

MINUTES
BROOKHAVEN BOROUGH COUNCIL MEETING
MONDAY, OCTOBER 5, 2015

The regularly scheduled meeting of Brookhaven Borough Council was called to order by Council Vice President, Denise Leslie, at 7:05 PM. She welcomed all present and led in the Pledge of Allegiance to the American Flag. In the absence of Mayor Hess, Ms. Leslie read the names of the Borough residents who passed away during the month of September—Robert J. Brown, Gertrude Bowling, Kathleen S. Sacco, Golda Arbogast Walker and Kevin C. Griffith. She asked for a moment of silence in their memory.

The record shows the meeting was held in Council Chambers at the Brookhaven Municipal Center and the following people were seated at the Council Table: Mr. Camma, Ms. Sawicki, Mrs. Fooks, Mr. Wilwert, Solicitor Maddren, Ms. Leslie, Mrs. Truesdale, Engineer Catania and Secretary McKinley. Mr. Linowski arrived late because of an appliance repair problem at home.

Presentations from Council

Ms. Leslie read a resolution honoring John and Jean Jerdon, 12 Trimble Boulevard, on the occasion of their 52nd Wedding Anniversary. Mr. and Mrs. Jerdon were married in Drexel Hill on September 14, 1963 and have been residents of Brookhaven since 2007. They have 3 children, 6 grandchildren and 4 great grandchildren. Mr. Wilwert made the motion to adopt the Resolution. Mrs. Truesdale made the second. Motion carried unanimously.

Ms. Leslie asked Fire Chief Montella to step forward. She presented Chief Montella with a check for \$53,200.65. This is their 2015 Volunteer Fire Relief Association's State Aid check which was sent to the Borough and is being turned over to the Brookhaven Volunteer Fire Company.

Presentation to Council - Chester Water Authority Officials and Solicitor Maddren

Solicitor Maddren introduced Frank Catania, Solicitor for Chester Water Authority and Jennifer Reitz from Thomas Comitta Associates. Mr. Maddren said one of the concerns of Council and others is what is going to happen with the rest of the Chester Water Authority Property after part of the property will be sold to be developed into a shopping center. Mr. Maddren said Mr. Linowski, Mrs. Fooks and Mrs. Truesdale had asked him to work with Chester Water Authority (CWA) to preserve as much of the remaining land as possible. At this point in the meeting, Mr. Linowski arrived and apologized for his tardiness because a clothes dryer repairman was fixing their broken dryer. Happy wife, happy life!! Mr. Frank Catania said CWA owns a tract of land bordered by Coebourn Boulevard, Dutton Mill Road, the back yards of homes on Shepherd Street and Edgmont Avenue. About 36 acres will be conveyed to a developer, 10 of which will be conveyed to the Borough by the developer. The developer will be constructing a ball field on 5 acres and the adjoining 5 acres will be conveyed to the Borough. Mr. Frank Catania spoke about the 18 acres that will be retained by CWA to see if there is any way the Borough could use that portion. He said CWA didn't know how far along in that process the Borough is. The parcel runs along Dutton Mill Road and the back yards of homes on Shepherd Street. It is a heavily wooded area and CWA is keeping it that way. CWA has no use for that land. He said the water storage tank will be "decommissioned" and it is now empty. CWA is using that area as a staging area for the pipe relocation work that is being done. Ms. Reitz's company was contacted by CWA to see if there are any passive recreational uses for the land. Ms. Reitz said she has worked with Media, Middletown Township, Marple and other municipalities to help them develop trails which are primarily made of gravel or paved. They are 6' wide with clearance on either side. Among other suggestions, she said maybe the Borough would want trails with benches along the way, a graded parking lot and other suggestions. She showed everyone via a poster board with photos what could be done and/or has been done elsewhere. She knows the "natural environment"

