

**BOROUGH OF YEADON
DELAWARE COUNTY, PENNSYLVANIA
BOROUGH COUNCIL LEGISLATIVE MEETING
JUNE 18, 2015 AT 7:30 P.M.**

The Yeadon Borough Council met on the above date. President Sharon Council-Harris called the meeting to order at 7:32 P.M.

1. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

2. ROLL CALL

The following members were present: President Sharon Council-Harris, Vice President Nelva Wright, Councilors Learnin Johnson, Rosalind Jones-Johnson, Dolores McCabe, Gracie Snead and Mayor Hepkins. Councilor Clara Johnson was absent. Also present were Borough Secretary Larry Healy, Finance Director Joseph Possenti, Jr., Solicitor Raymond Santarelli, Engineer Eileen Mulvena Mark Possenti and Police Chief Donald Molineux.

3. CITIZEN'S FORUM – Agenda items only

Cliff Brock – *Guenther Ave* – Asked about road repairs to Church Lane, repairs to borough hall on first floor lobby and installation of digital sign. President Council-Harris advised those items would be discussed as the agenda moved on.

4. RECOGNITION OF DANIEL CRISWELL'S 26 YEARS OF SERVICE UPON HIS RETIREMENT

Mayor Hepkins presented a plaque to retiring Sergeant Dan Criswell. Mrs. Joy Hepkins read a Mayoral Proclamation thanking Sergeant Criswell for 26 years of service. Chief Molineux also presented a plaque and retirement badge.

5. APPROVAL OF MINUTES

5.1 Motion to approve May 14 Minutes made by Councilwoman L. Johnson, seconded by Vice President Wright. Councilor Jones-Johnson asked that 4.2 be corrected to spell out Judson Sumbler's full name. Motion approved 5-1. Voting yes: Councilors L. Johnson, Jones-Johnson, D. McCabe, Vice President Wright and President Council-Harris. Abstaining: Councilor Snead.

5.2 Motion to approve May 27 Minutes made by Councilwoman L. Johnson, seconded by Councilor McCabe. Motion approved 6-0 with correct spelling of Joseph Possenti's name.

6. ENGINEER'S REPORT

Eileen Mulvena spoke about changing parking on Cedar Avenue and said Mr. Santarelli had prepared a resolution to temporarily move parking from the south side to the north side. Permanent changes will require an amendment to the ordinance. Motion to adopt the resolution changing parking on Cedar Avenue made by Councilor Jones-Johnson, seconded by Councilwoman L. Johnson. Motion approved 6-0.

Mayor Hepkins asked about the timeline to repair sidewalks and streets on Cedar Avenue. Mrs. Mulvena hopes to complete work before winter but we have to follow CDBG regulations. Engineer Mulvena spoke about sewer and road problems on Yeadon, Angora and Church. Also PECO is restoring Church Lane where they worked on the trench and service installation and is filling in with 14 inches of material as approved by Penndot's permit. Penndot has not authorized going curb to curb as Penndot wants Aqua to complete its work on Church Lane before a total restoration is completed. She also talked about repairing a sewer collapse on Providence Road west of Lansdowne Avenue.

6.1 Motion to authorize sewer repairs on West Providence Road made by Councilor Jones-Johnson, seconded by Councilor G. Snead. Motion approved 6-0.

6.2 Motion to adopt resolution for a Watershed Grant to fix outfalls on Brunston's Run in the amount of \$100,000.000 with a 15% match by the Borough made by Councilor Jones-Johnson, seconded by Councilwoman L. Johnson. Motion approved 6-0. Vice President Wright asked how residents will be affected. Engineer Mulvena said that access will have to go through Holy Cross Cemetery. If approved we will find out in the fall with work starting in spring.

6.3 Eileen Mulvena asked for approval to create and advertise new updates to the Flood Plain Ordinance which must be adopted by September. Mr. Santarelli advised the motion is to create and advertise. Motion was made by Vice President Wright, seconded by Councilwoman L. Johnson. Motion approved 5-0. Voting yes: Councilors L. Johnson, D. McCabe, G. Snead, Vice President Wright and President Council-Harris. Councilor Jones-Johnson abstained as she did not have documents. Mrs. Mulvena read the monthly Stormwater tip about fertilizer runoff. Councilor Jones-Johnson asked if all laterals were repaired on East Providence Road. Mrs. Mulvena said those that were discovered were repaired. Aqua still has mains to repair then they will repave the street. Mr. Healy said no permits were requested yet. Councilor Jones-Johnson asked about meter readings and when will we get them. Eileen Mulvena said the report was filed March 31, but the engineer makes necessary changes at year's end, and will schedule a time to go over them.

