

MINUTES
JANUARY 10, 2018 (Postponed from January 8, 2018 because of bad weather)
BROOKHAVEN BOROUGH COUNCIL MEETING

At 7:05 PM Council President, Vawn Donaway, called the meeting to order. He 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 December—Michael Dorio (Building Maintenance-Stephen Dorio’s brother), Philip Kane, Robert Losak, Lloyd Yarnall and Joseph Hobaugh. A moment of silence was held in their memory.

The record shows the meeting was held in Council’s Chambers at the Brookhaven Municipal Center, 2 Cambridge Road, Brookhaven, PA 19015. The following Council people were seated at the Council Table: Mr. Donaway, Mrs. Fooks, Mr. Heller, Ms. Leslie, Mr. Pappas, Ms. Sawicki. Mr. LaPera was absent because of his employment. Mayor Hess, Solicitor Stone, Engineer Mulvena and Mrs. McKinley were also seated at the Council Table.

Mayor Hess read Resolution 2018-01—A Resolution of Brookhaven Borough Council honoring the employees of the Delaware County 9.1.1. Center for their expertise and excellent job in handling the fires at 5200 Hilltop Drive, Building C, said fire occurred on December 26, 2017 Members of Delaware County Council were present and each spoke. Tim Boyce, Director of the Delaware County 9.1.1. Center said Delaware County’s 9.1.1. Center is the second busiest 9.1.1. Center in the Commonwealth. People have confidence in Delaware County’s 9.1.1. Center. He said he is proud of Brookhaven. Coleen Morone said the community came together again as it has done in the past. Has given people a place to stay, provided them with meals, water as well as gifts for the children. Brian Zidek said thank you for what we do. Brookhaven “runs toward disasters” not away from them. Kevin Madden said this is what America is about. Thanks for being a model. There was lots of applause and standing ovations.

Mayor Hess read Resolution 2018-02—A Resolution of Brookhaven Borough Council honoring the Brookhaven Volunteer Fire Company for their heroic efforts on December 26, 2017 at the fires at 5200 Hilltop Drive Building C.

Chief Montella called the various line crews forward and explained what their area of responsibility was. Again there was lots of applause and standing ovations as each group was called forward.

Mrs. Fooks made the motion and Ms. Leslie the second to adopt Resolution 2018-01. Motion carried by unanimous vote.

Mrs. Fooks made the motion and Ms. Leslie the second to adopt Resolution 2018-02. Motion carried by unanimous vote.

Holiday Parade Awards were presented by Mr. Donaway, Mayor Hess and Mrs. Riffert to the following:

Best Dance/Performance Group – United Fighting Arts System Martial Arts. Master Jones and several of his students were present to accept the award.

Best Marching Band Units – Sun Valley High School Marching Band. Ms. Leslie said she would take the award on behalf of the band. Her son, Louie, will take it to the school tomorrow morning.

Best Marching Unit – Sun Valley High School Marine Corps National Defense Cadet Corps. This award was accepted by the unit who looked wonderful in their uniforms.

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John Wilwert and Linda Riffert from Town Watch accepted the award for Best Float.

Best Scout Group award was accepted by the Brownie and Girl Scouts of Eastern Pennsylvania.

Mr. Donaway said this year's parade was dedicated to the Scouts. Mr. Donaway thanked the Holiday Parade Committee, Mayor Hess for announcing the groups as they passed the judges' stand, Brookhaven Fire Police, Luongo Towing for donating flatbed truck for the judges and dignitaries to sit on, the Borough Public Works Employees for moving the bleachers and cleaning up the leaves along the parade route. The Department and Fire Department who delivered Santa to the Borough were thanked. Brookhaven Borough Council was thanked for money in the budget for the parade. He also thanked the Holiday Parade Judges.

Mr. Donaway said everyone was re-appointed to a job. What the person was on Tuesday, they are on Wednesday. He said he is looking to put together a committee. They will look where the GEO Plan stands, make sure the front window is adequately staffed and things like that. He may bring in an efficiency expert. He said he can't really talk about personnel issues.

