

**AVONDALE BOROUGH
COUNCIL MEETING
FEBRUARY 19, 2008**

MEMBERS PRESENT: Fred Bryan, Russ Kilmer, Bob Cleveland, Glenn Allen, Pat Longen, Patrick Harrison, Steve Frye

GUESTS PRESENT: Mayor Howell, Glenn Diehl, Howard Thompson, Bill Shore, Michelle Steele, Pete Lau, Dave Friedman, Bill Reilly, Jerry Poe

After the Pledge of Allegiance, President Bryan called the meeting to order at 6:00 p.m.

ANNOUNCEMENT

President Bryan announced that an executive session was held on February 12, 2008 to discuss legal matters.

RESOLUTION #2008-02

President Bryan announced that Borough Council would like to give Howard Thompson a Resolution #2008-02, extending recognition and gratitude for his service to the Borough of Avondale. President Bryan read and presented the resolution to Mr. Thompson. Mr. Thompson thanked Council.

EEMA REPORT

Michelle Steele gave the following report:

OPERATIONS REPORT

Wastewater Treatment Plant Flows:

Total Monthly Flow	7,652,000 gallons
Daily Flows Min.	159,000 gallons
Daily Flows Max.	305,000 gallons
Daily Flows Avg.	246,000 gallons

NEW GARDEN WEEKLY FLOWS (gpd)

WEEK	Jan 2 – Jan 9	Jan 9-16	Jan 16-23	Jan 23 - Jan 30	Jan 30 – Feb 6
ROUTE 41	45,459	47,718	39,207	39,319	43,639
RAIL ROAD	32,085	45,321	35,970	47,760	53,780

- Removed 18,000 gallons of sludge from Wastewater Treatment Plant.
- Annual generator inspection and maintenance.
- Annual extinguisher inspection.

MAINTENANCE REPORT

- There were (5) one PA One Calls.
 - 28 Gap Newport Pike
 - 1803 Baltimore Pike
 - Pomeroy Avenue
 - 7 Miller Drive
 - 420 Pennsylvania Avenue

- There were (9) Water Action Request forms received resulting in the following:
 - 119 North Pennsylvania Avenue – reread
 - 426 Minor Street – reread
 - 72 Baltimore Pike – reread
 - 409 Henson Street – reread
 - 302 Chatham Street – reread
 - Corner of Third Street & Church Street – Busted water pipe at 410 East Third Street.
 - 319 Pennsylvania Avenue – reread
 - Gap Newport Pike – shut off
 - 314 Pennsylvania Avenue - reread

WATER QUALITY REPORT:

Water System Flows

Total Well #1	4,490,400 gallons		
Total Well #2	1,198,600 gallons		
Total Monthly Flow	5,689,000 gallons		
Daily Flows Min. Well #1	36,000 gallons	Min. Well #2	400 gallons
Avg. Well #1	144,852 gallons	Avg. Well #2	38,665 gallons
Max. Well #1	202,500 gallons	Max. Well #2	80,000 gallons

WATER LEAK

The average water produced for the month was 183,516 gpd and the normal average is between 100,000 – 125,000 gpd. We have a major water leak and we are going to have to bring somebody in to help us find it. Russ Kilmer made a motion to approve up to \$2,000.00 to bring in a company to find the water leak, 2nd by Patrick Harrison, motion carried.

OPERATIONS REPORT

- On January 18, the floats at the reservoir were snagged. This caused the pump not to be triggered. This caused only 400 gallons to be pumped that day.
- Water quality met all regulatory and contractual requirements during the month.

MONTHLY GRIEVANCES:

There were no grievances for the month.

PERMIT VIOLATIONS: None

EPWPCOA MEETING AGREEMENT

Pete Lau said previously, Joe Dimatteo gave a presentation on the meeting that is being held on May 9, 2009 at the treatment plant for the Eastern Pennsylvania Water Pollution Control Operators Association. The association is asking the Borough to sign an agreement stating it will support and commit to having the meeting. President Bryan said Council will review the agreement and vote on it at next week's Council meeting.

