

Meeting Minutes of the  
**BIRDSBORO BOROUGH COUNCIL**  
**MAY 2, 2022 7:00 P.M. – BOROUGH HALL**

Council roll call:

Matthew Welch, President – present  
Neil McCauley, Vice President - present  
Robert Myers, Member - present  
Richard Happel, Member - absent

Mary Ann Cotter, Member – present  
Thomas Brungard, Member –present  
Matthew Elgonitis, Member - present

Also in attendance were:

Anthony Scioli, Mayor  
Brian Boyer, Engineer  
Terry Weiler, Solicitor  
Kelly J. Yanos, Manager  
Bonnie L. Frisco, Secretary/Treasurer - absent

**Call to Order:** President Welch called the meeting to order at 7:00 p.m. and led the Pledge of Allegiance to the Flag. Opening prayer was led by Councilwoman Cotter

**Visitor(s):** Chruce Godfrey, Maria Satiro

**Agenda Amendments:** None

**Public Comment on Agenda Items**

- Chruce Godfrey voiced his support for approval of the fireworks contract to be acted upon later on the agenda.

**Minutes– April 18, 2022 Council Meeting**

- **MOTION** was made by Vice President McCauley and seconded by Councilman Brungard to approve the April 18, 2022 council meeting minutes as presented. Motion carried 6-0.

**Bills List**

- **MOTION** was made by Councilwoman Cotter and seconded by Vice President McCauley to approve the Bills List dated May 2, 2022, and Checks for Ratification dated April 19, 2022 – May 1, 2022. Motion carried 6-0.

**Interim Bills and Payroll**

- **MOTION** was made by Vice President McCauley and seconded by Councilman Myers to approve the Interim Bills and Payroll. Motion carried 6-0.

**Manager’s Report**

- **PSAB Conference Voting Delegates - MOTION** was made by Vice President McCauley and seconded by Councilman Myers to appoint Mayor Anthony Scioli and Manager Kelly Yanos as voting delegate and alternate voting delegate, respectively, for the 2022 PSAB Conference Business Meeting. Motion carried 6-0.

- **Fireworks Contract – MOTION** was made by Councilman Myers and seconded by Councilman Brungard to approved execution of the contract with International Fireworks in the amount of \$5,000 for the fireworks display during the 150<sup>th</sup> incorporation celebration. Motion carried 6-0.
- **Municipal Authority Board Vacancy** – At their 4/26/22 meeting, the Birdsboro Municipal Authority declared a vacant seat on the Board. The manager will contact the interviewees for the vacant seat in January 2022 to see if they would like to be considered. The BMA Relations Committee will reach out to the BMA Chair for input in selection of a new member.

### Engineer's Report

- **Cedar Hill Estates** – As a condition of final plan approval, Council had required that, in the interest of traffic safety, a driveway be installed allowing for access from Beacon Container to West First Street at Jackson Street. Beacon Container is not in agreement and will not sign off on the DEP permit paperwork, and Cedar Hill engineers are asking the Borough's assistance in getting Beacon to cooperate or to lift the requirement entirely. Councilman McCauley offered to speak with a contact at Beacon. This item will be placed on the May 16, 2022 meeting agenda.
- **Birdsboro Elementary Center** – Engineer Boyer reported that plans have been received for the proposed use, but the Satiros must make an official application to the Borough, specifying what type of zoning relief they are requesting and proposed plans for getting the use they want. Solicitor Weiler added that the Borough cannot advocate the Satiro's position and suggested that they engage professional legal and engineering services to complete the application provided by the Borough. He also stated that this can be done while the zoning appeal is under review.

### Mayor/Police Reports

- Chief Trupp reported that this weekend 81 vehicles dumped at the brush pile, 8 of which were in violation. Enforcement can start once the proposed dumping ordinance has been adopted.
- The police department received a donation of \$500.00 from the Birdsboro VFW Post 411.
- Chief Trupp received notice that a support group will be holding a meeting at Birdsboro Elementary Center on Saturday night from 7:00 PM to 1:00 AM.

### Recreation Board

- Chruce Godfrey, Chair of the Recreation Board, provided an update of Beautify Birdsboro which was well attended and the participants were praised for their efforts.
- Upcoming events include the 5/14 Duck Derby and the 5/21 kickoff date of the bi-weekly Farmers' Market.
- Plans for the 150<sup>th</sup> Incorporation Anniversary Celebration scheduled for 7/2/22 from 4:00 to 9:00 PM include fireworks and a beer tent arranged through Angry Anvil. The board would like emergency services to have a presence. Road closure details will be firmed up at a later time.
- Chruce announced that he will be moving out of the Borough, but will continue on as President of the Recreation Board at least through June.

**Solicitor's Report**

- Motion was made by Councilwoman Cotter and seconded by Councilman Brungard to approve advertising of the proposed amendment to Ordinance No. 240 of the Borough's Property Maintenance Code titled "Dumping of Waste; Public Property." Motion carried 6-0.

**Council/Committee Reports**

- Councilman Brungard reported that he and Councilman Happel plan to meet with Tom Brown to discuss a specific property owned by FM Brown's.
- Councilwoman Cotter advised that the draft business surveys would be finalized and hand delivered to local business owners. She also remarked how much she enjoyed the Commissioners' Breakfast aboard the Colebrookdale Railroad.
- Councilpersons Cotter and Elgonitis expressed their gratitude to the Beatify Birdsboro participants.
- Councilman Myers announced the designing of a heritage marker for the former Conestoga Telephone building.

**Public Comment:**

Chruce Godfrey asked for the reasoning behind the fines set forth in the Dumping Ordinance Amendment. Chief Tripp and Solicitor Weiler responded that the charges were based on the costs borne by the residents of the borough for borough labor to process non-residential drop-offs, as well as the costs to dispose of prohibited waste.

Chruce Godfrey offered a rebuttal to a statement made earlier in the meeting indicating that the purpose of the Emergency Management Coordinator's ("EMC") appearance at a prior meeting was to request payment for services, stating that the EMC approached Council at a prior meeting to warn Council about jeopardizing PEMA/FEMA funding by discontinuing the EMC COVID stipend before the emergency declaration was rescinded.

**ADJOURNMENT:** The meeting adjourned at 8:03 p.m.

Respectfully submitted,

Kelly J. Yanos  
Acting Recording Secretary