

**AVONDALE BOROUGH
COUNCIL MEETING
FEBRUARY 15, 2005**

COUNCIL MEMBERS PRESENT: Jay Pusey, Russ Kilmer, Fred Bryan, Bob Cleveland, Rose Ann Swift, Pat Longen Absent: Jerry Poe

GUEST PRESENT: Mayor Howell, Walter Barcz, Joe DiMatteo, Mike Short, Rob Walters, Harold Brown, Howard Thompson, Eileen Love, Joanne Brown, Larry Brown, Cecil Hallman

President Pusey called the meeting to order at 6:30 P.M.

ANNOUNCEMENT

President Pusey announced that there was an Executive Session held prior to this meeting to discuss legal issues.

RESIDENT COMMENT/REQUEST/COMPLAINT

EILEEN LOVE

Ms. Love said she lives on the 100 block of Chatham Street and there is a problem with parking because Dr. Farias' patients are taking all the available parking on the street, which leaves no parking for residents. Dr. Farias has been there for about three years and the parking is getting worse. Ms. Love said she comes home 7:30 at night and she does not have a place to park her car and she asked if there was anything that could be done. Larry Brown said there is also a problem with the vehicles parking too close to the corner ignoring the yellow line and the "no parking here to corner" sign. Jay Pusey said we will ask the police to cite people who are parking illegally. The Streets Committee will look into this issue and make a recommendation at the next meeting.

MILLER ENVIRONMENTAL REPORT

Joe DiMatteo reported on the Water and Wastewater Treatment Plant for January.

Monthly Water Production - 3,047,600 gallons / average daily flow - 98,310 gallons.

Monthly Effluent Flow – 14,043,000 gallons / average daily flow - 453,000 gallons.

New Garden Flow – 4,263,850 gallons) / average daily flow 121,824 gallons. (12-29-04 to 2-5-05)

Unaccounted Monthly Wastewater Flow – 6,731,500 gallons (47.9%)

NPDES Violations -0-

The following activities were reported:

- Performed twenty-six inspections and rereads from the meter readings that were conducted in December 2004.
- Installed new portable heater located at the #2 well house.
- Installed new impeller to Teel 12-volt siphon pump for water removal at reservoir cover.
- Assisted in coordinating contractors for sanitary sewer lateral installation at 3 and 48 Clay Creek Road.
- Note that the Wastewater Plant upgrade started on January 6, 2005. Attended two construction meetings related to coordination of operations.
- Additional labor and operations needed to keep piping and sprays operable during extreme cold temperatures within this period.
- Performed weekly and monthly preventative tasks of lubrication and oil checks.

WELL HOUSE ROOF

Bob Cleveland said the contractor did exactly what he put in his proposal. The Secretary called the contractor and he will give a price on replacing the fascia boards.

NEW PLANT OPERATOR

Joe introduced Mike Short as the new Facilities Manager for the treatment plant. Joe said Mike comes with seven years experience with a Delaware Class IV Wastewater Operator's License. President Pusey welcomed Mike.

FLOW AND LOADING ISSUE

Joe asked Council if there was any information on the flow and loading issue. Russ Kilmer said Council does not have an answer, but it will be discussed at the next Water and Sewer Committee meeting.

ENTECH REPORT

Walter Barcz gave the following report.

HENSON AND MAPLE STREETS

Walter said he recommends to Council to authorize a Notice of Award to Melchiorre upon the condition that the County approves. Russ Kilmer made a motion to proceed with the Notice of Award to Melchiorre with the County's approval, 2nd by Pat Longen, motion carried.

STATUS OF PLANT UPGRADE

Walabax Payment #1 – Walter asked Council to authorize payment #1 to Walabax in the amount of \$117,900 when the PennVest money is received. Bob Cleveland said he has a problem approving the payment before the money is received. Russ Kilmer made a motion to authorize the payment with the condition that the PennVest money is received, 2nd by Rose Ann Swift, Bob Cleveland-nay, motion carried with a 5-1 vote.

Interim Financing – The Secretary will contact Glenn Diehl regarding the status of the financing.

Growing Greener - Walter said he wrote a letter to DEP requesting an extension of time so the Borough has time to file for the reimbursement of the entire grant of \$500,000. The extension is being requested because the start of construction was delayed until January 5, 2005 due to the delayed closing of the PennVest loan and rebidding construction.

PennVest Applications 1 & 2 – Rose Ann Swift made a motion to authorize the President to sign the reimbursement Applications 1 & 2 to PennVest, 2nd by Bob Cleveland, motion carried.

1 MILLER DRIVE

No activity to report

STORMWATER MS4 REGULATIONS

This issue was tabled until next month.

AVON MOHR SWALES

No activity to report.

PLANNING MODULE – DUNKIN DONUTS

Walter said he completed the information for the planning module and submitted it to the Secretary.

CHAPTER 94 REPORT FOR 2004

Walter said that the Pennsylvania DEP requires the Borough to comply annually with Chapter 94 Regulations due on March 31st. Walter asked Council to approve Task 014 for an estimated budget of \$3,900. Russ Kilmer made a motion to approve Task 014, 2nd by Fred Bryan, motion carried.

TASK 007 BUDGET

Russ Kilmer made a motion to increase Task 007 by \$2,500, 2nd by Fred Bryan, motion carried.

FINANCE COMMITTEE**AUDITOR'S PROPOSAL**

Fred Bryan said the Auditor, Vince Barbone sent a proposal for \$12,800 for the 2004 Audit. Bob Cleveland made a motion to approve the proposal and authorize the President to sign, 2nd by Rose Ann Swift, motion carried.

