

October 4, 2021

The regular meeting of the Marcus Hook Borough Council was held on Monday evening October 4, 2021, 7:00 PM, in Council Chambers.

CALL TO ORDER

Josephine Laird, Council President, called the meeting to order.

ROLL CALL

Present were Councilors William Cox, Cheryl Evernham, Paula Ewing, Joseph Flynn, Josephine Laird, Michael Manerchia, and Brian Mercadante. Also present were Mayor Gene Taylor and Borough Manager Andrew Weldon.

APPROVAL OF MINUTES

Motion by _____ second by _____ to dispense with the reading of the minutes of the last meeting and that they stand as written. All in favor.

APPROVAL OF RECEIPT VOUCHER

Manager advised that the receipt voucher for the month of September totaled \$170,498.48. Motion by _____ second by _____ to receive and deposit. All in favor.

GENERAL GOVERNMENT

Borough Council was advised prior to the last business day of September the expected municipal financial obligation for the uniformed and non-uniformed pension plans in 2022, as required by Act 205 of 1984. The Minimum Municipal Obligation (MMO) for the uniformed pension plan is \$327,196 (\$348,930 for 2021) and for the non-uniformed plan the figure is \$32,845 (\$27,869 for 2021). Motion by _____ second by _____ to receive and file. All in favor.

Manager presented for the second reading and adoption Borough Ordinance O-21-5, amending the Code of the Borough of Marcus Hook, Chapter 142, thereof entitled Numbering Systems: Property and Premises, Subsection 5, Numbering Specifications, adding an article relating to numbering the rear of buildings in the Borough which abut to an alley, street, or road. Motion by _____ second by _____ to adopt Borough Ordinance O-21-5. All in favor.

October is National Breast Cancer Awareness Month and October 22nd is National Mammography Day. Breast Cancer is the most common cancer among women except for non-melanoma skin cancers; it's also the second leading cause of cancer death in women, exceeded only by lung cancer. According to the CDC, approximately 250,000 new cases of female invasive Breast Cancer and 2,300 cases of male invasive Breast Cancer are diagnosed each year. Death rates from Breast Cancer have been declining, and this change is believed to be the result of treatment advances, earlier detection, and increased awareness. A Mammography, or an "x-ray of the breast", is recognized as the single most effective method of detecting breast changes that may be cancer long before physical symptoms can be seen or felt. The Borough will hold a drive where we will be selling breast cancer awareness wristbands and pins for \$5 and Councilor J. Flynn donated pink and white, hand-crafted stuffed bears, we will be selling for \$10 a piece at the Municipal Building and Mary M. Campbell Library during the month of October, with all proceeds received to be donated to the Breast Cancer Research Foundation. Motion by _____ second by _____ to adopt Borough Resolution No. R-21-12, proclaiming October, 2021 as Breast Cancer Awareness Month and October 22, 2021 as Mammography Day in the Borough of Marcus Hook, as well as resolving to donate all proceeds from our breast cancer awareness drive to the Breast Cancer Research Foundation. All in favor.

Manager presented the Monthly Code Enforcement Report for the month of September, 2021. Motion by _____ second by _____ to receive and file the Monthly Code Enforcement Report. All in favor.

Manager presented a Host Community Agreement between the Borough of Marcus Hook and Duke Realty Limited Partnership, LP, providing for the Borough to serve as the Host Community for Duke Realty's proposed last-mile, commercial warehouse at the East 10th Street Site. Motion by _____ second by _____ to approve the Host Community Agreement with Duke Realty Limited Partnership, LP. All in favor.

Presented was a proposed amendment to the Marcus Hook Personnel Policy, Policy 900, Leaves and Holidays, adding section 12 to incorporate the Family and Medical Leave Act into the Personnel Policy. Motion by _____ second by _____ to amend the Marcus Hook Personnel Policy by adding Section 12 entitled "Family and Medical Leave Act" as Attachment A to the meeting minutes. All in favor.

Manager requested Council's authorization for Catania Engineering to prepare bid specifications and advertisement for bids for the renovation of 1015 Green Street, First Floor and Second Floor. Motion by _____ second by _____ to authorize Catania Engineering to prepare bid specifications and advertisement for bids for the renovation of 1015 Green Street, First Floor and Second Floor. All in favor.

Manager requested authorization to advertise for the position of Municipal Clerk. Motion by _____ second by _____ to authorize the advertisement for the position of Municipal Clerk. All in favor.

PUBLIC SAFETY

Mayor Taylor presented the Police Report and related statistics for the month of September, 2021. Motion by _____ second by _____ to receive and file the Mayor's Public Safety Report. All in favor.

Manager noted a letter of resignation was received from crossing guard, Judith Campbell, effective September 14, 2021. Motion by _____ second by _____ to receive and file. All in favor.

Mayor Taylor recommended the appointment of Chad Grzesnikowski as a part-time police officer. Motion by _____ second by _____ to appoint Chad Grzesnikowski as a part-time police officer. All in favor.

Chad Grzesnikowski was sworn-in as a part-time police officer. Motion by _____ second by _____ to record and file. All in favor.

Manager presented for approval a contract with Brandywine Valley SPCA. The Borough has been pleased with the animal control services provided by Brandywine Valley SPCA throughout the duration of the initial contract which was from November 1, 2018 – October 31, 2021. The Borough seeks to extend this contract for an additional three (3) years for the period November 1, 2021 – October 31, 2024. The fees associated with this contract are as follows: Annual APS Fee - \$1,250.50, Animal Acquisition Fee - \$265.23 for each dog, and \$159.14 for each cat, Activity Fee - \$53.00, Emergency Fee - \$159.14, and Monthly APS Fee - \$273.19, all of the foregoing fees are subject to an annual 3% increase on January 1st. Motion by _____ second by _____ to approve a Contract for the period November 1, 2021 through October 31, 2024 with Brandywine Valley SPCA and appoint Brandywine Valley SPCA the Animal Control Officer for the Borough of Marcus Hook. All in favor.

