

January 17, 2023 @ 6:30 P.M.

The Township Board of Commissioners held their regular monthly meeting on the above date and time at 97 Wanamaker Avenue, Essington, PA 19029 with Patrick K. McCarthy, President, presiding. Present:

Patrick K. McCarthy, President  
Patrick Barr, Vice President  
Dennis Arthur, Commissioner  
Lisa Edmiston, Commissioner  
Roger Joseph, Commissioner  
David D. Schreiber, Manager  
Sam Auslander, Esq., Solicitor  
Dennis O'Neill, Engineer

President McCarthy called the meeting to order and all rose for the Pledge of Allegiance to the Flag.

Pastor Ash of the New Life Community Church provided an Invocation after the Pledge of Allegiance.

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**ON A MOTION** by Patrick Barr and second by Lisa Edmiston, the minutes of the December 2022 Commissioners Monthly Meeting were accepted and approved, by a unanimous voice vote.

Board President McCarthy reported that all members had received copies of the Treasurer's and Secretary's Report of Receipts. There being no questions;

**ON A MOTION** by Roger Joseph and second by Lisa Edmiston, the reports were accepted and approved as submitted, by a unanimous voice vote.

Mr. McCarthy reported that the bill list for January 2023 will be distributed to all members at the end of the month. There being no questions;

**ON A MOTION** by Patrick Barr and second by Roger Joseph, the bill list will be paid for the month of January 2023 by a unanimous voice vote.

**Public Comments on Agenda Items:**

Mr. Zurdi Dobi, 200 Powhattan Avenue, Lester, made the following comments:  
Regarding Item 13, Committee Reports, asked for an update on the police incident of January 17.

Asked the Solicitor for an update on the Sunoco litigation, Wu litigation, Delaware County Health Department litigation. Asked the Township Engineer for an update on the Zoning Hearing Board application of 76 Industrial Highway.

Mr. Art Perdun, S. Gov Printz Blvd, regarding Item 8, Ordinance to Adopt International Fire Code of 2018, asked what code the Township was currently using.

**COMMITTEE REPORTS:**

**ADMINISTRATION, LAW, ORDINANCE, PUBLIC SAFETY AND FINANCE – Patrick K. McCarthy Chairman**

**Adoption of Resolution 2023-001 Applying for County Aid Liquid Fuels Funds**

**ON A MOTION** by Patrick Barr and second by Roger Joseph the Board voted unanimously via roll call vote to adopt Tincum Township Resolution 2023-001 making application to Delaware County for an allocation of County Liquid Fuels Tax funds in the amount of \$7,223.

**Ordinance to Adopt International Fire Code of 2018**

**ON A MOTION** by Roger Joseph and second by Lisa Edmiston the Board voted unanimously via roll call vote to instruct the Township Solicitor and Fire Marshall to draft and advertise an ordinance to adopt as Township Code the International Fire Code of 2018.

**Appointment of Crossing Guards Donna Costa and Colen Miller**

**ON A MOTION** by Patrick Barr and second by Lisa Edmiston, the Board voted unanimously via roll call vote to appoint Ms. Donna Costa and Mr. Conlen Miller as alternate crossing guards on an as needed basis at a rate of \$15/hour

**Attendance of Annual Seminars and Conferences**

**ON A MOTION** by Roger Joseph and second by Dennis Arthur the Board voted unanimously via roll call vote to approve the attendance of appropriate Township Officials at various County and Statewide seminars and conferences during calendar year 2023 at an approximate total cost of \$5,000.

## **Transfer of Funds from the General Account to the Sewer Account**

**ON A MOTION** by Dennis Arthur and second by Patrick Barr the Board voted unanimously via roll call vote to make semi-annual transfers of funds from the Township General Operating Fund account to the Sewer Account to cover associated debt service and administrative expenses. Said Semi-annual transfers are in the amount of \$375,000

## **East Coast Greenway Feasibility Study Consultant**

**ON A MOTION** by Patrick Barr and second by Roger Joseph the Board voted unanimously via roll call vote to appoint Traffic Planning and Design to conduct a feasibility study for the East Coast Greenway trail in conjunction with the grant provided by Delaware County Greenway and Open Space program. Said contract will be in the amount of approximately \$99,810.

## **COMMITTEE REPORTS**

### **Code Enforcement Report – Roger Joseph, Chairman**

**December 2022 - The Code Enforcement Officer Issued:**

**15** Certificates of Occupancies for a total of **\$ 2,025**

**24** Building Permits for a total of **\$ 103,870**

### **Police, Fire, and Buildings: Patrick K. McCarthy, Chairman**

**Police Report December 2022**

Township Fines: **\$ 1,559** Of that amount, a total of **\$101** were Parking Tickets.

The department handled **508** incidents and made **34** criminal arrests

**34** of those criminal arrests were adults

**00** of those criminal arrests were juveniles.

Mr. McCarthy reported that this evening (January 17) the police department assisted in an incident that began in Philadelphia whereby a car driven and occupied by suspects in a homicide investigation crashed a vehicle on Rte. 291 and 2<sup>nd</sup> Avenue and fled on foot.

Of the 4 suspects, 3 were apprehended within a short time. The 4<sup>th</sup> suspect was not captured but is believed to have left the area after an extensive search by representatives of numerous police departments.

Mr. McCarthy noted that the crime the suspects are alleged to have committed occurred in Philadelphia and not in Tincum Township but happened to be trying to elude police through Tincum Township.

