

BOROUGH OF DARBY
BOROUGH COUNCIL MEETING
April 21, 2010

The Darby Borough Council met at Borough Hall on the above date with the following members present: President Janice Davis (arrived at 7:40 p.m.), Vice President Howard Blackson, Jr., Mr. Donald Deigh, Mrs. Jennifer Parks, Ms. Darlene Hill, Mr. Patrick McKenna, Mrs. Marie Howells arrived at 7:45 p.m. and Ms. Edna Stockley. Also present were Mayor Helen Thomas, Borough Manager Mark Possenti, Solicitor Raymond Santarelli, Code Official Joseph Nerelli, Police Chief Robert Smythe and Borough Engineer Eileen Mulvena. Ms. Ruby Robinson Munden. was absent.

Vice President Blackson called the meeting to Order at 7:30 p.m. followed by Roll Call.

Pledge of Allegiance.

PUBLIC COMMENT:

Stafford Bailey, 94 S. 6th Street: Has concerns regarding illegal parking and public disturbances.

Leatha Walker, 1315 Edgehill Road: Discuss her alleyway behind her house.

Council President Davis took over the gavel.

NRO:

Mr. Johnnie Gethers, 309 N. MacDade Blvd.: To add a detailing shop to his Auto Business. Motion to approve made by Mr. McKenna; 2nd by Ms. Hill. Motion carries 8-0.

ENGINEERS REPORT:

See Attached.

Motion to commit funds not to exceed \$4,400.00 for inlets made by Mrs. Parks; 2nd by Mr. Blackson. Motion carries 8-0.

Motion to approve to locate and raise the buried manhole at the end of the unit block of Greenway made by Mr. Blackson; 2nd by Mrs. Parks. Motion carries 8-0.

Motion to accept the Engineer's Report made by Mr. Deigh; 2nd by Mrs. Parks. Motion carries 8-0.

MAYORS REPORT:

See Attached.

Motion to accept the Mayor's Report made by Mr. Deigh; 2nd by Mrs. Parks. Motion carries 8-0.

APPROVAL OF MINUTES (3/17/10 & 4/7/10):

Motion made by Mr. Deigh; 2nd by Mrs. Parks. Motion carries 8-0.

COMMUNICATIONS & REPORTS:

- a. Fire Chiefs Report: No Report.
- b. Historical Commission Report: Reported on the Darby Creek Cleanup and the celebration of the Darby Creek Greenway.
- c. Ordinance/Zoning: No Report
- d. Community Relations: Mrs. Howells reported on the RBI Baseball League. Thank everyone for the Casino Trip and discussed the Women against Rape program. May 1st is Opening Day.
- e. Municipal Services: Mr. McKenna reported Highway has been repairing potholes, cleaning trucks and cutting grass.
- f. Public Safety: No Report.
- g. Finance: Tax Bills are being collected at face value. Motion made by Mrs. Howells; 2nd by Mrs. Parks to approve the paid bills for the month of April. Motion carries 7-1. Ms. Stockley voted No.
- h. Grants: Ms. Hill stated they applied for a responsible sports grant.

Council recessed into Executive Session for personnel and potential litigation.

- i. Solicitors Report: Agreement for Mark DellaVecchio as follows:
 1. Motion to approve the terms of this Agreement and Release as Mr. Santarelli have set them out made by Mr. McKenna; 2nd by Mrs. Parks. Motion carries 8-0.
 2. Motion to authorize the solicitor to complete the written Agreement and Release made by Mrs. Parks; 2nd by Ms. Hill. Motion carries 8-0.
 3. Motion to authorize the Council President to execute as written agreement and release that will embody the terms as the solicitor has set them forth, the execution of which agreement will be subject to approved as to form only by the Solicitor made by Mr. Deigh; 2nd by Mrs. Parks. Motion carries 8-0.
 4. Motion to authorize the Borough Manager and other appropriate Borough Officials to perform in accordance with the terms of the Settlement Agreement and release made by Mrs. Parks; 2nd by Mr. Deigh. Motion carries 8-0.

Motion to accept all reports & minutes made by Mrs. Parks; 2nd by Mr. McKenna.
Motion carries 8-0.

BOROUGH MANAGER CORRESPONDENCES:

Mr. Possenti reported about the DCAB Banquet on April 30th & Workplace Safety Committee Seminar.

COUNCIL PRESIDENT COMMENTS & ANNOUNCEMENTS:

Read a Thank you from the Santarelli Family.

ADJOURNMENT

Motion made by Mrs. Parks; 2nd by Mr. Deigh. Motion carries 8-0.

Respectfully Submitted,

Mark Possenti
Manager/Secretary
Borough of Darby

MEMORANDUM

Innovation and Technology for Tomorrow's World



DATE: 21 April 2010
TO: Darby Borough Council
FROM: Eileen W. Mulvena, P.E.
SUBJ: Engineer's Report Thru April 21, 2010

FY 2009 Sanitary Sewer Cleaning & Televising

We have met with the Manager and need to firm dates for the various activities remaining. Hopefully, we can finalize the details next week.

Gateway Signage

Ernel Company has submitted an invoice for the balance of their contract, \$2,000. We will inspect each location and prepare the Request for Payment for submittal to OHCD as the County pays the contractor directly.