PUBLIC DISCUSSION

Dawn Jones, 409 Cambridge Road, Brookhaven, PA 19015 congratulated Messrs. Heller and Pappas on their election to council. She said she has written something she would like to read. She said she has been employed here for over 5 years. She was hired as Assistant Borough Secretary in case Mrs McKinley decided to retire. She said she values her job as Assistant Borough Secretary. She said she works with the inspectors and if necessary comes in earlier in the morning and later at night if a contractor needs help with permits. She spoke about a conversation Mr. Donaway had with her in the presence of Mrs. McKinley. He told her there is a new administration in and her position may be going to 3 days a week. This was on Friday, December 29, 2017. Mrs. Jones asked if this decision was political. Mr. Donaway said Mr. LaPera, Ms. Sawicki and he wanted it. Mr. Donaway said the borough will not be run the same way it was run when Mr. Wilwert was president. She read a text message she had sent Mr. Donaway from her phone about her knee surgery which is scheduled for January 2. If she goes down to 3 days, she will no longer be a full-time employee and will not have medical benefits. She carries the benefits for her family.

Bill Jones, 409 Cambridge Road also congratulated Messrs. Heller and Pappas on their election to Council. He told council they know all of the things his wife does here. She even helps to raise funds for the Holiday Parade Committee. He said 'if people are doing their job, leave them alone'

Solicitor Stone said it is not by choice Mr. Donaway is not responding.

Dave Duplicki, 512 Trimble Boulevard said he does not know what the evaluation of Mrs. Jones' position is but, he sees all the good things she does. He wants to show her his support. He asked Mr. Donaway if had chosen a committee yet to review job responsibilities. He would like to serve on the committee. Mr. Donaway said it will be a committee of three council members.

Mr. Donaway said at the January 2, 2018 Reorganization Meeting of Council everyone was reappointed to a job—what you were Tuesday, you were on Wednesday, January 3, 2018.

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SCHOOL BOARD REPORT – Mrs. Ford

Mrs. Ford said that in December Coebourn Elementary School held an Assembly to celebrate being named a National Green Ribbon School by the United States Department of Education. She thanked everyone who was able to join them for this well-deserved award.

Coebourn Elementary School hosted a successful toy drive in December. The student Green Club collected over 100 recycled plastic toys that were donated to the Second Chance Toy Charity. Each month the Coebourn Elementary Green Committee sets a school-wide Green Goal for the month.

In November Coebourn Elementary School Student Council hosted a very successful book drive to benefit students at Lemm Elementary School in Texas. The school was flooded by the hurricane and classroom teachers lost their entire classroom library. Coebourn collected and shipped hundreds of books to fill classroom libraries at Lemm Elementary.

Coebourn's chorus and band students gave an amazing performance at the Coebourn Elementary Winter Concert in December. The chorus also participated in the Brookhaven Tree Lighting Ceremony. Additionally, Coebourn 4th and 5th grade students were treated to the annual Sun Valley High School Chorus and Band concert. Students were transported to Sun Valley in December to enjoy this outstanding performance. The traditional Brass Band made up of current and retired music teachers visited Coebourn to play for the students the day before winter break.

A Coebourn Elementary Student's artwork was selected for the 2018 Alcohol, Tobacco, and Other Drug Awareness Calendar. Sabo Graham won 1st place for his artwork which represents the month of October.

Coebourn Elementary is excited to announce there are ten million word readers who will be invited to the February Council Meeting.

She thanked the Brookhaven Fire Department and Police Department for their service at Coebourn on January 2. A pipe froze and burst causing a flood near the gymnasium area of the school. The after school program and staff were evacuated on that freezing day but kept very warm by the quick thinking fire, Police and EMS. She thanked them for all they do to keep them safe every day.

She encouraged everyone to follow Coebourn Elementary on twitter@CoebournES to receive daily updates of school events.

