

17th November 2014 @ 7:00 P.M.

The Tincum Township Board of Commissioners held their regular monthly meeting on the above date and time at 629 N. Governor Printz Blvd., Essington, PA 19029 with Thomas J. Giancristoforo, President presiding. Present:

Dennis Arthur, Vice President

C. Patrick Barr, Commissioner

Patrick McCarthy, Commissioner

Lisa Edmiston, Commissioner

Sam Auslander, Esq.

James MacCombie, P.E.

David Schreiber, Manager

Elaine M. Brolley, Secretary

President Giancristoforo called the meeting to order, all rose for the Pledge of Allegiance to the Flag.

Invocation

Pastor Ed Oswald from St. John's Lutheran Church gave the Invocation.

On A Motion by Dennis Arthur, seconded by Pat Barr, the minutes of the October 2014 Commissioners Monthly Meeting was accepted and approved, by a unanimous voice vote.

President Giancristoforo reported that all members had received copies of the October 2014 Treasurer's and Secretary's report of Receipts. There being no questions:

On A Motion by Dennis Arthur, seconded by Pat Barr, the reports were accepted and approved as submitted, by a unanimous voice vote.

President Giancristoforo asked for a motion to pay bills for the month of November 2014. The bill list for November will be submitted to the Board members at the end of the month. There being no questions:

On A Motion by Dennis Arthur, seconded by Pat McCarthy, the bill list will be paid for the month of November 2014 by a unanimous voice vote.

PUBLIC FORUM

Agenda Item Comments

Regarding Item #11, Vitetta Proposal regarding The Historic Lazaretto, Mr. Dobi asked what the cost would be. The Board replied \$470,790.

Regarding Item #13, Approval of 2015 Engineering Fees, Mr. Dobi asked if engineering fees would be increasing. Mr. MacCombie replied that his principal fee is unchanged, but there are small increases in some of the staff fees.

Regarding Item #8, Ordinance 2014-870 Regulating Outdoor Burning, Mr. Monteith commented on the requirement to maintain a 15 feet distance from the property line. Mr. Auslander responded that this requirement was modified in the ordinance being considered this evening.

ADMINISTRATION, LAW, ORDINANCE, PUBLIC SAFETY & FINANCE

Thomas J. Giancristoforo Jr., Chairman

Adoption of Ordinance No. 2014-869 Establishing Rules for Planting and Maintaining Bamboo Grass

ON A MOTION by Mrs. Edmiston, seconded by Mr. Barr, the Board voted unanimously via a roll call vote to Adopt Ordinance No. 2014-869 supplementing and amending Chapter 59, Weeds, and Brush, establishing article ii, Bamboo; adopting regulations for the planting, growing and removal of running bamboo; and providing for violations and penalties there from.

Adoption of Ordinance No. 2014-870 Regarding the Regulation of Outdoor Burning

Prior to voting on this item, Solicitor Auslander provided a brief explanation of an amendment made to this ordinance regarding footage, fifteen feet from structure instead of property line. Smokers are considered grills and must adhere to the rules of grills.

ON A MOTION by Mr. Arthur, seconded by Mr. Barr, the Board voted unanimously via roll call vote to Adopt Ordinance No. 2014-870 vacating, amending and supplementing Chapter 19, Fire Prevention, Article ii, Burning of Wastes; prohibiting outdoor burning and fires; establishing specific definitions, regulations and exceptions; and providing penalties for violations.

Request from Russell R. Frymiare regarding the John Morton Survival Scouting event to be held on the Westinghouse Grove, January 3rd & 4th, 2015 (30 Hours) alternate dates are January 10th & 11th, 2015

Prior to voting on this item, David Schreiber stated we have an insurance application from A.J. Gallagher and expect a reply shortly.

On A Motion by Mr. Barr, seconded by Mrs. Edmiston, the Board voted unanimously via roll call vote to approve Russell R. Frymiare's request regarding the John Morton Survival Scouting event to be held on the Westinghouse Grove, January 3rd & 4th, 2015 (30 Hours) alternate dates are January 10th & 11th, 2015.

