

**AVONDALE BOROUGH
COUNCIL MEETING
SEPTEMBER 19, 2006
6:00 P.M.**

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

GUESTS PRESENT: Mayor Howell, Glenn Diehl, Walter Barcz, Jamie MacCombie, Mike Hallman, Steve Frye, Billie Jean Massey, Dana Tinnin, Joan Rosazza, Fred Hessenauer, Leslie Tinnin, Fred Hessenauer, Jay Pusey

TINNIN CONDITIONAL USE HEARING - CONTINUATION

Dana Tinnin requested a continuation of the Conditional Use Hearing regarding the property at 315 Pennsylvania Avenue until the November 21, 2006 Council meeting. Glenn Diehl said it is Council's pleasure on whether to grant the continuance. Fred Bryan made a motion to continue the Hearing on November 21st, 2nd by Howard Thompson, motion carried.

After the Pledge of Allegiance, the meeting was called to order by President Cleveland at 6:10 p.m.

RESIDENT AND PUBLIC COMMENT

BILLIE JEAN MASSEY – CHATHAM STREET

Ms. Massey said she would like to see Chatham Street turned into a one-way going south from Fifth Street to First Street. There are so many cars parked on both sides of the street and with traffic going both ways, there is no place to pull over and this has become a major safety issue. The majority of the problems are in the evening and the weekends when people are off work. Ms. Massey said she would also like to see the speed limit reduced from 25 mph to 15 mph. President Cleveland said that Mr. Thompson is the Chairman of the Streets Committee and he will look into this issue.

MILLER ENVIRIONMENTAL REPORT

Lew Christy gave the following report for the month of August:

Monthly Water Production – 3,734,500 gallons / average daily flow – 120,468 gallons

Monthly Effluent Flow – 9,889,000 gallons / average daily flow – 319,000 gallons

New Garden Flow – 2,854,120 gallons / average daily flow – 101,933 gallons (8/2/06 to 8/30/06)

Unaccounted Monthly Wastewater Flow – 3,300,380 gallons (33.3%)

2006 2nd Quarter Billed Water Production – 6,133,020 gallons

2006 2nd Quarter Total Water Production – 9,954,100 gallons

2006 2nd Quarter Unaccounted / Water Production – 3,821,080 gallons (38.4%)

NPDES VIOLATIONS -0-

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

- Used generator to pump excess rainwater from reservoir cover as needed.
- Installed a new water meter at 12 Miller Drive on 8/10/06.
- Gaebel Construction repaired a water line leak at 6th Street and Pennsylvania Avenue on 8/10/06. They also repaired a water leak under the bridge on Pennsylvania Avenue on 8/18/06.
- Inspected a water leak at Baltimore Pike and Pennsylvania Avenue. Leak is at a very slow rate and inspected daily for any increase.
- Ordered water line repair clamps from L/B Water Service.
- Tested for Total Coliform in the water distribution system on 8/3/06. Results were negative.
- Performed 4 Water Action Forms and 1 PA One Call through out Borough.
- The new emergency generator is on line and is being exercised weekly.
- W.G. Malden Inc. was on site on 8/9/06 and calibrated the New Garden Township flow meters.
- Performed IPP sampling at Edlon Inc. on 8/23/06. American Manufacturing Technologies is no longer in business at present sight.
- Received training on the new plants equipment during the month as equipment representatives visited the plant.
- Worked on new plant process and control procedures during the month.

ENTECH REPORT

Walter Barcz gave the following report:

WWTP UPGRADE AND EXPANSION

The liquid side treatment process has been operating since August 2nd and is continuing to mature. Phosphorus is not yet on line, and total residual chlorine numbers are not yet available. We have started the treatment performance test which is part of the construction project.

BUDGET INCREASE – OPERATION & MAINTENANCE TRANSITION

Entech is requesting an increase in the budget for supplying information and starting to supply documents to EEMA regarding Borough facilities, and preparing for and participating in Meetings and sessions regarding transitions. Remaining efforts include furnishing further documentation to EEMA as specified in the Agreement between the Borough & EEMA, assisting with orderly transition, and corresponding and meeting with EEMA to get them acclimated and bring them up to speed. Fred Bryan made a motion to increase the budget by \$6,000.00, 2nd by Pat Longen, motion carried.