Minutes October 5, 2015 Brookhaven Borough Council Meeting

should be kept there. This is in addition to the new ball field the proposed developer will be putting in. Mr. Wilwert asked who would bear the expense of the improvements. Mr. Frank Catania said the property would still belong to CWA so any improvements would be done at their expense. Mr. Linowski said the ball field is already under contract with the proposed developer. The Borough is going to apply to PECO to help us get a grant. Ms. Sawicki said that the Borough Officials as well as the Recreation Committee and interested residents should sit down to determine what we really need. Mr. Maddren said Ms. Reitz and CWA have offered their help. Mrs. Truesdale asked if these 18 acres are in addition to the 5 acres. Mr. Maddren said this extra space that the Borough will not own. CWA is taking us all the way to Dutton Mill Road. Mrs. Fooks asked what assurance CWA will give the Borough that at some point they will not take the land back. Mr. Frank Catania said CWA will not accept any of the Borough's money for CWA's land. CWA will move forward working with Messrs. Maddren and Charles Catania, Jr. Tom Dykes, 305 West Brookhaven Road said he likes the ideas that CWA is working with the Borough; however, it was not just Mr. Linowski, Mrs. Fooks and Mrs. Truesdale who were asking for this. He said he has been "pushing it" since January. It appears that CWA is allowing us to use the land without deeding it over to the Borough. Mr. Frank Catania said CWA is prohibited by law to sell the property. CWA owns the property but the Borough will still be able to use it. Mr. Dykes asked what will happen in 5 or 10 years. Does the Borough have the right to purchase it? Ms. Leslie asked what CWA's long range plan is. The Borough would like the opportunity to do this. Mr. Linowski said "we are going forward from this". Mr. Donaway from John Drive said CWA is selling 36 acres to a developer, 10 acres of that the developer is giving to the Borough via the ball field and open space. An unknown member of the audience in the back of the room asked about a guarantee on the land that borders on Dutton Mill Road. Mr. Frank Catania said the area is being used for storage right now. CWA is moving a 30" line and relocating it. The empty water storage tank is going to be removed and will probably be relocated to somewhere in Chester County. Mr. Frank Catania repeated that the Dutton Mill Road area will be used for staging, pipe and equipment storage for the work that is being done now to relocate the 30" water pipeline.

Public Discussion

Harry Seth from North Clearwater Lane spoke about the flags still being flown at full staff when President Obama had declared they should be at half staff in memory of the college students who were killed or injured in the shooting in Oregon. Mr. Seth said he has noticed on other occasions when the flags were ordered to be flown at half staff the Borough didn't comply. Mr. Wilwert said Mr. Swayngim will be lowering the flags in the morning. His schedule did not permit this being done today.

Lynn McMonagle, 722 Cambridge Road, said she was representing the Cambridge Estates Civic Association. She spoke about times years ago when only one parent worked and there was a parent home to care for the children and provide activities for them. Times have changed and we have Borough sponsored activities, private sports groups as well as schools that provide activities for children. The Cambridge Estates Civic Association has decided to retire. With permission from the members, Mrs. O'Malley, the Treasurer, has given the remaining funds in their treasury to Ms. McMonagle to donate to Borough organizations. There was a little over \$2,000 left in their treasury. Ms. McMonagle said they are happy to share the money with Brookhaven Volunteer Fire Company and Town Watch. She presented each organization with a check. Chief Montella and Mr. Wilwert thanked the Association for their generosity.

Dan Gallo from Marianne Drive said it was good to hear about the possible passive recreational use of part of the CWA property. He wants to make sure we know that we must minimize the traffic impact and the water runoff. Mr. Maddren said that is why CWA is saying passive recreation.

Tom Dykes, 305 West Brookhaven Road, said it is good to hear that CWA finally responded. He said he was upset that Council made it sound like only the three members of Council mentioned previously in the meeting

Minutes October 5, 2015 Brookhaven Borough Council Meeting

were the only ones involved in asking for the remaining land. Mr. Linowski said he takes exception to that. Council and Mr. Maddren have been working with CWA for the last 9 months and when we have concrete information it will be shared with everyone. Mr. Dykes questioned the timing of the information shared tonight. Mr. Maddren said CWA's Board of Directors just authorized Mr. Frank Catania to come this evening. This is a "no cost opportunity" and a new concept. At first we were just asking for prices. Mr. Dykes said we should work out with CWA a timetable so we have a 5 or 10 year leeway so we can decide as a Borough what we want to do with the property. The Recreation Committee and residents need to be involved.

