

Council Meeting
July 8, 2008
Chancellor Center

The regular semi-monthly meeting of Newtown Borough Council was called to order at 7 P.M. on Tuesday, July 8, 2008, by President Mark Craig. Mr. Craig asked those in attendance to join him in a moment of silence followed by the Pledge of Allegiance.

Present: Councillors Craig, Jaslow, O'Malley, Sellers, and Woldorf; Mayor Dennis F. O'Brien; Solicitor Donald E. Williams and Engineers Karyn Witkowski and John Genovesi of Gilmore & Associates, Inc. Councillor Walker was excused.

President Craig asked former Mayor Glenn Hains to come forward, noting that Glenn had been the face of the Borough for 13 years before leaving to accept a position as Solicitor for the County of Bucks. Mr. Craig commented that during his years of service Glenn had been a calming influence on Council. President Craig then presented Glenn with a plaque recognizing his dedication to the Borough and its citizens as Mayor of Newtown. Paul Salvatore thanked Glenn, on behalf of the Newtown Business and Professional Association, for his involvement with the community and Christine Edmonds presented Glenn with flowers from the Recreation Board. Former Councillor Duane Buck remembered working with Glenn on Council and the Police Committee in meeting all of the challenges. He also commented on how well Council and the Mayor worked together. Former Councillor Bob King commended Glenn's appointment as County Solicitor and noted that Glenn brought a good balance to the Borough during the time he served with him. Ryan Ours, son of Borough Treasurer Pat Ours, presented Glenn with a steppingstone that he made for the Mayor. Chris Ortwein, Main Street Manager, was thankful to Mayor Hains for bringing back the tradition of "cutting the red ribbon" for the opening of new businesses. Councillor Gerard O'Malley thanked Glenn for filing the Tree City USA applications, which maintained the Borough's Tree City USA status. Mayor Hains then addressed the public thanking them for their continued commitment to the Borough and for the opportunity to work with so many of the volunteers.

- **Mayor's Report – Dennis F. O'Brien**

Since the rain precluded its presentation at the First Fourth Celebration, Mayor O'Brien read the 325th Anniversary Proclamation. Chris Ortwein, Main Street Manager, introduced Corky Swartz as honorary chair of the 325th Celebration, noting that his father had chaired the 275th event. Ms. Ortwein then presented the Mayor and Council with the official 325th Anniversary flags that were designed to celebrate the July 2008-August 2009 activities. Mr. Craig thanked Ms. Ortwein for the flags and noted that because of the rain at the First Fourth program, the opening of the "Time Capsule" was postponed.

- **The Police Report for June 2008**

Last month Mr. Sellers asked the Mayor about the moving violations and what percentage of those were crosswalk/pedestrian sentinel violations. Mayor O'Brien reported that those figures had not been broken down by Chief Wojciechowski.

Special Events

- Reminder: Antique Car Show – July 20, 2008, 10 A.M. – 3 P.M. (Rain date July 27, 2008)
Paul Salvatore, president of the Newtown Business and Professional Association, announced that the Time Capsule that was to have been opened during the First Fourth event will be opened at the Car Show at approximately 12 Noon.

Amendments to the Agenda

Mr. Craig announced that reports from the Shade Tree Commission, Long Term Parking and Telecommunications committees would be added and Ms. Woldorf noted an Executive Session for discussion of pending litigation and real estate would be held at the end of the meeting.

President's Report

Mr. Craig asked Council for approval of the St. Luke's Episcopal Church Vacation Bible School Banner.

- ❖ A motion was duly made by Councillor Sellers, seconded by Councillor Woldorf, and carried unanimously, to approve a temporary banner for St. Luke's Vacation Bible School, to be placed immediately on the church lawn and displayed through August 8, 2008.

Mr. Craig reported that Council needs to appoint an independent solicitor for the T-Mobile Conditional Use Hearing. Solicitor Williams suggested the law firm of Baldi & Jenei, but Councillor Sellers would like to see if there is interest on the part of other firms to represent Council in this matter, perhaps ones with experience in cell tower type cases.