7. PRESIDENT'S REPORT

President Council-Harris deferred here report until later

8. MAYOR'S REPORT

Mayor Hepkins said Flag Day went well and commented that the residents were excited by the celebration including the auto show, gospel fest, play in our hall and the fireworks. He hopes Flag Day celebration continues to grow. He attended Thomas Childs funeral; had a veterans affairs meeting along

with Learn Johnson and Representative Margo Davidson hosted a veterans meeting at the East Lansdowne VFW. He also spoke of the tragic murders in South Carolina and asked for a moment of silence followed by prayers by Dr. McCabe.

9. ADMINISTRATIVE

9.1 Motion to approve 2013 Audit by Vice President Wright, seconded by Councilwoman L. Johnson. Councilor Jones-Johnson asked what the fund balance was. Mr. Possenti will get that number. Councilor Jones-Johnson asked if the Borough was financially distressed. Mr. Possenti said no. President Council –Harris said she had a call from the auditor who stressed the importance of approving the audit so it can be posted to avoid risk of penalty from the SEC. Councilors G. Snead and Jones-Johnson objected to voting as there was not enough discussion. Vice President Wright said council has had the audit for months. Motion approved 4-2. Voting yes: Councilors L. Johnson, D. McCabe, Vice President Wright and President Council-Harris. Voting no: Councilors Jones-Johnson and G. Snead.

9.2 Motion to approve advertising the condensed audit made by Councilor Jones-Johnson, seconded by Councilwoman L. Johnson. Motion approved 5-1. Voting yes: Councilors L. Johnson, Jones-Johnson, D. McCabe, Vice President Wright and President Council-Harris. Voting no: Councilor G. Snead. Councilor Jones-Johnson asked if the audit will be posted on the website. Mr. Healy said yes.

9.3 Motion to adopt a resolution to authorize conversion of the 2010 sewer revenue notes to a new loan fixed rate made by Councilwoman L. Johnson, seconded by Vice President Wright. Motion approved 6-0.

9.4 Motion to approve Judson Sumbler to the position of Code Director made by Councilwoman L. Johnson, seconded by Vice President Wright. Councilor Jones-Johnson said a former Code Director had been paid \$75,000.00 and something is wrong if Judson doesn't get a raise. He does a good job. President Council-Harris said there had been discussion to promote him at previous meeting. Mayor Hepkins asked for a two minute recess. Councilor Jones-Johnson asked for executive session. President Council-Harris said there would be a five minute recess. Following the recess President Council-Harris asked to hold the promotion until next month so finances can be looked at. Councilor Jones-Johnson said there is a motion on the floor and only Council sets compensation. Mr. Santarelli advised council can motion to table the previous motion. Councilwoman L. Johnson moved to table appointment until the next meeting, seconded by Councilor McCabe. Motion approved 6-0.

9.5 Raymond Santarelli advised the Pennsylvania Borough Code allows for the appointment of an Assistant Solicitor and it would be prudent to appoint one in the event the Solicitor has a disability or a conflict which prevents the Solicitor from exercising his/her duties. Motion to appoint Lacey Wheeler as Assistant Solicitor made by Councilor McCabe, seconded by Councilwoman L. Johnson. Councilor Jones-Johnson objected to the item on the agenda without discussion. President Council-Harris said it was discussed at the Caucus Meeting. Councilor Jones-Johnson said another associate from Elliott Greenleaf should step in if Raymond is unable to provide counsel. Motion approved 4-2. Voting yes:

Councilors L. Johnson, D. McCabe, Vice President Wright and President Council-Harris. Voting no: Councilors Jones-Johnson and G. Snead.

