

January 18, 2022 @ 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, Township Engineer

President 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 a special event before the Board of Commissioners – the swearing in of the Township’s new Police Superintendent James Y. Simpkins. Jim and his family were present at the meeting and Mr. McCarthy introduced District Justice Jack Lippart and called the Judge, Jim and Jim’s family up to the podium.

Board President McCarthy then asked for the following motion:

ON A MOTION by Patrick Barr and second by Dennis Arthur, the Board voted unanimously via roll call vote to adopt Township Resolution 2022-001 appointing Jamey Y. Simpkins as Superintendent of Police of the Tinicum Township Police Department effective February 1, 2022.

Judge Lippart then administered the oath for Jim 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 December 2021 Commissioners Monthly Meeting and the January 2022 Re-Organization 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 Patrick Barr 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 2022 will be distributed to all members at the end of the month. There being no questions;

ON A MOTION by Roger Joseph and second by Patrick Barr, the bill list will be paid for the month of January 2022 by a unanimous voice vote.

Public Comments on Agenda Items:

Mr. Zurdi Dobi, 200 Powhattan Avenue, Lester, made the following comments:
Asked the Board what the salary was for the new Superintendent. The Board responded \$154,000. Asked the Solicitor for the docket number for the injunction filed against the County Board of Health and what the objections were on the injunction. Opined that the Board should settle the Wu litigation.

COMMITTEE REPORTS:

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

Resolution 2022-002 Adopting Civil Service Resolution 2021-02 Qualifications for Promotion to Sergeant

Prior to voting on this motion, the Township Manager commented that the intent of this resolution was for the Board of Commissioners to adopt and acknowledge Resolution 2021-02 passed by the Civil Service Commission establishing the qualifications for promotion to Sergeant within the Tincum Township Police Department.

ON A MOTION by Roger Joseph and second by Lisa Edmiston, the Board voted unanimously via roll call vote to adopt Township Resolution 2022-002 Adopting Civil Service Regulations pursuant to the qualifications for Sergeant within the Tincum Township Police Department

Release of Escrow Funds

Prior to voting on this motion, it was noted that these “escrow” funds are in the form of a letter of credit. No actual cash release from the Township is required.

ON A MOTION by Dennis Arthur and second by Patrick Barr, the Board voted unanimously via roll call vote to release escrowed funds for Express Park South the amount of \$306,000 for their completed Land Development application.

Retention of Seasonal Employee

ON A MOTION by Lisa Edmiston and second by Roger Joseph, the Board voted unanimously via roll call vote to appoint seasonal employee Conor Quinn as a full time employee beginning January 19, 2022 within the Township’s Public Works Department.

Withdrawal of Subdivision Application

ON A MOTION by Patrick Barr and second by Dennis Arthur, the Board voted unanimously via roll call vote to accept applicant NEIL 1004 LLC request to withdraw NEIL's subdivision and land development application at 43 Industrial Highway. Said land development application is to subdivide the existing 8.392 acre tract into two separate lots of 5.6 and 2.79 acres. This withdrawal request was provided in writing by the applicant.

COMMITTEE REPORTS

Code Enforcement Report – Roger Joseph, Chairman

December - The Code Enforcement Officer Issued:
08 Certificates of Occupancies for a total of **\$ 2,321**
26 Building Permits for a total of **\$ 3,382**

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

Police Department Report

Police Report December 2021

Township Fines: **\$ 3,421** of that amount, a total of **\$ 650** were Parking Tickets.

The department handled **445** incidents and made **15** criminal arrests
15 of those criminal arrests were adults
00 of those criminal arrests were juveniles. Out of those juveniles
00 of the juveniles were handled within the Department and Released.
Animals were taken into custody

Fire Company Report – December 2021

No Report Available

Fire Marshal Report - December 2021

Fire Inspections and Acceptance Tests:

1. Performed the final fire inspection for the Pho Philly Diner.
2. Re-inspection of 343-345 Seneca Avenue. Fire Alarm System is now up and running.
3. 427-431 Powhattan Avenue, Lester, Powhattan Village Apartments. Fire alarm system is now being appropriately monitored.
4. Inspected the red Roof Inn on December 21st & 22nd after a report from the fire company that the fire alarm system was discovered with a trouble alarm. Found the fire alarm

system with numerous rooms with trouble alarms. Ordered the rooms not to be occupied and for the system to be repaired ASAP. System was repaired the next day and re-inspected.