Mr. Craig reported that Mr. Walker is in the process of updating the Borough's record retention policy, which will include general office files, police files and recording of meetings.

It was noted that the Borough now has a recycling container for which the Borough will receive credits. Ms. Woldorf asked about the possibility of having separate containers on State Street for recycling. Mr. Jaslow said the State Street Committee will take the idea under consideration.

Correspondence

Mr. Craig received a thank you letter from the Morrell Smith American Legion Post for the Council's participation in the Memorial Day Parade.

Public to be Heard

Ms. Woldorf commented that she thought it was disrespectful to the remainder of the audience to hear plan reviews prior to hearing public comment from individuals. Mr. Craig said he would take under consideration her suggestion for next months meeting.

Final Land Development Plan Approval for 199 Sterling Street – Lucas Plumbing

Don Marshall, representing applicant Joseph Lucas, addressed Council with the request for Final Land Development Plan Approval for 199 Sterling Street. Mr. Marshall noted that this is the former Tranter's Moving and Storage property. Mr. O'Malley asked for clarification about the referenced tree and Mr. Marshall explained that the Planning Commission required a note on the plan indicating that if an alternate tree was chosen the Shade Tree Commission must be contacted for their input.

- ❖ A motion was duly made by Councillor Woldorf, seconded by Councillor Sellers, and carried unanimously, to approve the Final Land Development Plan for 199 Sterling Street for applicant Joseph Lucas, as outlined in the Solicitor's letter, which is attached.

Planning Commission member Paul Salvatore felt Mr. Lucas' project would be a great improvement to the property.

Public to be Heard

Rosemary Wuenschel, 26 N. Lincoln Avenue, asked Council about trash collection. She commented that since trash hauler bills have been increasing, it might be a perfect time for Council to consider lessening traffic by combining collections or perhaps getting bids and contracting on behalf of the residents with one hauler. Mr. O'Malley thought it was a good idea and worth considering. Mr. Craig questioned whether the Streets, Lights and Properties Committee or the Environmental Advisory Council should investigate. Ms. Woldorf suggested the EAC look at the possibilities.

Mary Callahan, 113 Court Street, voiced concern about people making U-turns in the middle of State Street. She feels this is a very dangerous situation and she would like Council to look into the matter. Ms. Callahan wondered if "No U-Turn" signs could be considered.

Paul Salvatore, 148 N. Elm Avenue, wanted to thank Borough Council for televising the meetings and particularly Councillors O'Malley and Sellers for their efforts in making it possible. Mr. Salvatore feels that the rebroadcasting is a step in the right direction. With regard to trash hauler concerns, he previously lived in a community where, to save money, there was only one hauler and the results were awful. He also voiced concern that since Leck is the only hauler who gives credits for recycling that should Leck not be chosen residents would lose those credits.

Caroline Bennett, 28 Liberty Street, suggested combining pick-ups with neighbors in order to reduce costs. Ms. Bennett also referred to Ms. Woldorf's comments on Public to be Heard and agreed that it would be more "welcoming" to have those comments prior to plan reviews.

Certificates of Appropriateness

- ❖ A motion was duly made by Councillor Jaslow, seconded by Councillor Woldorf, and carried unanimously, to follow the recommendation of the Historic Architectural Review Board and direct President of Council to sign the following Certificates of Appropriateness, thereby approving the historical appropriateness of the application, with final approval by the Code Enforcement Officer.

COA 2008-045-H JKJD,LLC 255 S. State Street, Lot 2

The applicant was seeking a Certificate of Appropriateness for the construction of a new single-family residence and garage, with the following conditions:

- There will be a stone return at the corners,
- There will be a 12” overhang on the cornices and rake boards,
- The stair window on the left side elevation will be a fixed square window,
- The kitchen window will be a double casement window, and will be relocated slightly left to be centered under the window above,
- The front entrance deck will be raised to meet the door sill,
- The front and side entrance steps, deck and surround will be mahogany wood,
- Windows will be true divided-lite wood,
- The window on the engaged dormer will be a double hung,
- The dormers on the front elevation will be one size larger,
- Window casings on all elevations will be 3 ½” wide, with wider sills,
- Gutters will be aluminum or copper ½ round, with round smooth downspouts,
- The front porch roof will be copper or tin, and
- The stucco will have a trowel finish.