9.6 Motion to increase Ricardo Bostic's rate of pay to \$11.50 hour retroactive to January 1, 2015 by Vice President Wright, seconded by Councilwoman L. Johnson. Councilor Snead asked what is his job. Councilor Jones-Johnson said public had no input. That position had been eliminated in 2013 as the hall was losing money and wants an analysis. President Council-Harris said he was brought back to do hall rentals and he had been let go because someone put false information in his file. Councilor Jones-Johnson said personnel issues should not be discussed in public. Raymond Santarelli advised President did not disclose content of the file. President Council-Harris said his pay is unfair and he should receive fair pay. Vice President Wright said there was no analysis done when he was let go and he was unfairly held accountable for maintenance. Councilor McCabe called for the vote. Motion approved 4-2. Voting yes: Councilors L. Johnson, D. McCabe, Vice President Wright and President Council-Harris. Voting no: Councilors Jones-Johnson and G. Snead.

9.7 Motion to authorize purchase of Ford F-350 dump truck from Milham Fleet service at the Costars price of \$49,911.00 made by Councilor McCabe, seconded by Vice President Wright. Motion approved 5-1. Voting yes: Councilors L. Johnson, D. McCabe, G. Snead, Vice President Wright and President Council-Harris. Voting no: Councilor Jones-Johnson.

9.8 Motion to authorize purchase of a monster 6600 JDT 20 cubic yard leaf truck from Granture at the Costars price of \$40,715.00 made by Vice President Wright, seconded by Councilwoman L. Johnson. Councilor Jones-Johnson asked which fund will pay. Joseph Possenti said it would be financed. Motion approved 6-0.

9.9 Motion to authorize purchase of playground equipment from Liberty Parks and Playgrounds at the NJPA at a cost of \$76,777.40 with installation of 35% of equipment cost made by Vice President Wright, seconded by Councilor McCabe. Councilor Snead asked how much is in bond for playground, Vice President Wright said \$75,000.00. Councilor Jones-Johnson asked if all new equipment is being installed, Vice President Wright said some old equipment may be salvaged. Motion approved 4-0. Voting yes: Councilors L. Johnson, D. McCabe, Vice President Wright and President Council-Harris. Abstaining for lack of information: Councilors Jones-Johnson and G. Snead.

9.10 Motion to authorize repair of auditorium floor by Wolfenden Floors at a cost of \$15,000.00 made by Councilwoman L. Johnson, seconded by Vice President Wright. Motion approved 4-0. Voting yes: Councilors L. Johnson, D. McCabe, Vice President Wright and President Council-Harris. Abstaining for lack of information: Councilors Jones-Johnson and G. Snead.

9.11 Motion to authorize hiring of summer youth made by Councilwoman L. Johnson, seconded by Councilor McCabe. Councilor Jones-Johnson said there were no discussions on what young people would be doing and last time it was appalling. President Council-Harris said it was discussed at Caucus and issues had discussion however three council members walked out before the meeting started and now they want to discuss issues. Historically the Borough hires summer youth. She suggested council

authorize hiring tonight or it will be too late. Mr. Healy will coordinate their work and consult department heads. Councilor Jones-Johnson said folks were here at 5:30 p.m. for Committee Meetings last week. President Council-Harris said Council voted to return to standing committees but those meetings had not been scheduled by the chair and advertised. Regarding the Cart service at least 4 times the member requesting it had walked out or was absent. Councilor Snead said it's against the law to discriminate against the handicapped. Councilor Jones-Johnson cited the Americans with Disabilities Act. Motion approved 4-2. Voting yes: Councilors L. Johnson, D. McCabe, Vice President Wright and President Council-Harris. Voting no: Councilors Jones-Johnson and G. Snead.

9.12 Motion to appoint members to the Redevelopment Authority. President Council-Harris proposed appointing Michael Puppio as Solicitor, Dr. Carolina Harris, Dr. Dolores McCabe, Annette Johns and Leon Howard. Cliff Brock said he had asked to serve. Councilor Jones-Johnson said last time there were such appointments there was a lottery for term length. Also she objected to Leon Howard as his name was not on the Agenda.

Motion to appoint Michael Puppio as Solicitor of the Redevelopment Authority made by Vice President Wright, seconded by Councilwoman L. Johnson. Motion approved 4-0. Voting yes: Councilors L. Johnson, D. McCabe, Vice President Wright and President Council-Harris. Councilors Jones-Johnson and G. Snead abstained for objections regarding the process.

Motion to appoint Dr. Carolina Harris to a five year term made by Councilor McCabe, seconded by Councilwoman L. Johnson. Motion approved 4-0. Voting yes: Councilors L. Johnson, D. McCabe, Vice President Wright and President Council-Harris. Councilors Jones-Johnson and G. Snead abstained for objections regarding the process.

