

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

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

**GUESTS PRESENT:** Mayor Howell, Joe DiMatteo, Walter Barcz, Harold Brown, Howard Thompson, Bill Webb, Pat Harrison, Rob Walters, Bill Romanelli

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

**ANNOUNCEMENT**

President Pusey announced that an Executive Session was held on February 22, 2005 to discuss legal issues.

**RESIDENT COMMENT/REQUEST/COMPLAINT**

**ROB WALTERS**

Mr. Walters said he has been having an increasing amount of soliciting. Usually, it is daily and sometimes two or three times a day and he asked if the Borough would consider some type of legislation to prohibit solicitation. Russ Kilmer suggested putting a sign on the door and if they come in, you can get them for trespassing. Mr. Kilmer said if the sign does not work, then the Borough will look into adopting an Ordinance prohibiting solicitation.

**APPOINT BOROUGH SOLICITOR**

Russ Kilmer made a motion to appoint Glenn Diehl as the Borough's Solicitor, 2<sup>nd</sup> by Jerry Poe, motion carried.

**MILLER ENVIRONMENTAL REPORT**

Joe DiMatteo reported on the Water and Wastewater Treatment for February.

Monthly Water Production – 2,986,000 gallons / average daily flow – 106,643 gallons.

Monthly Effluent Flow – 12,180,000 gallons / average daily flow – 435,000 gallons.

New Garden Flow – 3,508,620 gallons / average daily flow – 125,308 gallons (2-2-05 to 3-2-05)

Unaccounted Monthly Wastewater Flow – 5,685,380 (46.7%)

NDPES Violations – 1 - The violation was for exceeding the average monthly loading for ammonia nitrogen.

The following activities were reported for the Water and Wastewater Treatment Plant.

- Performed four inspection and rereads from the meter readings that were conducted in December 2004.
- Responded to water call at 208 Church Street on February 13, 2005, shut water off and identified leaking water meter. Installed new water meter at 208 Church Street on February 25, 2005.
- Located water leak at chlorination feed system outside of #1 well house. Used Miller contractor to assist in repairing water leak at poly iron feed connection for chlorine disinfection.
- Inspected and reported concerns with installation of new roof at #1 well house.
- Observed fluctuation of well level at the #1 well house on February 23, 2005, note that levels are fluctuating within a two-foot variance.
- Put a new check valve on the 10 Hp blower.
- Purchased a new rain gauge, fluorescent tubes and additional maintenance items within this reporting period.
- Purchased new LMI chemical feed pump for dechlorination system.

#### **APPROVAL OF BILLS TO BE PAID**

Russ Kilmer made a motion to approve the bills to be paid on the condition of approval, 2<sup>nd</sup> by Pat Longen, motion carried.

#### **APPROVAL OF FINANCIAL STATEMENTS**

Russ Kilmer made a motion to approve the financial statements on the condition of Fred Bryan's approval, 2<sup>nd</sup> by Bob Cleveland, motion carried.

#### **APPROVAL OF MINUTES**

Russ Kilmer made a motion to approve the minutes from February 15, 2005, 2<sup>nd</sup> by Pat Longen, motion carried.

#### **ZONING OFFICER'S REPORT**

A report was not supplied this month

#### **RESOLUTION #2004-03 – FEE SCHEDULE**

Bob Cleveland made a motion to approve Resolution #2004-03, 2<sup>nd</sup> by Russ Kilmer, motion carried.

#### **ZONING ORDINANCE AMENDMENT – DEFINITION OF “FAMILY”**

Russ Kilmer made a motion to approve to advertise the zoning amendment on the condition of the Borough Solicitor's approval, 2<sup>nd</sup> by Bob Cleveland, motion carried.

#### **MAYOR'S REPORT**

Mayor Howell gave the following report:

#### **WHITE CLAY CREEK RESTORATION PROJECT**

The project has been started by the Third Street Park and they will be out of the area by April 8<sup>th</sup> for fishing season. After fishing season, they will finish this area and then start on the Indian Run Road area.

DCED GRANT

Everything has been approved, but we still have not received the money. The grant awarded is \$10,000 for carpet for the Borough Hall and electric to the maintenance building.

**ENTECH REPORT**

Walter Barcz gave the following report:

HENSON AND MAPLE STREET PROJECT

This project is moving forward. Melchiorre needs to correct some prerequisite documents and resubmit them. We are still within the time period specified in the contract with the County.

TREATMENT PLANT UPGRADE AND EXPANSION

There has been a lot of activity in many areas, construction and otherwise. A report will be forthcoming.