FIRE CHIEF'S REPORT – Chief Montella

For the month of December Chief Montella reported the following statistics:

Type	Month	Year
Fire Incidents	6	41
Non-Fire Incidents	15	193
Mutual Aid	28	295
Drills	<u>1</u>	<u>49</u>
Total	50	578
Loss		
Structure	\$ 803,000	\$ 807,600

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Contents	282,000	323,000
Vehicles	<u>25,000</u>	<u>28,500</u>
Loss Total	1,110,000	1,159,100
Property Endangered	5,757,000	7,674,000

Under the Injury Report it shows 1 Firefighter and 1 Civilian Injury for the month with the Yearly Total 1 firefighter injury and 2 civilian injuries.

Manpower	Calls	Avg. Persons Participating	Hours	Year Hours
Fire	50	16	761	5,699
Training	1	34	34	2,401

Brookhaven Volunteer Fire Company (BVC) responded to the following incidents in Brookhaven: 4 Building Fires—5075 Edgmont Avenue Shop-Rite, 280 Bridgewater Road – J Building at Trimble Run Condos, 5200 Hilltop Drive Hilltop Condos C Building. 1 vehicle fire on Morris Avenue, 7 motor vehicle assists 3215 Edgmont Avenue, 4930 Edgmont Avenue, 3700 Edgmont Avenue, 154 Trimble Boulevard, 800 block of Lincoln Drive, 500 West Brookhaven Road—Brookhaven Road at Mount Vernon Avenue. BVC assisted Middletown Fire Company on building fires at Harrison Road and Wooded Way. BVC assisted Chester Fire Department on a second alarm at 919 Parker Street and on an accident at I-95 at Edgmont Avenue. BVC Assisted Chester Township Fire Company on a building fire on Elson Road in Toby Farms. BVC assisted Garden City Fire Company on a fatal motor vehicle accident on Rose Valley Road. BVC assisted Sharon Hill Fire Company with a cover-up call. BVC members' monthly training involved EMS training, splinting and packaging patients for transport. BVC is mourning the loss of Philadelphia Fire Department Lieutenant Matt Letourneau who is one of BVC firefighter's cousin.

The EMS Statistics for December and Year to Date are as follows:

Transports 73, Refusals 41, Assists 15 for a total of 109 for December. Yearly total is 1,397. There were 11 Second Emergencies for a yearly total of 71.

52 Brookhaven 91; 17 Aston – 2; 100/82/83/81 Chester City 7; 47 Chester Township – 9; 23 Media – 9; 50 Middletown Township – 1; 65/51 Nether Providence – 2; 45 Parkside – 6 and 57 Upland – 2
Total for the year 1,397.

SOLICITOR'S REPORT – Mr. Stone

Ms. Sawicki made the motion and Ms. Leslie the second to accept Matt Stone's resignation from the Tax Appeal Board. Motion carried by unanimous vote.

Ms. Sawicki made the motion and Ms. Leslie the second to accept Matt Stone's resignation from the Solicitor for the Ordinance Committee. Motion carried by unanimous vote.

Ms. Sawicki made the motion and Ms. Leslie the second to accept Matt Stone's resignation Solicitor for the Civil Service Commission. Motion carried by unanimous vote.

Mr. Stone said he appreciated Council appointing him as Borough Solicitor. He also said that Council had an executive session prior to the meeting to discuss legal and/or personnel matters.

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Mr. Stone said that he will be reviewing the Noise Ordinance for the Ordinance Committee.

Mr. Donaway said welcome aboard to Mr. Stone.

MINUTES APPROVAL

Ms. Sawicki made the motion and Ms. Leslie the second to approve the Minutes from the November 27, 2017 Workshop. Motion carried by unanimous vote.

Mrs. Fooks made the motion and Ms. Sawicki the second to approve the Minutes from the December 4, 2017 Council Meeting. Motion carried by unanimous vote.

MAYOR'S REPORT – Mayor Hess

Mayor Hess said he performed a wedding on December 27 and the bride and groom presented him with a check. Although the mayor could have kept that check, he donated it to the Fire Company. Fire Marshal Leslie accepted the check and thanked him.

