

**BOROUGH OF DARBY**  
**BOROUGH COUNCIL MEETING**  
**May 15, 2024**

The Darby Borough Council met in Borough Council Chambers on the above date with the following members present: President Lucille Pratt, Vice President Darlene Hill, Cheryl Butts, Alfred Robinson, Janice Davis and Edna Stockley. Also present was Borough Manager Mark Possenti, Police Chief Joseph Gabe & Borough Solicitor Charles Gibbs. Mayor Darren Burrell, Mrs. Tracy Williams, Mr. Omar Thompson, Mrs. Jennifer Parks & Borough Engineer Eileen Mulvena were absent.

President Pratt called the meeting to Order at 7:00 p.m. followed by Roll Call.

Pledge of Allegiance

**PUBLIC COMMENT:**

Esther Lites, 1003 Ridge Avenue, Thanked Borough Council for the lovely Mothers Day celebration held in the Recreation Center.

Ethel Williams and Diana Jones, 321 Marks Avenue, Thanked Council for the Mothers Day event and complained regarding about the property on the 900 block of Cedar Avenue.

Lynne DeShields, 308 South 7<sup>th</sup> Street, Thanked everyone for the Mothers Day event and complained about the abandoned cars on her block.

Paula Richards, 206 Highland Avenue, Asked if Council could find other ways to notify the community, requested that the Resolutions be spelled out on the agenda, asked about the wall and fence at 937 Springfield Road and asked about the approval of the Mayor's reimbursements.

**NRO's:**

Salamatu Kamara, 873 Main Street, to operate a convenience store. Motion to approve pending final inspection, all proper paperwork is filed in the Code Office, if any work needs to be done all proper permits are applied for in a timely matter and if business operates outside of their NRO a Cease and Desist will be issued immediately and will not be able to operate until a hearing is held in front of the Ordinance Committee made by Ms. Hill; 2<sup>nd</sup> by Mr. Robinson. Motion carries 6-0.

**ENGINEERS'S REPORT:**

See Attached.

Motion made Ms. Davis; 2<sup>nd</sup> by Mrs. Butts to authorize the Borough Engineer to prepare and advertise the bid documents for the infrastructure improvements on 14<sup>th</sup> Street. Motion carries 6-0.

**MAYOR'S REPORT:**

No Report

Approval of April 17, 2024 – Council Meeting Minutes, Engineer’s, Mayors, Ordinance/Zoning, Community Relations, Finance, Public Safety, Municipal Service, Library, Recreation Center Reports and Minutes made by Mrs. Butts; 2<sup>nd</sup> by Ms. Hill. Motion carries 6-0.

**NEW BUSINESS:**

- a. **Paid Bills – May 2024:** Motion made by Ms. Davis; 2<sup>nd</sup> by Ms. Hill to pay the bills for the month of May 2024. Motion carries 6-0.
- b. **Motion to override Mayor’s veto of Ordinance #812 (Ethics Code):** Decision to override made by a vote of 6-0.
- c. **Resolution 2024-09 (Delaware County Tax Collection Committee):** Motion to approve Resolution made by Ms. Hill; 2<sup>nd</sup> by Mr. Robinson. Motion carries 6-0.
- d. **Resolution 2024-10 (934 Main Street):** Motion to waive 303 & 304 made by Mr. Robinson; 2<sup>nd</sup> by Ms. Davis. Motion carries 5-1. Ms. Stockley voted No. Motion to waive 805-D.3 made by Ms. Butts; 2<sup>nd</sup> by Ms. Davis. Motion carries 5-1. Ms. Stockley voted No. Motion to waive 805-E.2 made by Ms. Davis; 2<sup>nd</sup> by Ms. Hill. Motion carries 5-1. Ms. Stockley voted No. Motion to waive 817-D made by Ms. Hill; 2<sup>nd</sup> by Ms. Davis. Motion carries 5-1. Ms. Stockley voted No. Motion to waive 817-E made by Ms. Hill; 2<sup>nd</sup> by Ms. Davis. Motion carries 5-1. Ms. Stockley voted No. Motion to approve Resolution 2024-10 made by Ms. Butts; 2<sup>nd</sup> by Ms. Davis. Motion carries 5-1. Ms. Stockley voted No.
- e. **Resolution 2024-12 (Grant Application):** Motion to approve Resolution 2024-12 made by Mr. Robinson; 2<sup>nd</sup> by Ms. Hill. Motion carries 6-0.
- f. **Approval of Code Red System:** Motion to authorize the expense made by Ms. Stockley; 2<sup>nd</sup> by Ms. Butts. Motion carries 6-0.
- g. **Approval of Power DMS Software Program:** Motion to authorize the expense made by Ms. Davis; 2<sup>nd</sup> by Mr. Robinson. Motion carries 6-0.
- h. **Motion to conditionally hire Andrew Yates, Daniel Gallagher, Austin Mahle, Olivia Dill, Sydney Penley and Ryan Millay as part time police officers pending graduation from the Delaware County Municipal Police Academy:** Motion made by Ms. Hill; 2<sup>nd</sup> by Ms. Davis. Motion carries 6-0.
- i. **Motion to hire Zion Patton as a turnkey:** Motion made by Ms. Davis; 2<sup>nd</sup> by Ms. Hill. Motion carries 6-0.
- j. **Motion to hire Ethel Keys as a turnkey/crossing guard:** Motion made by Ms. Butts; 2<sup>nd</sup> by Ms. Hill. Motion carries 6-0.
- k. **Approval of Reimbursement for Mayor Burrell’s Conference Expenses:** Motion to table made by Ms. Davis; 2<sup>nd</sup> by Mr. Robinson. Motion carries 6-0.

