, we'll vote on the motion first.

Mr. Flager stated, you have a motion and a second. Are there any — you can ask for comments and then you can vote on it or not.

Ms. Smith asked, questions or comments on that?

Mr. Yager stated, I have a comment.

Ms. Smith replied, sure.

Mr. Yager stated, I first want to thank everyone who came out for their interviews, we had some amazing candidates, they were highly qualified individuals that were just amazing. At the end of the day my vote is going to be for the person that had the most experience in the position — in the position. But again, I want to thank all of the folks that came out.

Ms. Smith stated, thank you. Anyone else?

Mr. Parker asked, how are we handling the motion? We're doing a motion to hire an individual or are we just doing the motion.

Ms. Smith stated, first we're doing the motion just to say we're going to hire, correct?

Mr. Parker stated, and then we'll do the —

Ms. Smith stated, then we'll do the nomination, yeah.

Mr. Parker stated, all right, I was just confused.

Ms. Smith stated, is that what you said to do, yes?

Mr. Flager asked, is that what the motion was?

Ms. Smith replied, yes.

Mr. Flager replied, I didn't hear — I'm getting late — the motion was —

Ms. Kronnagel replied, yeah I can't hear down here.

Mr. Flager stated, whatever the motion was and second yeah you can vote on it.

Ms. Smith stated, okay. So we're going to vote first on the motion to hire that Borough Manger first. Okay, roll call on that part.

Motion carried by roll call vote, 8-0.

Ms. Smith stated, okay the actual motion to hire a Borough Manger is passed 8-0. Now we'll take nominations, correct, at this point? Make sure I'm doing this —

Mr. Flager stated, now somebody can make a motion to nominate whomever —

Ms. Smith replied, okay.

Mr. Flager stated, of the candidates they —

Ms. Smith stated, at this point.

Mr. Flager stated, want to be the permanent Borough Manager.

Ms. Smith stated, okay.

Nomination to nominate Scott Mitchell made by Ms. Larison.

Mr. Yager seconded the motion.

Ms. Smith stated, okay, we'll take a — any questions or comments on it first, Council?

Ms. Kronnagel asked, are you going to call for another nomination, or —

Ms. Smith stated, we're going to do —

Ms. Kronnagel stated, just one at a time?

Ms. Smith asked, do you want to do individually?

Mr. Flager stated, well look, you can do whatever you want. You have a motion, you have a second, you can vote on it, the motion. And if that motion passes, then you don't need another motion. If that motion fails then you make another nomination. But it's up to Council, I'm not telling Council how to do their business. I'm just telling you — yes I am.

Ms. Smith asked, are we doing that and then if it fails then we'll go to the next round, is that correct? We're going to do that, right, okay.

Motion carried by roll call vote, 6-2. (nay votes being Ms. Kronnagel and Mr. Parker)

Ms. Smith stated, congratulations Mr. Mitchell.

(audience claps)

Ms. Dreisbach stated, welcome aboard.

APPOINTMENTS

Ms. Smith stated, under unfinished business we have appointments to do, there's several of them 10A. So that would be, first is the Environmental Advisory Council, it's a one 3-year appointment to expire on 12/19/20, there was Nicole Rahman, whose term has expired, she did put in a letter to be accepted as reappointment. That is the only name up there unless I — I believe that's the only one we got, I didn't see any other ones.

Motion to nominate Nicole Rahman made by Mr. Yager.

Mr. Bowers seconded the nomination.

Ms. Smith asked, anyone have any questions or comments on that particular motion? Okay, all right, can we have an all in favor? No, any nays?

Motion carried by voice vote, 8-0.

Ms. Smith stated, planning commission, there's two 4-year appointments to expire on 12/31/2021. Ms. Debby Colgan, her term expired in December 31, 17, the other one is Gary Amoss expired 12/31/17. They both have sent in letters for reappointment. I believe, let me look at my list. Planning Commission also Mr. John DeWilde has put in an application for it, a letter of interest, I'm sorry. And the other one was Holly Harman put in a letter of interest, so everyone knows what the names are on there. Okay, can I have a —

Mr. Bowers stated, Madame President, there was a third — put in an application, Eric McHugh —

Ms. Smith replied, oh, I'm sorry.

Mr. Bowers stated, he was interested in both Planning and Zoning. I had spoken to him and his scheduling permits more for Zoning.

Ms. Smith replied, oh, okay.

