

MINUTES
BROOKHAVEN BOROUGH
COUNCIL MEETING
JUNE 6, 2016

At 7:00 PM Council President, John Wilwert, called the regularly scheduled meeting of Brookhaven Borough Council to order. He welcomed all present and led in the Pledge of Allegiance to the American Flag. In Mayor Hess' absence, Councilman Donaway read the names of the Borough residents who passed away during the month of May—Harry R. (“Bud”) Corson, Jr., Gerald D. Gardner, Thomas J. McKniff, Sr. and Myron W. Pubusky. A moment of silence was held in their memory.

The record shows the meeting was held in Council Chambers at the Brookhaven Municipal Center, 2 Cambridge Road, Brookhaven, PA 19015. The record also shows the following people seated at the Council Table (from my right to left): Ms. Sawicki, Mr. Linowski, Mr. LaPera, Mr. Wilwert, Solicitor Maddren, Ms. Leslie, Mr. Donaway, Engineer Catania and Secretary McKinley. Mrs. Fooks was absent because of a school commitment and Mayor Hess is traveling on business for his employer.

PRESENTATION FROM COUNCIL – Mr. Wilwert and Mr. Kuminka

Messrs. Wilwert and Kuminka presented the 8 Coebourn Elementary School Students with personalized certificates that read “In Recognition of (student’s name) Who Achieved 1,000,000 Words in the Reading Counts Program at Coebourn Elementary School Delaware County, PA. Presented this 6th Day of June, 2016 Brookhaven Borough.” Each Certificate is signed by Mayor Hess and Council President Wilwert. The students are Giulia Palagruto, Hannah Murray, Brooke Jackson, Meredith Grant, Haley Heller, Alexsandra McKeown, Nathaniel Zewdie and Hunter Paulson. Jessie Gosner and Jenna Jones were unable to come to the meeting tonight and Mr. Kuminka will give them their certificate at school. This is the 3rd year for the Reading Counts Program.

PRESENTATION TO COUNCIL – Mr. Stephen Sarazin, Aston Public Library

Mr. Sarazin thanked Council for the opportunity to speak about Aston Public Library and all of the services and programs available at their facility. He said getting a Library Card is free and easy. It grants one access to all of the libraries in the Delaware County Library System. Bring your Driver’s License, State Identification and fill out a short form and they will get you set up with your own card.

Public Programs for adults this year are a weekly Crochet and Knitting Club, diverse Crafts Group, Zentangle classes which is a relaxing art form, Chair Yoga. For children there are weekly story times for infants, toddlers and preschoolers; Summer Reading Program; other programs that will have a magician to a puppeteer to a juggler to a stage play and dancing. There will be a prize each week for any child who reads.

A variety of materials are available for members to check out including some new types of materials—a Kindle Fire to take home for a week. The Kindle Fire can be used to surf the web and also comes with a selection of e-books and access to the library’s collection of music. All of this is free. Then there are Chromebooks—simple but effective laptops that can be used to do anything on line. You can check out a Roku—little boxes that you connect to your TV and to your internet service that provide access to online TV channels. For the children there are the “Nabi” tablets that come loaded with educational games. Another electronic device is a 4G internet hotspot which will provide internet access for those who do not have it at home or who are traveling. The library has thousands of e-books as well as books for the blind and handicapped. To the blind and handicapped, books will be delivered to them. They will have a big book sale on September 24. Mr. Wilwert asked if the Aston Public Library has a website. Yes. www.wastonlibrary.org. Mr. Wilwert said he would like to promote

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some of the Library's activities. Ms. Leslie asked about overdue electronics that have been borrowed. The overdue fee is \$1/day per item, although one can call to extend the borrowing period. The extension will be given provided no one else is waiting for the device. Mr. Wilwert asked about damage to the items. Mr. Sarqazin said in the last 9 months there has been no damage, just wear and tear. Mr. Donaway asked what devices are available now. Mr. Sarazin said most all that he spoke about. If a device is not available, one can go on a wait list.

SCHOOL BOARD REPORT – Mr. Kuminka

Mr. Kuminka thanked Chief Montella and Joe Bynum who helped at Field Day by spraying water on the children. Points of Pride—5th Grade Reading Olympics. The children must read 40 books each throughout the year. They did well. There were two teams who got First and Second Place.

Regarding the Young Authors Program four children from Coebourn had their work selected. The American Legion and the General Federation of Women's Club sponsored an Essay Contest. One of Coebourn's 5th Grade students took 2nd Place in the State.