NEW GARDEN METERS – PECO BILL

Michelle Steele said New Garden owns the meters, but Avondale Borough is on the PECO account. EEMA believes that it would be a good idea to put the electric bill in New Garden Township's name because if anything happens to the meters it would be the Borough's responsibility. It is a small bill, but it might be worth the headache to have the name changed. Council agreed to have the name changed on the PECO bill to New Garden Township. President Bryan said he has a meeting with New Garden tomorrow night and will discuss this matter with them.

BOROUGH SOLICITOR'S REPORT

Glenn Diehl gave the following report

ENVIRO-AIR LAWSUIT

The lawsuit has now been settled for \$20,225.00. This matter has to do with a grant that was 100% funded. F.X. Browne's portion was supposed to be funded but they did not get paid because Enviro-Air kept the \$21,560.00. The Borough had to sue Enviro-Air and they paid \$20,225.00. F.X. Browne has a claim for around \$13,000.00 for their work and they have agreed to take an amount less the Borough's legal costs. After F.X. Browne is finished with the CLOMR they will be paid.

VERIZON AGREEMENT

The agreement was advertised and will be up for action at the next Council Meeting.

BOROUGH ENGINEERS REPORT

Herb MacCombie gave the following report:

INSURANCE SERVICES OFFICE LETTER (ISO)

Waiting on response from the fire company. Russ Kilmer said Guy Swift from the fire company is supposed to meet with someone from the ISO and will discuss this issue with him.

FLASHING LIGHTS – FIRE COMPANY

As discussed at the last meeting, Council needs to decide whether they want a warning signal or a standard traffic light. There is a considerable difference in cost between the two signals. The warning signal would cost \$5,000-\$7,000 and the standard light could cost \$40,000-\$60,000. Russ Kilmer said he would discuss these two options with the fire company and let Council know.

TRACTOR TRAILERS ON E. THIRD STREET

A letter was sent to PennDOT on February 21, 2008 requesting an investigation of the truck traffic on Third Street.

NPDES PERMIT

The new permit has been received and the Borough will be under the new limitations starting March 1, 2008.

ZONING OFFICER'S REPORT

Tom Lowry gave the following report:

ZONING ORDINANCE UPDATE

The Borough can either have a consultant update the zoning ordinance and the Borough will be entitled to get around 70% funding from the County or approve himself and Glenn Diehl to update the ordinance. Russ Kilmer asked what the time frame was for the County. Mr. Lowry said he has not seen the County process an update in less than a year, sometimes longer. Council agreed to have Mr. Lowry and Mr. Diehl work on updating the ordinance.

NEW PERMIT FEES – RESOLUTION

Sent Council the new permit fees for their consideration for adoption. Steve Frye said he looked at the fees and he thinks they are reasonable except for the ones that are fences and so on that are at \$75.00. Mr. Frye said he thinks that for simple projects it should be \$50.00 because if you make the permits too high it is just going to turn people off. Patrick Harrison said we should have it in writing that if someone does not get a permit and starts the work, they should have to pay double the permit cost and we will stop people from ignoring getting a permit. Mr. Frye said there has to be a fine attached to it if they get caught

with it. Mr. Lowry will check the ordinance to see if there are any provisions in it for fine violations if a permit is not issued and work was done. Glenn Diehl said if there is not a provision, one can be added. President Bryan asked if there is anything we need for the fee resolution. Mr. Diehl said we do not need anything for the permit fees, but in order to get a permit you must square away your violations and this needs to be done by ordinance. Mr. Diehl said you have to be in conformity to be entitled to a permit, to be in conformity you have to pay a fine. Council will review the fees and offer their comments and suggestions to the Secretary.

AVONDALE APARTMENTS

Inspected the Avondale Apartments and there are still some deficiencies. Rich Walkup, the owner, inquired about what he would have to do to change the laundry in to a commercial laundry that the public could use. Mr. Lowry said he told Mr. Walkup that if he gets all his ducks in a row here maybe he can talk for him.