COA 2008-053-H Michelle Amazeen, 115 E. Washington Avenue

The applicant was seeking a Certificate of Appropriateness for repairs to the front porch, deck and stairs to be replaced with stained mahogany wood, 1 x 4 tongue and groove with square edge up.

COA 2008-054-H Brian Brown, 2 E. Washington Avenue, Americorp Mortgage

The applicant was seeking a Certificate of Appropriateness for the installation of a 2” thick, 36” wide x 18” high, red, white and blue high density urethane hanging sign, placed to the left of the door and centered between the bay window and door, and mounted with a sway chain at a height even to that of the existing bracket over the center door.

COA 2008-055-H Ron Gualtieri, 1 S. State Street, Americorp Homes

The applicant was seeking a Certificate of Appropriateness for the installation of a 2” thick, 36” wide x 18” high, red, white and blue high-density urethane hanging sign, to be mounted on the building with a 42” wide black scroll bracket.

COA 2008-057-H Applicant Scott Lesser, 16 N. State Street for Gilbert, Wilson & Hunter, LLC

The applicant was seeking a Certificate of Appropriateness for repair and/or replacement of pent roof, trim and lighting, noting that all wood will be cedar.

Discussion on Application COA 2008-049

Mr. and Mrs. Brown noted that they were unable to attend the HARB meeting when their application was discussed. They explained their reasons for installing a steel door rather than a wood door and Councillor Sellers suggested tabling the application so that the Browns could return to HARB and discuss their concerns. HARB Chairman McAuliffe agreed to that suggestion and Solicitor Williams asked the Browns if they would agree to that process. The Browns confirmed that they were in agreement. Mr. Jaslow wanted it noted that the door was installed prior to applying to HARB and that steel doors are not acceptable in the Historic District. Mr. Jaslow felt that Council should concur with HARB in their denial.

- ❖ A motion was duly made by Councillor Sellers, seconded by Councillor Woldorf, and carried with Councillor Jaslow voting nay, to table the application for 120 E. Washington Avenue until consideration at the next HARB meeting.

COA 2008-049-H James H. Brown, 120 E. Washington Avenue, LaRue Apartments

The applicant was seeking a Certificate of Appropriateness for the replacement of a front door with a steel security door. The door was previously installed without approval.

Engineers Report – Karyn Witkowski, Gilmore & Associates, Inc.

Engineer Genovesi discussed the Jefferson Street repaving project. Since concerns had been raised at the June Council meeting regarding the project, Mr. Genovesi reviewed the necessity for the work and concurred that the repaving of Jefferson Street should move forward. The bid included a set of alternates for sidewalk work along Jefferson Street. Mr. Sellers asked about the previous discussion regarding coordination of schedules with the Water Company for this project and asked if there was a dollar figure associated with the issue. Mr. Genovesi noted it was difficult to quantify a figure. Mr. Jaslow voiced concern about the Newtown Artesian Water Company continuing work into the intersection with State Street and he questioned the paving of that area since, in his opinion, the patchwork paving is unacceptable. With regard to the sidewalk alternates, Mr. Craig wanted it clarified that the property owners could choose to have the work done individually rather than having it done in conjunction with the paving project. Mr. O'Malley was concerned that the property owners are not being given adequate notice of the requirement to reimburse the Borough for the work. Solicitor Williams recommended attaching the entire list of bids to the minutes. Corky Swartz wanted clarification regarding the paving from Lincoln to Chancellor Streets and Ms. Witkowski stated that this section would not be paved, since that section was previously repaved. Ms. Woldorf shares Mr. O'Malley's concerns about notification of property owners. The work is projected to begin in the middle of August. The Solicitor noted that although he had not seen the original sidewalk letter which indicated a completion date of August 31, 2008, he was concerned that if the Borough completed the work prior to the stated date and billed the property owner, it could compromise the Borough's legal position.