SOLICITOR'S REPORT

Glenn Diehl gave the following report:

PROPOSED STORMWATER, SEWER AND WATER ORDINANCES

Glenn said the stormwater draft ordinance has been prepared. The water specifications have been prepared and will be tied in with the sewer ordinance.

COMMERICAL INSPECTIONS & IPP PROGRAM FEES

The commercial inspections along with the IPP fees will be tied into the rate ordinance which will be done shortly.

FEMA REGULATIONS

The FEMA regulations has been advertised, reviewed and approved by the State. This Ordinance will be adopted at the continued meeting on September 26th.

ENGINEERS REPORT

Jamie MacCombie gave the following report:

STORMWATER ORDINANCE

The stormwater ordinance needs a section added to include grading and erosion control. Jamie said he will get this to Glenn to add to the draft ordinance.

WILKINSON PLANS

A letter has been drafted by Dave Biloon from Jamie's office. Jamie said he needs to proof the letter before sending it out.

FINANCE COMMITTEE

Fred Bryan gave the following report:

APPROVAL OF BILLS TO BE PAID

The Committee reviewed the bills to be paid and recommend that Council approve them. Fred Bryan made a motion to approve the bills to be paid, 2nd by Pat Longen, motion carried.

APPROVAL OF FINANCIAL STATEMENTS

The Committee reviewed the financial statements and recommend that Council approve them. Fred Bryan made a motion to approve the financial statements, 2nd by Pat Longen, motion carried.

WALABAX PAYMENT #20 - \$176,919.56 AND MONACACY PAYMENT #13 - \$8,540.55

Fred Bryan made a motion to approve Walabax payment #20 and Monacacy payment #13, 2nd by Pat Longen, motion carried.

APPROVAL OF MINUTES

Fred Bryan mad a motion to approve the minutes from August 15, 2006, 2nd by Howard Thompson, motion carried.

MAYOR'S REPORT

Mayor Howell gave the following report:

FALL FESTIVAL

The Fall Festival will take place on Saturday, October 14, 2006 from 10:00 a.m. to 3:00 p.m. and everything is being paid for by local businesses. We need volunteers to help out the Friday before and the day of the festival.

RIBBON CUTTING AT WWTP

The ribbon cutting ceremony is scheduled for October 28, 2006. The committee will be meeting tomorrow to discuss the invitation list.

HALLOWEEN

Mayor Howell said last year, Borough Council approved \$200.00 to buy prizes for the Halloween Parade and this year she would like to request \$300.00. We need to buy 16 prizes and she does not want to ask the businesses because they are sponsoring the Fall Festival. Last year we had 150 children that participated. Pat Longen made a motion to hold trick or treat night on October 31st from 6-8 p.m. and to approve \$300.00 to the Mayor for the Halloween Parade.

NIMS TRAINING

Mayor Howell, Patrick Harrison and Mr. Thompson attended the training classes and all were certified. The Borough is eligible for federal grant money.

WHITE CLAY CREEK PROJECT

Enviro-Air still owes the Borough \$21,000 from over billing on the creek project. Glenn said he has all the information and will write a letter.

EMERGENCY MANAGEMENT COORDINATOR

Mike Hallman said effective September 30, 2006, he regretfully resigns from the position of EMC due to his busy schedule. Mike said he would step down and be the Deputy under the EMC. Mayor Howell commended Mike on an outstanding job he did through all the floods, and an excellent job on the Emergency Management Plan. Fred Bryan said after we receive the resignation letter, we can make it official at the next meeting.

PLANNING COMMITTEE

Fred Bryan gave the following report:

AVONDALE PRESBYTERIAN CHURCH

The Committee, Glenn Diehl and Dave Biloon met with members from the church to go over some issues pertaining to Jamie MacCombie's review letter #2, dated September 15, 2006. The Committee is recommending to Council to accept the plans with conditions. Fred Bryan made a motion to accept the letter with conditions, 2nd by Russ Kilmer, motion carried. The conditions will be discussed at a later date.

