

**MINUTES OF THE BIRDSBORO BOROUGH REORGANIZATION MEETING  
JANUARY 2, 2024 7:00 P.M. – BOROUGH HALL**

**Call to Order:** Mayor Scioli called the meeting to order at 7:00 p.m. and led the Pledge of Allegiance to the Flag and Councilwoman Cotter offered a word of prayer.

**Oaths of Office:** Oaths of Office were administered by Mayor Scioli to newly elected officials Councilmen Ryan Acevedo, David Blank and Anthony Tucci and Councilwoman Cotter.

**Nomination of Council President**

Mayor Scioli asked for nominations for Council President. Councilman Myers nominated Mary Ann Cotter and Councilman Acevedo nominated Anthony Tucci.

Mayor Scioli asked for a roll call vote for Councilwoman Cotter for Council President

Robert Myers	- yes
Mary Ann Cotter	- yes
Matthew Elgonitis	- no
David Blank	- no
Ryan Acevedo	- no
Anthony Tucci	- no

Motion failed 2-4.

Mayor Scioli asked for a roll call vote for Councilman Tucci for Council President

Robert Myers	- no
Mary Ann Cotter	- no
Matthew Elgonitis	- yes
David Blank	- yes
Ryan Acevedo	- yes
Anthony Tucci	- yes

Motion carried 4-2.

President Tucci took the Council President seat and then presided over the meeting.

**Nomination of Council Vice President**

President Tucci asked for nominations for Council Vice President. Councilman Myers nominated Mary Ann Cotter and Councilman Acevedo nominated himself. President Tucci called for a roll call vote.

President Tucci asked for a roll call vote for Councilwoman Cotter for Council Vice President.

Robert Myers	- yes
Mary Ann Cotter	- yes
Matthew Elgonitis	- no
David Blank	- no
Ryan Acevedo	- no

Anthony Tucci - no

Motion failed 2-4.

President Tucci asked for a roll call vote for Councilman Acevedo for Council Vice President.

Robert Myers - no  
Mary Ann Cotter - no  
Matthew Elgonitis - yes  
David Blank - yes  
Ryan Acevedo - yes  
Anthony Tucci - yes

Motion carried 4-2.

**Declare Council Vacancy – 2-Year Term**

**MOTION** was made by Councilwoman Cotter and seconded by Vice President Acevedo to declare the 2-year term Council seat vacant. Motion carried 6-0.

**Council Appointment – 2-Year Term**

**MOTION** was made by Councilman Myers and seconded by Councilwoman Cotter to postpone the Council appointment until the position has been advertised.

President Tucci asked for a roll call vote for the postponing of action on the Council appointment to provide for advertising of the position.

Robert Myers - yes  
Mary Ann Cotter - yes  
Matthew Elgonitis - yes  
David Blank - no  
Ryan Acevedo - no  
Anthony Tucci - no

Motion tied 3-3. Mayor Scioli broke the tie with a yes vote and the motion carried 4-3.

**Declare Birdsboro Municipal Authority Vacancy**

**MOTION** was made by Councilwoman Cotter and seconded by Councilman Blank to declare the Birdsboro Municipal Authority Vacancy, term to expire 12/31/25. Motion carried 6-0.

**Birdsboro Municipal Authority Appointment – Term expiry 12/31/25**

**MOTION** was made by Councilman Myers and seconded by Councilwoman Cotter to postpone the Birdsboro Municipal Authority appointment until the position has been advertised. Motion carried 6-0.

**Appointments**

**MOTION** was made by Councilwoman Cotter and seconded by Vice President Acevedo to approve the appointments listed below. Motion carried 6-0.

