

May 15, 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 McCarthy, Board President, presiding. Present:

- 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

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

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Board President Patrick McCarthy opened the meeting by announcing that the first order of business for the evening would be to appoint two new Sergeants to the ranks of the Tincum Township Police Department. The Board of Commissioners will consider the promotion and swearing in of Corporal Peter Billbrough and Corporal Brian Reilly as Sergeant. Mr. McCarthy introduced District Justice Jack Lippart and called the Judge and Corporal Billbrough and family up to the podium.

PUBLIC COMMENT: Mr. Zurdi Dobi, 200 Powhattan Avenue, wished Mr. Billbrough and Mr. Reilly well and safe in their new positions.

Board President McCarthy then asked for the following motion:

ON A MOTION by Roger Joseph and second by Dennis Arthur, the Board voted unanimously via roll call vote to appoint Corporal Peter Billbrough to the rank of Sergeant within the Tincum Township Police Department subject to the receipt of satisfactory written reports of his physical and psychological examinations.

Judge Lippart then administered the oath for Sergeant Billbrough to recite.

Board President McCarthy asked for Corporal Reilly and family to come up to the podium and then asked for the following motion:

ON A MOTION by Patrick Barr and second by Roger Joseph, the Board voted unanimously via roll call vote to appoint Corporal Brian Reilly to the rank of Sergeant within the Tincum Township Police Department subject to the receipt of satisfactory written reports of his physical and psychological examinations.

Judge Lippart administered the oath for Sergeant Reilly to recite.

After the swearing in, a brief pause for photos and congratulations was taken before resuming the regular meeting schedule.

ON A MOTION by Lisa Edmiston and second by Patrick Barr, the minutes of the April 2023 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 Patrick Barr, the reports were accepted and approved as submitted by a unanimous voice vote.

Mr. McCarthy reported that the bill list for May 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 Lisa Edmiston, the bill list will be paid for the month of May 2023 by a unanimous voice vote.

Public Comments on Agenda Items:

Zurdi Dobi, 200 Powhattan Ave. Mr. Dobi asked for an update on the following topics: Township 2022 audit; Wu, Delaware County Health Dept., Wawa, litigations. Referred to a report of "illegal aliens" being housed at a Philadelphia center city hotel and asked if the Board was aware of any "illegal aliens" housed in Tinicum. Asked the Township Engineer for the status of a storm water inlet on Rt. 291.

COMMITTEE REPORTS:

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

Bids for 2023 Street Repaving Project

ON A MOTION by Patrick Barr and second Lisa Edmiston Barr the Board voted via unanimous roll call vote to award the bid for the Township's 2023 street resurfacing program to Gessler Construction of Media, PA. Said bid is in the amount of \$332,960 has been reviewed by the Township Engineer and the following streets are proposed:

Second Ave between Chippewa Street and Dead End
Bartram Avenue between Third Street and Fourth Street
Corinthian Avenue between Second Street and Third Street
Third Avenue between Delaware Street and Dead End

Extension of Reverse Subdivision Application for Mark Perry at 242 Wanamaker Avenue

ON A MOTION by Roger Joseph and second by Lisa Edmiston, the Board voted unanimously via roll call vote to accept applicant Mark Perry’s request to grant the Board an extension of time by which the Board must consider Mr. Perry’s reverse subdivision at 242 Wanamaker Avenue. The extension shall be until November 30, 2023. Said reverse subdivision application is to consolidate 2 existing lots into 1 lot.

Settlement of Tax Assessment Appeal of Wilberth Rivera and Nicole Rivera for the property located at “0” Pontiac Street

ON A MOTION by Roger Joseph and second by Patrick Barr the Board voted unanimously via roll call vote to authorize the Board of Commissioners to approve the settlement of the Tax Assessment Appeal for parcel 45-00-01304-00 owned by Wilberth Rivera and Nicole Rivera fixing the total Delaware County assessment for 2023 at \$27,723 from \$31,850. Said settlement has been recommended, accepted and signed off by the Interboro School District and attorney for Property Owner.