STREET AND STREET LIGHTS COMMITTEE

Howard Thompson gave the following report:

- Dominick repaired the storm drain on State Street by Pusey's driveway.
- Dominick filled pot holes on State Street.
- Dominick installed six no littering signs. Installed them at the following locations: State Street at the Borough line, Chatham Street at 2nd Street, Third Street by the bridge, Church Street at Route 41. Church Street coming from New Garden Township, Henson and Maple Streets.
- Had one untagged car removed from Henson Street.
- There is a light problem on Maple, Thompson and East Third Street areas. The Secretary and the patrol officer did a site inspection of that area and the officer told the secretary that there isn't enough light. The Committee is recommending to Council to add more lights in that area, a new light on Indian Run Road at the quarry, and a new light at the Pomeroy Park. The Secretary spoke to a representative from PECO and the lights can be added at no cost to the Borough.
- At the corner of Henson and Maple Streets, someone backed into the street sign again. Dominick will install a new pole.

PUBLIC SAFETY COMMITTEE

Russ Kilmer gave the following report:

POLICE ACTIVITIES

We are back on the fall police schedule and the police are still covering the cost of their services through citations.

NEW GARDEN TOWNSHIP LIAISON COMMITTEE

Mayor Howell said she, Russ Kilmer, Mr. Thompson met with representatives from New Garden Township and it was a very well received meeting. We agreed to meet every quarter to give an update of what is going on with the sewer plant.

PROPERTY AND EQUIPMENT COMMITTEE

Russ Kilmer gave the following report:

BOROUGH PROPERTY CLEANUP (BEHIND SMITH'S)

The cleanup of the property next to the quarry is going well. Once it is cleaned up, the committee will recommend to get it surveyed so we know exactly where our lines are and to put up a post and rail fence. Russ said he will get prices on the fence.

PARKS, ENVIRONMENTAL & COMPOSTING COMMITTEE**PARKS**

Pat Longen gave the following report:

A couple of weeks ago, the Committee met with Paul Grim from Boyce Associates to discuss what we are going to do with the insurance money. We have a plan to install a play set at the Third Street Park between the basketball court and the creek. It is possible it will be installed by November.

COMPOSTING

Patrick Harrison gave the following report:

Dominick is still doing the once a month curbside pick up. There were three loads for the month of August. Dominick is looking into the cost of tarp to cover the composting area for the winter.

NEW BUSINESS**VERIZON MEETING**

Fred Bryan said he, Bob Cleveland, Mr. Thompson and Patrick Harrison met with Verizon representatives. Verizon is installing a fiber optic cable system. The cable television is not available in Avondale yet, but is expected to be available mid 2007. At this time, you can now have your computer and telephone upgraded to Verizon and this will prepare you to have it switched to Television when it is available. Verizon is about \$5.00 a month cheaper than Comcast. Verizon will be sending an agreement within the next 30 days for Council's review. The franchise fee of 5% is the same as Comcast's.

ANNOUNCEMENTS

President Cleveland made the following announcements.

- This meeting will be continued on September 26, 2006.
- There will be an executive session after this meeting to discuss a personnel issue.

Fred Bryan made a motion to continue this meeting until September 26, 2006 at 6:00 p.m., 2nd by Russ Kilmer, motion carried.

COUNCIL MEETING SEPTEMBER 26, 2006 - CONTINUED FROM SEPTEMBER 19, 2006

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

GUESTS PRESENT: Mayor Howell, Glenn Diehl, Walter Barcz, Mike Shiring, Fred Sibley, Ed Norman, Peter Lau, Bill Romanelli, Jerry Poe, Ray Muete, Joan Rosazza

President Cleveland re-opened the meeting at 6:00 p.m.

ENTECH REPORT

Walter Barcz gave the following report:

CHANGE ORDER

The total amount for this change order is \$15,352 and they are summarized as follows:

1. Raw sewage wetwell desegregation: \$7,262
2. Digester safety railing, east side and southeast end: \$5,655
3. Sludge tanks fill piping discharges: \$1,935
4. Strainers (filters) on spray water to reactor and clarifiers: \$500
5. Time for 1 through 4: 12 calendar days, which includes two full weekends. This sets completion at October 25th.

Russ Kilmer made a motion to approve the change order, 2nd by Howard Thompson, motion carried.