- ❖ A motion was duly made by Councillor Woldorf, seconded by Councillor Jaslow, and **failed** with Councillors Woldorf, O'Malley and Sellers voting nay and Councillors Jaslow and Craig voting aye, to award the bid for the Jefferson Street paving project to Harris Blacktopping, Inc., including bid alternates A1,2,3,4,6,7,8,9 for a total of \$71,779.50.

Further discussion followed the failed vote as to how Council should proceed. Mr. Craig noted that Council is breaking new ground because the Borough's policy has been that as street projects are completed, the sidewalks are brought up to compliance and now Council is having street work done without requiring sidewalk completion. Mr. O'Malley feels that is not the case, only that the residents should be given adequate notice. Mr.

Jaslow voiced concern about delaying the paving project and noting that the property owners had previously received notices indicating that the Borough would undertake the repairs at the property owner's expense, if they did not complete the work themselves. Mr. Jaslow felt that by taking this course of action Council is "...taking the teeth out of the sidewalk policy and encouraging people to procrastinate as long as they can." Mr. Genovesi suggested asking the contractor to extend the timeframe for the project to see if they would guarantee their bid beyond the 60 days so that Council could vote to award the contract at the Aug work session. If not, then council would hold a special meeting on July 24 to accept the bid. The sidewalks could be installed after the curbs and paving are done, but the curbs must be done at the time of paving. Corky Swartz noted that no property owners have attended any of the meetings voicing a concern and to delay the project would put it beyond the start of the school year. Ms. Woldorf asked for specifics regarding notification of the property owners. Mr. Craig suggested sending a letter with the proposed cost, instructing the property owner that the repairs are to be completed by August 31, 2008, and asking if they wish to have the Borough complete the work with the attached costs or have the work contracted on their own. Mr. Sellers made the further suggestion that the letter be reviewed by the Solicitor prior to sending. Based on the engineer's suggestion, the contractor will be contacted requesting an extension of his bid. If the contractor is not willing to extend his bid beyond the next Council meeting date, then a special meeting will be required to consider the bid.

Mr. Genovesi has completed preliminary work on the Old Skunky study which includes review of the grant contract, review of the Old Skunky files and minutes in order to get a feel for the history behind Old Skunky. He has started to draw up an outline of the study objectives to be presented to Council for review and approval at the next Council meeting. Mr. Sellers would be happy to share with Mr. Genovesi his information regarding the Skunky history and he suggested that Mr. Genovesi meet with the property owners along Old Skunky as part of his research. Ms. Woldorf asked about the paperwork required for the grant and inquired about a budget for the project. Mr. Genovesi had not expected to provide numbers because there is a detailed breakdown of the costs involved in the grant application. The grant from the state is for \$25,000 with an additional amount of \$8100 to be funded by Borough Council. Ms. Woldorf is looking for a written proposal from Gilmore and she noted that Council had not approved the additional money at this time, which is her reason for looking for detailed costs.

A walk-through at Newtown Station regarding the lighting took place on June 25, 2008, and the consensus was that the lighting was not good and there was too much glare. Toll Brothers was asked to contact a lighting expert to resolve the problem. Hanover Lighting proposed two possibilities, which were relayed to Mr. Genovesi today, but he was not happy with those suggestions. He wanted to talk to the lighting representative himself, obtain some data and personally participate in the walk-through.

With regard to Edgeboro and Frost Lane, Mr. Genovesi showed Council pictures of the drainage pipe issues. During the Water Company pipe installation, it was discovered that two culverts had actually been buried for quite some time with sediment that had washed down from Frost Lane. The Engineer is requesting that Council authorize a survey of the area and create a swale that would result in keeping the culverts open in the future. Council discussed the fact that Frost Lane is on the 5-8 year restoration plan and consensus was that street projects be prioritized to include the Frost Lane project in the near future rather than now.

Mr. Genovesi discussed a drainage swale behind a Toll Brothers property on Washington Avenue that was discovered after a recent inspection by the engineer. Gilmore met with the immediate neighbors and with Toll Brothers and is attempting to resolve the issue of water run-off that has resulted.