Request Proposals for Gasoline and Diesel Fuel

ON A MOTION by Mr. McCarthy, seconded by Mr. Arthur the Board unanimously voted via roll call vote to advertise for Request for Proposal to supply township vehicle fleet with gasoline and diesel fuel.

Vitetta Proposal Regarding The Historic Lazaretto

Prior to voting on this item Mr. Schreiber stated the Motion was modified so that the phrase "subject to review of the written contract" was added.

ON A MOTION by Mr. McCarthy, seconded by Mr. Barr, the Board unanimously voted via roll call vote to accept and approve the proposal from Vitetta Architecture and Engineering for professional services to complete construction document and perform construction administration services for the renovation of the Lazaretto Building in the amount of \$470,790.

Request Proposal for Fuel Oil and Service

ON A MOTION by Mr. Arthur, seconded by Mrs. Edmiston the Board unanimously voted via roll call vote to approve advertising requests for bids to provide No. 2 heating fuel and service to equipment for the Lazaretto Building, Lester Fire House, and the Wastewater Treatment Plant.

Approve 2015 Engineering Fees

ON A MOTION by Mr. Arthur, seconded by Mr. Barr the Board unanimously voted via roll call vote to approve the 2015 fee schedule of Herbert E. MacCombie, Jr., P.E. as set forth in the schedule provided by James W. MacCombie dated November 6, 2015.

Payment to Sucher for 2014 Paving Project

ON A MOTION by Mr. McCarthy, seconded by Mrs. Edmiston the Board unanimously voted via roll call vote to authorize Release #1 to Joseph Sucher, Inc. in the amount of \$141,590.64 for the Township's 2014 Paving Project. Said release has been reviewed by the Township Engineer's Office.

Delaware County Public Schools Healthcare Trust

Prior to voting on this item, Mr. Schreiber noted that as a result of the Federal Affordable Health Care Act, the 34 municipality affiliation to which the Township belonged as a means to aggregate the number of insured personnel would no longer be recognized by the law. In order to allow smaller employers, such as many municipalities are, to manage their health care coverage and costs municipalities may join the Delaware County public Schools Trust. Under the Affordable Health Care Act, the Trust would allow multiple municipalities to aggregate their membership to secure similar levels of health care coverage at the lowest possible rates.

ON A MOTION by Mr. Arthur, seconded by Mr. McCarthy the Board unanimously voted via roll call vote to enter into a Pruchase Agreement with the Delaware County Public Schools Healthcare Trust for the purpose of providing health and related health care benefits to Township Employees. And, to also enter into a Business Associate Agreement with Gallagher Benefit Services for procurement and administration of said Health Care Services.

Code Enforcement Report – October 2014

October: The Code Enforcement Officer Issued:

64 Certificates of Occupancies for a total of **\$9,375.00**

13 Building Permits for a total of **\$39,708.88**

COMMITTEE REPORTS

POLICE, FIRE, AND BUILDINGS

Patrick K. McCarthy, Chairman

POLICE REPORT – October 2014

Township Fines: **\$4,903.28**. Of that amount, a total of **\$15.00** were Parking Tickets.

The department handled **774** incidents and made **36** criminal arrests.

36 of those criminal arrests were adults

0 of those criminal arrests was juveniles.

0 of the juveniles was handled within the Department and Released

0 animals were taken into custody

As part of the Police Report, Commissioner McCarthy made a Motion to authorize the Board of Commissioners to instruct the Tincum Township Civil Service Commission to administer the required Oral Examination for the purpose of selecting and promoting a Tincum Township Police Corporal to the rank of Sergeant. Said Oral Examination to be administered by the Delaware County Police Chief's Association.

The Motion was seconded by Commissioner Arthur. During Public Comment, Mr. Art Perdun asked how many Sergeants the Department has currently. The Board responded the Department currently has one. Contractually, the Township is required to maintain two. There being no further public comment, the motion was passed unanimously.

FIRE COMPANY REPORTS:

Fire Company Report – October 2014

There was no Fire Company Report this month

Total Calls –

Total number of responding personnel –

Total time in service –

Total calls YTD –

Respectfully Submitted,

Chief Jonathan Buschmeier

T.T.F.C.