COUNCIL REPORTS

PRESIDENT PRO-TEM, CHAIR FINANCE AND INSURANCE COMMITTEE, MEMBER LONG RANGE DEVELOPMENT AND COMPREHENSIVE PLANS, MEMBER FIRE COMMITTEE AND CHAIRWOMAN GRANT COMMITTEE – Ms. Sawicki

Ms. Sawicki made the motion and Ms. Leslie the second to approve the Bill List dated 01/09/18. The total is \$101,987.68. Motion carried by unanimous Vote.

Ms. Sawicki made the motion and Ms. Leslie the second to appoint Barbacane, Thornton and Company, LLP, 3411 Silverside Road, Wilmington, DE 19810 as the borough's auditors. Motion carried by unanimous vote.

At Workshop Avion Energy spoke about their company. Their quote to be brought up this evening was 05.99. . Constellation gave a quote of 04.519 for a 4 year contract. Ms. Sawicki said we can save a lot of money by going with Constellation's figure. She made the motion and Ms. Leslie the second to sign on with Constellation for 4 years. Motion carried by unanimous vote.

CHAIR TECHNOLOGY AND COMMUNICATION COMMITTEE, CHAIR BOARD OF HEALTH, LIAISON TO CIVIL SERVICE COMMISSION, CHAIR HISTORICAL COMMITTEE AND MEMBER POLICE COMMITTEE – Mr. Heller

Mr. Heller said they are putting together a Technology Committee. He hopes to have a meeting with them within the next couple of weeks.

Mr. Heller said he would like to "live stream" our meetings

He ended his report by saying he has made contact with several of the committees he is on or is chairman of.

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PLANNING COMMISSION LIAISON, CONDO ASSOCIATION CHAIR, MEMBER FIRE COMMITTEE AND MEMBER HISTORICAL COMMITTEE – Mr. Pappas

Mr. Pappas thanked everyone who voted for him. He said he spent 33 years as a Brookhaven Police Officer.

VICE PRESIDENT OF COUNCIL, CHAIR LONG RANGE AND COMPREHENSIVE PLANS, MEMBER GRANT COMMITTEE, LIAISON TO ZONING HEARING BOARD, LIAISON TO RECREATION COMMITTEE AND CHAIR INSPECTORS – Mr. LaPera was absent because of his employment.

CHAIR EMERGENCY MANAGEMENT ADMINISTRATION, CHAIR RECYCLING/TRASH COMMITTEE, CHAIR FIRE COMMITTEE, CHAIR VETERANS' COMMITTEE AND CHAIR POLICE COMMITTEE – Ms. Leslie

Ms. Leslie thanked the borough for helping out with the Hilltop Building C fire. She said Mrs. Warfield said over \$20,000 was received to help those affected by the fire.

BUSINESS AND REVITALIZATION COORDINATOR, CHAIR ORDINANCE COMMITTEE, MEMBER CONDO ASSOCIATION, MEMBER LONG TERM AND COMPREHENSIVE PLANS, SCHOOL BOARD LIAISON, AND CHAIR TECHNOLOGY COMMITTEE- Mrs. Fooks

Mrs. Fooks said the Ordinance Committee will be meeting on January 18. She thanked Solicitor Stone for his service on the Ordinance Committee. She also thanked Mrs. Warfield for all she did to distribute contributions for the victims of the Hilltop Building C fire.

She asked Mr. Hampton what is going on at the old Wawa. Seems like there is some demolition going on outside. Mr. Hampton said as the stones are being removed from the building, people are stealing them from the property.

Mrs. Fooks wished everyone a Happy New Year.

ENGINEER'S REPORT – Mrs. Mulvena

Mr. Donaway welcomed Mrs. Mulvena back.

Mrs. Mulvena's written updates report shows she has requested pricing proposals from several energy suppliers. Based on the information received so far, the borough's current supplier has offered the most attractive rate. The current contract period expires 1/31/18. Any rates provided are good for 24 hours. She will get updated rates before the next meeting.