The Math Wizards brought home 1st, 2nd and 3rd Place.

Mr. Wilwert wished Mr. Kuminka a nice summer. He'll be back in September or October.

PUBLIC DISCUSSION

Mike Ruggieri from East Garrison Road said that two weeks ago he mentioned the potholes on Citadel Federal Credit Union's property. The potholes are still there and are worse. Mr. Ruggieri asked Mr. Maddren about the Mercantile Tax matter he had brought up at a previous meeting. Mr. Ruggieri said we are still working on a February date and it should be more in line with when Federal and State Taxes are due. Mr. Ruggieri also asked about the increase from \$10 to \$25. When did that come about? Mr. Maddren said he is working on these matters with Michael Pierce.

FIRE CHIEF'S REPORT – Chief Montella

For the month of May, 2016, there was 1 fire incident, 13 non-fire incidents, 22 mutual aids and 5 drills. The Loss Report shows \$3,000 to structures, none to contents or vehicles and \$70,000 worth of property endangered. There were no firefighter or civilian injuries or deaths. The Manpower Report shows 41 calls with an average of 16 volunteers participating for a total of 383 hours. There were 5 training sessions with an average of 29 volunteers participating for 247 hours.

Brookhaven Volunteer Fire Company responded to the following incidents in Brookhaven: Pedestrian struck in the 3900 block of Edgmont Avenue, 4 motor vehicle accidents with injuries—one at West Brookhaven Road and Burk Avenue, one at 532 West Brookhaven Road, one at 5005 Edgmont Avenue and a Hazmat spill at Burger King Parking Lot involving trash truck fluids, commercial building fire at Building B--Trimble Run Condos, electrical fire involving electric panel, service wire and air conditioning unit. They assisted Chester City on a 2nd alarm building fire at Columbus school. Assisted Upland Fire Company on a building fire on Vista Lane. Assisted Chester Township Fire Company on a building fire at Pyromed Reclaiming Facility and also a motor vehicle accident with entrapment at Concord and Incinerator Roads. State Representative Leanne Kruger-Braneky presented the fire company with an International Firefighter Day Certificate along with a basket of candy. Senator Tom Killion toured the Brookhaven Volunteer Fire Company Station and presented the fire company with an EMS Week Proclamation with the slogan EMS Strong. Brookhaven Borough Council sent

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them a cake in recognition of EMS Week for their Fire/EMS Members.

The EMS Subscription has been mailed out. Please return it promptly with your payment.

The EMS Statistics for the month of May are as follows: 65 transports, 22 refusals, 12 fire/standbys for a total of 98. Call Totals for Boroughs for May shows Brookhaven-52 – 79; Media 23 – 3; Rocky Run 46 – 0; Parkside 45 –10; Middletown 50 – 3; Chester Township 47 – 1; Nether Providence 65/51 – 1; Aston 17 -1; Upland 57 – 4; Rose Tree 73 – 0; Springfield 44 – 0; Lower Chichester 3-/40 – 0; Chester City 100/82/83/81 – 4; Swarthmore 14 – 0; Darby – 0 and Concordville – 1. There were 2 2nd Emergencies.

POLICE CHIEF’S REPORT – Chief McGoldrick is on vacation.

SOLICITOR’S REPORT – Mr. Maddren

Mr. Maddren said he and Mr. Catania are working on a Developer’s Agreement and Financial security Agreement.

Messrs. Maddren and Catania will be setting up a meeting with the new owners of the Brookhaven Shopping Center.

MAYOR’S REPORT – Mayor Hess is away on employment related business.

MINUTES APPROVAL

Mr. Linowski made the motion and Ms. Leslie the second to approve the Minutes from the April 25, 2016 Council Workshop. Motion carried by unanimous vote.

Mr. Linowski made the motion and Mr. Donaway the second to approve the Minutes from the May 2, 2016 Council Meeting. Motion carried by unanimous vote.

COUNCIL REPORTS

BUSINESS AND REVITALIZATION COORDINATOR, CHAIR ORDINANCE COMMITTEE, MEMBER CONDO ASSOCIATION, SCHOOL BOARD LIAISON, CHAIR TECHNOLOGY COMMITTEE, CHAIR GRANT COMMITTEE AND MEMBER POLICE COMMITTEE – Mr. Wilwert for Mrs. Fooks

The Ordinance Committee is extremely busy. They are working on finalizing/revising the following ordinances:
Solar to add fire department language for the safety of our fire department.
Pools -specifically looking at life guard regulation.
Peddler/Soliciting as well as revising the permit application for soliciting.