FIRE MARSHALL REPORT – October, 2014

06 Building Permit Reviews

07 Certificates of Occupancy Inspections

10 Violation Notices Issued

12 Building and/or Property Inspections

01 Fire Alarm Acceptance test

02 Fire Alarm Acceptance test Phil. International Airport

01 Cease and Desist Order Issued for lack of Cert. of Occupancy

01 Citation issued for Violation of Property Maintenance Code

03 Meetings

William J. Adams Jr.

Fire Marshal

Assistant Code Enforcement

PUBLIC WORKS, HIGHWAYS, AND RAILROADS

Lisa Edmiston, Chairman

Public Works – October, 2014

October 2014

All trucks are serviced and ready for winter
New turbo installed on old International – in house
Leaf removal in progress, reminder to residents to put the leaves in the street at the curb, not in the grass, with your car parked in front of it.
Beaver dams have been removed

Trash removal for the month of October 2014:

Regular trash – 172.27 tons

Heavy trash – 8.41 tons

Recyclables – 25.32 tons

White goods – 1 piece

Respectfully Submitted,
Walter E. Lee, Superintendent
Highway Department

SANITATION

Dennis R. Arthur, Chairman

Tinicum Township Wastewater Treatment

Monthly Report for October 2014

Total: 22,309,300 gallons

Average: 777,000 gallons

Total Sludge: 219,684 gallons

Total Methane Gas: 133,315 cu ft

Average 4,300 cu ft

Sludge Hauled: 53,500 gals % solids 3.20

Sewer Complaint: None

Equipment Repairs:

10/2/2014 Patched wet well cover Ramada Inn Station

10/20/2014 Installed new street light (LED) eliminated 5 flood lights

10/10/2014 Replaced U joints primary pump

10/2014 Penn Power load back test all generators, generator at Front & Jansen blew turbo,
Parts on order

10/2014 A.J. Sulties re-installed draft tube mixer, new seals & impeller

10/2014 Eagle Eye Electric changed taps at Manor station as per Peco

10/24/2014 IC&E replaced soft start no. 2 pump Lester

Miscellaneous items:

10/2014 Service all police vehicles that were due

Robert J. Bernauer

HEATH AND RECREATION

Pat Barr, Chairman

Board of Health / Recreation - October, 2014

Mr. Barr reported that Soccer season recently ended and thanked all of the coaches and volunteers for their time and effort. Hockey registration will be on November 19th and 20th at the Tincum School. Notices were sent home with students with sign up dates and information. Basketball registration is under way as well.

Mr. Barr reported that the annual rabies clinic held in conjunction with the Glenolden Animal Hospital is scheduled for Saturday, April 10th. Mr. Barr also reported that the Board is considering locations for a potential Dog Park.

Solicitor's Report: Sam Auslander, Esquire

Mr. Auslander noted that the Board held an executive session to discuss the tax assessment appeal of the City of Philadelphia to the US Postal Facility on Tinicum Island Road, case number 07-1573 as well as the 3rd Circuit Court of Appeals case number 09-02872 regarding the state statute governing the purchase of land for airport purposes by one municipality in another municipality.

Mr. Auslander also read a letter from County Chair Thomas McGarrigle regarding a resident's concern about speeding drivers in the Township. The resident is Charles Monteith of 546 Jansen Avenue.

Engineer's Report: James MacCombie, P.E.

Mr. MacCombie reported that he received a request from the attorney representing Express Park asking if Express Park may have the Board's permission to park additional cars at their parking facility during the busy Thanksgiving travel season. The Board responded that before any permission can be given to park additional cars, Express Park must comply with the conditions of their recently approved Land Development Plan.

Mr. MacCombie also reported that his office was informed by Scannell Properties, LLC, the developer for the Federal Express facility, that Scannell has been advised by Federal Express of a moratorium on construction activity at all Fed Ex sites through their busy holiday season. Consequently, the Sound Wall that was scheduled to be started on November 18th will not be started until after the New Year. This is a concern because the fencing that surrounded a portion of the property was taken down upon instructions from Scannell Properties in anticipation of starting the wall project on the 18th.