PENNVEST PAYMENTS

PennVest payment #1 was received on March 2, 2005. PennVest payment #2, application for which needs to be approved and signed tonight. Russ Kilmer made a motion to approve application #2 to PennVest, 2<sup>nd</sup> by Pat Longen, motion carried.

GROWING GREENER GRANT - \$500,000

We are now under a deadline to submit a payment request from Growing Greener. Growing Greener requires copies of cancelled checks in order to receive the grant money and the application needs to be submitted by the end of March. Walter asked Council to approve the following payments.

Walabax -	\$363,515.28
Entech -	\$ 19,016.54
Entech -	\$ 35,544.93
PECO -	\$ 22,251.97
Monacacy -	\$ 6,112.62

Russ Kilmer made a motion to approve the above payments, 2<sup>nd</sup> by Jerry Poe, motion carried.

1 MILLER DRIVE – PRESSURE SEWER

Entech was asked to comment on the sewage pump details and they do reflect on what Entech proposed and he sees no reason not to move forward.

MS4 REGS STATUS

10 months ago, it was agreed that Entech would withhold invoicing for the MS4 work until Avondale has started receiving grant reimbursements. Out of the \$7,400 approved by Council, Entech efforts have added up to \$5,277.87. Entech will be submitting this invoice in the next month. An Ordinance still needs to be written by the Borough Solicitor. Jay Pusey said we still need to get the stencil to mark the storm drains. Walter will work on these issues.

CHAPTER 94 REPORT

Walter said that New Garden is now seven days late submitting their information for the Chapter 94 Report and he is hopeful that he will get the information soon. The Report needs to be submitted by March 31, 2005.

HERITAGE BUILDING GROUP – YEATMAN TRACT

Walter said that Heritage Building Group has asked about Avondale's willingness to provide sanitary sewage conveyance and treatment services for its development of the Yeatman Tract in London Grove Township. Heritage is requesting that Avondale respond to them by March 29, 2005. Council will discuss this issue at a later date.

**PERSONNEL COMMITTEE**

Bob Cleveland gave the following report:

The Borough received a donation from Tony Tsaganos, owner of the mall where the former Wawa was located, of \$ 400 for a new printer for the Borough office. Becky has selected and purchased a new printer with better capabilities than the present printer. A "thank you" letter will be sent to Mr. Tsaganos.

**STREETS AND STREET LIGHTS COMMITTEE**

Bob Cleveland gave the following report:

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 until the end of June to comply.

\*\*The committee met with Dominick DiFilippo to assess the problem, and to obtain a cost for the repairs. The estimate should be received soon.

The committee also requested the Borough Secretary to write a letter to PENNDOT to qualify their definition of "deck", and to obtain any recommended repair specifications that may be required.

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.

\*\*Cost estimates have been received for this project and the committee will meet and review the estimates and make a recommendation to Council at the April Council Meeting.

3. Concerns expressed by residents of the 100 block of Chatham Street regarding their inability to park on that block of Chatham Street. Several residents state that they 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.

The Streets Committee met in response to this concern, and after assessing the situation, the

committee has determined that the residents at both 121 and 123 Chatham Street do have the OPTION of off-street parking at the rear of their residences off of Hoopes Alley. It is recommended to Council that no action be taken at this time in providing permit parking on the west side of the 100 block of Chatham St. between 1st and 2nd Streets, and that the residents be notified by letter regarding this decision.

4. After several discussions with members of Council, the Streets Committee has agreed to continue documenting the Abandoned/Expired/Inoperative Vehicles within the Borough.

### NEW BUSINESS

1. Additional loads of salt were ordered due to the past months snowfall.

2. A number of street signs were down, and were reinstalled by Dominick.

3. Dominick has begun patching potholes in the Borough streets. State Street is completed.

3. A letter was received from a Borough resident informing Council of the excellent condition of the Borough streets during the past snowstorms. A copy of the letter was given to Dominick.

### PUBLIC SAFETY COMMITTEE

Russ Kilmer gave the following report:

#### FIRE HYDRANT – 6<sup>TH</sup> AND CHATHAM STREETS

Investigated the fire hydrant that was reported being blocked by a bush and there is no real issue at this time. The fire company will have no problem hooking up to the hydrant.

#### POLICE

The police are still doing their routine patrols during their regular hours. Will be looking to increase the hours sometime in May based on the income from the citations in the next couple of months.