5. As requested by the Fire Company, inspected Lori Apartments on S. Gov Printz Blvd for an electrical issue. Advised new management company of all issues to be repaired/addressed. Provided new smoke detectors as needed.
6. Inspected #6 Powhattan Avenue, Barber Shop, 1st and 2nd floor apartments and provided report of items to be addressed.
7. Received complaints from the police department about vehicle parking obstructing fire company vehicle access at the Delta Hotel. After several site visits and discussion with the site manager, arrangements have been made with the property owner to address the issue.

Attended Court hearing regarding the outdoor storage of old/used tires at Airport Tire on 4th Avenue. Owner failed to appear for court and the Judge imposed a fine as outlined in Tincum Township's Code. There are several violations of the fire code in this matter.

Ray Lonabaugh, Fire Marshal

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

Trash removal for the month of December 2021:

Regular Trash	176 Tons
Bulk Trash	9 Tons
Leaves	135 Cubic yards
Street Sweepings	4 Tons

Annual Trash Removal for 2021

Regular Trash	2,538 Tons
Bulk Trash	157 Tons
Yard Waste	74 Tons
Leaves	270 Cubic yards
Street Sweepings	30 Tons

- Seasonal clean-up of all Township properties
- Soccer nets removed and stored for the winter
- Cleaned and prepped Log Cabin area for Winter Survival
- Annual service of storm drains
- Winterized and stored leaf equipment for the year
- Painted Shop floor

George Hinkle, Superintendent

Sanitation: Dennis R. Arthur, Chairman

Tinicum Township Wastewater Treatment

No Report Available

Robert J Bernauer

Health & Recreation: Pat Barr, Chairman

Mr. Barr noted that Hockey and Basketball seasons were under way. Mr. Barr thanked all of the volunteers for making the seasons possible, especially to Jess Edmiston who volunteers each year despite having no children that play.

The annual Rabies Clinic will resume in 2022 on April 9 and 629 N. Gov Printz Blvd., former Town Hall.

Solicitor's Report: Sam S. Auslander, Esq.

Mr. Auslander provided the docket number for the aforementioned injunction as CV 2021 010562. Mr. Auslander stated that 6 communities co-filed the injunction objecting to the County's proposed takeover of various inspections currently being done by the local communities. An appeal of the Board of Commissioners Conditional Use Decision on the proposed Wawa at 500 Wanamaker Avenue has been filed by the LLC operating the adjacent Sunoco Gas Station. The case has not yet been assigned. Mr. Auslander had two hearings regarding code enforcement issues recently in which the Township prevailed. Mr. Auslander stated that the Wu litigation is still in the 'discovery' phase.

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

Mr. Dennis O'Neill reported that the Department of Conservation and Natural Resources has opened their annual grant program. Many of their awards go towards community parks and recreation facilities. Mr. O'Neil will gather some suggestions for possible applications.

Manager's Report – David Schreiber

The Township Manager reported the following: Representatives with an interest in 76 Industrial Highway have asked to appear before the Board at the February Workshop meeting. There are two zoning hearings in January – Ivy Realty at Tinicum Industrial Park and America's Pie on Powhattan Avenue. The Township will be posting notice of an examination for the position of Sergeant at the Tinicum Township PD. The Board will be holding an Executive Session to discuss real estate and litigation matters.

Secretary's Correspondence

There was no correspondence this month.

Other Business

There was no Other Business this month.

Adjourn of the Business Portion of Meeting

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

Public Participation

Ed Rubillo, Wyandotte Street, asked if the Board had any information on an application for installing "5G" within the Township, noting the news reported objection by various Airports. The Board responded that they Township do not expect any issues on this matter.

Zurdi Dobi, 200 Powhattan Avenue had the following comments: There is an alarm sounding at the truck weigh station on S.R. 291. Referred to the Civil Rights lawsuit retired Officer Barrowclough was involved with some years ago and noted that Barrowclough retired with full benefits. Referred to the County District Attorney's office indictment of Sharon Hill Borough police officers and objected to the Township's settlement of the "Bartol" civil lawsuit Mr. Barrowclough was involved in. Asked if there are any pending EEOC suites against the Township. The Board responded, there are no EEOC suits pending. Asked how many cases the Township Solicitor is working on for the Township. Mr. Auslander stated between 1 and 10.

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