MAYOR'S REPORT

Mayor Howell gave the following report:

EMERGENCY MANAGEMENT COORDINATOR (EMC)

At the last meeting, Mayor Howell said she expressed that she would rather not have a Council member serve as the EMC because Borough Council has their own thing to do in an emergency and we need as many volunteers as we can get. Mayor Howell said that Bill Shore and his wife Faith are willing to serve as the Borough's EMC. Mr. & Mrs. Shore are both willing to be trained by Mike Hallman and attend classes to be certified. Mayor Howell said she is recommending to Council to appoint Bill and Faith Shore as the Borough's EMC's. After some discussion, Howard Thompson made a motion to appoint Bill and Faith Shore as the Borough's EMC, 2nd by Glenn Allen, Patrick Harrison-nay, Russ Kilmer-nay, Bob Cleveland-yea, motion carried with a 3-2 vote.

WWTP RIBBON CUTTING CEREMONY – OCTOBER 28TH

Mayor Howell explained how she thought the ceremony should take place. The fire house is available that day so she would like to have everybody meet there and have a bus transport them to the treatment plant. The cost of the bus is \$50-\$60 an hour. Mr. Thompson has agreed to speak and thank the people responsible for the grants. We will do the ribbon cutting and then Walter will do a tour of the plant. Everybody will be bused back to the firehouse for some refreshments.

PUBLIC HEARING – FEMA REGULATIONS

Glenn Diehl said that FEMA has made certain additional requirements so that municipalities can remain on the Flood Insurance Program. FEMA through its agent in the State, which is DCED, has reviewed the Borough's current ordinance and has identified the changes that are required to make that ordinance comply with current FEMA regulations which go into affect on September 29th. In order to stay in the Flood Insurance Program you need to have complying ordinances in place by September 29th. An ordinance has been prepared, which has been advertised for a public hearing tonight. At this time, Council will open the hearing to the public for their comment.

President Cleveland opened the Hearing to the public and asked if there were any questions regarding proposed Ordinance #214, amending Ordinance #199. There were no comments.

Russ Kilmer made a motion to adopt Ordinance #214, 2nd by Patrick Harrison, motion carried.

AVONDALE PRESBYTERIAN CHURCH

Glenn Diehl gave the following report:

USE OF POMEROY

Russ Kilmer made a motion to give the Presbyterian Church a license to use Pomeroy Avenue with the understanding that the Borough will not improve the roadway and the Church will not be responsible for incurring any costs for guardrails on Pomeroy Avenue, the Borough reserves the right to plow or not to plow the road, 2nd by Howard Thompson, motion carried. Glenn Diehl clarified: The church gets the right to use Pomeroy. The Borough will do the guardrail improvements. The Borough will be responsible for maintaining Pomeroy to make it safe.

CONDITIONAL APPROVAL ITEMS

Council met with the applicant and reviewed the Borough Engineer's comments on the September 15, 2006 letter. Council approved the plans with conditions at the September 19, 2006 meeting. The Engineer did not provide any recommendations or standards for the any of the planting, screening or buffering because the applicant had taken a position that those things are grandfathered. Council went through and discussed each condition that was not previously approved and they are the following:

Zoning Code – Page 2 – Section 4 & 5 – Lighting & Screening

Russ Kilmer made a motion to instruct the Borough's Engineer to make a recommendation and work with the church to come up with a solution.

Subdivision and Land Development – Page 3 – Section 2 - Guardrails

Glenn said the plan shows guardrails around the entrance points along the bottom. There are specifications that need to be developed. Russ Kilmer made a motion to approve the guardrails locations as shown on the plans. The Engineers will sort out the specifications for the guardrails to the Borough's satisfaction, 2nd by Howard Thompson, motion carried.

Sanitary Sewers – Page 4 – Section 9-d – Concrete curb retaining wall

Russ Kilmer made a motion that the curb be installed mainly for the water runoff, 2nd by Howard Thompson, motion carried.

Glenn said now that Council has decided on all the outstanding issues except for the two that are deferred, the Church has all they need to go forth with the project.

Howard Thompson made a motion to adjourn the meeting at 7:15 p.m., 2nd by Russ Kilmer, motion carried.

Respectfully submitted,

Becky Brownback
Borough Secretary