Business Revitalization shows No new update on Shop-Rite who continues to work on their store.

Lowes has started their hiring process. Anyone interested in applying there are flyers in the back of the Council Room with all of the necessary information.

Shoppes at Brookhaven – No new information

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Plaza 352 is being sold to a new group but we have no new information on that.

Brookhaven Shopping Center is changing hands. There will be a meeting with the new owners on June 13 to discuss such things as cleanliness, etc.

Under Website News the Website is changing. Very soon one will be able to see Brookhaven's history in pictures, updated pictures of our parks, a New Resident Section as well as a few other modifications.

Under Community News Mrs. Fooks' report spoke about the SPCA Clinic here on August 23 from 4-6 PM. Dog Licenses can be purchased at the Borough Office during normal business hours.

Brookhaven Pool is open on weekends and will be open during weekdays after school is finished. Please be careful driving by the pool and yield to pedestrians crossing Creek Road. (The record shows this is a private pool now owned by the Borough of Brookhaven.)

The last day of school for PennDelco School District is Thursday, June 16. Congratulations to the Senior Class of 2016.

CHAIR ARBOR/SHADE TREE COMMITTEE, LIAISON TO HEALTH INSPECTORS AND HEALTH OFFICER, MEMBER OF GRANT COMMITTEE, LIAISON TO PLANNING COMMISSION, MEMBER LONG RANGE DEVELOPMENT COMMITTEE AND MEMBER FIRE COMMITTEE – Ms. Sawicki

Ms. Sawicki said work at the Butterfly Garden was completed during the month of May and it was ready for the Memorial Day Service.

She said she went to the Pennsylvania State Association of Boroughs Convention for 1 day. She said the meetings she attended were very informative.

Planning Commission met on May 17 to Review Society Hill Plans – The developer is coming back with updated information for the Planning Commission's Meeting on June 21, 2016 at 7:30 PM

CHAIR FINANCE AND INSURANCE COMMITTEE, CHAIR LONG RANGE DEVELOPMENT, MEMBER FIRE COMMITTEE, MEMBER CIVIL SERVICE COMMISSION AND CHAIR CONDO ASSOCIATION COMMITTEE – Mr. Linowski

Mr. Linowski presented the bill list dated 3:49 PM 06/03/16. The General Fund Total is \$40,314.93; Sewer Fund Total is \$6,660.00 for a grand total of \$47,974.93. Ms. Leslie made the motion and Mr. LaPera the second to approve the bills for payment. Motion carried unanimously.

Mr. Linowski thanked Messrs. Dykes, Heller, Garvey and Ms. Szostek for cleaning up some of the PennDOT traffic islands in the Borough. They also placed planters with flowers and a Welcome to Brookhaven sign on the islands too.

The Fire Committee did meet about the new truck that is being built for the Fire Company. It's just about finished. Mr. Linowski said he will have a check in the amount of \$350,000 available for the crew to take with them when they go to pick up the truck.

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

Ms. Leslie said that the new fire truck was ready for final paint and graphics as of last week. Delivery should be within the next couple of weeks. The fire company sold the old truck for \$75,000. This money goes toward all of the equipment to furnish the new truck. Everyone is anxiously awaiting the new truck's arrival. On June 20 from 4:00-11:00 PM the fire company will have a fundraiser at Cocco's Pizza. 20% of all sales will be given to the fire company.

On Saturday, June 11 from 9:00 AM until noon the Recycling Committee will be holding an Electronics Waste Event in the Municipal Center Parking Lot—rain or shine. Bring anything with a cord to be recycled.

On behalf of the Brookhaven American Legion Post 94, Ms. Leslie thanked everyone that took part in or came to the Memorial Day Ceremony. It was a beautiful hot morning but they got through it.

Ms. Leslie welcomed part-time police officers Josh VanHorn, Matt Barr and Shane Laird to the Police Department.

Emergency Management Coordinator, Steve Schultz, will be issuing new employee identification badges to any employee that does not have one or whose old one needs updating. Please let one of the secretaries/clerks in the front office know so Mr. Schultz can set up the photo schedule.

