

**AVONDALE BOROUGH
COUNCIL MEETING
AUGUST 21, 2007
6:00 P.M.**

MEMBERS PRESENT: Bob Cleveland, Fred Bryan, Howard Thompson, Patrick Harrison
Absent: Russ Kilmer, Glenn Allen & Pat Longen

GUEST PRESENT: Glenn Diehl, Jamie MacCombie, Pete Lau, Dave Freidman, Stu Bruce, William Fansler, Michelle Steele, Kim Mazur, Bill Romanelli, Chip Ramberger, Jan Ramberger, Tami Bailey, Davis Howell, Billie Jean Massey, Steve Frye, Sali Cosford-Parker, Chris Pyle, Abigail Bowman, Scott Lewis, Danny Rosazza, Ronny Rosazza

After the Pledge of Allegiance, President Cleveland called the meeting to order at 6:00 P.M.

ANNOUNCEMENT

President Cleveland announced that an Executive Session was held on July 24, 2007 to discuss legal matters.

RESIDENT AND PUBLIC COMMENT

JAN RAMBERGER – CHATHAM STREET

Ms. Ramberger said she and other residents are here because we have concerns about making Chatham Street a one-way. President Cleveland asked why they have concerns. Ms. Ramberger said this will put a lot of traffic on Morris Avenue which is a hazard because you would be putting two-way traffic on a very narrow street. Ms. Ramberger said she understands that the lower end of Chatham Street has problems with excessive traffic, but we are here to find out the reason behind making it a one-way from Fifth through First Streets.

Howard Thompson said residents came to a Borough Council meeting last year and stated they had concerns about speeding and double parking on Chatham Street and it being a hazard. The Streets Committee reviewed the situation and found the street to be a safety issue so Council approved for a traffic study to be done in 2007 when the money could be budgeted. The traffic study was done and it recommended making Chatham Street a one-way from Fifth through First Streets going southbound. The study revealed they were speeding, double parking, going through stop signs and a safety issue.

Danny Rosazza said speeding, double parking and going through stop signs is against the law. How is making Chatham Street a one-way going to stop this? With the extra traffic, is the infrastructure solid enough on Hoopes, Morris and New Street that we won't be breaking up the sewer pipes and the surface? President Cleveland said the engineering study was done on all of that and the Engineer's recommendation is to make Chatham Street a one-way from Fifth to First Streets.

Chip Ramberger said it would be better to have the one-way from Third to First instead of from Fifth to First. President Cleveland asked why. Mr. Ramberger said because they could get to their houses easier. Tami Bailey said if you make Chatham a one-way from Third to First Streets it is not going to deter any traffic from going onto Morris Avenue, when in fact, the major concern for Mr. Ramberger's objection is all he wants to do is deter traffic from coming up to his end of street. Ms. Bailey said she lives on Chatham Street between Second and Third and her kids can't play out front. There were two cars head to head yesterday in front of her house that were beeping their horns at each other and nobody wanted to move, it is ridiculous.

Steve Frye said he has lived in the Borough for 34 years and a couple of months ago, he was going down Chatham and almost had a head on collision with a State Trooper while he was turning to go up Chatham at the intersection and there was no where to get out of the way. Mr. Frye said the speeding up and down Chatham Street is bad and Morris Street is right behind his house and there is not going to be that much more traffic. Billie Jean Massey said most of the vehicles speeding and running stop signs use Chatham as a cruise street.

Ms. Ramberger said she has two pages of people that have signed a petition that are against the one-way. Davis Howell said if you make it a one-way, you are going to double the traffic on Morris Alley. Mr. Howell said there are 45 garages and driveways coming off of Morris and most back out onto the street and it is going to be an accident waiting to happen.

Abby Bowman said where are the children that currently play on Morris Alley going to play? Steve Frye said everybody has this idea just because we are changing Chatham Street into a way, it is going to mess up First Street all the way up to Sixth Street and it is not. Mr. Frye said this is not a thing that has been hatched up overnight or in the past month, this has all been well thought out and has been going on since last November.

Ms. Ramberger said she found out accidentally because nobody informed us in town. President Cleveland said it has been on the agenda and discussed for over five months. Council has done an engineering study; we spoke to the school district, post office and the trash company, Council has done its homework and it is not something that has come out of the air.

President Cleveland said Council will take everyone's concerns into consideration as the ordinance is being developed and it will be presented to Council on September 18th.

ENTECH REPORT

Kim Mazur gave the following report.