**COMMUNICATIONS & REPORTS:**

- a. Fire Chiefs Report: See attached.
- b. Tax Collectors Report: See attached. Motion to transfer \$753,870.33 from the Tax Fund to the Sewer Fund made by Ms. Davis; 2<sup>nd</sup> by Ms. Butts. Motion carries 6-0.
- c. Solicitors Report: See attached.
  1. Motion made by Ms. Davis; 2<sup>nd</sup> by Ms. Hill to approve Resolution 2024-11 (Smoke Shops). Motion carries 6-0.
  2. Motion made by Ms. Hill; 2<sup>nd</sup> by Ms. Butts to approve Resolution 2024-12 (Firearms). Motion carries 6-0.
  3. Mr. Gibbs announced Council met in Executive Session prior to the Council Meeting to discuss Personnel, Litigation and contract.

- d. Police Chiefs Report: See attached.
- e. Managers Report: See attached.
  - 1. Motion made by Ms. Davis; 2<sup>nd</sup> by Ms. Hill to approve four events permits. Two at the Helen R. Thomas Soccer Field, One at the New Walnut Street Parking Lot and One at Norman Powell Park. Motion carries 6-0.

Motion to accept the Fire Chief, Tax Collector, Police Chief and Managers Reports made by Mrs. Butts; 2<sup>nd</sup> by Ms. Stockley. Motion carries 6-0.

**ADJOURNMENT**

Motion to adjourn made by Ms. Davis; 2<sup>nd</sup> by Mr. Robinson. Motion carries 6-0.

Respectfully Submitted,

Mark Possenti  
Manager/Secretary  
Borough of Darby

# MEMORANDUM

CIVIL COLLABORATIVE CONCEPTS, LLC

2205 Parkview Drive  
Haverford, PA 19041  
(610) 496-0042

**DATE:** 9 May 2024  
**TO:** Darby Borough Council  
**FROM:** Eileen W. Mulvena, P.E.  
**RE:** Engineer's Report Thru May 9, 2024

## Current Month Activity:

### Ordinary Street and Sewer Maintenance

The contractor has scheduled this replacement during June 2024 at 9<sup>th</sup> St and Main St.

### Liquid Fuels

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, then they can receive additional liquid fuels funds for the mileage of these streets.

### Grants

**COVID 19 ARPA Capital Projects Fund Multipurpose Community Facilities Program** – the grant application was submitted. Recent news indicates 599 applications from 65 counties for a total request in excess of \$860M.

**Delaware County Blight Remediation** –. A grant application was prepared and submitted for the demolition of 225 N. 10<sup>th</sup> St and for the stabilization of the properties on either side. These funds will supplement the remaining funds from the Borough's state Blight Remediation grant.

2024 CDBG: Two applications were submitted on 1/5/24 with the priority application addressing the reconstruction and resurfacing of N. 2<sup>nd</sup> St. following the sewer replacement project and the alternate project addressing the development of the lot at Ridge and MacDade as a passive and light recreation area.

