

MINUTES  
BROOKHAVEN BOROUGH COUNCIL  
WORKSHOP  
MONDAY, SEPTEMBER 26, 2011  
7:00 PM

The regularly scheduled Workshop Session of Brookhaven Borough Council was called to order at 7:00 PM by Council President, John J. Wilwert, Jr. The meeting was held in the Brookhaven Municipal Center.

The record shows the following people seated at the Council Table: Mr. Linowski, Ms. Sawicki, Mrs. McKinley, Mr. Wilwert, Ms. MacKenzie from Beatty Lincke, Mrs. Erickson, Mayor Hess, Mr. McCray and Mrs. Mulvena from Walton, Mulvena and Associates. Ms. Leslie was absent because of a family obligation and Mr. Donaway was working.

PRESENTATION TO COUNCIL

Mr. Mike Sehl and Mr. Mike Long from Spectra Energy came to speak to Council about the Temporary Workspace Agreement they are negotiating with some residents on Meadowbrook Lane and with the Borough for the property we own on Meadowbrook Lane. They thanked Council for the opportunity to address Council tonight. Mr. Sehl said they are meeting with individual property owners and negotiating with them for temporary workspace on their property. They do not have comparables in the 19015 zip code that were sold in the last year as well as on properties now listed for sale. They think that they will be able to come up with a fair dollar figure though. They are not looking for more easement—just temporary workspace. This temporary workspace would be for two years which allows them time “to come back and fix things”. Spectra Energy is asking the Borough to take under consideration compensation in the amount of \$5,000 for temporary workspace. They would like to move forward with this in the next month. Mr. Sehl introduced Mr. Long who is the Right of Way Supervisor. Mr. Wilwert said Council and our solicitor will review the Temporary Workspace Permit and Spectra Energy’s offer of \$5,000. Ms. MacKenzie will communicate with Messrs. Sehl and Long should she have any questions or concerns. Mr. Wilwert said a motion to execute the Temporary Workspace Permit should be put on the agenda for the October 3 Council Meeting.

PUBLIC DISCUSSION – None

SOLICITOR’S REPORT – Ms. MacKenzie

Ms. MacKenzie recommended that at the next Council Meeting a motion be made to permit her to properly advertise the DELCORA Rules and Regulations Ordinance—the most recent updated version.

Regarding the third party inspection service by Code Inspections, Inc., the formal contract must be finalized between the Borough and Code Inspections, Inc. of Horsham, PA. Mrs. McKinley

## Minutes September 26, 2011 Brookhaven Borough Council Workshop

sent them recommendations from Beatty Lincke for the formal contract since the one included in their proposal was a generic contract. Once it comes back, Ms. MacKenzie asked for permission to finalize it.

### MAYOR'S REPORT – Mayor Hess

Mayor Hess thanked Mr. McCray, Mrs. Kelley, Ms. McMonagle, Mrs. Jones and the entire Family Day Committee and sponsors for the wonderful job they did. Although the weather wasn't very cooperative, their spirits were not dampened. A great time was had by all.

### COUNCIL REPORTS

#### ARBOR/SHADE TREE, EMERGENCY MANAGEMENT ADMINISTRATION CHAIR, AND VETERANS' GROUPS – Ms. Leslie

Ms. Leslie was absent because of a family obligation but sent an e-mail saying she will give her report at the October Council Meeting.

#### CHAIR TRAFFIC CALMING, RECREATION COMMITTEE LIAISON AND SCHOOL BOARD LIAISON – Mr. McCray

Mr. McCray said he had nothing to report this evening but will give his report next Monday night.

#### COMPREHENSIVE PLANS, PLANNING LIAISON, LONG RANGE DEVELOPMENT, CONDO ASSOCIATION CHAIR AND HOLIDAY PARADE – Mr. Donaway

Mr. Donaway was absent because of his employment.

#### CHAIR ORDINANCE COMMITTEE, CONDO ASSOCIATION, ZONING OFFICER DIRECTOR, ZONING HEARING BOARD LIAISON AND ASSISTANT SCHOOL BOARD LIAISON – Mr. Linowski

The Zoning Hearing Board will be meeting on October 11 to hear the case of the Dollar Tree sign.

Mr. Linowski said he and the Ordinance Committee are working on the Fee Schedule Ordinance as well as the Trash and Recycling Ordinance.

Mr. Linowski said he and Mr. Donaway will be going to the Pulte Homeowners Association on Thursday, September 29 at 7:00 PM. A lot of their problems/concerns are their own dealing with Pulte. He said he and Mr. Donaway will do the best they can.

Minutes September 26, 2011 Brookhaven Borough Council Workshop

Speaking about Family Day, Mr. Linowski said he didn't have to cook for it for the past several years but he remembers the days way back when he helped with the Family Day cooking using 35 gallon drums that had been cut in half. He said he convinced his wife to play BINGO this year and she won a nice prize. The Family Day Committee and volunteers did a wonderful job again this year.