315 PENNSYLVANIA AVENUE

Another inspection has been performed with the owner and he is slowly bringing the building into compliance. Further action will be taken under the parameters of the Property Maintenance Code if the owner fails to comply.

HISTORIC BUILDINGS

The purpose behind the UCC's exemptions under the historical provision has been explained to Chairperson, Sally Parker. All memos and the sample resolution have been forwarded to Ms. Parker.

PRESBYTERIAN CHURCH

Four inspections have been performed. The fire alarm permit has been issued. The sprinkler permit has been issued.

FINANCE COMMITTEE

Glenn Allen gave the following report:

APPROVE THE BILLS TO BE PAID

Glenn Allen made a motion to approve the bills to be paid, 2nd by Russ Kilmer, motion carried.

APPROVE FINANCIAL STATEMENTS

Glenn Allen made a motion to approve the financial statements, 2nd by Russ Kilmer, motion carried.

AUDIT 2007

Sandy Masten and Cindy Quinn are preparing the documents for the audit and will be ready for Vince Barbone to do the audit after March 1st.

APPROVAL OF MINUTES

Russ Kilmer made a motion to approve the minutes from January 22, 2008, 2nd by Bob Cleveland, motion carried.

MAYOR'S REPORT

Mayor Howell gave the following report:

GRANT APPLICATION-BOROUGH BUSINESS SIGN

Have not heard anything on the \$10,000.00 grant submitted to Senator Pileggi's office for the new Borough business sign.

GRANT APPLICATION FOR THE LED LIGHTS

The grant application was submitted to the DCED under the Shared Municipal Services Program that includes Avondale Borough, New Garden Township and Pennsbury Township. The Borough's 50% share is \$13,520.50 which is less than anticipated.

EMERGENCY MANAGEMENT COORDINATOR

Bill Shore gave the following report

TRAFFIC LIGHTS AT FIRE COMPANY

Council should remember that we provide Workmen's Compensation Insurance for the firehouse people that run in and out of there, and a point of interest, \$60,000 would be easily paid if someone got hurt.

COMMUNITY RESPONSE TEAM TRAINING

The Community Response Team Training is held at the Emergency Services Center in West Chester. If anyone is interested, please go to the County's website for training dates and times. (Mr. Shore handed out some pamphlets about the training)

BUILDING COMMITTEE

Fred Bryan gave the following report:

NEW BOROUGH OFFICE GRANT

MacCombie's office is working on the grant and it will be submitted by the March 18, 2008 deadline.

TRAVEL TRAILER FROM THE FEDERAL SURPLUS PROGRAM

Information was sent to all Council members regarding the trailer and a similar trailer is located at the New London Township building for anyone to look at. The trailer could be used as a stand by office if we should have to tear the Borough building down to make way for a new building. The cost is \$1,850.00 for the trailer and we will need to make a decision on whether to purchase it or not because it will only be held until the end of the month. Steve Frye said the price is a good deal, but he doesn't see spending the money on it unless we know we absolutely have the grant. President Bryan said we are not going to lose money on it; an older trailer is selling elsewhere for \$10,000.00. Bob Cleveland asked where we would store it and what are we going to do with it when we are done with it. President Bryan said we would store it in the fenced in area and we will sell it after we are done using it.