CHAIR PUBLIC WORKS AND BUILDINGS, LIAISON TO HOLIDAY PARADE COMMITTEE, CHAIR COMPREHENSIVE PLANS, MEMBER TRAFFIC CALMING COMMITTEE AND MEMBER POLICE COMMITTEE – Mr. Donaway

Mr. Donaway said the Public Works Department employees had two sewer calls which they were able to clear with the plunger. They cleaned off storm sewer inlets, chipped branches by appointment from May 16 through 27, cut the grass at the vacant house at 401 Dutton Mill Road. Mr. Donaway said they would cut the grass every month until we find out who is responsible. PennDOT sprayed the weeds on the traffic islands.

Mr. Swayngim saved the Borough about \$600/month by changing out all of the lights at the municipal center and district court to LEDs.

Mr. Donaway continued his report saying that DEP released new MS-4 information. The regulations go into effect in 2018.

Mrs. Jones will be moving out of the front office into another location in the building to handle permits, certificates of occupancy and other related work.

The Holiday Parade Committee will meet on June 8 at 7:00 PM. They need help and appreciate any amount of time people can give to help

There will be a Youth Dance on Friday, June 10 at the Municipal Center.

Mrs. McKinley sent a letter to PennDOT asking them to look at the condition of Upland Road and Creek Road. The attention to the condition of these two State roads was brought to him by the emergency services personnel.

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LIAISON TO ZONING HEARING BOARD, LIAISON TO RECREATION COMMITTEE, MEMBER GRANT COMMITTEE, MEMBER LONG RANGE DEVELOPMENT AND MEMBER CONDO ASSOCIATION - Mr. LaPera

Mr. LaPera said the Zoning Hearing Board will not meet in June because there is nothing on their agenda.

There will be a Family Day Fund Raiser at Cocco's tomorrow from 4:00-11:00 PM. 20% of all sales go to the Family Day line item in the budget.

Mr. LaPera spoke about the Brookhaven Borough Eaton Park Improvements Project. Included in the project were a walking path, pavilion, concession stand, bocce court, horseshoe pits and landscaping. Originally the project would have cost \$248,500 but our Public Works Department employees can do the demolition on the tennis and basketball court and the existing tot lot will remain. This brings the cost down to \$193,500. The tennis court won't be put back but the basketball court will. Paving of the parking lot is not included in the Price. Ms. Sawicki said we should have some extra fund raising events to help cover the expense of this project. Mr. Donaway said we should not do all of these improvements without repaving the parking lot. Ms. Leslie asked who supplies the bocce ball equipment and horseshoes equipment. Mr. LaPera said bring your own. Mr. Wilwert said the tot lot equipment we have there now is good enough. Mr. LaPera spoke about the \$30,000 matching funds. He estimated that there would be \$7,500 from Family Day donations; \$5,000 from Camp Haven; \$2,000 from the Golf Outing; \$2,000 from Coach Bag Bingo and \$500 from Psychic Night—all events sponsored by the Recreation Committee. This would be from 2016 and about the same amount would be raised in 2017. Mr. Linowski said there is nothing in the 2016 budget for this but it can be put in the 2017 budget. Mr. LaPera said we are "at the top of the list to get a grant" for Eaton Park. Mr. LaPera made a motion to approve the submission of the application and all necessary paperwork for the grant. Mr. Donaway made the second. The Resolution necessary is Resolution 2016-07. Motion carried by unanimous vote.

CHAIR INSPECTORS AND FIRE MARSHAL, DEPUTY EMERGENCY MANAGEMENT COORDINATOR, CHAIR TRAFFIC CALMING, MEMBER TECHNOLOGY COMMITTEE AND MEMBER HISTORICAL SOCIETY – Mr. Wilwert

Mr. Wilwert thanked Council for approving B-Safe as our new security company. We are back to where we should be. They took care of the software issues.

Mr. Wilwert thanked the individuals mentioned earlier in the Minutes for their work on the PennDOT traffic islands.

ENGINEER'S REPORT – Mr. Catania

Mr. Catania reported that the 2016 Street Resurfacing Program has been completed. Innovative Construction Services had the contract for this job.

The Shoppes at Brookhaven have asked for Escrow Releases. Escrow Release #3

Phase 1-3	\$1,154,766.66
Phase 4-6	\$ 0.00
Ballfield	\$ 8,370.00

Mr. Linowski made the motion and Ms. Leslie the second to approve Escrow Release #3. Motion carried by unanimous vote

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Escrow Release #4

Phase 1-3	\$1,011,881.76
Phase 4-6	\$ 0.00
Ballfield	\$ 6,250.00

Mr. Linowski made the motion and Ms. Leslie the second to approve Escrow Release #4. Motion carried by unanimous vote.