APPROVAL OF BILLS TO BE PAID

Fred Bryan said the Finance Committee reviewed the bills and recommend their approval. Russ Kilmer made a motion to approve the bills to be paid, 2nd by Rose Ann Swift, motion carried.

APPROVAL OF FINANCIAL STATEMENTS

Fred Bryan said the Finance Committee reviewed the Financial Statements and recommend their approval. Fred Bryan made a motion to approve the Financial Statements, 2nd by Bob Cleveland, motion carried.

APPROVAL OF MINUTES

Bob Cleveland made a motion to approve the minutes as written from the Council Meeting on January 18, 2005, Special Meeting on January, 25, 2005 and the Special Meeting on February 3, 2005, 2nd by Russ Kilmer, motion carried.

MAYOR'S REPORT

Mayor Howell gave the following report

WHITE CLAY CREEK RESTORATION PROJECT

All the contracts have been received and the project should be starting soon. There is no cost to the Borough for this project, which is funded by a grant.

DCED GRANT

A letter was received from the County stating that the check for \$10,000 is forthcoming.

TRASH BIDS

The Mayor said that BFI amended the one-year rollover to include a fuel charge that will not exceed 3%. Dottie said that Council still has the option to go out to bid. Council agreed to the fuel charge and not to go out for bid.

EMERGENCY MANAGEMENT COORDINATOR

Cecil Hallman said he is buying a house in Oxford and will be moving out of Avondale. Cecil said he will still act as the Borough's Emergency Management Coordinator until he can find a replacement.

PERSONNEL COMMITTEE

Bob Cleveland gave the following report:

Thanks to Becky's persistence, the Borough Web Site is now on the Internet effective Friday, 11 Feb 2005. The Web address is: www.avondaleboro.net

Please direct any and all comments including additions, corrections, etc. you may have to Becky.

STREETS AND STREET LIGHTS COMMITTEE**OLD BUSINESS**

1. Council received a letter from PENNDOT regarding the State Street Bridge. The horizontal clearance signs need to be reset per standards, and the deteriorating concrete deck needs to be repaired. Council has one year to comply. The Streets Committee has discussed this issue and will present suggestions to Council in March.
2. Request from residents for a crosswalk at Pomeroy Ave. and State St. is currently being reviewed and discussed as is the cost effectiveness of installing additional crosswalks at several other intersections in the Borough along with the painting and repair of the street markers at the State Street/Pennsylvania Avenue intersections.

NEW BUSINESS

1. Concerns expressed by residents of the 100 Block of Chatham Street regarding their inability to park on that block of Chatham Street. A number of the residents do not have off-street parking and are unable to park due to crowded parking conditions when the Doctor located on the corner of First and Chatham Streets has office hours.
2. There were a number of compliments received from Borough residents regarding the excellent condition of the streets during the past month's snowstorms. Dominick and Andy DiFilippo should be commended for the excellent job of keeping the streets clear and clean.
3. Two additional loads of salt were ordered due to the past months snowfall.
4. Abandoned/Expired/Inoperative Vehicles: The current number is unknown. The Streets Committee has no count as to the number of these vehicles currently within the Borough. Beginning in February of 2004, and for the past 13 months, the Committee assumed the responsibility of locating, and documenting those vehicles, and then having the Borough Secretary notify the residents who were in violation. This was done, in part, to save expense to the taxpayers of the Borough, the Committee deeming it too costly to initially notify the Code Officer regarding each and every violation.

It is now apparent that the majority of Avondale Borough Council has no issue with the length of time that any Abandoned/Expired/Inoperative Vehicle remains on any residents property. The Streets Committee will await written instructions from Borough Council as to the procedure to be followed regarding these vehicles since the Streets Committee rejects borough resident Bruce Donovan's statement, and Council's subsequent agreement of the same, as evidenced by their vote, that "each case should be considered individually."

PUBLIC SAFETY COMMITTEE REPORT**JAKE BRAKE COMPLAINT**

Bob Cleveland said that John Langille is complaining about the noise from the “Jake Brakes” on Pennsylvania Avenue. Russ Kilmer said we had the Police sit at Third Street and they only got one truck because they call other truckers on the CB when they know the police are there and they all stop using their “Jake Brakes”. Russ said it is hard to enforce the Ordinance and we are just wasting the Borough’s money.

WATER AND SEWER COMMITTEE REPORT

Russ Kilmer gave the following report:

COMMITTEE MEETING

Russ Kilmer said he would like to have an Executive Session prior to the Committee Meeting on February 22, 2005 to discuss the Avondale Sunoco issue and the Flow and Loading Cost. The Executive Session was scheduled for Tuesday, February 22nd at 5:00 P.M., Council agreed.

EARNED INCOME TASK**BERKHEIMER RESOLUTION #2005-03**

Russ Kilmer made a motion to adopt Resolution #2005-03, 2nd by Bob Cleveland, motion Carried. The purpose of this Resolution is to give Berkheimer the authorization to impose and retain costs of collection on delinquent taxes.

OLD BUSINESS**LONDON GROVE RUNOFF AT MILLER DRIVE**

Russ Kilmer said Mr. Wilkinson will address this issue as soon as the asphalt plants open.

FOOT BRIDGE

Fred Bryan said he is addressing this issue.

NEW BUSINESS**COMMITTEE CHANGES**

President Pusey said some changes have been made to the Committees and asked Council if they agreed with the changes. Council agreed with the changes.

PUBLIC COMMENT**CECIL HALLMAN**

Cecil said the fire hydrant on the corner of Sixth and Chatham Streets needs to be cleared of debris. Russ Kilmer said he will look into this matter.

Russ Kilmer made a motion to adjourn the meeting at 8:15 P.M., 2nd by Fred Bryan, motion carried.

Respectfully submitted,

Becky Brownback
Borough Secretary