- Joseph Peterson – Planning Commission – 4-year term to expire 12/31/27
- Matthew Winger – Planning Commission – 4-year term to expire 12/31/27
- Randy Walker – Board of Appeals – 4-year term to expire 12/31/27
- Masano Bradley (Michael Gombar, Christopher Muvdi) – Planning Commission Solicitor
- Charlie Benson –Vacancy Board
- Bonnie L Frisco – Deputy Tax Collector
- Fred Mogel – Zoning Hearing Board Solicitor
- Robin Emerick – Recording Secretary – Civil Service Commission
- Dan Becker – Solicitor - Civil Service Commission
- Seltzer Group – Borough’s Insurance Agent

### **Emergency Management Coordinator**

**MOTION** was made by Councilman Blank and seconded by Councilman Myers to:

- Execute the Request for Appointment of Municipal Emergency Management Coordinator
- Execute the letter of recommendation for Emergency Management Coordinator
- Submit the appropriate background check documentation for the applicant

Motion carried 6-0.

### **Resolutions**

**MOTION** was made by Vice President Acevedo and seconded by Councilman Myers to adopt Resolutions 2024-01 through 2024-17 with the exception of 2024-09 and 2024-16. Motion carried 6-0.

**MOTION** was made by Councilman Myers and seconded by Councilman Elgonitis to adopt Resolutions 2024-09. Motion carried 5-0-1 with Councilwoman Cotter abstaining due to her daughter’s involvement with Herbein & Company.

**MOTION** was made by Councilman Elgonitis and seconded by Councilman Blank to adopt Resolutions 2024-06. Motion carried 5-0-1 with President Tucci abstaining due to his being listed as one of the Deputy Emergency Management Coordinators.

- 2024-01 - No Employee Contribution to Police Pension Plan
- 2024-02 – Appoint Kelly J. Yanos as Borough Manager
- 2024-03 – Appoint Berks EIT Tax Bureau as EIT and LST Tax Collector
- 2024-04 – Appoint Brian Boyer of Boyer Engineers as Borough’s Engineer
- 2024-05 – Appoint Matthew Welch as Acting Emergency Management Coordinator
- 2024-06 – Appoint Bonnie L. Frisco as Borough Secretary and Treasurer
- 2024-07 – Appoint Truist Bank as the Investment Institution
- 2024-08 – Appoint William Horn of LTL Consultants, Ltd. as the Zoning and Codes Officer
- 2024-09 – Appoint Herbein & Company as the Independent Auditor
- 2024-10 – Appoint Masano Bradley as the Borough Solicitor
- 2024-11 – Appoint Vist Bank as the Depository for Operating Funds
- 2024-12 – Re-enacting the Real Estate Transfer Tax
- 2024-13 – Appoint Bonnie L. Frisco as the Admin Officer of the Borough Pension Plans

- 2024-14 – Appoint Kenneth Templin as the Fire Marshal and Fire Code Inspector
- 2024-15 – Appoint Barry Katzin as the Deputy Fire Marshal and Deputy Fire Code Inspector
- 2024-16 – Appoint Anthony Scioli and Anthony Tucci as the Deputy Emergency Management Coordinators
- 2024-17 – Appoint Roy Feick to the Zoning Hearing Board for a 3-year term

The Reorganization Meeting adjourned at 7:30 p.m.

**MINUTES OF THE BIRDSBORO BOROUGH COUNCIL MEETING  
JANUARY 2, 2024 7:30 P.M. – BOROUGH HALL**

**Call to Order:** President Tucci called the regular meeting to order at 7:30 p.m.

Council roll call:

Anthony Tucci, President – present	Matthew Elgonitis, Member – via zoom
Ryan Acevedo, Vice President - present	David Blank, Member - present
Robert Myers, Member – present	
Mary Ann Cotter, Member - present	

Also, in attendance were:

Christopher Muvdi, Solicitor  
Sam Reeser, Engineer  
Anthony Scioli, Mayor  
Todd Trupp, Police Chief  
Kelly J. Yanos, Manager  
Bonnie L. Frisco, Secretary/Treasurer

**Visitor(s):** Nancy Kauffman, Jeffrey Kauffman, Neil McCauley, Matt Welch, Cara Welch, Suzy and Russell Landers, Larry Berger, Brenda Tucci, Doug Lebo, Christen Thompson, Steve Lusky

**Agenda Amendments:** None

**Public Comment on Agenda Items:** None

**Minutes– December 18, 2021 Council Meeting**

- **MOTION** was made by Councilman Myers and seconded by Councilwoman Cotter to approve the December 18, 2023 council meeting minutes as amended. Motion carried 6-0.
  - Under Recreation Board, correct the grammatical errors as noted by Councilman Myers.