CFA 2022 Local Share Grant (Statewide): Eagle Contracting continues working on N. 2<sup>nd</sup> St. to replace the sanitary sewer main and street laterals. It is noted the street condition is very poor at the lower end at the terminus of the roadway. It is likely the subgrade has been affected by the many years of groundwater saturation due from rain events. This roadway will require some reconstruction following this improvement project.

**2022 PA Small Water and Sewer Grant** – The Borough received the executed contract under this grant in the amount of \$498,116 which enables sanitary sewer work to be done on 14<sup>th</sup> St and 12<sup>th</sup> St.

It also funds a portion of N. 2<sup>nd</sup> St. We will ask to divert the funds to another location as we have completed the work there under the CFA 2022 Local Share Grant.

PECO Open Space grant: a grant application was submitted on November 10, 2023 for passive recreation furniture in the open space area on the north side of 7<sup>th</sup> St. We received notice of a \$2,000 grant award. I will work with Mark to use the grant proceeds and the \$2,000 Borough match most effectively.

2023 Local Shares Statewide Grant: An application was submitted on November 30, 2023 grant funding to accomplish sanitary sewer improvements on N. 3<sup>rd</sup> St. up to the maximum grant funding amount of \$1,000,000.

Delco Greenways Grant Round 1: A meeting was held with the County to discuss next steps. We are working to review the requirements for this grant to determine the Borough's next actions. This is for the acquisition of multiple properties abutting Cobbs Creek.

Delco Greenways Grant Round 3: The Borough is handling the acquisition of the properties known as 28/30 S. 5<sup>th</sup> St.

Delco Greenways Grant Round 4: The Borough received this grant for a value up to \$250,000 for the construction of a playground for children 5-12 years of age on the lots known as 28/30 S. 5<sup>th</sup> St.

2023 Community Project Fund Grant: US Representative Mary Gay Scanlon's office has a press release \$657,026 for the replacement of the sanitary sewer main and street laterals on Fern St. between 4<sup>th</sup> Street and Damon's Lane.

2021 CDBG/2018 PA Small Water and Sewer Grant: The contractor work on 13<sup>th</sup> St. has been completed. Once a copy of canceled checks is submitted to the state, the projects will be closed.

**2022 CDBG: Motion: authorize the engineer to prepare and advertise the bid documents for the infrastructure improvements on 14<sup>th</sup> St.** Note: the 2022 PA Small Water & Sewer grant will provide the 50% of the costs not covered by the CDBG grant award.

2023 CDBG: The Borough has received notice that both applications for the 2023 CDBG program were approved for funding by County Council. The Priority project was Sanitary Sewer Improvements to 12<sup>th</sup> St; the alternate project was storm sewer improvements on New Walnut St.

**Blight Remediation Grant:** The demolition and site restorations have been completed for 304 Marks Ave. and 621 Main St. We had requested the remaining funds be permitted for the remediation of 129/131/133 Whitely Terrace and this was approved. However, we could not obtain sufficient funds needed to complete the effort.

The CFA Board meets on May 21 and will consider the Borough's request to use the remaining grant funds for the demolition of 225 N. Tenth St. and the stabilization of the adjacent properties. We are now requesting authorization to use the remaining funds and to extend the period of performance for the grant for another year to demolish 225 N. 10<sup>th</sup> St. and stabilize the structures on either side.

MS4 (Municipal Separate Storm Sewer System): The annual report was submitted by 9/30/22.

**Stormwater Tip:** The Borough will be hosting a backyard composting workshop on **June 13, 2024**. Please check the Borough website, [www.darbyborough.com](http://www.darbyborough.com) for specifics related to this opportunity.

Composting is nature's way of recycling. It is one of the most powerful actions we can take to reduce our trash, address climate change, and build healthy soil. By turning our food scraps and yard trim into compost, we transform our waste streams into a beneficial, value-added soil amendment and use it to protect the environment and create resilient communities.

- Composting is a resourceful way to recycle the food scraps and yard trim you generate at home all year and manage your waste more sustainably.
- You reduce the volume of materials that might otherwise be disposed of in landfills or trash incinerators – leaves, grass clippings, yard trim, and food scraps – and prevent powerful greenhouse gases from being emitted into the atmosphere.
- Composting involves minimal effort, equipment, expense, and expertise and can be fun.
- You save money by producing a free, high-quality soil amendment – compost – which reduces your use of fertilizer and pesticides.
- You can use your compost to build healthier soil, prevent soil erosion, conserve water, and improve plant growth in your garden and yard.