Mr. Bowers stated, rather than Planning.

Ms. Smith stated, I thought it was zoning for him.

Mr. Bowers stated, I'm sorry, I have that backwards.

Ms. Smith stated, I thought he was zoning he put in for. Actually, I think, if I'm not mistaken I think he put in for any — all the openings on the different boards and commissions I think if it was available, I believe is what it was unless I'm wrong I was going to mention that later.

Ms. Kronnagel stated, that's what I remember as well —

Ms. Smith asked, is that what it was?

Ms. Kronnagel stated, pretty much a blanket —

Ms. Smith stated, oh, okay.

Ms. Kronnagel stated, put me some where.

Ms. Smith stated, I could be wrong but I believe that's what it was, so it was just four of them then.

Mr. Bowers stated, I'm sorry, I have an email from him, it seems like the Planning Commission fits his schedule better, he's out of town the beginning of the week.

Ms. Smith replied, okay. So that's where he wanted to have his — considered for that? McHugh, okay, all right, so you have one, two, three, four, five names to pick from. Two of the ones Ms. Colgan and Mr. Amoss are the ones that are the expired ones that have asked to be reappointed or you can put up another name, so can I have a —

Ms. Kronnagel stated, I would like to nominate Deborah Colgan.

Ms. Smith stated, okay, we'll do both at one time, or does it really matter. Okay, can we have a second nomination then? Gary Amoss, is there a second on it?

Ms. Kronnagel asked, for a nomination? I cannot hear.

Ms. Smith stated, we don't need it, right?

Mr. Flager replied, no.

Ms. Smith stated, all right.

Mr. Bowers stated, I'd like to nominate John DeWilde.

Ms. Smith stated, John DeWilde. Anyone else?

Mr. Bowers stated, I'd like to also nominate Eric McHugh.

Ms. Smith stated, okay.

Ms. Dreisbach stated, Holly Harman.

Mr. Mitchell asked, is there another —

Ms. Smith stated, I'm sorry, go ahead Eileen.

Ms. Dreisbach stated, Holly Harman.

Ms. Smith replied, oh, wow. Okay, all right, how do we do this now? Step in.

Mr. Flager replied, so it's my understanding we now have 5 nominations for two positions, is that correct?

Ms. Smith replied, correct.

Mr. Flager stated, well I guess everyone can vote for two and then you can add up and we'll see who wins. I mean, I don't know. You can do that or you can vote one at a time. It's really your choice Madame President.

Ms. Smith replied, okay.

Mr. Yager stated, one at a time makes sense.

Ms. Smith asked, how does Council want to do it, one at a time, or —

Ms. Dreisbach replied, yes.

Ms. Smith asked, you're saying it was put out there first. Yes? Is that how we're going to do it? Okay. For the one seat, the first name was put up was Deborah Colgan, can I have a second on that? I don't need a second, I'm sorry, just a roll call on it, sorry. Yes, for Debby Colgan in the one position.

(nay votes being Mr. Bowers, Ms. Dreisbach, Ms. Larison, Mr. Pepitone)

Ms. Smith stated, okay that's —

Ms. Dreisbach stated, 4-4.

Ms. Smith stated, is that 4-4? Okay, the Mayor can break that tie.

Mayor Rivella, (inaudible)

Ms. Smith stated, yes, okay all right then Ms. Colgan has that seat.

Mr. Yager asked, shouldn't it be who gets the most votes —

Ms. Smith asked, oh, you're doing one at a time thought, right?

Ms. Kronnagel replied, yeah, I thought we were doing one at a time.

Mr. Flager asked, is that what you want to do, is that what you want to see who gets the most on the Council?

Ms. Smith stated, okay, all right, that's how we're doing it.

Mayor Rivella (inaudible)

Ms. Dreisbach asked, what's the matter?

Ms. Smith asked, do you know about that? Mr. Bowers, I think you mentioned that to me.

Mr. Bowers stated, I believe her letter said it was recommended, but not required.

Ms. Smith asked, it's recommended, it's not required?

Ms. Dreisbach replied, no.

Ms. Smith stated, okay. The next one would be Gary Amoss. Okay, a roll call please for that.
(nay vote being Ms. Dreisbach)

Ms. Smith stated, yes, that's 6-2.

Ms. Larison stated, no, it was 7-1.

Ms. Dreisbach stated, 7-1.

Mr. Flager stated, I thought it was 6-2.

Ms. Smith stated, I thought it was 6-2 too.