Motion to appoint Annette Johns to a three year term made by Councilor McCabe, seconded by Councilwoman L. Johnson. Motion approved 4-0. Voting yes: Councilors L. Johnson, D. McCabe, Vice President Wright and President Council-Harris. Councilors Jones-Johnson and G. Snead abstained for objections regarding the process.

Motion to appoint Dr. Dolores McCabe to a two year term made by Councilor McCabe, seconded by Councilwoman L. Johnson. Motion approved 4-0. Voting yes: Councilors L. Johnson, D. McCabe, Vice President Wright and President Council-Harris. Councilors Jones-Johnson and G. Snead abstained for objections regarding the process.

Motion to appoint Leon Howard to a four year term made by Vice President Wright, seconded by Councilor McCabe after discussion about his name not being on Agenda. Vice President Wright motioned to table, seconded by Councilor McCabe. Motion approved 4-0. Voting yes: Councilors L. Johnson, D. McCabe, Vice President Wright and President Council -Harris. Councilors Jones-Johnson and G. Snead abstained for objections regarding the process.

Motion to appoint Cliff Brock to one year made by Councilor McCabe, seconded by: Councilor L. Johnson. Motion approved 4-0. Voting yes: Councilors L. Johnson, D. McCabe, Vice President Wright

and President Council-Harris. Councilors Jones-Johnson and G. Snead abstained for objections regarding the process.

9.13 Motion to appoint Savon Davis to the Public Works Department as a regular full time employee per the terms of the collective bargaining agreement made by Councilwoman L. Johnson, seconded by Vice President Wright. Motion approved 5-1. Voting yes: Councilors L. Johnson, Jones-Johnson, D. McCabe, Vice President Wright and President Council-Harris. Voting no: Councilor Snead.

9.14 Motion to Purchase a LED display sign from KC Signs at a cost of \$9,740.00 made by Councilwoman L. Johnson, seconded by Vice President Wright. Raymond Santarelli advised he will discuss the previously ordered sign in his report. Motion approved 4-2. Voting yes: Councilors L. Johnson, D. McCabe, Vice President Wright and President Council-Harris. Voting no: Councilors Jones-Johnson and G. Snead.

9.15 Motion to authorize installation of the sign by Clark Brothers at a cost of \$5,990.00 made by Vice President Wright, seconded by: Councilwoman L. Johnson. Motion approved 4-0. Voting yes: Councilors L. Johnson, D. McCabe, Vice President Wright and President Council-Harris. Councilors Jones-Johnson and G. Snead abstained for objections regarding the process.

9.16 Motion to approve application for handicapped parking spot at 521 Orchard Avenue made by Councilwoman L. Johnson, seconded by Councilor McCabe. Motion approved 6-0.

President Council-Harris said she had distributed a proposal for the Borough's participation in a Youth Tennis Program. Councilor Jones-Johnson questioned the Borough's insurance coverage for youth programs. Councilor Snead asked the solicitor to explain coverage. Raymond Santarelli said he does not have the document and suggested Mr. Healy contact the broker.

9.17 Motion to approve Tennis Program made by Vice President Wright, seconded by Councilor L. Johnson. Motion approved 4-0. Voting yes: Councilors L. Johnson, D. McCabe, Vice President Wright and President Council-Harris. Councilors Jones-Johnson and G. Snead abstained for objections regarding the process.

Mr. Healy asked for approval of a block party application in 1000 block of Bullock Avenue. There was discussion over the application said it was for a baby shower. Councilor Jones-Johnson said block parties are supposed to be for the entire block. Motion made by Councilor McCabe, seconded by Vice President Wright. Motioned failed 2-4. Voting yes: Councilor McCabe and President Council-Harris. Voting no: Councilor L. Johnson, Jones-Johnson, G. Snead and Vice President Wright.

Mr. Healy said he had a letter from a contractor requesting a refund for the permit he took out to do driveway work as the homeowner had someone else do the work. Motion to refund \$75.00 permit fee made by Councilwoman L. Johnson, seconded by Vice President Wright. Motion approved 4-2. Voting yes: Councilors L. Johnson, D. McCabe, Vice President Wright and President Council-Harris. Voting no: Councilors Jones-Johnson and G. Snead.