## April Chief's Report

Dear Mr. Mayor and Borough Council members,

During the month of April, the company responded to 73 calls for service. (1) of which was a house fire in Darby.

On April 26<sup>th</sup>, just after 1200hrs, Engine 4 was diverted from a commercial building fire in Lansdowne to a house fire in Darby on the 200 block of S. 4<sup>th</sup> Street. Engine 4 would arrive as the first engine and perform as such Engine 4s officer located a kitchen fire and extinguished the same. All searches proved negative and the fire was held to the room of origin. Company 4 would operate for 1 hour before returning to quarters. Chief 4 held the Darby Command.

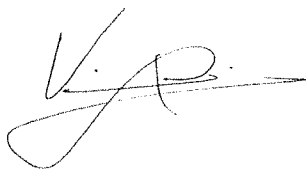
\*\*\*\*NO FF INJURIES WERE REPORTED\*\*\*\*

\*\*\*\*\*FUTURE EVENTS\*\*\*\*\*

No future events scheduled at this time.

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Be Safe and Stay Healthy!



Vincent Lanni

Fire Chief

Darby Fire Co. #1

# Tax Collector's Monthly Report to Taxing Districts

For the month of April 2024

Darby Borough

	REAL ESTATE		INTERIM		PER CAPITA		OTHER	
	REAL ESTATE	OTHER	REAL ESTATE	OTHER	PER CAPITA	OTHER	PER CAPITA	OTHER
<b>A: COLLECTIONS</b>								
1: Balance Collectable- Beginning of Month								
2A: Additions: During the Month *	REAL ESTATE		FINE		LIBRARY			
	1,804,011.74		92,737.93		37,095.16			
2B: Deductions: Credits During the Month (Line 17)								
3: Total Collectable								
4: Less Face Collections for the Month	1,804,011.74		92,737.93		37,095.16			
5: Less Deletions from the List *	551,187.94		28,314.83		11,325.79			
6: Less: Exonerations *								
7: Less: Liens/ Non-Lienable Installments *								
8: Balance Collectable - End of Month	1,252,823.80		64,423.10		25,769.37			
<b>B: RECONCILIATION OF CASH COLLECTED</b>								
9: Face Amount of Collections - must agree with line 4	551,187.94		28,314.83		11,325.79			
10: Plus: Penalties								
11: Less: Discounts	9,673.14		496.85		198.62			
12: Total Cash Collected per Column	541,514.80		27,817.98		11,127.17			
13: Total Cash Collected - (12A+12B+12C+12D)								580,459.95