WWTP UPGRADE & EXPANSION / PUNCH LIST

With the help of Walter Barcz and EEMA, the list is about 99% complete. The list is broken down into three categories. Number one is the responsibility of Walabax under their correction period; Number two is the responsibility of Monacacy under their correction period and Number three is enhancement items. The list will be sent out to the contractors once the list is 100% complete, which should take a few days.

DEP RESPONSE LETTER

Called Michael McAdams at DEP and Mr. McAdams said the Borough received the letter due to the number of small spills and he wants a response on why they occurred, how are we going to fix the problem and when is the problem going to be corrected. A draft report has been prepared for Council's review.

WWTP UPGRADE & EXPANSION

On Friday, August 17th, service representatives from Flygt and STACON were onsite to evaluate and repair problems with pump #2. Modifications were made to the operation of the backup float controls. EEMA and Entech were also present.

WALABAX CONCERNS AND PAYMENT

Letters of recommendation for payment have been forwarded to the Borough from Entech to pay Monacacy \$32,415.49 and Walabax \$41,975.00. \$10,000 is being retained from Walabax until the front lawn area has been cleared of various construction debris, placement of additional top soil, and re-seeding has been properly performed.

President Cleveland asked how we arrived at the \$10,000 figure. Mr. Mazur said he had discussions with Russ Kilmer and Walter Barcz and \$10,000 was the figure they felt comfortable with. Fred Bryan asked if this issue was discussed with Walabax. Mr. Mazur said he spoke with Jim Howard today and he is not in agreement with the \$10,000 being retained. Mr. Mazur said he would like to change his recommendation not to retain the \$10,000 because by Mr. Howard's verbal comment, he may file a breach of contract and they will not respond to the correction period items unless they are paid in full. Mr. Mazur said it would be in the Borough's best interest to work with Walabax and pay them in full in light of the most recent events.

Fred Bryan said he had a conversation with Walabax at the last meeting and the yard work was not the issue, Walabax said they would complete the yard work. Mr. Bryan said the deal was as long as the Borough received a letter from Entech stating that they recommend payment, the Borough will pay. President Cleveland said at the June meeting, Council voted to release those funds as long as Entech and the Finance Committee agreed and did not specify holding back any money. President Cleveland asked Mr. Mazur if it is in his opinion that if we pay Walabax and Monacacy there is not going to be any problem with them coming back to correct all the problems even though Walabax had a big attitude about cleaning up the grass area because they felt there wasn't anything wrong with it. Mr. Mazur said he could not answer that question.

Note: Correction period ends for Walabax on November 5, 2007
Correction period ends for Monacacy on February 15, 2008

EEMA REPORT

William Fansler gave the following report:

OPERATIONS REPORT

Wastewater Treatment Plant Flows:

Total Monthly Flow	5,164,000 gallons
Daily Flows Min.	123,000 gallons
Daily Flows Max.	225,000 gallons
Daily Flows Avg.	172,000 gallons

NEW GARDEN WEEKLY FLOWS

WEEK	6/27 to 7/4	7/4 to 7/11	7/11 to 7/18	7/18 TO 7/25	7/25 to 8/1
ROUTE 41	41,247	41,938	41,924	37,092	39,552
RAIL ROAD	65,621	65,695	63,352	57,672	57,580

- Sanitary Sewer Overflow on July 31, 2007 due to influent pumps operating at the same time.
- Power outage on July 27, 2007 due to lightning storm.
- Removed 24,000 gallons of sludge from Wastewater Treatment Plant.
- Completed Manhole Inspections in Zone A.

MAINTENANCE REPORT

- There were four (2) PA One Calls.
 - 324 Church Street
 - 306 Chatham Street
- There were five (5) Action Request forms received resulting in the following;
 - Four (4) water shut off
 - 521 Henson Street

- 403 Thompson Street
 - Two Dominick had to locate
 - 306 Chatham Street
 - 324 North Church Street
- One (1) replace wire on meter
 - 125 Chatham Street
- One call for dirty water (8 Cook Court) when arrived they reported it was a mistake.
- Power washed the algae from both chlorine contact tanks.
- Installed pipe work for chlorine analyzer for both chlorine contact tanks.
- MV LaFrance installed new motor for sludge holding tank, checked hour meter for water, installed new electrical outlet at North Well House.
- Currently working with SERVPRO for the unmetered line at the Old Fire House. Will meet with SERVPRO in early August.
- Maintenance budget reconciliation.

PROJECTED OPERATION & MAINTENANCE PLAN FOR JULY:

- Begin manhole inspections for Zone B.