Mr. Auslander stated that he is in communication with Scannell and that they are working towards a temporary resolution. Mr. Arthur asked Mr. Auslander to communicate to Scannell that Federal Express has been asked NOT to park in the first rows nearest the residences.

Manager's Report: David D. Schreiber

Mr. Schreiber reported that the Township has been advised by State Representative Miccarelli's office that Mr. Miccarelli will be hosting a community shredding event in May within the Township. The Township is putting together a community Electronic Recycling event in the spring to collect items that can no longer be picked up curbside (monitors, computers, and other items). Mr. Schreiber also reported that the Township was not chosen as a recipient of the latest round of Penn DOT Automated Red Light Enforcement grants. The Township has been waiting

the results of the grant application to install lights at the Tincum School. The Township will explore putting up a different type of traffic calming light.

Secretary's Correspondence

Ms. Brolley stated there was no correspondence this month.

OTHER BUSINESS

ADJOURNMENT OF THE BUSINESS PORTION OF MEETING

ON A MOTION by Mr. Arthur, seconded by Mr. Barr to adjourn the business portion of this meeting by a unanimous voice vote.

PUBLIC PARTICIPATION

Public Comment:

1. Mr. John Detweiler, 211 LaGrange Ave., asked the Board to ensure that televisions can be included in the electronic recycling event.
2. Mr. Ed Rubillo, 120 Wyandotte St., asked for an update on upgrading the railroad gates at the Township's crossings. The Board responded that the Township is investigating a federal railroad quiet zone and that gate upgrades would be a part of that process. Applying for a federal railroad quiet zone is a lengthy process that may take a year or more.
3. Mr. Anthony Beaumont, 307 Seminole St., commented about the Federal Express facility and Federal Express inability to complete the extension of the sound wall until 2015. Mr. Beaumont complained about the noise and disturbances at the facility and stated the Township is not doing anything about it. The Board responded that they have been working with Federal Express to complete the sound wall extension and will continue to press them to get it done as soon as possible. Mr. Beaumont became irate with his perception that the Board is not doing enough in his view. The Board advised Mr. Beaumont that his time to address the

Board was up and with that, Mr. Beaumont became even more irate and began to use foul language. He was called out of order and when he refused to calm down, the Board asked Sergeant Simpkins to remove Mr. Beaumont from the meeting.

4. Mr. Charles Monteith, 546 Jansen Ave., stated that at the March 2014 meeting the Board committed the amount of \$15,000 to install flashing lights at the Tincum School. Mr. Monteith then referred to a note he said was from PennDOT estimating a design cost of \$500-\$1000 and that the total of the project was to be approximately \$15,000. Mr. Monteith then said that Mr. MacCombie advised the project could be up to \$50,000. Mr. MacCombie explained that with the required traffic studies and other requirements of installing the lights, that the cost could be up to \$50,000. Mr. Monteith claims that PennDOT provided some information estimating the cost at around \$25,000. Mr. Monteith also referred to some publication that provided information about speed technology. Lastly, in regard to the Board's proposal to look into a dog park, Mr. Monteith stated that the Township's nuisance dog ordinance would cause a dog park to be in violation of the ordinance.
5. Mr. Art Perdun, 247 South Governor Printz Blvd., stated there has been an abandoned television on his block 'for a month' at a house destined for sheriff sale. Mr. Perdun also commented on the speeding cars in the school area and the way students attending the All State Career School harass township residents and the properties around the bus stop. Mr. Perdun stated the students leave areas in a mess by leaving their trash all over.
6. Mr. Zurdi Dobi, 200 Powhattan Ave., commented that the Township's barking dog ordinance should be reviewed. Mr. Dobi stated that the preliminary budget available to the public was insufficient and should also be made available on line with copies to the public attending meetings. Mr. Dobi again also commented on the property rental inspection ordinance and the forms required for inspections.
7. Ms. Marion Matuliwicz asked that her comments be noted with her address, 200 Powhattan Ave., Lester.

ADJOURNMENT OF MEETING

ON A MOTION by Mr. McCarthy, seconded by Mrs. Edmiston to adjourn the meeting by a unanimous voice vote.

Respectfully submitted,

Elaine M. Brolley

Township Secretary