Ms. Kronnagel replied, 6-2, I thought it was Eileen and Justin.

Ms. Smith stated, confusing, okay, 7-1.

Ms. Dreisbach asked, oh, Justin said no?

Ms. Kronnagel stated, 6-2, Justin and Eileen.

Mr. Flager stated, I heard 6-2.

Ms. Smith stated, that's what I heard.

Ms. Kronnagel stated, it was 6-2.

Mr. Bowers asked, which one?

Ms. Kronnagel replied, Gary Amoss.

Mr. Bowers stated, I said yes.

Ms. Kronnagel stated, for crying out loud.

Ms. Smith stated, I heard 6-2. Okay, all right, so Gary Amoss got the majority for the one seat, so one seat Ms. Colgan is a tie. So, right now Gary Amoss has the one seat at 6-2. Okay, that takes care of one. Wow. Okay, the next one in line was John DeWilde is the next name up, so we'll do a roll call on that one for the one other seat. We'll see if he comes up with more than Ms. Colgan did.

(nay votes being Mr. Bowers, Ms. Kronnagel, Ms. Larison and Mr. Parker)

Ms. Smith stated, Oh, gosh, another 4-4.

Mr. Yager stated, go to the last one.

Ms. Dreisbach stated, two more you have McHugh and you have Harman.

Ms. Smith stated, hold on, this is like keeping real score, hold on.

Mr. Mitchell stated, this is a very competitive board.

Ms. Smith stated, I'm telling you. I'm telling you. Okay, what was the next name I'm losing count.

Ms. Dreisbach stated, Eric McHugh.

Ms. Smith asked, what was the next name we did?

Ms. Dreisbach stated, Eric McHugh.

Ms. Smith stated Eric McHugh, okay, Eric McHugh.

Mr. Bowers stated, yes.

Ms. Smith stated, yeah, I know, so I'm confused now. Roll call please for Eric McHugh.

(nay votes being Ms. Dreisbach, Ms. Kronnagel, Mr. Parker, Ms. Smith)

Ms. Smith stated, another 4-4, is it? Oh geez.

Mr. Flager stated, the Mayor broke the tie in the first one voting yes. You have 6-2, he voted no on the other —

Ms. Smith stated, you've got Holly —

Mr. Flager stated, 5?

Ms. Smith stated, Holly Harman, yeah.

Mr. Flager asked, there's 5?

Ms. Smith replied, yes.

Mr. Flager stated, oh, forgive me, and here I was having so much fun. Forgive me. There's 5 of them?

Ms. Smith stated, okay, all right, so this is what 3 ties we have now?

Mr. Flager asked, who's the next one?

Ms. Smith stated, hold on. Hold on, I got a score card up here, hold on. All right, okay, next one is Holly Harman. Take a roll call.

(nay votes being Mr. Bowers, Ms. Kronnagel, Ms. Larison, Mr. Parker, Mr. Pepitone, Ms. Smith and Mr. Yager.)

Mr. Yager stated, it doesn't matter anyway.

Ms. Smith stated, it doesn't matter anyway.

Mr. Flager stated, okay —

Ms. Smith stated, all right we're down to —

Mr. Flager stated, now I think we can —

Ms. Smith stated, all right, now we're down to 3 ties.

Mr. Flager stated, Colgan and Amoss are the two who —

Ms. Dreisbach stated, and DeWilde.

Mr. Yager stated, and DeWilde

Mr. Flager stated, no, because the Mayor is the tie breaker. He voted yes —

Ms. Dreisbach stated, there's three ties.

Ms. Smith stated, on the first tie.

Mr. Flager stated, he voted no on the — correct Mayor? Those are the two winners.

Ms. Smith stated, okay.

Mr. Parker stated, Amoss and Colgan, okay.

Mr. Flager stated, right after the Supreme Court gets done with there gerrymandering case they'll be taking this for their next order of business.

Ms. Smith stated, I hope the Zoning Board goes easier. We've got one more, yeah. Okay. All right, next is wow, where are we? The Zoning Hearing Board, there's a one 3-year appointment for an alternate to expire on 2/17/21. This is just the alternate. Susan Zukowski hers is expiring 2/17/18. She did send in her letter to be reappointed. I think there was Hussam Jallad I think was the only other person that I know of that wanted to be considered for the regular Zoning Board which is filled, so you can put his name up there if you wanted to for the alternate.