Mr. Linowski said after Family Day he went to the Chester Ramble on the River. One had to have "full pockets" of cash. The cost of food was very high.

BUSINESS SUPPORT AND DEVELOPMENT, POLICE COMMITTEE, INSPECTORS  
DIRECTOR, HEALTH INSPECTOR DIRECTOR AND CHAIR HEALTH/PUBLIC SAFETY  
– Mrs. Erickson

Flu Shots will be given here at the Municipal Center on October 6 between the hours of 11:00 AM and 1:00 PM.

On Wednesday, October 5 at from 6:00-9:00 PM there will be a Food Safety for Volunteer Food Handlers Class here at the Municipal Center. The cost to participate is \$20 per person.

Mrs. Erickson said Mrs. Warfield got her laptop from the Pennsylvania Department of Agriculture but we must get wireless in this building. We really need it. State Representative Hackett's staff needs it too. Chief Montella said he might have some information to share about the wireless routers. The new laptop requires "an air card" to be used by Mrs. Warfield. Also, the air card and/or wireless router can be used by the Emergency Management Team too. Mr. Wilwert said he is familiar with this subject. You have to set up security on it so only authorized individuals can use it. Mr. Wilwert said he would get a price.

There appears to be a used vehicle lot on East Brookhaven Road. Pro-Clean Out Services does have permission to park their vehicles there though. Mayor Hess said he would have the police look into the vehicles for sale. Mr. Linowski said he would also have Zoning Officer Hampton look into the matter.

Mrs. Erickson announced that the Brookhaven Business and Professional Association would like to put little white lights on the Bradford Pear Trees in front of the Municipal Center for the holidays. The electricity issue was discussed. What about the bushes at the Municipal Center sign? Mr. Wilwert and Mrs. Erickson will talk about the lights. Chief Montella asked what style of lights they are going to use. He said although they are more expensive, LED lights are more efficient.

FINANCE COMMITTEE, FIRE COMMITTEE CHAIR, POLICE COMMITTEE CHAIR,  
CIVIL SERVICE LIAISON AND CLOCK/SIGN COMMITTEE LIAISON – Ms. Sawicki

Mr. Wilwert apologized to Ms. Sawicki for missing her report earlier in the meeting.

Minutes September 26, 2011 Brookhaven Borough Council Workshop

Ms. Sawicki said the Bill List presented this evening will be updated for the October 3 Meeting.

Good news was received from Jack Wagner, Pennsylvania's Auditor General. We will be receiving \$91,815.76 for the 2011 Commonwealth allocation supporting the Volunteer Fire Relief Association for our Brookhaven Volunteer Fire Company #52. This must be turned over to the fire company within 60 days of receipt. We also will be getting our 2011 Commonwealth allocation of General Municipal Pension System State Aid in the amount of \$139,910.76. Act 205 requires us to deposit this allocation in the pension plans within 30 days of receipt.

Ms. Sawicki said she is putting into the 2012 budget the purchase of 100 more energy efficient street lights.

Mr. Linowski asked about the status of the bricks people purchased for the clock/sign area. Ms. Sawicki said progress is being made. The bricks were delivered last week. Ron Jackson from Jackson Construction here in Brookhaven has agreed to donate his time and talents installing the bricks in a pattern that is being worked on now. The ground is too saturated for him to begin.

ENGINEER'S REPORT – Mrs. Mulvena

Mrs. Mulvena submitted a written report for Council's review through 9/26/11 and dated 9/26/11. She said she rushed to do the report and she will update it for the Council Meeting next Monday night. She spoke about some of the things on the report. First she said the Stormwater/MS4 Permit and asked that \$300 be placed in the proposed 2012 Budget to purchase markers for the storm water inlets alerting all that you must not let anything but water go down the drains. Mrs. McKinley said she already has 150 of them that Mr. Walton asked her to order last year. Mrs. Mulvena said we need more than 150. She also asked that money be allocated to extend the rainwater conductors at the Municipal Center and Firehouse. She did not give a dollar amount for this project. She also said the Borough is in our 10<sup>th</sup> year of a 5 year permit.

The 2011/2012 Salt Proposals have been received. She is recommending that the award go to the lowest responsible quote—Oceanport LLC. This will be addressed at the Council Meeting on October 3.

Regarding the FY2011 Ordinary Streets and Sewer Maintenance Program, Mrs. Mulvena said we need to award Lot 9 to JMC at the October 3 Council Meeting. This is a time and material only item.

PECO Act 129 Rebate forms are being submitted for jobs completed and those on the horizon. The deadline for submission is September 30.