Stormwater Tip for January – With the recent inclement weather and heavy winds, attention is drawn to keeping trash and recycling can lids on tightly. Without secure lids, the trash and recycling is blown around the borough, often pushed by plows to areas that ultimately drain to streams.

The Sewer Plant Reports shows that Mrs. Mulvena has a tentative appointment with the plant operator on Monday, January 15, 2018 to review operations and performance.

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Transition Report shows Charles Catania provided an email with a brief description of various projects. Mrs. Mulvena has forwarded it to the Borough Office and requested the files be pulled so NDI Engineering can get copies made.

PRESIDENT OF COUNCIL, CHAIRMAN PUBLIC WORKS AND BUILDING, HOLIDAY PARADE LIAISON AND MEMBER POLICE COMMITTEE – Mr. Donaway

Mr. Donaway said that for the month of December, the Public Works Employees finished up leaf collection for 2017, removed and replaced for stop signs at North Gray and Melvin Drive, filled potholes, moved the bleachers for the tree lighting ceremony and returned them to the parks, moved the bleachers from Our Lady of Charity Church to Memorial Park, worked three snow events, had three sewer calls—Cambridge Road and Scola Road which were the homeowners' problem and Victor Avenue which they cleared with the curb plunger. There were no main blockages. They met with a representative about moving the playground equipment from Our Lady of Charity. Also met with a representative about fencing repair at Sampson Park. Price quotes were turned over to council.

Mr. Donaway said at a previous meeting he made a mistake with the amount of money it would cost to move and reinstall the playground equipment at Our Lady of Charity. Buzz Burger. The actual amount is \$15,115.00. Ms. Sawicki made the motion and Mrs. Fooks the second to accept the price of \$15,115.00 to remove the equipment from Our Lady of Charity and reinstall it in Sommerville Park. Motion carried by unanimous vote.

Among other things mentioned, Mr. Donaway appointed Mrs. Fooks, Mr. LaPera and himself to a committee that will review the job responsibilities of the office staff. He said changes might happen, responsibilities might change and they will also look at the economics.

Mr. Donaway said Mr. LaPera will be calling an Inspectors' Meeting. Also a tentative meeting at the Sewer Plant is scheduled for next Monday. Both of these meetings should include Mrs. Mulvena.

There will be a Youth Dance on Saturday, January 13, from 7:00-10:00 PM. \$10 per person. This is for Grades 4, 5 and 6. Brookhaven children will attend. Maybe some who attend Holy Family School will too. Chaperons are very much appreciated. The \$10 per person fee includes food and beverage.

The Union Vote for the Public Works Employees is January 17. Election rumors and promises from the union representative caused the Public Works to seek union representation. This is the Teamsters Union. The Borough has retained a labor attorney.

Mr. Donaway said there may be times when the Borough will have to use the services of Catania Engineering in circumstances where NDI Engineering is unable to provide service. Ms. Sawicki made the motion and Mr. LaPera the second to authorize this. Motion carried by unanimous vote.

INSPECTORS' REPORTS

ZONING OFFICER – Mr. Hampton

Mr. Hampton said the Zoning Hearing Board met on January 9 at 7:00 PM to reorganize. Joe Kurman is Chairman, Paul Marra is Vice Chairman, Adrienne Hallinan is Secretary and Brandywine Reporting was retained for the transcripts.

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Mr. Hampton said he talked to Code Enforcement Officer, Jon Grant, about homeowners who have not cleared their sidewalks of snow.

He said he has an application his desk for a Sushi Restaurant and a drive through Dunkin Donuts in the old Wawa. Dunkin Donuts has “bailed out”. Now the man who wants to have the Sushi Restaurant has offered “a sum of money” and wants to divide the building into three stores.

Burger King has put new signs up. He asked that the new sign for the drive-through be installed 9’ high so it won’t “tear up” your vehicle.

The old State Store had a gentleman’s agreement and when Mr. Shooster, the owner found out, he raised the price of the property to \$762,000.

FIRE MARSHAL – Mr. Leslie

Mr. Leslie said a water line at 4511 Edgmont Avenue broke inside the building. The gas and electric had to be shut off.