Settlement of Tax Assessment Appeal of Wilberth Rivera and Nicole Rivera for the property located at 120 Pontiac Street

ON A MOTION by Patrick Barr and second by Lisa Edmiston Barr the Board voted unanimously via roll call vote to authorize the Board of Commissioners to approve the settlement of the Tax Assessment Appeal for parcel 45-00-01305-00 owned by Wilberth Rivera and Nicole Rivera fixing the total Delaware County assessment for 2023 at \$205,237 from \$256,660. Said settlement has been recommended, accepted and signed off by the Interboro School District and attorney for Property Owner.

Settlement of Tax Assessment Appeal by Majestic Holdings, LLC for the property located at 45 Governor Printz Boulevard

ON A MOTION by Roger Joseph and second by Patrick Barr the Board voted unanimously via roll call vote to approve the settlement of the Tax Assessment Appeal for parcel 45-00-01400-00 owned by Majestic Holdings, LLC (Wyndham Gardens) fixing the total Delaware County assessment from \$8,025,000 as follows:

2020	\$ 5,640,000
2021	\$10,000,000
2022	\$10,000,000
2023	\$ 7,498,400

Said settlement has been recommended, accepted and signed off by the Interboro School District and attorney for Property Owner.

COMMITTEE REPORTS

Code Enforcement Report – Roger Joseph, Chairman

April 2023 - The Code Enforcement Officer Issued:

30 Certificates of Occupancies for a total of \$ 3,775

18 Building Permits for a total of \$ 279,248

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

Police Report: April 2023

Township Fines: **\$ 3,373** Of that amount, a total of **\$ 2,090** were Parking Tickets.

The department handled **540** incidents and made **35** criminal arrests

34 of those criminal arrests were adults

01 of those criminal arrests were juveniles. Out of those juveniles

01 of the juveniles were handled within the Department and Released.

00 animals were taken into custody

Fire Company Report:

April 2023

Building Fire	11 (2 Working Fires)
Brush Fire	07
Assist EMS	06
MVA w/Injury	09
MVA w/ Entrapment	01
Fuel Spill	01
CO Alarm	01
Assist Police Dept	02
Auto Fire Alarms	13
Total Calls	51

Fire Company EMS Calls: April 2023

EMS Calls 181

YTD EMS Calls 700

Fire Marshal Report:

April 2023

Plan Reviews:

1. PHL Terminal ‘A’ East TSA Office Fire Sprinkler
2. Resubmitted review for PHL Terminal ‘A’ East Fire Alarm
3. 10 Industrial Highway Buildings H, He, I & J Fire Alarm

Fire Inspections and Acceptance Tests:

1. 10 industrial Highway, Building ‘P’ Aisles ‘P’ and ‘P1” fire sprinkler hydrostatic test

Ray Lonabaugh, Fire Marshal

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

Trash removal for the month of April 2023:

Regular Trash	184	Tons
Yard Waste	4	Tons
Bulk Trash	13	Tons

- Placed fencing around Lazaretto Bargeman’s building
- Cut Township property grass
- Began Street Sweeping
- Repainted and refurbished trailer used for the Farmers Market
- Made repairs to marina docks
- Replaced Tide Gate gasket
- Removed tree at Gov Prince Park interfering with power lines
- Sprayed parks, ball fields and curbs with weed killer
- Planted 14 trees on Township property behind Jet Stream parking

George Hinkle, Superintendent

Sanitation: Dennis R. Arthur, Chairman

Tincum Township Wastewater Treatment – April 2023

Total flow	39,062,000	gallons
Average Daily Flow	1,302,000	gallons
Total sludge	55,000	gallons (2.7 solids)
Methane Gas	94,594	cu ft

- Investigated sewer complaint in 400 Block of Powhattan Avenue and ensured Township main is running clear.
- Installed new tires on Plant truck
- Cleaned restrooms at Log Cabin
- Marked out multiple PA One Calls

Louis Clark, Jr., Superintendent

Health & Recreation: Pat Barr, Chairman

Mr. Barr thanked the Health Officer and Code Enforcement personnel for their efforts in conducting and completing inspections at the multiple hotels and motels within the Township. Mr. Barr also noted the many incidents the Police Department deals with at the hotels and commended them for their efforts. Mr. Barr noted that June 14 will be the first of this season's Farmers Market, now in its 11th season.