**Fire Company Report: December 2022**

Building Fire	13 (5 Working Fires)
Vehicle Fire	02
Commercial Vehicle Fire	01
MVA w/Injury	06
MVA w/o Injury	03
MVA w/ Entrapment	03
Assist EMS	01
Assist Police Dept	03
Pedestrian Struck	01
Gas Leak	02
CO Alarms	01
Auto Fire Alarm	20
Total Calls	56

**Fire Marshal Report December 2022**

**Plan Reviews:**

1. New Life Church Fire Alarm Plan
2. 200 Stevens Drive, AmeriHealth Caritas, Fire Alarm Plan
3. International Plaza Fire Sprinkler and Alarm Plan
4. 10 Industrial Highway Fire Sprinkler Plan

**Fire Inspections and Acceptance Tests:**

1. 200 Stephens Drive, AmeriHealth Caritas
2. Lehman's Tavern fire restoration follow up

**Fire Company Assists:**

1. Delta Hotel Fire Alarm issue
2. Frozen and broken fire sprinkler pipes at Federal Express
3. Frozen and broken fire sprinkler pipes at Delta Hotel
4. Frozen and broken water pipe at 427 Powhattan Avenue

**Ray Lonabaugh, Fire Marshal**

**Public Works, Highways, and Railroads: Lisa Edmiston, Chairperson**

**Trash removal for the month of December 2022:**

Regular Trash	161	Tons
Bulk Trash	12	Tons
Yard Waste	5	Tons
Leaves	60	Yards

**Annual Totals for Trash Removal for 2022:**

Regular Trash	1,950	Tons
Bulk Trash	104	Tons
Yard Waste	91	Tons
Leaves	240	Yards
Sweeper Collection	20	Tons

- Decorated Town Hall for Christmas
- Repaired Township Marina docks
- Wrapped up leaf collection season
- Cleaned and prepped Log Cabin area for Winter Survival event
- Assisted Township Police and County Detectives with an investigation
- Salted Township roadways during freezing weather as a precaution
- Delivered holiday meals that were donated to various Township residents

**George Hinkle, Superintendent**

**Sanitation: Dennis R. Arthur, Chairman**

**Tinicum Township Wastewater Treatment – December 2022**

Total flow	57,188,000	gallons
Average Daily Flow	1,845,000	gallons
Total sludge	38,000	gallons (3.8% solids)
Methane Gas	93,239	cu ft

- Cleared sewer blockage on 200 block of Jansen Avenue
- New Controller installed on comminutor at Plant Pumping Station
- Installed new lights at Plant

**Louis Clark, Jr., Superintendent**

**Health & Recreation: Pat Barr, Chairman**

Mr. Barr reported that hockey and basketball seasons are underway and thanked all of the coaches and volunteers that help run the program.

**Solicitor's Report: Sam S. Auslander, Esquire**

Mr. Auslander reported that the Wu litigation is still in discovery until some time in 2023. The last payment release was predicated on the project architect's review, recommendation and approval. The Wawa litigation is currently "in a holding pattern" and there has been no movement. The litigation regarding the County Health Department involves 7 communities that sought an injunction against the County doing local inspections.

The County has filed a petition to dissolve the injunction granted by the Court Judge. Two additional communities now seek to join the injunction (Clifton Heights and Eddystone). Middletown and Thornbury have filed new complaints seeking similar relief from the Court. Middletown was initially deemed ineligible for relief as they are not a 1<sup>st</sup> Class Township.

Mr. Auslander reported that the motions made in December subject to the City of Philadelphia signing various documents by December 31 have been satisfied in that all of the required documents have been signed.

**Engineer's Report: Dennis O'Neill, P.E.**

Mr. Dennis O'Neill reported the project proposed at the Lester School is to subdivide the property into 4 lots to include the existing businesses, the school building, and 2 duplex dwellings was submitted by the owner, Mr. Cicconi. Further, Mr. O'Neill stated that the applicant has suggested that he would like to redevelop the school building into apartment dwellings as well.

Mr. O'Neill stated that applicant Alliance of 76 Industrial Highway has filed a Zoning Hearing Board application to use the property for freight related buildings, which are not a delineated use in the C2 district.

Mr. O'Neill asked the Board for their suggestions on street repaving for 2023.

**Manager's Report: David D. Schreiber**

The Township manager had no further report this month.

**Secretary's Correspondence** – There was no correspondence this month.

**Other Business** – Mr. McCarthy stated that the Winter Survival event went well and that the organizers provided the Township with plaques of appreciation.

**Adjourn the Business Portion of Meeting**

**ON A MOTION** by Roger Joseph and second by Patrick Barr to adjourn the business portion of this meeting by a unanimous voice vote.

### **Public Participation**

Mr. Zurdi Dobi, 200 Powhattan Ave., referred to a newspaper report in December 2022 of “sex trafficking” and subsequent arrests in Tincum Township and asked how that occurred. Chief Simpkins stated that a task force works with various federal and state agencies and establishments to conduct these investigations and sting operations in cooperation with local law enforcement agencies.

Mr. Dobi stated that the repairs on the Rte. 420 Bridge over Darby Creek seems to have been done pretty quickly and asked if the repairs were temporary. The Board responded, yes the repairs are temporary and had to be done in anticipation of the more permanent repairs that will be done in the future.

Mr. Dobi stated there was debris on northbound 420 near the entrance to the John Heinz Wildlife Refuge.

### **Adjournment of Meeting**

**ON A MOTION** by Roger Joseph and second by Patrick Barr this meeting was adjourned by a unanimous voice vote.

Respectfully Submitted,  
David D. Schreiber  
Manager/Secretary