Lowe’s had a problem with a sprinkler pipe. That has been corrected.

A safety/construction fence is needed at the old Giant in Cambridge Square Shopping Center where interior demolition is being done.

Mr. Leslie said he has reached out to our Police Department and COSA about an 88 year old woman who smokes. She has already caused 2 fires. She lives in Trimble Run Condominiums—280 Bridgewater Road. On both fires there was a delayed 9.1.1. call.

Coebourn School had a frozen pipe break near the gymnasium. This was cleaned up by a professional company.

There was a fire at 232 Morris Avenue.

Mr. Leslie thanked everyone who had anything to do with the fire at Hilltop Condominium’s Building C. They did a great job.

Mr. Leslie said ALDI has a permit to do demolition work. There is a set of plans that show that they want to Divide the space into two separate stores. That means they will have to have two separate sewer systems, electrical panels, sprinkler systems, etc.

BOARD OF HEALTH – Mrs. Warfield

Mrs. Warfield said the new Applications for Health Licenses are at the printer.

The Board of Health may be filing paperwork on a scavenger who lives in the borough and is putting his collection on his property.

Ms. Leslie, Mrs. Fooks, Mrs. McDade and the office staff have also been handling donations for the Hilltop Building C fire victims.

PUBLIC FIRE SAFETY OFFICIALS – Chief Montella

Chief Montella said he and Mr. Bynum have been very busy with smoke detector requests.

Mrs. Fooks asked Chief Montella about the dryer vents in Hilltop. Chief Montella said that falls under the Mechanical Code. Mrs. Fooks asked what she should tell her CAMCO Managers that handle that area. They should contact Robert Grant who handles Mechanical issues.

Ms. Sawicki thanked Treasurer, Delilah McDade, for her hard work on the 2018 Budget and other areas for which she is responsible. Mr. Donaway said Mrs. McDade always goes above and beyond her duties.

PUBLIC DISCUSSION

Tom Dykes, 305 West Brookhaven Road had two things to bring before Council. The first one was street lights that need to be changed. Is there any lens in front of his house? The second was when McDonalds changed hands, they were not made to put in sidewalks. He also said that while he and his neighbor were shoveling their sidewalk, the PennDOT truck had the courtesy to slow down. Mr. Dykes also said his father's name is on the dedication sign for Coebourn School. There are two signs. Can Mrs. Ford find those signs at Coebourn School?

Charles Leslie from 703 Cambridge Road encouraged everyone to look at the showcase in the hallway. John Coleman has been working hard on it.

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Mike Ruggieri, 120 East Garrison Road said that from time to time people where a house is changing hands have appealed to Council for an exemption from putting in a sidewalk. He said if one puts in a sidewalk and there is no sidewalk at the other end it's 100 feet of sidewalk also known as a "sidewalk island".

Mr. Hampton said Burger King has done a lot of work. They have metal tables with seats outside in the river rock stone area near their door. The Regional Manager has said they are going to donate those tables with seats to the Borough.

Mr. Hampton said he went back to the 1960's and 1970's and found stories about sidewalks. People always had an excuse. At the corner of Burk Avenue and West Brookhaven road when the state came through and took a portion of Burk off there was a letter from the state saying people did not have to put a sidewalk in.

Sean McKenna, 4956 Madison Drive said his family moved here in 1963 and are on the Southwest Delaware County Municipal Authority System. For over 50 years the homeowners owned their sewer from the curb in. Six months ago he had an issue on the street side. The problems is in the main. Does the Borough have a liaison to their Board? We do not. Solicitor Stone came up with a couple of suggestions. Mr. McKenna feels that the Borough should get some kind of income from them. Mrs. Mulvena said Brookhaven still has the jetter. Mr. Donaway, Mrs. Mulvena and Solicitor Stone will look into t he matter.

With no other business to come before Council, Ms. Leslie made the motion and Mrs. Fooks the second to adjourn. Motion carried by unanimous vote.

Respectfully Submitted,

Mary Ellen McKinley, Borough Secretary