Presented was a proposed amendment to the Marcus Hook Police Department Policies and Procedures Manual, the "Use of Force" report's title will be changed to "Response to Resistance" report, and the following Policies are affected: 1.3.1 Use of Force, 1.3.1 Use of Force - Appendage 2, 1.3.6 Reporting Use of Force, and 2.4.0 Traffic & Mobile Video Recording. Motion by _____ second by _____ to update the

Marcus Hook Police Department Policies and Procedures Manual, Policies 1.3.1 Use of Force, 1.3.1 Use of Force – Appendage 2, 1.3.6 Reporting Use of Force, and 2.4.0 Traffic & Mobile Video Recording to reflect the change from “Use of Force” report to “Response to Resistance” report. All in favor.

The Marcus Hook Trainer Fire Department was positively recognized for their 1st place award in the “Most Functional & Appearing Engine 2010-2014” and their 3rd place award in the “Most Functional & Appearing Chief’s Vehicle or Command Unit” at the 142nd State of Pennsylvania Firefighters’ Association Convention of 2021. Motion by _____ second by _____ to record and file. All in favor.

PUBLIC WORKS AND HIGHWAYS

The Borough of Marcus Hook hosted a bulk trash/e-waste/shredding event at the Marcus Hook Highway Garage on Saturday, October 2, 2021 from 10:00 AM – 12:00 PM. Residents were entitled to one free bulk trash item, free television disposals, and free shredding. The Borough collected ____ televisions which will be turned over to ECOvanta for recycling, at no cost to the Borough of Marcus Hook. Motion by _____ second by _____ to record and file. All in favor.

PARKS, RECREATION and SHADE TREES

The Marcus Hook Recreation and Park Board were positively acknowledged for their efforts in coordinating and hosting a Family Fun Day in the Borough of Marcus Hook on Saturday, September 25, 2021. Motion by _____ second by _____ to record and file. All in favor.

The Marcus Hook Recreation and Park Board will be hosting a Halloween Painting Event at the Marcus Hook Community Center on Sunday, October 10th from 12:00 PM – 2:00 PM. Additionally, they will be hosting a Table or Treat at Market Square Memorial Park on Sunday, October 24th starting at 12:00 PM. Motion by _____ second by _____ to record and file. All in favor.

PLANNING AND ZONING

The Marcus Hook Planning Commission met on September 21, 2021 to review and provide comment on DELCORA’s Act 537 Plan Update as well as to continue discussion of the Application and Plan for Preliminary/Final Land Development and Lot consolidation submitted from Duke Realty Limited Partnership for the property located on the southwest corner of 10th Street and Penn Avenue. The DELCORA Act 537 Plan Update evaluates options for the redirection of wastewater flows from the Eastern Service Area which currently discharges to Philadelphia’s Southwest Water Pollution Control Center to DELCORA’s Western Regional Treatment Plant in Chester, PA. The Plan evaluates four (4) options for the future conveyance, storage and treatment of flows. The Planning Commission recommended DELCORA proceed with Alternative 3 – Construction of a new WWTP and the associated Conveyance Facilities – Cost approx. \$613,850,000. The Planning Commission approved and supported the land development/lot consolidation plan as presented by Duke Realty, requesting the submission of revised plans reflecting changes in the project design details and incorporating the comments and recommendations brought forward by the Planning Commission, Borough staff, and the Borough’s engineering and planning consultants. Motion by _____ second by _____ to receive and file the minutes from the September 21, 2021 Planning Commission meeting. All in favor.

Zoning application received from P.J.G. Property Maintenance, Inc. for property located at 418 Market Street (Tax Folios 24-00-00213-00 and 24-00-00395-00). The applicant has in hand an agreement to purchase the property from DGC Development Group to locate their snow removal company to this location. The change of use application was presented to Council at a hearing on September 23, 2021. Motion by _____ second by _____ to approve the proposed use presented and described by P.J.G. Property Maintenance as being no less restrictive than the previous use with the following conditions to insure no expansion of the previous nonconforming use status: 1) no

parking of inoperable, unlicensed or unregistered vehicles indoors or outdoors, 2) no outdoor storage of equipment and supplies, 3) no storage or parking of trailers, boats, trucks or cars that are not incidental to the tenants business operation, 4) all vehicle and equipment repair and maintenance work to be conducted indoors, 5) salt storage to be contained indoors, 6) the existing nonconforming use of the property and structure may only be extended, enlarged, or altered when so authorized as a conditional use by Borough Council pursuant to Section 196-147 of the Marcus Hook Zoning Ordinance, and 7) ensure the work area and premises is maintained in a clean, safe, secure and sanitary condition. All in favor.

HISTORY

The Marcus Hook Preservation Society was positively acknowledged for coordinating the Pirate Festival held on September 18th, 2021 at Market Square Memorial Park. The event was well attended and was a success. Motion by _____ second by _____ to record and file. All in favor.

COUNCIL REPORTS

Councilor P. Ewing reported that the MHTFD in August responded to ___ and September responded to ___ fire alarms.

PUBLIC COMMENTS

APPROVAL OF PAYMENT OF BOROUGH BILLS

Manager advised that the payment voucher for the time period from September 8, 2021 through October 4, 2021 totaled \$161,538.21. Motion by _____ second by _____ to approve payment of Borough bills. All in favor.

ADJOURNMENT

Motion by _____ second by _____ to adjourn. All in favor. Meeting was adjourned at 7:___ PM.

Andrew Weldon
Borough Secretary