Mr. Craig raised the issue of a gravel path at 189 N. Chancellor Street. The property owner received a letter about sidewalk repair, but previous Councils chose not to require that a sidewalk be installed at that location. Ms. Woldorf asked that the Solicitor review the Borough requirements to determine if it is considered a sidewalk and Mr. Craig asked the engineer to review the issue.

Presentation of Minutes

- ❖ A motion was duly made by Councillor Woldorf, seconded by Councillor Sellers, and carried unanimously to approve the amended May 7, 2008, Work Session minutes as follows:
 1. Page 1, under discussion of Fire Association Fees add the underlined wording: “Mr. Sellers commented that Council...did not have all the information required at the time. That has since been resolved and the number is \$6800.”
 2. Page 2, after discussion of Section 1030 add: The remainder of the meeting was chaired by Ms. Woldorf as Presiding Officer of Council.
 3. Page 3, add to paragraph regarding Rules of Order: Ms. Woldorf offered to research old minutes to determine if Council had ever adopted any rules of order.
 4. A motion was duly made by Councillor Sellers, seconded by Councillor Woldorf, and carried unanimously, tonight July 8, 2008, to attach the Solicitor’s written opinion regarding the Vacancy Board to the May 7, 2008, Work Session minutes.

- ❖ A motion was duly made by Councillor Woldorf, seconded by Councillor Sellers, and carried unanimously, to table the approval of the minutes for the May 13, 2008, Council meeting until Ms. Woldorf is able to listen to the tape recording related to the public comment of Jeanne Haeckel.

- ❖ A motion was duly made by Councillor Woldorf, seconded by Councillor Sellers, and carried unanimously, to approve the amended May 22, 2008, Special Council Meeting minutes as follows:
 1. Typo, in the “Resolution for Mayor” motion, change to “Motion was duly made by Councillor Jaslow, seconded by Councillor Sellers.”
 2. Typo, the footer should be changed to read May 22, rather than May 13.

- ❖ A motion was duly made by Councillor O’Malley, seconded by Councillor Woldorf, and carried unanimously, to approve the May 29, 2008, Special Council Meeting for the swearing in ceremony of Mayor Dennis F. O’Brien.

- ❖ A motion was duly made by Councillor Sellers, seconded by Councillor Woldorf, and carried unanimously, to approve the amended June 4, 2008, Work Session minutes with the following addition:
 1. A motion was duly made by Councillor Sellers, seconded by Councillor Woldorf, and carried unanimously, tonight July 8, 2008, to attach the Solicitor’s opinion with respect to the Mayor, pursuant to Borough Code Section 1030, to the June 4, 2008, minutes.

- ❖ A motion was duly made by Councillor Sellers, seconded by Councillor Woldorf, and carried unanimously, to approve the amended June 10, 2008, Council Meeting minutes as follows:

1. Page 1, under Mayor's report: move from the Police Report the comment about Glenn Hains being honored and put it under "Mayor's Report" above the Police Report.
2. Page 5, under Demolition Recommendations, add "...following request for..." to all demolition motions.
3. Page 8, under Joint Historic Commission "Ms. Woldorf reported that the partial demolition for 235 Court Street was approved."
4. Page 9, Under Personnel, change Commission to Council
5. Southeastern League....add "with" in place of "for"
6. Last paragraph, page 9, change 4 trashcans to several trashcans and add "Mr. Walker requested that a decision to order these trash receptacles be postponed until July 8 meeting."
7. Page 8, after discussion of Conflict of Interest add: "Mr. Sellers noted that he and his wife were required to address their stretch of Skunky after moving in to take care of flooding concerns."

Mr. Sellers asked that additional detail regarding the discussions held on all Sub-Division/Land Development applications be added in the future, in addition to the Solicitor's attached letter with the motion details.

COMMITTEE REPORTS

Budget & Finance – Gerard O'Malley

Consolidated Report

- ❖ A motion was duly made by Councillor O'Malley, seconded by Councillor Jaslow, and carried unanimously, to accept, subject to audit, the consolidated expenditure report for the month of June 2008, totaling \$155,120.19.

