

**BOROUGH OF DARBY
BOROUGH COUNCIL MEETING
October 20, 2021**

The Darby Borough Council met via Zoom on the above date with the following members present: President Jennifer Parks, Vice President Ruby Munden, Mr. Donald Deigh, Mr. Patrick McKenna, Mr. Rudy Taylor, Ms. Janice Davis, Mr. Darren Burrell and Ms. Darlene Hill. Also present was Borough Manager Mark Possenti, Chief Joseph Gabe & Borough Solicitor Charles Gibbs. Mayor Helen Thomas, Mr. John Metts & Borough Engineer Eileen Mulvena were absent.

President Parks called the meeting to Order at 7:30 p.m. followed by Roll Call.

PUBLIC COMMENT:

None

NEW BUSINESS:

- a. **Paid Bills – October 2021:** Motion made by Ms. Hill; 2nd by Mr. Burrell to pay the bills for the month of October 2021. Motion carries 8-0.
- b. **Approval of September 15, 2021 – Council Meeting Minutes:** Motion made by Ms. Davis; 2nd by Mr. Taylor. Motion carries 8-0.
- c. **Resolution 2021-006 (Bond):** Motion to approve Resolution 2021-006 made Ms. Davis; 2nd by Mr. Burrell. Motion carries 8-0.
- d. **Resolution 2021-007 (Tax Lien Sale):** Motion to approve Resolution 2021-007 made Ms. Davis; 2nd by Mr. Taylor. Motion carries 8-0.

Council recessed into Executive Session to discuss Personnel, Litigation and Contractual Matters.

- e. **Crossing Guard Employee:** Motion made by Mr. McKenna; 2nd by Mr. Burrell to hire Veronica Anderson as a crossing guard. Motion carries 8-0.
- f. **Public Works Employee:** Motion made by Mr. McKenna; 2nd by Mr. Burrell to hire Lancaster Womack as a Full Time Public Works Employee effective 10/12/2021 on 90 days probation. Motion carries 8-0.
- g. **Trash Bids:** Motion made by Mr. McKenna; 2nd by Mr. Burrell to accept a one year extension with B&L Disposal at the current rate for the year of 2021. Motion carries 8-0.
- h. **Traffic Studies:** Motion made by Mr. Deigh; 2nd by Mr. Taylor to approve traffic studies for the following locations for stop signs at 3rd & Darby Terrace and 7th & Pine. Motion carries 8-0.
- i. **Highway Garage Proposals:** Motion made by Ms. Davis; 2nd by Mr. Burrell for A Cutting Ede Corp to provide demolition to the Highway Garage for repairs in the amount of \$5,129.00. Motion carries 8-0. Motion made by Ms. Davis; 2nd by Mr. Taylor to approve L. J. Paolella Construction to replace and repair in the amount of \$17,163.52. Motion carries 8-0.

COMMUNICATIONS & REPORTS:

- a. Tax Collectors Report: See attached.
- b. Solicitors Report: Motion made by Mr. Taylor; 2nd by Ms. Davis for Council President to execute the satisfaction of the mortgage. Motion carries 8-0. Motion to approve the Borough Solicitor to prepare a convership for the property located in the Borough made

- by Ms. Davis; 2nd by Mr. Taylor. Motion carries 8-0. Motion to terminate employee 02-21 made by Mr. Burrell; 2nd by Ms. Hill. Motion carries 8-0.
- c. Police Chiefs Report: Motion made by Ms. Davis; 2nd by Mr. Burrell to accept the resignations of Christopher Izzi and Jay Barish. Motion carries 8-0.
 - d. Managers Report: Motion made by Mr. Burrell; 2nd by Ms. Davis to approve the expenditure of \$9,450 for Moody's to provide a rating for the Borough of Darby. Motion carries 8-0. Motion made by Mr. Deigh; 2nd by Ms. Davis to authorize amendment 1 for all Ordinary Street and Sewer Maintenance Contracts with A. Gargiule, Ernel Co. and A.F. Damon to allow for price increases or decreases based on material price changes due to COVID-19. Motion carries 8-0. Motion made by Ms. Davis; 2nd by Mr. McKenna for permission to advertise Ordinance #799. Motion carries 8-0.