Russ Kilmer asked if we have had someone come in and give us a real good architectural price for what it would cost to reconfigure this building versus building a whole new building. President Bryan said that both areas were explored and it is much cheaper to put in a modular than reconfigure the existing building. Glenn Allen made a motion to buy the trailer, 2nd by Russ Kilmer, Patrick Harrison said it may be premature to actually buy the trailer not knowing if we are going to remodel this building and the other side is that it will save money. Mr. Harrison said he is twisted on it because it would be easier if we knew we had the grant money. Mr. Harrison asked Herb MacCombie his expert opinion of the likelihood of the Borough getting this grant. Mr. MacCombie said 50-50, but his company's average is about 90%. President Bryan said the motion has been made and it has been seconded and asked for a vote. Patrick Harrison-yea, Steve Frye-nay, Bob Cleveland-nay, Fred Bryan-yea, motion passed with a 4-2 vote. (Pat Longen was not present during this vote)

STREET AND STREET LIGHTS COMMITTEE

Patrick Harrison gave the following report:

- The Committee met and would like to order three "no parking this side of street" signs to be placed on the upper east block of New Street. The Committee would also like to order eight "yield to pedestrian"

signs to be placed under the existing Borough signs at each of the entrances in the Borough with one extra.

- Dominick is patching pot holes.
- The Committee would like to ask the Public Safety Committee to ask the police to look out for more parking violation problems that we are having. We also may want to look into raising the parking fines. Glenn Diehl will look into raising the parking fines.
- The Committee would like to thank Dominick for doing a fantastic job during the last ice storm.
- Reported seven abandoned cars and the Secretary is working on that now.

WATER AND SEWER COMMITTEE

Russ Kilmer gave the following report:

409 HENSON STREET WATER AND SEWER BILL

This issue will be discussed at the next water and sewer meeting.

PUBLIC SAFETY COMMITTEE

Russ Kilmer gave the following report:

POLICE ADDENDUM

The Borough is in an agreement with the Parkesburg Police until March 31, 2008. Chief Sheller has asked Council to approve an Addendum to that agreement extending the contract until December 31, 2008. The addendum references an exhibit with the dollar amount but it is not attached. The Committee recommends not signing the addendum until the exhibit is received.

RAILROAD CARS WITH ETHANOL

Attended a meeting with the Avondale Fire Chief and a company that wants to bring into the Borough three thirty-five thousand gallon rail cars of ethanol a week and unload them at McCleary Grain and they will off load them into tractor trailers where the tractor trailers will leave the facility and deliver to Wilmington, Philadelphia, etc. This is a lot of very flammable solvent in the Borough. Gave the company the NFPA Codes and told them that they needed to call the Tom Lowry to see if it was zoned for that. The company called DEP and DEP told them to do what they wanted to do unless there was a spill and then DEP would act. It is between Mr. Lowry and them following the NFPA 30 for combustible liquids. It will bring in some substantial hazards and wanted to make everyone aware of it. The company will call Mr. Lowry.

PROPERTY & EQUIPMENT COMMITTEE

Steve Frye said the Borough building is 911 compliant. Mr. Frye installed the street address numbers on the Borough building. Council thanked Mr. Frye.

NEW GARDEN LIAISON COMMITTEE

President Bryan said a meeting is scheduled with New Garden Township on Wednesday, February 20th at 5:00 p.m.

PARKS, ENVIRONMENTAL & COMPOSTING COMMITTEE

Pat Longen said he will be holding a committee meeting soon to discuss the parks and composting facility. Patrick Harrison said the committee will be opening plastic bags of composting in the next week or two and asked if anyone would like to help.

DIRT PILES

Glenn Allen said the airport wants the dirt and they could definitely use it. Someone from the airport talked to Carmen Raddi about it and they never heard back from him. Mr. Raddi manages the airport and they have no control over it and it would be their equipment that would be moving it. Pat Longen said he can get rid of some of the dirt in his yard.

NEW BUSINESS**PRIMARY ELECTION**

President Bryan said the Primary Election is on April 22, 2008, the same day as the Planning, Water and Sewer Committee meeting. President Bryan asked if Council wanted to hold the committee meetings on the same day as the Council meeting on April 15th, Council agreed.

ANNOUNCEMENT

President Bryan announced that there will be an executive session after this meeting to discuss legal matters.

Bob Cleveland made a motion to adjourn the meeting at 7:35 p.m., 2nd by Russ Kilmer, motion carried.

Respectfully submitted,

Becky Brownback
Borough Secretary