Environmental Advisory Council – Liaison Julia Woldorf

Ms. Woldorf said that there was no report as there was no quorum for the meeting. She did note that in order to take advantage of Open Space funding, the Borough's Open Space Plan must be revised. Some of that funding may be used to pay for professional assistance in the process.

- ❖ A motion was duly made by Councillor Woldorf, seconded by Councillor Sellers, and carried unanimously, to request proposals from the Heritage Conservancy to assist the Borough in revising its Open Space Plan.

Mr. Craig noted that the Bucks County Planning Commission had assisted the Borough in developing the original Open Space Plan. Mr. Sellers reported that the Heritage Conservancy is working with Newtown Township and with the Newtown Creek Coalition and he feels that they have a holistic approach to Open Space, which includes Newtown Creek and hopefully partnerships with Newtown Township going forward. Ms. Woldorf will draft a letter to the Heritage Conservancy under Mr. Craig's signature.

Joint Historic Commission – Liaison Julia Woldorf

Ms. Woldorf reported that the Joint Historic Commission recommended approval of a demolition request for 135 Liberty Street for a shed roof addition and a concrete side porch. This recommendation has been forwarded to HARB for a COA.

Long Term Parking – Liaison Gerard O'Malley

Mr. O'Malley reviewed the Committee's 10-point plan with Chief Wojciehowski and Officer Colleen Rosenfeld and listened to the Chief's recommendations, which will be considered at the next meeting. Bill Smith submitted his letter of resignation from the Long Term Parking Committee effective the end of June and Mr. O'Malley thanked him for his service. The committee will discuss placement of additional parking signs and the Chief will return with an estimate for the costs of a part-time traffic enforcement officer. Consideration was also to be given to attaching parking signs to the traffic standards on State Street. The following motions were then made:

- ❖ A motion was duly made by Councillor O'Malley, seconded by Councillor Woldorf, and carried unanimously, to direct the Solicitor to draft the necessary modifications to the Borough Code to allow two 15 minute parking spaces on the West side of State Street between Washington and Centre Avenues near the fire hydrant.
- ❖ A motion was duly made by Councillor Woldorf, seconded by Councillor O'Malley, and carried unanimously, to direct the Engineer to render an opinion on the traffic impact of "right turn only" from the municipal parking lots.

Mr. O'Malley discussed the concern of a Sterling Street resident regarding prohibited parking along a portion of that street. Mr. Craig explained that it is a very narrow roadway and the Police Chief has concerns for that reason. Paul Salvatore noted that the Police Chief wanted formal approval to have a police liaison at the Long Term Parking meetings. In response to Mr. O'Malley's question about the police liaison, Mr. Salvatore felt that the liaison would not be required at all meetings.

- ❖ A motion was duly made by Councillor O'Malley, seconded by Councillor Jaslow, and carried unanimously, to authorize the Long Term Parking Committee to request a police liaison on an as-needed basis, beginning with the July meeting.

Mr. Craig raised the issue of the Chief requesting a loading zone along Centre Avenue next to The Grotto and asked the Committee to address that possibility at their next meeting.

Newtown Area Telecommunications Advisory Commission – Liaison Gerard O'Malley

Mr. O'Malley reported that discussion continued regarding difficulty with Verizon's secondary audio program service for visually impaired individuals.

Rebroadcasting of the Borough Council meetings will begin with the meeting tonight. Mr. O'Malley distributed the proposed rebroadcast schedule and asked for input from Council. Mr. Jaslow commented that an additional mid-day broadcast should be considered.

Personnel – Julia Woldorf

Ms. Woldorf reminded the public of the following openings on Borough committees: Shade Tree Commission, Youth Aid Panel, Environmental Advisory Council and Long Term Parking Committee.

Planning Commission – Liaison Michael Sellers

The Sterling Street project was reviewed and a recommendation was made for approval by the Planning Commission. Comprehensive Plan review continued, specifically looking at land use, with representatives of the Bucks Planning Commission in attendance.