Motion to approve all Communications and Reports made by Ms. Davis; 2nd by Mr. Deigh.
Motion carries 8-0.

ADJOURNMENT

Respectfully Submitted,

Mark Possenti
Manager/Secretary
Borough of Darby

0.00

Tax Collector's Monthly Report to Taxing Districts
For the Month of September, 2021
Darby Borough Taxing District

REV 09/12

A: COLLECTIONS		REAL ESTATE	FIRE	LIBRARY	TRASH	SEWER
1: Balance Collectable- Beginning of Month		760,743.98	22,265.01	11,157.25	272,060.00	386,347.53
2A: Additions: During the Month *						
2B: Deductions: Credits, Homestead						
3: Total Collectable		760,743.98	22,265.01	11,157.25	272,060.00	386,347.53
4: Less Face Collections for the Month		20,185.58	576.38	288.85	7,930.00	16,425.08
5: Less Deletions from the List *						
6: Less: Exonerations *						
7: Less: Liens/Non-Lienable Installments *						
8: Balance Collectable - End of Month		740,558.40	21,688.63	10,868.40	264,130.00	369,922.45
B: RECONCILIATION OF CASH COLLECTED						
9: Face Amount of Collections - must agree with line 4		20,185.58	576.38	288.85	7,930.00	16,425.08
10: Plus: Penalties		-2,018.58	57.65	28.88	793.00	1,642.52
11: Less: Discounts						
+/- Over/Under Payments		0.51				
12: Total Cash Collected per Column		18,167.51	634.03	317.73	8,723.00	18,067.60
13: Total Cash Collected - (12A+12B+12C+12D)						
						45,909.87

* Attach any supporting Documentation Required by your Taxing District

MEMORANDUM

WALTON, MULVENA & ASSOCIATES

100 Grove Rd. PO Box 518 Thorofare, NJ 08086

Phone: (856) 848-0033 Fax: (856) 848-0277

Division of NDI ENGINEERING COMPANY



DATE: 15 October, 2021
TO: Darby Borough Council
FROM: Eileen W. Mulvena, P.E.
RE: Engineer's Report Thru October 15, 2021

Current Month Activity:

Ordinary Street and Sewer Maintenance

Motion: Authorize Amendment 1 for all Ordinary Street and Sewer Maintenance Contracts with A. Gargiule, Ernel Co., and A.F. Damon to allow for price increases and decreases based on material price changes due to COVID-19.

Commerce Street Sanitary Sewer: Gargiule will be excavating to remove a plug from the main sewer. A to U will televise following that to determine the extent of sewer repair needed.

Liquid Fuels

Londonderry Ln. and Coventry Ave Paving and Curb Cut Ramp Installations: The Liquid Fuels applications have been approved by PennDOT. The contractors plan to start at the end of the month.

An ordinance must be passed by Borough Council that has the Borough adopt Londonderry Lane, Coventry Avenue, Shetland Road, and Glen Cove Road. If the Borough adopts these streets, than they can receive additional liquid fuels funds for the mileage of these streets.

Grants

2021 CDBG: The Borough has been awarded grant funds in the amount of \$238,299.00 to make sanitary sewer improvements on 13th Street from Main Street to the Darby Creek. We expect authorization to proceed with bids in the Fall. DCJA will be performing smoke testing in this area next Wednesday to identify locations where there are voids in the sanitary sewer system.

2018 PA Small Water and Sewer Grant – project not started; grant expiration extension has been obtained; grant now expires on June 30, 2022. The Borough has been awarded CDBG funds for this project that will act as the required match for this grant.

Blight Remediation Grant: The Borough has been awarded grant funding in the amount of \$300,000.00 for the demolition of 621 Main Street and 304 Marks Avenue. NDI is preparing the bid packages for this project. Structures, Inc. is preparing the drawings for the stabilization of 306 Marks Avenue and CSX will be issuing a permit to allow for access onto 621 Main Street.