Work Progress at Shoppes at Brookhaven is being tracked via periodic site inspections. Current work progress shows that sanitary and storm sewer, water main and underground electric is substantially complete. Grading is nearly complete and retaining walls are 50% complete. Foundations at Giant, LA Fitness, retail sites A, B and C are complete. Wall construction at LA Fitness/Retail B and Smashburger is complete. Parking lots paving for Giant has begun. Regarding the Ballfield, the grading has been delayed by rain. It is expected that completion of the ballfield will be by late summer with use in the late spring of 2017.

Four bids were received for the Municipal Complex and Public Works Garage parking lot resurfacing. Low Bidder was A. F. Damon Company. Their total bid was \$101,525. Mr. Linowski made the motion and Mr. Donaway made the second to approve the bid from A. F. Damon for the Municipal Complex for \$66,150. Motion carried unanimously. Mr. Linowski made the motion and Mr. Donaway the second to approve the bid of \$35,375 from A. F. Damon for the parking lot resurfacing at the Public Works Garage. Motion carried by unanimous vote.

Bids were received for Shepherd Street Drainage Improvements. Two bids were received and JMC Contractors was low bidder at \$145,950. Mr. Donaway made the motion and Mr. Linowski the second to reject the bids for the Shepherd Street Drainage Project and authorize Catania Engineering to re-advertise the project. Motion carried unanimously.

340 Trimble Boulevard Drainage Improvements, two bids were received and JMC Contractors was low bidder at \$118,405. Mr. Donaway made the motion and Mr. Linowski the second to reject the bids for the 340 Trimble Boulevard Drainage Project and authorize Catania Engineering to re-advertise the project. Motion carried unanimously.

Mr. Catania recommended ratification of the cost for sinkhole repairs at 614 Marshall Road and 400 Melvin Drive. Mr. Donaway so moved and Mr. Linowski made the second. Motion carried by unanimous vote.

Bids for the Police Department floor will be opened at the June 27 Workshop.

INSPECTORS' REPORTS

FIRE MARSHAL – Mr. Leslie

Mr. Leslie reported there was a grease fire at McDonalds.

At a unit at Trimble Run Condominiums (280 Bridgewater Road), people came from work and smelled smoke—owner's wife and neighbor. Then husband came home and he smelled it too. Had dinner and finally called 9.1.1. The fire was in the electrical box. This was a 2 hour delayed 9.1.1 call.

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Mr. Leslie is concerned about the proper keys not being put in the Knox Boxes at businesses. Store managers change and they change the locks but neglect to put the new keys in the Knox Box. The fire company does not want to have to break down a door to gain entrance in the case of a fire or other emergency. Mr. Maddren said the Borough needs to put something in our ordinances to address this situation.

BOARD OF HEALTH – Mrs. Warfield

Mrs. Warfield said that the “Tiger Mosquito” bites during the day. She also spoke about the Zika Virus and the variety of mosquito whose bite can lead to the Zika Virus. She asked if the Borough is putting Mosquito Dunks in the storm water inlets. She also said anything that holds water must be emptied. Mr. Wilwert for more information on the Mosquito Dunks in the storm water sewers.

ZONING OFFICER – Mr. Hampton

In his written report to Mr. LaPera, Mr. Hampton reported he made 39 phone calls and issued 21 Zoning Permits. Broken down there were permits for 4 sheds, 2 pools, 2 garages, 6 fences, 1 screen room, 1 house, 3 signs and 2 decks.

PUBLIC DISCUSSION

Tom Dykes, 305 West Brookhaven Road thanked Council for looking into doing improvements at Eaton Park. He also spoke about police cars “flying all over the Borough” when groups of 6, 8 and 10 at a time were on the streets. He heard it was a rental for a dance but Chester does not hold dances for their own schools. Mr. Wilwert said there was a rental for a graduation dance at the Municipal Center. A lot of the details were blown out of proportion. We are looking at the rental agreement procedures and policies. The police said there were curfew violations and there was no fight. Messrs. Donaway and Wilwert will be working with Mr. Swayngim, our Rental Coordinator, to make some changes in our rental procedures.

Mike Ruggieri from East Garrison Road spoke about a caved in sidewalk. He said it’s a safety issue. Maybe the Borough could fix the problem. He said this is just a comment—not a criticism.

With nothing else to come before Council, Mr. Linowski made the motion and Mr. LaPera the second to adjourn. Motion carried by unanimous vote.

Respectfully Submitted,

Mary Ellen McKinley
Borough Secretary