

MINUTES
BROOKHAVEN BOROUGH COUNCIL MEETING
MONDAY, AUGUST 3, 2015

At 7:00 PM, Council President Pro-Tem called the meeting to order. After welcoming everyone, she led in the Pledge of Allegiance to the American Flag. Mayor Hess read the names of the Borough residents who passed away during the month of July--

The record shows the following Council Members present: Mrs. Truesdale, Mr. Camma, Ms. Sawicki, Mrs. Fooks, Mr. Wilwert. Also present were Mayor Hess, Solicitor Maddren, Engineer Catania and Secretary McKinley. Ms. Leslie is on vacation and Mr. Linowski is attending a Knights of Columbus event in Philadelphia.

Public Discussion

Sam Greenhalgh, 3603 Victor Avenue, commended Council and the Public Works Employees for their "tremendous response to the storm". He said he continues to have difficulties with the property through which the Texas Eastern/Spectra Energy Pipeline runs. Messrs. Wilwert and Catania are trying to get in touch with officials of the pipeline who can get them to the Right of Way Agent for the pipeline. Texas Eastern wants no responsibility. They say that the responsibility goes back to the original owners in 1940. Mr. Maddren spoke about dominant and survenient tenant issues. Mr. Greenhalgh said he sent an e-mail to Texas Eastern's Public Relations Department and also sent a letter to their Chief Executive Officer. Mr. Wilwert said they have the same situation on Trimble Boulevard. Residents got the branches and debris out of their yards but the root balls are still on the Texas Eastern property. Mr. Greenhalgh said he had the Deed to his property with him this evening. He and his wife Mary purchased their home in 1978. Mr. Maddren asked if Mrs. McKinley could copy it after the meeting. Mr. Greenhalgh said yes.

Police Chief's Report – Chief McGoldrick is on vacation. His written report was distributed to Council.

Fire Chief's Report – Chief Montella

For the month of July, Chief Montella reported the following statistics:

Fire Incidents – 3, Non-Fire Incidents – 16, Mutual Aids – 27 and 4 Drills = 50

There was \$2,000 in contents losses and \$300,000 worth of property endangered.

There was one firefighter injury, no civilian injuries nor were there any firefighter or civilian deaths.

The Manpower report showed that on the 50 fire calls an average of 16 people participated for a total of 588 hours. In the 4 Training Sessions, an average of 26 people participated for a total of 143 hours.

Brookhaven Volunteer Fire Company responded to the following locations:

A building fire at Kentucky Fried Chicken/Taco Bell with smoke in the building. Fire Company located a bad belt on the rooftop exhaust motor. Product was lost due to smoke. The Health Inspector, Bob Grant, closed the business down during the cleanup.

Three motor vehicle accidents in the Borough with injuries

Save-A-Lot to free the leg of a child trapped in a shopping cart.

A motor vehicle accident at Route 1 and Brinton Lake Road with entrapment while covering up calls for Concordville Fire Company. They were operating on a working fire at a car dealer—Garnet Ford on Route 202.

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One building fire in Upland and one in Parkside.

In the City of Chester on a 2 alarm building fire at 3rd and Broomall Streets.

Covered Clifton Heights Fire Company while they operated on a 4 Alarm building fire on 69th Street in Upper Darby.

The EMS Statistics for the month of July are as follows:

58 transports, 11 refusals, 13 assists for a total of 82.

July call totals for Boroughs—Brookhaven 52 – 65; Middletown 50 – 1, Chester Township 47 – 4, Wallingford/Nether Providence 65 – 5; Aston 17 – 1; Upland 57 – 1; Chester 82 – 3; Chester 83 – 2. Media 23, Rocky Run 46, South Media 51, Chester 100 and Rose Tree 73 all had 0.

School Board Report – Mr. Kuminka will be back in the fall.

Solicitor's Report – Mr. Maddren

Mr. Maddren said he would like authorization to re-advertise the proposed amendments to the Shed Ordinance, taking into account the comments, suggestions and recommendations of Delaware County Planning Department and our Planning Commission. Mr. Wilwert so moved. Mr. Camma made the second. Motion carried by unanimous vote.