County Demolition Fund: Funding to demolish 901-905 Springfield Road. Due to the proximity to the Darby Creek, DEP permits will be required. The County Demolition Fund has a funding limit of \$85,000/structure. The estimated cost for demolition of the site is \$150,000. We have determined that there is no party wall in the building, so there is no room for additional funding from this source. Other funding sources will need to be determined before proceeding.

Stormwater Tip:

Prune your trees, shrubs, and perennials. Fall is the best time to prune trees and other plants in your yard. Pruning allows them to jump-start their growth and utilize more stormwater

Placeholders:

1. Chapter 94 report was submitted to Darby Creek Joint Authority on 2/23/21; next report is due Feb 2022.
2. MS4 Program – annual MS4 report was submitted on 9/30/21.

DELCORA ESA Act 537 Plan Revision

DELCORA has distributed the Plan for review and adoption by the member municipalities. As background, 29 eastern Delaware County municipalities currently have sewage treated in Philadelphia. Back in 2018, a 10 year contract with Philadelphia was negotiated and these communities are currently charged for wastewater treatment in accordance with that agreement. Both the Philadelphia and DELCORA Chester treatment plants are under consent decrees with the EPA. DELCORA estimates the cost to eastern Delaware County municipalities to stay with Philadelphia will be nearly \$900 million, with \$605 million Delaware County’s share of the Philadelphia plant upgrades required to meet the consent decree. The balance of the costs is related to making improvements to the Delaware County portion of the system to try to equalize the flows we send to Philadelphia on a daily basis. Delaware County is charged a premium when we exceed the flow in the agreement during wet weather events.

DELCORA prepared this Plan to evaluate alternatives to staying with Philadelphia, and has determined that constructing a tunnel that would divert the eastern flow currently going to Philadelphia to the DELCORA plant in Chester is the most economical alternative.

The sketch below depicts the selected alternative.

EASTERN SERVICE AREA ACT 537 PLAN UPDATE

5.2 Alternative 2 – Construction of the Tunnel for Storage and Conveyance and WRTP Expansion.

Figure 2

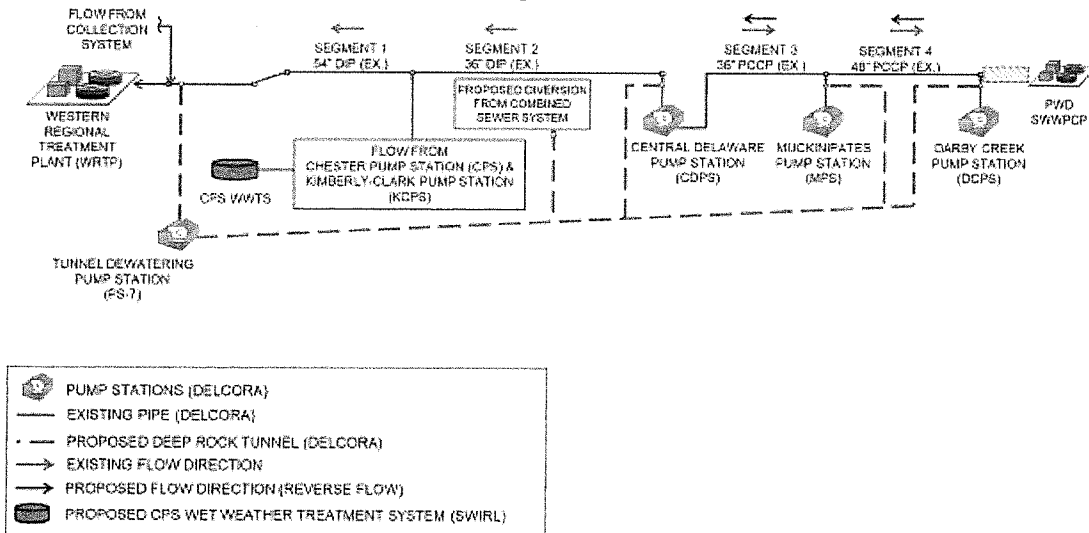


Table 6 shows the summary of the costs associated with each alternative considered.