Mr. Yager stated, I nominate Zukowski.

Ms. Smith stated, okay, okay. Anyone else?

Ms. Kronnagel asked, I'm sorry, what name did you say?

Ms. Smith stated, Susan Zukowski.

Mr. Yager replied, Zukowski.

Ms. Kronnagel stated, no, before that.

Ms. Smith stated, it's — I got to pronounce it right, Hussam Jallad.

Ms. Kronnagel asked, is that — I'm sorry, was that in our packet?

Ms. Smith stated, we had that last time. I'm just taking the names of who applied last time.

Ms. Kronnagel stated, okay.

Ms. Smith stated, and just giving everybody the names that said if it come up again could you consider me.

Ms. Kronnagel replied, okay.

Ms. Smith stated, we did get it. Okay, all right, so the nomination is for Suzan Zukowski. We'll take a roll call on it.

Motion passes 8-0.

Ms. Smith stated, okay that was 8-0 for Susan Zukowski for that position. Is there any new business Mr. Manager?

Mr. Mitchell asked, want to make a decision on the Little League?

Mr. Yager stated, motion to adjourn.

Ms. Smith stated, well no no, I got a few more things to go. I don't know that the Council wanted to tonight. I didn't actually get to look it over real well.

Ms. Kronnagel stated, yeah, I'm sorry, I can't hear you.

Ms. Smith stated, the Manager asked if we wanted to make a decision on the Little League paper that we got tonight.

Mr. Yager stated, I need time to review that.

Ms. Smith stated, yeah, I haven't even looked at it.

Mr. Yager stated, I only got it a little bit ago to glance at.

Ms. Smith stated, sure, absolutely.

Mr. Flager stated, could I — I hesitate to ask this, but I'd like to have like an executive session with Council for like 5 minutes after this is over without the Manager to discuss the parameters of the contract so I know what to negotiate.

Mr. Mitchell stated, we're going to need a break before that or we're going to have a puddle on the floor over here.

Mr. Flager stated, but first we'll have a puddle break.

Ms. Kronnagel stated, can I just really quickly just stated that career day is this Friday at Morrisville High School and if you'd like to participate is it 7:45 to 11:06 am and if you have any questions you can contact me or the school directly. Thank you.

Ms. Smith stated, thank you, and thank you for being fast on that, because we're all tired. Thanks for getting that through. Okay, Borough Officials?

Mr. Bowers stated, I just have one other announcement. On March 11th, Friends of Morrisville Dog Park will be holding a dog wash at Four Paws Doggie Day Care from 9-12 and 1-3.

Ms. Smith stated, okay. All right, anyone else? All right, so would you like to — I guess we can adjourn because we're not going to be doing any kind of a vote tonight when it comes to the executive session so unless there's anyone else is there anything else you need to —

Mr. Mitchell asked, can I at least give the Little League some direction on how to proceed with the upcoming season or would you like to put a pin in this until you've read everything?

Ms. Smith stated, I would like us to have time to read this.

Mr. Yager stated, yes, please.

Ms. Smith stated, since we just actually got this as we walked in here tonight. None of us had a chance to really look at this. I think that's only fair.

Mr. Yager stated, and I did receive it via email this afternoon, but it was literally a couple of hours before the meeting, so I did glance at it but I didn't get —

Ms. Smith stated, I didn't get to my emails —

Mr. Mitchell asked, are you comfortable allowing me then at least to let them hang their banner up for the 2018 season?

Ms. Kronnagel stated, I think it's only fair.

Ms. Smith stated, I guess.

Ms. Kronnagel stated, yes.

Mr. Mitchell stated, okay. Banners away.

Ms. Smith asked, all right, anything else?

Audience member (inaudible)

Ms. Smith stated, I'm sorry.

Audience member stated, the purpose of the exec session.

Ms. Smith stated, the Solicitor just said what it was.

Mr. Flager stated, I asked that we have executive, I want to meet with Council, so I can talk about the Manager's contract so I can negotiate. Thank you.

Ms. Smith stated, yes we're actually going to adjourn the meeting, so you don't all have to stay here, there won't be any vote for this. It's just us talking about the contract.

Mr. Yager stated, motion to close.

Ms. Smith stated, motion to adjourn.

Mr. Yager stated, we're losing our voters.

Ms. Smith asked, all in favor.

ADJOURNMENT

Motion to adjourn.

Motion made by Mr. Yager.

Meeting adjourned.