Regarding 133 Charles Avenue, we are working on an agreement with the new owner. The new owner is to demolish the house within 30 days of closing and there will be an escrow agreement made with the Borough.

Minutes Approval

Mr. Wilwert made the motion and Mr. Camma the second to approve the June 27, 2015 Workshop Minutes. Motion carried unanimously.

Mr. Wilwert made the motion and Mrs. Fooks the second to approve the July 6, 2015 Council Meeting Minutes. Motion carried unanimously.

Mayor's Report – Mayor Hess is back from vacation but did not have a report.

Liaison to Zoning Hearing Board, Chair Finance and Insurance Committee, Chair Long Range Development Committee, Member Civil Service Commission, Chair Condo Association Committee, Member Historical Committee and Member Vacancy Review Committee – Mrs. Truesdale for Mr. Linowski

Mrs. Truesdale presented the Final Bills for Council Approval List. It is dated 4:51 PM 08/03/15. The total is \$96,111.60. Mr. Wilwert made the motion to approve the bills for payment and Mrs. Fooks made the second. There were no questions about the list. Motion carried unanimously.

The Zoning Hearing Board will meet on August 11 at 7:00 PM for Lowe's variances from the Sign Ordinance.

Mr. Wilwert made the motion and Mr. Camma the second to authorize Catania Engineering to obtain quotes for 2015/2016 Road Salt. Motion carried unanimously.

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Mr. Wilwert made the motion and Mrs. Fooks the second to adopt the Resolution for filing Liquid Fuel Forms via dot.Grants online reporting. Motion carried unanimously. This is Resolution 2015-07.

There are two permits on which the permit fee should be waived. Mr. Wilwert made the motion and Mrs. Fooks the second to waive the permit fee for Empire Athletics to solicit donations at Pathmark on 8/2 and 8/9. Motion carried unanimously.

Motion to waive the permit fee for American Legion Post 94 to solicit donations at Pathmark on 11/13, 14 and 15 was made by Mr. Camma. The second was made by Mr. Wilwert. Motion carried unanimously.

Council Reports

Chair Emergency Management Administration, Chair Recycling/Trash Committee, Chair Fire Committee, Chair Police Committee and Member Personnel Committee – Mrs. Fooks for Ms. Leslie

Ms. Leslie asked that the public be reminded about the Electronic Waste Collection here at the Municipal Center. It is Saturday, September 5 from 9:00 AM until noon. Anything with a plug is being accepted. This event is also on our website.

The Vietnam and Korean Veterans' Parade is Sunday, September 13. The Albert Merlino Memorial Post 94 is hosting this along with a committee that has been formed. It will be forming at The Christian Academy at 11:00 AM and will step off at 12:00 Noon. This is for veterans who served in the Theater of Operations. Contact Councilwoman Leslie or retired Police Officer Rick Fuller to participate or attend the reception afterwards at the Municipal Center.

Business and Revitalization Coordinator, Chair Ordinance Committee, Member Condo Association, School Board Liaison, Chair Technology Committee, Member Personnel Committee, Member Finance Committee and Chair and Council Liaison to Grant Committee – Mrs. Fooks

Mrs. Fooks said that the Ordinance Committee did meet on Wednesday, July 25 to discuss possibly changing The permit fee schedule for sidewalk sales. It was decided that they would not but instead have Council Continue using the existing permit fee schedule with the discretion to modify on a case by case basis.

Chair Public Works Department, Co-Chair Inspectors and Fire Marshal, Member Fire Committee, Deputy Emergency Management, Chair Building/Rental Committee, Member Grant Committee and Member Police Committee – Mr. Wilwert

The Public Works Report for July shows there was one sewer call which turned out to be the homeowner's problem. Normal grass cutting of parks is a little behind because of the enormous amount of chipping that has to be done. We have been chipping since July 13 and have stopped at 325 homes. This has produced 46 loads of chips at about 8 yards per load for a total of 368 yards. There about five streets left in Zone 3 and when that is finished the crew will move on to Zone 4. He said we are saving our residents a lot of money by doing the chipping for them.

Chair Arbor/Shade Tree Committee, Liaison to Health Inspectors and Health Officer, Member of Grant Committee, Liaison to Planning Commission and Member Long Range Development Committee – Ms. Sawicki

Ms. Sawicki said that she is looking for volunteers to help weed the butterfly garden sometime during the next

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two weeks or so. Either call her or the Borough Office and leave your name and phone number.