Table 6

	Alternative 2	Alternative 1	Alternative 3	Alternative 4
	Tunnel	New Pipelines & WRTP Expansion	New WWTP	Stay in Philly
Cost Item	Construction of the Deep Tunnel CSO capture facility and Upgrades to the Pumping and Treatment Facilities	Construction of new conveyance facilities to divert flow to an expanded WRTP.	Construction of a new WWTP and the associated Conveyance Facilities.	No Action/continued discharge to the City of Philadelphia
Tunnel All Segments Plus Shafts	\$ 295,500,000			
Tunnel Pump Station	\$ 47,600,000			
Equalization		\$ 45,100,000		\$ 45,100,000
New Parallel Pipeline		\$ 284,050,000		
WRTP Upgrades	\$ 53,300,000	\$ 66,800,000		
Wet Weather Treatment		\$ 58,000,000		
Pump station upgrades	\$ 17,500,000	\$ 39,100,000	\$ 39,100,000	\$ 17,500,000
Existing Pipeline Rehabilitation				\$ 160,000,000
Eastern Wastewater Treatment Plant			\$ 337,400,000	
Acquisition of Property for ERTF			\$ 10,000,000	
Conveyance to ERTF			\$ 153,850,000	
PWD Costs (anticipated)				\$ 605,000,000
Estimated Subtotal	\$ 413,900,000	\$ 493,050,000	\$ 540,350,000	\$ 827,600,000
Design Engineering & Field Work	\$ 49,700,000	\$ 59,200,000	\$ 64,900,000	\$ 45,900,000
Program Management & Admin	\$ 8,600,000	\$ 8,600,000	\$ 8,600,000	\$ 8,600,000
Estimated Total	\$ 472,200,000	\$ 560,850,000	\$ 613,850,000	\$ 882,100,000

Note that cost of Chester CSO Treatment (\$22.9M) is not included in each alternative because it is a common cost that will be incurred regardless of the selected alternative.

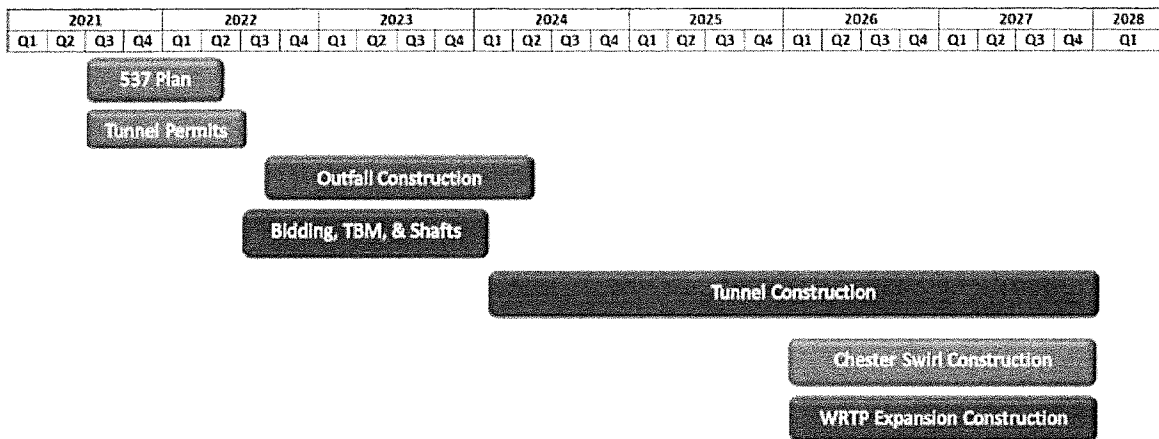
DELCORA's intention is to have the tunnel constructed and in operation prior to the current contract expiration date of 2028 with Philadelphia.

EASTERN SERVICE AREA ACT 537 PLAN UPDATE

6.3 Phased implementation versus immediate

DELCORA is committed to diverting flows from the Philadelphia system by December 2028. In order to do that the system components, need to be in place. The following is the anticipated schedule for the various components of the capital projects:

Figure 5



Each member community is being asked to pass a Resolution adopting the DELCORA ESA Act 537 Plan Revision as prepared during the month of November. If the Plan is executed, any member who does not accept the Plan, will be required to find an alternative treatment provider.