**Bills List**

- **MOTION** was made by Councilwoman Cotter and seconded by Councilman Myers to approve the Bills List dated January 1, 2024 and Checks for Ratification dated December 19, 2023 – December 31, 2023. Motion carried 6-0.

### **Manager's Report**

- **Approval of the UCC Appeals Agreement – MOTION** was made by Councilman Myers and seconded by Councilwoman Cotter to approve the UCC Appeal Agreement. Motion carried 6-0.

### **Engineer's Report**

- Engineer Reeser reviewed the Engineer's report with Council, a copy of which will be kept on file.
- Councilman Blank noted that the Borough Engineer would need to assist with engineering, i.e., flood plain review relating to a proposed new maintenance building at the Public Works Department.

### **Mayor/Police Reports**

- Mayor Scioli noted that Nextgen will be done with the Rustic Park security camera installation by the end of the week.
- Chief Trupp noted proposed changes to the Police Civil Service Commission by-laws.
- President Tucci noted a proposed gun range near Bridge Street at the old Route 82 bridge and the potential for noise issues. Chief Trupp noted that it is on Mascaro property and should not cause noise issues.

### **Recreation Board**

- Christen Thompson distributed a list of the 2024 Recreation Board goals.

### **Emergency Management**

Matthew Welch, Acting Emergency Management Coordinator, noted he distributed the NIMS information to the new Council members.

**Fire Department:** No new report

### **Solicitor's Report**

- Solicitor Muvdi reviewed the Solicitor's report with Council, a copy of which will be kept on file.

### **Council/Committee Reports**

- Councilman Myers noted that the Birdsboro Rotary club has received approval from F.M. Brown's to place the next historical marker at the F.M. Brown's property and the marker is going into production.
- President Tucci asked Manager Yanos about the status of the street sweeper and Manager Yanos noted that the street sweeper that was order will not be available until November 2024, Manager Yanos has identified five Costars vendors for the backhoe and is exploring those options. President Tucci asked if there is anything different with the new recycling company and Manager Yanos noted the holiday schedule will be altered, as the new company will push the recycling back a day only if the holiday is on a Wednesday.
- Councilman Blank noted concern regarding water run-off at Old 82 near the old Miller's Luncheonette and it was noted the run-off is not the Borough's responsibility.
- Councilwoman Cotter thanked Public Works for the water clean up last week and noted that Met-Ed will have power disruptions in the Borough between 8:00 a.m. -12:00 p.m. tomorrow.
- Vice President Acevedo thanked all of those in attendance and wished everyone a Happy New Year.
- Councilman Elgonitis thanked all for their well wish and hopes to be back soon and wished everyone a Happy New Year.

**Public Comment**

- Larry Berger, 150 Hopewell Street, noted concerns regarding water that runs down the hill near his house and the potential for the water that crosses the road to turn into ice.
- Steve Lusky asked if the roads have been swept and Manager Yanos noted that they have been swept utilize a street sweeper on loan from J.P. Mascaro Company. Mr. Lusky noted the proposed Exeter gun range is located on J.P. Mascaro property and J.P. Mascaro donated the five acres of land and if any issues arise as a result of the gun range J.P. Mascaro will address them.
- Councilwoman Cotter asked if the recycling information is on the Borough website and it was noted that it is on the Borough website.

**ADJOURNMENT: The meeting adjourned at 8:10 p.m.**

Respectfully submitted,

Bonnie L. Frisco  
Borough Secretary