The Planning Commission did meet on July 16 to review the proposed revised Shed Ordinance. They had some suggestions including increasing the maximum size to 200 square feet they would like considered for inclusion in the proposed revision.

Chair Historical Society, Liaison to Holiday Parade Committee, Traffic Calming/Speed Humps Assignor, Chair Comprehensive Plans, Chair Inspectors and Fire Marshal– Mr. Camma

Mr. Camma said he didn't have too much to report tonight. He said that the Wounded Warriors Fund Raiser at Cobbs Creek Golf Club in Philadelphia was a huge success. They raised over \$5,000 for the cause.

He also said that Ms. Leslie's Navy Hat was put in her mailbox earlier this evening.

Liaison to Recreation Committee, Chair Personnel Committee, Member Finance Committee, Member Fire Committee and Member Police Committee – Mrs. Truesdale

On July 24 the Recreation Committee sponsored the Theater in the Park. The play was called "The Tempest". The weather was beautiful allowing the play to be performed outside and there was a great crowd.

On Saturday, September 26 from noon until 4:00 PM our Family Day will take place. Tickets will be available Monday through Friday, August 24 through September 18 from 11:00 AM until 1:00 PM and evening signups will be Monday August 24 and Monday, September 14 from 7:00-8:00 PM. Family Day is for Brookhaven residents only and to participate you must have a ticket.

The Recreation Committee's Annual Golf Outing will be on Sunday, October 18 at Beckett Golf Course. Tickets and sponsorships are still available.

On Saturday, October 24, there is a possibility of sponsoring a Haunted Gingerbread House event.

The Murder Mystery Dinner—"Charlie's Angels of Death" will be held on November 5 and on November 21 we will be having a Designer Bag Bingo. Also in November will be Pictures with Santa from 11:00 AM-1:00 PM on November 28.

Sunday, December 6 the Recreation Committee will be sponsoring the Senior Holiday Lunch. It starts at 1:00 PM. Ticket information will be forthcoming. Then at 6:00 PM we will have our Annual Holiday Tree Lighting Ceremony.

Engineer's Report – Mr. Catania

At Workshop Mr. Catania discussed a problem with the spectator area on the back field at McCray Memorial Park. He asked for authorization to advertise the correction for this problem to create ADA accessibility at this field. Mr. Camma so moved and Mr. Wilwert made the second. Motion carried unanimously.

Aside from the above authorization, his written report remained the same as recorded in the Workshop Minutes.

Inspectors' Reports

Fire Marshal – Mr. Leslie was absent.

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Board of Health – Mrs. Warfield

Mrs. Warfield announced that flu shots will be given at the Municipal Center on October 8 from 9:00 AM until Noon. Dr. Crowell’s Office will be administering the shots.

Used eyeglasses are still being collected and donated in memory of Mayor Ralph Garzia.

Camp Haven had Christmas in July. They collected toys for our Board of Health to give to needy children.

Residents are calling about the broken dead branches still in trees that are waiting to fall. The property owner is responsible to get those limbs out of the trees. Mr. Wilwert said we can’t get involved in neighbor disputes. Where a tree limb crosses a property line, the other person has the ability to get it down. If it becomes an issue where the public could be hurt, it is a code enforcement issue and should be referred to the Code Enforcement Officer. Mr. Wilwert said he will go out and look at safety issues when they are reported.

Code Enforcement, Electrical and Plumbing and Mechanical – Messrs. J. and R. Grant

J. Grant checked out the fallen trees in the woods along Chester Creek Road. It must be determined to whom the property belongs.

Mrs. Warfield said next to Coebourn Elementary School there is a body of water that backs up to Cassey Optical—behind the Eaton Park area. It is being treated for West Nile Virus. Mr. Catania said he has a meeting over at Coebourn Elementary School tomorrow and he will bring this up.

There was no other business to come before Council. Mr. Wilwert made the motion and Mrs. Fooks the second to adjourn. Motion carried unanimously.

Respectfully Submitted,

Mary Ellen McKinley
Borough Secretary