The Borough got a \$15,000 grant from the County to get heat pumps. Not all municipalities who were eligible applied for a grant so if there is any "extra money" we may be able to get some of it to do more units.

## Minutes September 26, 2011 Brookhaven Borough Council Workshop

There was a problem with the handicapped ramp in front of Cullis Memorials on Edgmont Avenue. It was so low that the water accumulated there and Mr. Cullis was afraid there would be a worse problem in the winter with ice. The water was bad enough. The contractor who installed it has been to the location to correct the situation.

### INSPECTORS' REPORTS

#### FIRE MARSHAL – Mr. Leslie

Mr. Leslie said he has completed his Fire Inspection at 3906B Edgmont Avenue. It is expected that Mr. Feindt will issue the Certificate of Occupancy next week. There is a vitamins via the internet business proposed for that location.

#### BUILDING INSPECTOR – Mr. Feindt

Mr. Feindt said the old post office/First Keystone Federal Storage Building at 24 Upland Road has been granted a Certificate of Occupancy. Mr. Leslie and he worked together on this Commercial Certificate of Occupancy. This building is the new home of Tuscarora Lapidary Society.

Mr. Feindt said the name of the proposed business at 3906B Edgmont Avenue is Pharm-Pro. Mr. Hampton said he has had an inquiry about a pawn shop business coming into 3906 Edgmont—the front building where Liberty Tax is.

The Brookhaven Farmers Market property is in the hands of Scott Realty. Surrounding property owners have been approached about selling their property. A demolition permit has already been issued on one of the properties. There is action on that corner.

Regarding Dollar Tree in the Cambridge Square Shopping Center, work on the property hasn't been started yet.

Mr. Feindt asked if anyone had noticed a for sale sign on Keith Harvin's property across from Toby Farms School. There is also a sale sign on his property on East Brookhaven Road.

#### BOARD OF HEALTH – Mrs. Warfield

Mrs. Warfield said that a laptop computer was made available to her and other health inspectors that asked for one by the Pennsylvania Department of Agriculture (DOA). This computer is for "food code" related matters. All inspections will be on line. Right now she can't send anything to the DOA because the Borough doesn't have a wireless router. There was discussion about this situation and Mr. Wilwert will check into getting the necessary router.

105 Roberts Road, on which we had a lien, has sold. We recovered \$2,400 on this property.

Minutes September 26, 2011 Brookhaven Borough Council Workshop

116 Upland Road is now vacant. There may be a tree branch penetrating the roof.

A letter concerning high grass was sent to a residence on Grant Drive near Jackson Drive. The family has responded that there is a medical situation and they have asked for more time. Of course, it will be granted.

The mound of dirt at Traditions at Ridley Creek is high with weeds. This situation needs to be addressed.

The house at 115 East Brookhaven Road is empty and the grass is high. The owner was sent a letter and nothing was done. A citation was issued and Mrs. Warfield will see the owner in Court on October 5.

A member of the audience asked about spraying for West Nile Virus Mosquitoes. Mrs. Warfield said we do not spray, the County does. Mr. Linowski asked about the "big pond" at the Brookhaven Swim Club. Mrs. Warfield said it should be treated with Mosquito Dunks. Residents and businesses must be pro-active when it comes to preventing mosquitoes from breeding. We can't trespass on private property.

An animal trap was set in the yard at 133 Charles Avenue. There are skunks on the property. The neighbor's two dogs were sprayed by the skunks. No one knows what happened to the traps that were set. Mayor Hess said he would check out the matter of the missing traps.

The property of Suzanne Stang (deceased), at 3303 Edgmont Avenue is on the Sheriff Sale List. Ms. MacKenzie had a computer with her and she checked to find out if the taxes were paid on the property. The taxes are current.

Mr. Wilwert told Mrs. Warfield that Town Watch is putting together a list of members who will be participating in the Volunteers Food Safety Course on October 5.

No other inspectors had reports.

**PRESIDENT'S REPORT – Mr. Wilwert**

Mr. Wilwert said we need some part-time help in our Building Services Department. At the October 3 meeting he will recommend the employment of Robert W. Montella to help out. His starting wage will be \$9.00/hr with an increase to \$9.50 after a satisfactory probationary period.

There has been a little dispute with the Cambridge Square Management Company and the Borough about some trees. Messrs. Wilwert and Thompson will check this out but the Borough does not own any trees in Cambridge Square that we know of.

Minutes September 26, 2011 Brookhaven Borough Council Workshop

PUBLIC DISCUSSION

Mike Ruggieri from East Garrison Road said there are “portable wireless hot spots” available. Verizon has them. Mr. Wilwert thanked him for that information and said he will check into them.

There was no other business to come before Council.

Respectfully Submitted,

Mary Ellen McKinley  
Borough Secretary