School Board Report – Mr. Kuminka

Mr. Linowski welcomed Mr. Kuminka back from the summer break. Mr. Kuminka said that they all hit the ground running when school opened in September. Everyone has adjusted well to the new school year. He thanked the Brookhaven Fire and Police Departments for all they do. With this being Fire Prevention Week, the Fire Department will be going to Coebourn on Friday. In three weeks they will have their Red Ribbon Campaign where the students will sign their pledge. Chief McGoldrick will be present for the signing of the pledges and to speak to the students. He thanked Brookhaven Borough Council and the Mayor for supporting the Million Word Reading Program. Three years ago 19 students read million words. Two years ago 26 students read a million words or more for a total of 85 million words and in 2015 there were 32 million word readers for a total of 93 million words and one of the 32 is a 2nd grader. Mr. Linowski thanked Mr. Kuminka and the staff at Coebourn Elementary for all the good work they are doing with and for the children. Mr. Linowski also congratulated Coebourn for going National. They are a 2015 National School of Character. Two other schools in the Penn Delco School District also achieved this in 2015. There are only 64 schools in the nation that are a 2015 National School of Character.

Fire Chief's Report – Chief Montella

For the month of September, the following statistics were reported: 4 fire incidents, 8 non-fire incidents, 25 mutual aids and 5 drills. The loss report shows \$1,000 on contents loss and \$200,000 worth of property endangered. No firefighter or civilian deaths or injuries. The Manpower Report shows on the 42 calls there was an average of 16 people participating for 483 hours. On the 5 training sessions there was an average of 30 participants for 203 hours. They responded to 4 building fires in Brookhaven. The fire on Camelot Drive was contained to the chimney. Fire started when the homeowner switched from summer to winter hookup. Responded to 2 motor vehicle accidents in Brookhaven. Assisted Chester Township on a motor vehicle accident with entrapment on Powell Road in Toby Farms; assisted the City of Chester on two 2alarm building fires—301 East 24th Street and at 2nd and Yarnell. Assisted Ridley Township on a building fire at the intersection of McDade Boulevard and Ohio Street; Assisted Garden City Fire Company on a building fire on Rodgers Lane. Chief Montella thanked the Recreation Committee and Camp Haven for their generous donation. He spoke about Family Day and what a huge success it was. They were proud to participate. On Friday, October 9 from 6:00-9:00 PM and on Saturday, October 10 from 8:00 AM-4:00 PM there will be a County-wide Delco Volunteer Fire Department Recruitment. Volunteers will receive all of the necessary training they need to become a volunteer firefighter. Chief Montella said that the Department of Human Services notified fire and EMT departments that they must have background checks—FBI, State Police and child abuse checks. Mr. Wilwert said Town Watch Members are getting clearance. Mr. Maddren said this is necessary if one has frequent contact with children; however, if the individual has resided in Pennsylvania for the past 10 years, the FBI background check is not necessary.

The Ambulance Report for September shows 66 transports, 15 refusals, 8 assists for a total of 89. Call totals for Boroughs were Brookhaven 52 – 67; Media 23 – 5; Rocky Run 46 – 0; Parkside 45 – 1; Middletown 50 – 1;

Minutes October 5, 2015 Brookhaven Borough Council Meeting

Chester Township 47-1; Wallingford/Nether Providence 65 – 5; Aston 17 – 0; Media 51 – 1; Upland 57 – 5; Chester 100 – 0; Rose Tree 73 – 0; Chester 82 – 1; Chester 83 – 1; Chester 81 – 1 and Lower Chichester 39 – 1. There was 1 second emergency.

Police Chief's Report – Chief McGoldrick was absent.

Solicitor's Report – Mr. Maddren had nothing new on which to report.

Mrs. Truesdale motion and Mr. Camma the second to approve the minutes from the August 24, 2015 Council Workshop. Motion carried unanimously.

Mrs. Truesdale made the motion and Mr. Wilwert the second to approve the minutes from the September 14, 2015 Council Meeting. Motion carried unanimously.

Mayor's Report – Mayor Hess was absent.

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 – Mr. Linowski

Mrs. Truesdale made the motion and Mr. Wilwert the second to approve the Bills on the list for payment. The list is dated 4:37 PM 10/05/15. The total is \$54,213.70. Motion carried by unanimous vote.

Mr. Linowski asked for a motion to waive the permit fee for the Aston Lionesses to conduct their White Cane Campaign outside of Pathmark on October 16, 17 and 18. Mrs. Fooks made the motion and Ms. Leslie made the second. Motion carried unanimously.