Rehabilitation/Replacement of Storm Inlets (CDBG Project #3412A)

Construction is currently in progress by DeCo Management Corporation of Fort Washington, PA. We have met with the County OHCD staff and the contractor to discuss conditions at the inlets that require additional effort on their part. The County indicated they can increase the Borough's allocation by \$3,250. The Borough can either commit the balance of the funds, at a not-to-exceed \$4,400 or two inlets can be deleted. We need direction from Council this evening.

Ordinary Street Maintenance

The 2010 County Aid Resolution has been sent to the County. We did receive a copy of the PennDOT approval for the 2009 patching project from the Borough Manager. We will authorize the work to be done within the next week.

Consent Order and Agreement

We have reviewed the CDs for those areas identified by Video Pipe as being in the worst condition. We will now evaluate the cost for each repair/replacement and provide that to you when complete. The next phase of the Consent Order covers portable metering to identify the

areas with the highest I/I. We will begin planning for this by evaluating the metering data from DCJA and determining which service area has the highest I/I.

The metering should begin when the weather breaks in the spring as we have to meter at least 10 locations and generally, a metering period is a month. The key to the metering is to meter flows at each location during very wet weather and very dry weather.

1020 Ridge Land Development

The sewer module was approved by DEP. If you recall, DCJA has required that the Borough offset the proposed increase of sewage at 1020 Ridge by removing I/I from the system. Part of the requirement is to purchase and install 40 manhole inserts in manholes such that rainwater cannot enter through the covers along the roadways and grassy areas. Nether Providence Township has agreed to order the manhole inserts along with their order so that the Borough will benefit from a discounted price due to the total being purchased. We have provided the locations for the inserts to the manufacturer and delivery should be forthcoming.

Demolition of 16 Greenway Ave.

The application for CDBG funds has been submitted to the County.

Darby Town Center Land Development Application

We have received a revised response to our review on Monday. We had discussed having a set of plans that would be highlighted with all the changes for quicker review; but, unfortunately, that did not occur. I believe Bohler intends to deliver a marked set; but, I do not yet have it. Additionally, we discussed marking the 10-yr storm flood elevation on the plan and that has not been provided. More importantly, I asked them to do a rough calculation of the drainage area and to do a rough model of the stormsewer system in the drainage area to determine whether the existing stormsewer system can handle a 2-yr storm event. This information has not been provided yet.

The escrow schedule proposed by the applicant is incomplete and Bohler has been asked to revise it to reflect the full extent of the proposed site improvements.

Municipal Services Committee Meeting

We would propose that there is benefit in the committee meeting on a monthly basis to review existing conditions and to identify and plan for future improvement and maintenance efforts. As the televising continues, these meetings will prove very meaningful as it relates to the sanitary sewer system. It would also be nice to consider a street improvements program to address some of the older paved areas in the Borough.

EDCCOG Stormwater Grant

The EDCCOG received a phase II grant from the William Penn Foundation. As indicated last month, a Stormwater Manager was being selected. Liz Feinberg has been selected. The group will be meeting again as necessary to finalize the The meetings are being held on a monthly basis. We will have a meeting next week during which the announcement of the selection of a consultant attorney will be made and further discussions on the selection process for the Stormwater Manager. The emphasis of this two-year grant will be to provide consultant services to identify and implement programs to support each community's MS4 permit compliance at a lower cost.

NPDES MS4 Permit

The current year of the permit ends on March 9. The Borough is required to submit an annual report by June 9, 2010. We will begin to gather the data for this report. We have performed testing throughout the year. We will provide you with an updated status report shortly so you can complete whatever is possible by the end of the current reporting year.

Conservation Works! Grant

The bid opening is April 29, 2010 so work is expected to begin within 30-45 days following contract award.

H2O grant

The Borough's current contract with the state has an effective date of January 2009. It is possible to have an earlier effective date so we have asked for it to be changed to August 2008 so we can use the work done by JMC in the vicinity of 14th St. as the Borough match. The grant covers 2/3 of project costs; the Borough match is 1/3. Since the grant amount is \$50,000, the total project cost is \$150,000 and the Borough match is \$25,000. If the contract is modified, the Borough could receive the reimbursement for the work already performed. There will likely be a small amount the Borough will still need to expend in order to meet the full match requirement. We propose that locating the manhole at the end of the unit block of Greenway would be an appropriate project and request authorization to do that work under the current contract with JJD. This contract expires at the end of the month, so there is an urgency in moving forward if we want to use the current contract. If Council wishes to complete this outstanding item, it would be appropriate for a motion to authorize the locating and raising of the buried manhole at the end of the unit block of Greenway.

Darby Borough Police Department

April 15, 2010

To: Mayor Thomas

Subject: Monthly report

Cc:

The Police Dept. is fully aware the street violence will increase during the summer months. The mayor, chief and lieutenants are formulating plans to combat and interdict crimes that have burden our neighborhoods. We will asked and seek the cooperation of all our citizens to help in keeping our streets safe this summer.

The shooting on S 6th St (April 7th) and the killing (East Lansdowne) of one of our local youths will strength the Departments resolved in helping our youth. Right now we are looking into how we can incorporate youths as auxiliary officers in our Dept.

This is a reminder to our citizens that it's street sweeping time, and to make sure you vehicles are moved at the proper time.