### WATER & SEWER COMMITTEE

Russ Kilmer gave the following report:

#### AVONDALE SUNOCO ISSUE

The Committee met with Mike Frezzo, owner of the Avondale Car Wash regarding installing recycling. The Committee told Mr. Frezzo that the Borough would not charge him a surcharge for a year to encourage him to install recycling. Mr. Frezzo has agreed to put in recycling by Fall 2005 and will not be charged a surcharge fee effective, January 1, 2005. If Mr. Frezzo does not have the recycling installed by January 1, 2006, he will owe the Borough for all surcharge fees in 2005.

#### FLOW AND LOADING ISSUE

The Water and Sewer Committee met with Mike Poyner and Joe DiMatteo from Miller Environmental to discuss and negotiate the flow and loading costs they say the Borough owes them. The Committee does not agree that we owe them the full amount and Miller Environmental will send us a letter within two weeks stating the amount that will resolve this issue.

### **PARKS & COMPOSTING FACILITY COMMITTEE**

Pat Longen gave the following report:

#### **CONDITION OF THE PARKS**

Watson Park is muddy from the White Clay Creek Restoration Project. Pomeroy Park is in good shape. Indian Run Park has a foam mattress and some beer bottles that need to be picked up. The Secretary will ask Dominick to clean up Indian Run Park.

#### **COMPOSTING FACILITY**

The Committee will turn the compost when the weather is better.

### **OLD BUSINESS**

#### **LONDON GROVE RUN OFF AT MILLER DRIVE**

Russ Kilmer said this matter will be resolved as soon as the asphalt plant opens.

### **NEW BUSINESS**

#### **NEW GARDEN TOWNSHIP - REPLACEMENT FLOW**

Walter Barcz said that NGT has 1,797 gpd of sewage treatment capacity remaining "on paper" – from New Garden having redirected certain flows away from Avondale and to the Townships East End Plant. New Garden wants to use this capacity left for some projects that include three houses in Brittany Hills, a Wilkinson project in NGT. Spence Address told Mr. Barcz that he would like to move forward with this matter and he needs Avondale to sign off on the Planning Modules. Bill Romanelli said Mr. Wilkinson is willing to pay any cost incurred by the Borough for this review. After some discussion, Council decided to discuss this issue at the Water and Sewer Committee meeting.

#### **FIRE COMPANY – SECCRA TONNAGE**

Sean Carroll said the Fire Company received dumpsters donated for the construction of the firehouse and he called to get the dumping fees waived at SECCRA and they said they could not "off set" it directly. SECCRA told Mr. Carroll that Avondale does not use all of its tonnage allowance each year and Mr. Carroll asked if the Borough would donate part of this tonnage. Council agreed to half of the tonnage allowance. The Secretary will find out the tonnage allowance and let Mr. Carroll know.

### **PUBLIC COMMENT**

HAROLD BROWN

Mr. Brown said he feels that if you give someone enough time to remove the abandoned cars and they do not move them and they come to a meeting to get more time, you should not go over the Committee's head and give them more time. Mr. Brown said it should not come before the public and you have to give the Committee more respect on their decision.

HOWARD THOMPSON

Mr. Thompson said he suggests Council get together with New Garden Township at the earliest possible date and try to work out on how much flow New Garden is going to get and how much the other party is going to get before the plant is completed. Russ Kilmer said we have a list of the meetings we have tried to arrange with New Garden in one year that they have refused to come to, did not come to, or cancelled the night of the meeting. Mr. Kilmer said he had a conversation with two of NGT Supervisors on Saturday at the ground breaking for the fire company and they were not aware of any of the meeting except for one so it is a eternal problem in their organization. Mr. Kilmer said he believes we are now making progress because there are other people listening at NGT that were not listening before.

BILL WEBB

Mr. Webb said there is a lot of debris in the creek from the flooding that needs to come out and he is willing to remove it, but as an ordinary landowner, he does not have a permit to go in the stream. The Borough may have a permit and he would like to know exactly what the Borough is permitted to do. Mr. Webb said he would like to clean out the stream with the Borough's permission. Russ Kilmer asked where we can find out what the Borough is permitted to do? Mr. Webb said he will furnish that information. Mayor Howell said as far as she knows, the Borough is not permitted in the creek with any kind of equipment that could possibly leak hydraulic fluid or oils of any kind, but anything you can reach from the bank, we can get out.

Jerry Poe made a motion to adjourn the meeting at 8:05 P.M., 2<sup>nd</sup> by Pat Longen, motion carried.

Respectfully submitted,

Becky Brownback  
Borough Secretary