Mr. Linowski thanked everyone responsible for the Family Day photos and various articles that were published in the newspapers. He said 2016 will be the 30th Anniversary of Family Day. He said that he remembers when Family Day was started in Scott Park with two 55 gallon drums cut in half. The menu consisted of hot dogs and Hamburgers cooked on the makeshift grills. The 29th Family Day was the best ever and we have the Family Day Committee sponsors and volunteers to thank for that. He heard no complaints this year. Recreation Committee President, Jim LaPera advised Mr. Linowski to be ready to open the vault for the 30th.

Council Reports

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

It appears that our Trash and Recycling Contract with J. P. Mascaro and Sons may expire at the end of 2015. Ms. Leslie made the motion and Mr. Wilwert the second to authorize the Engineer to prepare bid specifications and advertise their availability for trash and recycling. If it is necessary to go for bids, the bid opening would be on October 25. Motion carried by unanimous vote.

The Electronic Recycling event held here on September 5 shows that 8.6 tons of electronic material was recycled. In addition there was 1,750 pounds of light iron plus another 360 pounds of light iron, Laptops towers, keyboards brought in 1,650 pounds. Insulated copper wire totaled 90 pounds, aluminum totaled 98 pounds and from the 2 air conditioners 2 pounds of Freon was salvaged.

Minutes October 5, 2015 Brookhaven Borough Council Meeting

The Veterans' Day Service will be held on November 7 at 9:00 AM in the area of the Butterfly Garden and Veterans' Memorials.

The last Shred-It event for this year will be held here at the Municipal Center Parking Lot on Saturday, October 31 from 9:00 AM until noon.

Ms. Leslie also said that Sun Valley's Band is doing very well this year. They have taken 1st Place in two competitions.

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 the Holiday Parade will be the next big event. It is on November 21. He thanked Mrs. Ruth for the beautiful pictures she took of the Veterans Welcome Home Parade. Check out the poster in the display case in the hallway. Mr. Wilwert said he will be putting the photos he took and those from Mrs. Ruth on the web-page and the television.

The Youth Dance to raise funds for the Holiday Parade will be held on October 16.

Mr. Camma said the Fall Borough Newsletter will be coming out within the next few weeks.

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

Mrs. Truesdale began her report by saying Family Day was a big hit. 1,400 residents participated enjoying games, free food, face painting, train rides, water ice, soft pretzels and other treats. Recreation Committee events on the horizon include Trunk or Treat Halloween event on October 25. It will be at the Coebourn Elementary School Parking Lot from 4:00 – 7:00 PM. This is for children 12 and under. Costumes are required. Registration is at the Borough Office during normal business hours. Participating children must be signed up too. Mr. Coleman who was in the audience applauded this event. He said a lot of people, especially our senior citizens, who also think it is a good idea, are afraid to open their door at night to welcome trick or treaters. Next is the Murder Mystery Dinner "Charlie's Angels of Death" on November 6, Coach Bag Bingo on November 21. Get your tickets for this event early. It will sell out quickly and there won't be any tickets at the door. She continued saying on December 6 at 1:00 PM the Senior Holiday Luncheon will be held followed by the Holiday Tree Lighting Ceremony at 6:00 PM later that day. Mrs. Truesdale spoke about a fund raiser for softball at the Texas Roadhouse on October 13. In order to participate you must have the flyer with you. Softball will get 10% of sales from those who participate. Mr. Wilwert said to check the website and electronic sign for announcements.

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

Mr. Wilwert reported that the Public Works Department employees cleaned a storm sewer inlet on DiMaio Drive that was causing flooding at a residence. The pipe was clogged with a Styrofoam cooler, leaves, sticks, cans and bottles. The installed three Watch Children Signs on DiMaio Drive—one at DiMaio at Greenwood, one at DiMaio at Grant and one at DiMaio at Dutton Mill Road. This might be the last street in the Borough that qualifies for Watch Children Signs under the new PennDOT Manual of Uniform Traffic Control Devices. They planted Mums and worked on getting the outside of the Borough Municipal Center ready for Family Day.

Minutes October 5, 2015 Brookhaven Borough Council Meeting

Potholes were filled in locations where they have been discovered or reported. He continued his report by saying someone dumped a very large quantity of limbs and large branches at Memorial Park. These loads were brought into the park in a dump truck because of the size of the piles. Also some dumping is occurring at the rear of the Giant Field. The dumper is someone familiar with the area because of the location of the retention pond back there. If anyone sees dumping occurring anywhere in the Borough, not only in the parks, please call the police via 9.1.1.