WATER QUALITY REPORT:

Water System Flows

Total Well #1	2,687,500 gallons		
Total Well #2	708,500 gallons		
Total Monthly Flow	3,396,000 gallons		
Daily Flows Min. Well #1	58,400 gallons	Min. Well #2	15,100 gallons
Avg. Well #1	86,694 gallons	Avg. Well #2	22,855 gallons
Max. Well #1	119,300 gallons	Max Well #2	31,000 gallons

Water quality met all regulatory and contractual requirements during the month.

MONTHLY GRIEVANCES:

There were no grievances for the month.

PERMIT VIOLATIONS: None

121 PENNSYLVANIA AVENUE – (OLD FIRE HOUSE)

Met with SERVPRO regarding the unmetered water line. There are two options: one is to hire a plumber to cap the line on the inside and the other is to locate the line at the water main and the corporation and shut it off there. EEMA's recommendation is to have Dominick locate the water line and install a curb stop if there is not one there. Council agreed to locate the line and cut the water off at the curb stop.

PLANT INCIDENT ON JULY 31, 2007

Michelle Steele gave the following report:

There were two overflows that occurred on July 31st. The first overflow was due to both influent pumps operating at the same time causing the headworks to become overloaded. Borrowed the Godwin pump from New Garden Township and had the pump pump to the headworks from the manhole at the plant. Flygt came that day and made some modifications.

The second overflow occurred on the same day because we had the Godwin pump pumping to the headworks and at the same time Walter from Flygt turned the switch on to the influent pump so again we had two pumps going at the same time and this caused the overflow. Both overflows were very small. Since this incident, the pumps are working very well and so far EEMA is comfortable with the pumps.

BOROUGH SOLICITOR'S REPORT

Glenn Diehl gave the following report:

PROPOSED ORDINANCE #219 – CHATHAM STREET ONE-WAY

The proposed ordinance will be advertised in the Daily Local News so a public hearing can be held and the ordinance brought before Council for a vote at September meeting.

VERIZON AGREEMENT

Received a revised agreement back from Verizon and in the process of reviewing it. Will probably circulate a draft of the agreement to Council before the next meeting.

EXECUTIVE SESSION

Need to discuss with Council in executive session the DEP settlement on the big fines and the Pyle property

BOROUGH ENGINEER'S REPORT

Jamie MacCombie gave the following report:

MS4 STORMWATER

Have been notified by DEP that they are unable to come up with appropriate protocol for the application for the upcoming year. DEP has granted municipalities a year's extension to the permit in which Avondale's is good until March 2009.

I & I STUDY

The Study is ongoing. The meters have indicated that there are approximately 53,000 gallons of I & I between manholes 69 & 70. This substantiates what was televised previously and we are continuing to meter the manholes until the end of October which was mandated by DEP.

FLASHING LIGHTS AT NEW FIRE HOUSE

The Borough received a letter from PennDOT that states the Borough is warranted for warning flashing lights at the new fire house. We are required to do a condition diagram which is being scheduled. When it is completed, it will be forwarded to PennDOT and then PennDOT will prepare a permit plan at no cost to the Borough. After this has been completed, we will then have to figure out how the lights will be funded.

BOROUGH BUILDING EXPANSION?

In the process of preparing some documents that will include the different options the Borough has to expand the current building and explore other alternatives. Will probably be another month before the information is gathered.

FINANCE COMMITTEE

Fred Bryan gave the following report:

APPROVE PECO BILL - \$2,679.47

This is the PECO bill that was outstanding when EEMA had the problem with the WWTP PECO bill that was explained at the Council meeting back in April. EEMA has paid the bill to PECO and Council needs to approve payment to EEMA. Fred Bryan made a motion to approve to pay EEMA \$2,679.47, 2nd by

Howard Thompson, motion carried. This amount is what Miller Environmental owes when they were operating the plant which will be discussed with Glenn Diehl.

APPROVE L & B WATER SERVICES BILL - \$2,850.42

This invoice is for parts when the leak was fixed on Pennsylvania Avenue at 6th Street. EEMA would like the Borough to pay for this directly instead of taking it out of the maintenance fund which would deplete the fund. Fred made a motion to pay L & B Water Services invoice for \$2,850.42, 2nd by Howard Thompson, motion carried.

SPECIAL SEWER FUND

Received an estimate \$1600 to \$2200 from the Auditor to do a special sewer fund audit on the New Garden billing for 2006. Fred Bryan said the Finance Committee is making a recommendation to approve this audit. Fred Bryan made a motion to approve the audit for up to \$2200, 2nd by Howard Thompson, motion carried.

APPROVAL OF BILLS TO BE PAID

Fred Bryan made a motion to approve the bills to be paid, 2nd by Howard Thompson, motion carried.