10. FINANCE REPORT

Mr. Possenti asked if there were any questions on the Cash Balance Report and asked for a motion to approve the Accounts Payable List. Motion made by Vice President Wright, seconded by Councilwoman L. Johnson. Councilor Jones-Johnson questioned item on page 8 for special legal services. Joseph Possenti said it was a mistake and the line was for the Solicitor's fee. Motion approved 4-0. Voting yes: Councilors L. Johnson, D. McCabe, Vice President Wright and President Council-Harris. Abstaining for the error were Councilors Jones-Johnson and G. Snead.

11. TAX COLLECTOR'S REPORT

The tax collector's report was read by Mr. Possenti.

12. SOLICITOR'S REPORT

Mr. Santarelli said an amendment to the civil enforcement ordinance approved last month had been properly advertised and available for inspection and advised to open the meeting to public comment. Cliff Brock asked what it is about. Mr. Santarelli said there had been questions about the prior ordinance giving a discount if violations were corrected and the ticket is paid quickly. Councilor Jones-Johnson said the ticket procedure requires more code officers and wants two part time code officers hired in July. Raymond Santarelli advised permits, such as U and O, can be denied if violations exist, but would not be denied if work is to correct violations. Motion to adopt ordinance amending the Civil Code Procedure Ordinance made by Vice President Wright, seconded by Councilwoman L. Johnson. Motion approved 6-0.

Mr. Santarelli said the Borough had ordered a LED sign from Display Visions but the sign was never completed and delivered. He and Mr. Healy had written asking for the deposit to be refunded. He asked for authorization to take legal action. Motion to take legal action made by Councilwoman L. Johnson, seconded by Vice President Wright. Motion approved 4-0. Voting yes: Councilors L. Johnson, D. McCabe, Vice President Wright and President Council-Harris. Abstaining were Councilors Jones-Johnson and G. Snead.

Mr. Santarelli said the Nile Swim Club is in bankruptcy which moved from Chapter 11 to Chapter 7 liquidation. He reached out to their attorney with no reply. The Court has set July 8 as the date for the Nile to file a plan.

7. PRESIDENT'S REPORT

President Council-Harris congratulated Mayor Hepkins and Learn Johnson on a successful Flag Day Celebration and looked forward to building on success. She said with Council's vote for Standing Committees the chair is setting the second Thursday of the month at 5:00 P.M. to 6:30 P.M. for Consecutive Committee Meetings in chambers, with a dinner break at 6:30 P.M. and the Caucus/Workshop starting at 7:00 P.M. Councilor Snead objected to the time. President Council-Harris said Caucus Meetings are suspended in July and August and will resume in September. Councilor Jones-

Johnson objected to committee meetings starting in September, and questioned the times as there is not enough for each committee. President Council-Harris said staggered meetings should be effective and if not Council can try something else.

13. NEW BUSINESS

Councilwoman L. Johnson talked about her proposal for the Yeadon More Beautiful Program which would award prizes twice a year for the nicest home in Yeadon. Motion made by Vice President Wright, seconded by Councilwoman L. Johnson. Motion approved 5-1. Voting yes: councilors L. Johnson, D. McCabe, Vice President Wright, Councilor Snead and President Council-Harris. Voting no: Councilor Jones-Johnson.

Councilwoman L. Johnson talked about the Read A Thon on June 20 at the Library with proceeds going to the Scouts, YEAA, and Stars. Also talked about the July 4th Carnival.

14. NO OLD BUSINESS

CITIZEN'S FORUM

Charles Wilkins – *West Cobbs Creek* – Talked about Pound Cake Heaven would like a loading zone parking spot in the 700 block of Church Lane, the need for child clearance checks for volunteers, ask Council to appoint Cliff Brock to a 4 year term on the redevelopment authority, would rather not finance truck purchase and likes the house beautification program.

Cliff Brock said the School Board will vote on a budget on June 22 and urged residents to tell them no tax increase. Councilwoman L. Johnson said there should be an ad for seasonal workers. Mr. Healy said it was already advertised. Dr. McCabe moved to hire two seasonal workers and two part time code officers. Seconded by Councilwoman L. Johnson. Councilor Jones-Johnson explained part time seasonal workers help with abatement grass cutting. Motion approved 6-0.

ADJOURNMENT

Motion to Adjourn made by Vice President Wright at 10:55 P.M.

Respectfully submitted,

Lawrence Healy
Borough Secretary