Because of a Cambridge Square resident's complaint Mr. Wilwert suggested surveying the land behind Ruth Road which is near our Walking Trail and considered "wild land" with no maintenance needed. The resident wants us to cut some trees down. They may or may not be ours. Mr. Wilwert made the motion and Mrs. Truesdale the second to authorize Catania Engineering to survey the property. Motion carried unanimously. Mr. Wilwert said often people complain about things like this and after a survey is completed it turns out what they think is their property is actually ours and they might have their things on our property. Mr. Catania will talk to Mr. Thompson about the area in question.

Mr. Wilwert said Town Watch is 20 years old this year. That is 20 years of volunteers working hand in hand with the Police Department to protect the Borough. Town Watch Members use their own vehicles, pay for their own gas and put money raised from various events back into the Borough. That's "remarkable". The three 20 year members are Jim DeProphetis, Lynn McMonagle and John Wilwert. Mr. Wilwert said he would like to think that the community appreciates Town Watch. In a survey taken it showed that 100% of those who participated knew about Town Watch. Mr. Wilwert also recognized Town Watch Members Bruce Tomason and Linda Riffert who were present tonight. Ms. Leslie asked Mr. Wilwert if Town Watch would be bringing back their spaghetti dinner. Mr. Wilwert said yes, in the Spring.

Mr. Wilwert said if you get the opportunity to go to the Meadowbrook Shopping Center, be sure to stop in Ro Lynn's Deli and congratulate them on their 50th Anniversary.

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 announced that the Ordinance Committee will meet on October 21.

She and Jim Cadden met last week to discuss a website redesign to include updated photo albums, a New Resident Section, a Senior Section, a Recreation Committee Section with flyers, events, etc. posted and our Parks will be updated to include their picture and location. They will also add links for Brookhaven Fire Department and Brookhaven Police Department as well as a Brookhaven Community Business Association. They anticipate all of the website changes will be completed by October 31. Additional meeting this month will be held to make sure they stay on track.

Mrs. Fooks said that the wandering Peacock paid her garage roof a visit. It is a beautiful big bird! Take a picture of it if it visits your property.

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 our Planning Commission will be meeting on October 20 at 7:30 PM for the Skulski (203 Upland Road) subdivision.

Minutes October 5, 2015 Brookhaven Borough Council Meeting

Flu shots will be administered at the Municipal Center on October 8 from 9:00 AM until noon. If you don't have Medicare or other medical insurance the cost is only \$25. Dr. Crowell's staff will be giving the shots.

The 70th Anniversary Committee published a Business Directory. She will delivering or sending it to the businesses that took an ad in the book. She will also be distributing it to others who would like to have one.

Engineer's Report – Mr. Catania

Mr. Catania said that a tank at the Wastewater Treatment Plan needed to be cleaned. The cost of this is \$2,800. He recommended this be done. Mr. Wilwert made the motion and Ms. Sawicki the second to spend the \$2,800 to have the tank cleaned. Motion carried by unanimous vote.

Next on Mr. Catania's report was the recommendation to authorize a storm sewer repair because of sinkholes at 512 Camelot Drive. Mrs. Fooks so moved and Mr. Camma made the second. Motion carried unanimously.

Mr. Catania reported that re-bid opening for the spectator area re-grading in Memorial Park and the Phase 2 Melvin Drive a5 North Gray Street Drainage will be at Workshop on October 26.

Road Salt proposals for the 2015/2016 season have been received. Mr. Catania recommended that Oceanport Industries with a quote of \$66.20 per ton delivered to us be awarded the primary supplier with Morton Salt at \$71.14 per ton delivered to us the secondary supplier. Mr. Wilwert made the motion and Mrs. Truesdale the second to accept Mr. Catania's recommendation. Motion carried by unanimous vote.

Inspectors' Reports

Building Inspector, Plumbing, Mechanical/HVAC – Mr. R. Grant was absent.

Fire Marshal – Mr. Leslie said he would save his report for Workshop.

Board of Health – Secretary Helen Elmer for Cathy Warfield who was not able to be present. – Nothing to report other than the flu shots that Ms. Sawicki mentioned earlier in the meeting.

Code Enforcement and Electrical – Mr. J. Grant – No report

There was no other discussion or other business to come before Council. Mr. Linowski and Camma made the motion and Mr. Wilwert the second to adjourn. Motion carried unanimously.

Respectfully Submitted,

Mary Ellen McKinley
Borough Secretary