APPROVAL OF FINANCIAL STATEMENTS

Fred Bryan made a motion to approve the financial statements, 2nd by Patrick Harrison, motion carried.

APPROVAL OF MINUTES

Patrick Harrison made a motion to approve the minutes from July 17, 2007 as written, 2nd by Fred Bryan, motion carried.

HISTORICAL COMMISSION

Sali Cosford-Parker gave the following report:

The first meeting will take place on Wednesday, September 5th at 6:00 p.m. We have received a lot of phone calls since the newsletter went out. We have received an invitation to join the Chester County Historical Commission and we will talk about that at the meeting. Looking into trying to get Federal Protection for the Third Street Bridge. At this time, the bridge is not eligible for federal protection. The State could not explain why it is not eligible so the Commission is going to write letters to various agencies's to try and get the bridge protected.

PLANNING COMMITTEE

Fred Bryan announced the following:

CHESTER COUNTY 2008 COMMUNITY REVITALIZATION PROGRAM

Grant applications will be available on Monday, September 24 from the Department of Community Development. On Tuesday, October 9th, there will be an application workshop at 10:30 a.m. at the Government Services Center. On Wednesday, November 14, 2007, applications are due by 4:00 p.m.

GOVERNMENT GRANT WORKSHOP

Senator Pileggi is holding a Local Government Grant Workshop on Thursday, September 27th from 9:00 a.m. to 11:30 a.m. The workshop is designed to inform municipalities of grant opportunities available through the Commonwealth and its agencies. The registration form must be returned no later than September 6th.

PERSONNEL COMMITTEE

Bob Cleveland gave the following report

NOTARY CLASS

The Secretary will be attending notary class on September 5th in preparation for her appointment as a notary.

STREETS AND STREET LIGHTS COMMITTEE

Howard Thompson gave the following report:

1. Application was submitted to PennDOT for the Yield to Pedestrian signs for Pennsylvania Avenue and State Street. We have not heard anything from PennDOT.
2. Dominick has started repairing the storm drain at Chatham and Fourth Streets. The rain has temporarily held him up and should be able to complete the job within a couple of days.
3. Dominick repaired the two sink holes between Earls Sub Shop and Avon News shop. He dug out the holes, filled and patched them.
4. We will have Dominick clean storm drains on a regular basis.
5. Received a letter from Longley Insurance regarding the State Street Bridge and PennDOT's inspection recommendations. Selective Insurance is requesting that the Borough complete the following maintenance issues:
 - a. Near right load sign needs to be reset
 - b. "Bridge" placard to be moved above the weight limit sign.
 - c. Reset the clearance signs at the near and far approach to the proper height.
 The Committee will look into having the items repaired.

WATER AND SEWER COMMITTEE

Howard Thompson gave the following report

1. Curb stops have been installed at 306 Chatham Street and 324 North Church Street.
2. Due to non-payment – water was shut off at 521 Henson Street & 403 Thompson Street.

PUBLIC SAFETY COMMITTEE

Russ Kilmer was absent from this meeting – Fred Bryan read Mr. Kilmer's report.

1. The Police continue to do their normal activities.
2. The school bus stop issue has been addressed. London Grove Township has dedicated the roads in the development and the school bus will now pick up the children there.
3. The police contract should be renewed for another year.

POLICE CONTRACT

Council wanted to review the contract and will vote on it at the next meeting.

PARKS /ENVIRONMENTAL & COMPOSTING COMMITTEE

Patrick Harrison gave the following report:

DIRT PILES AT WATSON PARK

Glenn Allen has arranged for New Garden Airport to pick up the piles of dirt at the park. Patrick said he would like to thank Glenn for his help in getting rid of these piles of dirt that have been a thorn in the Borough's side for a long time.

SNAKES AT COMPOSTING FACILITY

We had our second snake roundup and we are well on our way to being snake free. A snake has not been seen since the first treatment.

TREE REMOVAL AT INDIAN RUN AND WATSON PARKS

The Secretary said the trees were removed on August 14th and Pat Longen inspected and approved the job.

EARNED INCOME TAX COMMITTEE

Fred Bryan gave the following report:

About 75% of the forms have been completed and 26 names have been found that are not on Berkheimer's list.

ANNOUNCEMENT

President Cleveland announced that there will be an executive session to discuss a personnel issue.

Patrick Harrison made a motion to adjourn the meeting at 7:45 p.m., 2nd by Howard Thompson, motion carried.

Respectfully submitted,

Becky Brownback
Borough Secretary