Mr. McCarthy asked about the annual rabies clinic that was held for many years in town. Mr. Barr responded that the provider, Glenolden Animal Hospital, did it for many years. However after the COVID pandemic, there was less than one-half of the animals brought in for vaccines and that the veterinarian's office concluded that they could no longer support the event.

Solicitor's Report: Sam S. Auslander, Esquire

Mr. Auslander reported that all of the information and orders required for the Wu litigation have been provided, despite Mr. Dobi's suggestion to the contrary. Depositions and discovery is ongoing. Regarding the Delaware County Department of Health, Judge Angelos has granted the 7 filing communities an injunction allowing for continued local health inspections. The County has asked the Judge to list the matter for trial, believing the injunction is temporary. The petitioners counter that the injunction is permanent. Regarding the Wawa litigation, briefs have been filed and a hearing may be forthcoming in early fall.

Mr. Auslander also reported that his office is finalizing the Developers and Financial Agreements for the Ivy Realty land development at the Tinicum Industrial Park.

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

Mr. Dennis O'Neill reported that his office is in the process of obtaining quotes to try to clean the storm water line on 291 near the former Quality Inn. His office has determined that water is flowing, but not a full capacity, which may indicate a sediment issue. The Engineer's Office is also researching into the best method to repair sewer lines servicing Jansen Avenue, perhaps via lining rather than total replacement. The Engineer's office has begun monthly meetings with representative of the airport to review and coordinate all "airside" and "landside" projects with the objective of tracking strategy and progress. The project to upgrade the Rt. 291 traffic signals is moving forward and bids for improvements should be received by early summer. The project does not include new poles and masts.

Manager's Report: David D. Schreiber

The Township Manager reported that there are three (3) Zoning Hearing Board items scheduled for this month. They are: Wally Park Electronic Signs in the Township right of way, Appeal of the Cease and Desist order for the business operating at the former Lester School, and Installation of Electric Charging Stations at the current Wawa store. The Civil Service Police test has been advertised for June 24. Applications for police officer are being accepted until May 31. The Memorial Day Parade steps off May 29 at 10:00 from the former Lester School. There will be a new traffic light pattern put into place at the corner of Rt. 291 and Wanamaker Avenue as part of the proposed Wawa store development. Residents can expect a new Green Left Turn arrow and a longer northbound green signal than is currently in place.

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

Other Business – There was no Other Business addressed.

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

Art Perdun, South Governor Printz Blvd., asked about the Emergency Management Services meeting held in Brookhaven attended by Commissioner McCarthy. Mr. McCarthy responded that the attendees, including elected state representatives, covered all of the “typical talking points” but no promises or solutions were offered. Mr. McCarthy stated that all of the attending communities stated their concerns about the cost of EMS, the lack of volunteers, lack of coordination and other issues, but that neither the County or State representatives offered any assistance.

Ms. Sharon Watson asked if the Board can obtain a new bicycle rack for the Library.

Mr. Zurdi Dobi, 200 Powhattan Ave., referred to several photos of what he described as graffiti and trash on Rt. 291 and stated it has not been addressed. Mr. McCarthy stated he would address it. Mr. Dobi stated his concern about escalating violence surrounding graffiti issues. Mr. Dobi asked for the attorney costs incurred in the various lawsuits previously mentioned and opined that the Township should settle the Wu litigation.

Adjournment of Meeting

ON A MOTION by Roger Joseph and second by Dennis Arthur this meeting was adjourned by a unanimous voice vote.

Respectfully Submitted,
David D. Schreiber
Manager/Secretary