Recreation Board – Liaison Julia Woldorf

Ms. Woldorf reported that *Movies in the Park* are being shown on Wednesdays and Saturdays at Linton Park. The Board suggested that Matt Tentilucci dedicate his stonewall and patio at Linton Park to the 325th Anniversary of Newtown. The Recreation Board is interested in putting nametags on the trees in The Brian S. Gregg Memorial Park and plans to contact the Shade Tree Commission to see if they wish to participate.

Shade Tree Commission – Gerard O'Malley

Mr. O'Malley reported that meeting topics included review of the 199 Sterling Street plan, the 102 N. State Street plan and the Newtown Station plan. The Commission also discussed the possibility of having an "Arborist Consultation Day" for looking at the Newtown Borough street trees and providing service to residents on their individual needs. The Commission also reviewed the 400 E. Washington Avenue plans and recommended that the street trees should be planted in the strip between the sidewalk and the curb and they suggested *Okame Cherry* trees.

Solicitor's Report – Donald E. Williams

Solicitor Williams advised Council of the Zoning Hearing Board application of Jason Glazier for 31 S. State Street. The date has not yet been set, but Mr. Williams was looking for direction from Council as to whether they wished to send Counsel to oppose. Mr. Craig noted that with the requested variances the use would be greatly intensified. Mr. Sellers concurred and felt any approval would open the door for other similar applications. He expressed concerns that this would create a very intense use that is not there now and would stress parking beyond what is already an issue.

- ❖ A motion was duly made by Councillor Jaslow, seconded by Councillor Sellers, and carried unanimously, to send the Solicitor to oppose the zoning hearing board application for 31 S. State Street.

Old Business

Mr. Sellers referenced the tax collector legislation that was pending in Harrisburg and e-mails from Representative Steil related to that. The amendment proposed by Representative Steil failed, although the county collection option did pass and has been signed into law by the Governor.

Mr. Sellers felt that the 100th Anniversary of Macedonia Baptist Church should be recognized with a Proclamation at a Council Meeting.

Public to be Heard

Resident Paul Salvatore, 148 N. Elm Avenue, asked when the first letters were sent to the residents regarding sidewalk repairs and voicing concern that a delay in the bid approval could result in a higher cost because of fuel increases.

Diane LeBas, 104 Penn Street questioned the sidewalk bids and whether the sidewalk alternates were the lowest of the submitted bids.

Mary Ginty, 149 N. State Street, voiced concern that the residents in Quadrant II have only received one letter and yet there are still sidewalks in Quadrant I that have not been completed. Ms. Ginty then asked what the time requirement is for the replacement of street trees. She is concerned about three street trees on State Street that were removed last Fall that have not been replaced. Mr. O’Malley said he will investigate further.

Executive Session for Discussion of Pending Litigation and Real Estate

Motion to adjourn at 10:35 P.M.

Respectfully submitted,

Marcia M. Scull
Borough Secretary

IN ATTENDANCE

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| Warren Woldorf | 440 Washington Avenue |
| Paul Salvatore | 148 N. Elm Avenue |
| Jim McAuliffe | 545 E. Centre Avenue |
| Diana Bowen | The Bucks County Herald |
| John & Mary Jane Leonard | 446 E. Centre Avenue |
| Charles F. Swartz | 323 Washington Avenue |
| Peter Ciferri | The Advance |
| Marty Ginty | 149 N. State Street |
| James & Pat Brown | Washington Crossing, PA |
| Carol Gage | 114 Madison Street |
| Pat & Ryan Ours | Langhorne, PA |
| Glenn & Barbara Hains | Congress Street |
| Chris Ortwein | Newtown Corporation |
| Mary & Dave Callahan | 113 Court Street |
| Bob King | 242 S. Chancellor Street |
| George & Judy Brown | 261 N. Elm Avenue |
| Diane LeBas | 104 Penn Street |
| Caroline Bennett | 28 Liberty Street |
| Rosemary Wuenschel | 26 N. Lincoln Avenue |
| Patti Lovi | 151 N. State Street |

Sally Thompson
Don Marshall
Joseph Lucas
Phil & Mary Alice Hagan
Bobbie Lewis

200 N. Chancellor Street
Stuckert & Yates
N. Elm Avenue
Washington Avenue
Newtown Book & Record Exchange