\* Attach any supporting Documentation Required by your Taxing District



# Tax Collector's Monthly Report to Taxing Districts

For the month of

April 2024

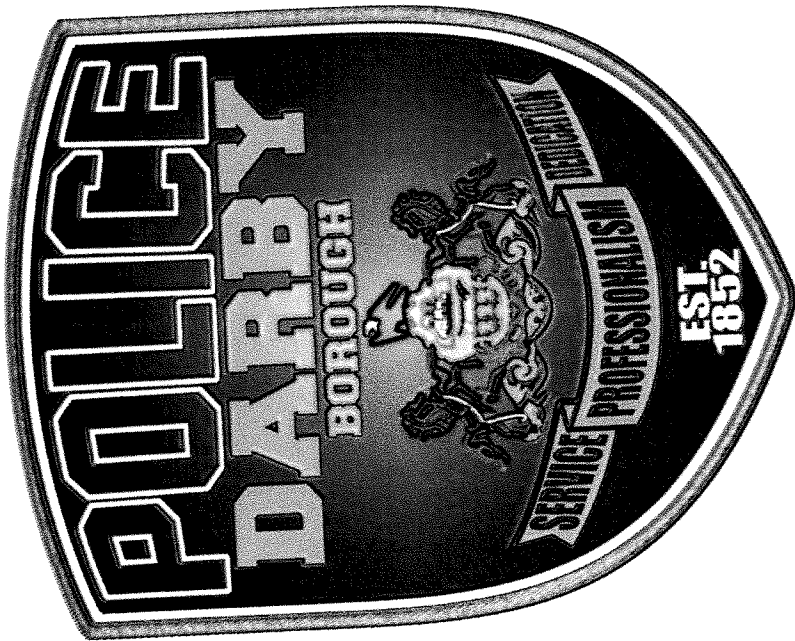
Darby Borough

REAL ESTATE	INTERIM	PER CAPITA	OTHER
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A: COLLECTIONS	REAL ESTATE	INTERIM	PER CAPITA	OTHER
1: Balance Collectable- Beginning of Month	SEWER 1,512,335.99	TRASH 666,750.10		
2A: Additions: During the Month *				
2B: Deductions: Credits During the Month (Line 17)				
3: Total Collectable	1,512,335.99	666,750.10		
4: Less Face Collections for the Month	761,136.81	212,510.00		
5: Less Deletions from the List *				
6: Less: Exonerations *				
7: Less: Liens/ Non-Lienable Installments *				
8: Balance Collectable - End of Month	751,199.18	454,240.10		
<b>B: RECONCILIATION OF CASH COLLECTED</b>				
9: Face Amount of Collections - must agree with line 4	761,136.81	212,510.00		
10: Plus: Penalties				
11: Less: Discounts	7,266.48	3,657.70		
12: Total Cash Collected per Column	753,870.33	208,852.30		
13: Total Cash Collected - (12A+12B+12C+12D)				962,722.63

\* Attach any supporting Documentation Required by your Taxing District





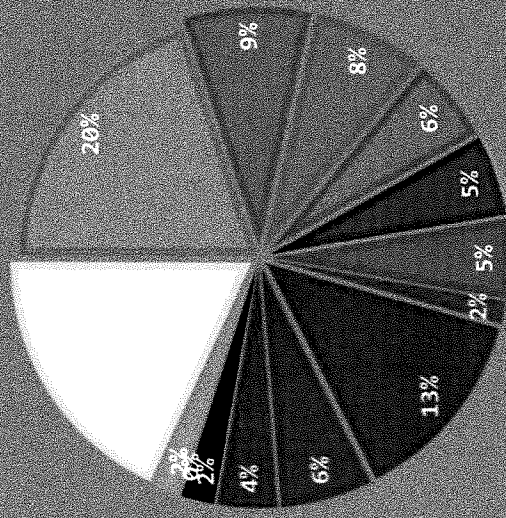
April 2024 Calls for Service

# April 2024 & YTD Statistics

- April 2024 calls for service: 1,391
- 2024 total calls for service totals: 4,871

# Top calls for service

- Area/Building Check (276)
- Medical Emergency (120)
- Traffic & Parking Problems (106)
- Suspicious Person/Circumstance(s) (80)
- Disturbances-Domestic (76)
- Disturbances/Fights/Disputes (75)
- Mental Health (22)
- Public Service/Police Information (184)
- Crossing Guard Info/ Duties (86)
- Abandoned Vehicle (57)
- Motor Vehicle Accidents (31)
- 911 Hang up (2)
- Alarms (24)
- All other calls (252)



- Area/Building check
- Domestic Disturbance
- Crossing Guard Duties
- Alarms
- Medical Emergency
- Disturbance/Fights
- Abandoned Vehicles
- Other calls
- Traffic & Parking
- Mental Health
- Accidents
- Suspicious Conditions
- Police Information
- 911 Hang Up

Top calls for service account for 77.9% of April 2024 calls.

McMONAGLE PERRI  
McHUGH MISCHAK DAVIS

TRIAL LAWYERS

*A Professional Corporation*  
MPMPC.COM

Brian J. McMonagle\*  
Fortunato N. Perri, Jr.  
Walter J. McHugh\*  
David B. Mischak  
William M. Davis\*

Charles M. Gibbs\*  
Raymond C. Driscoll  
Steven B. Patton  
Jacob W. Segal

Richard J. Kravets\*\*  
(Of Counsel)

**MEMORANDUM**

*ATTORNEY-CLIENT COMMUNICATION*  
*CONFIDENTIAL/NOT FOR DISTRIBUTION*

TO: The Council and Mayor of the Borough of Darby  
FROM: Charles M. Gibbs, Esquire, Borough Solicitor  
CC: Mr. Mark Possenti, Borough Manager  
DATE: May 1, 2024  
RE: May 2024 Solicitor's Report

**LEGISLATIVE ACTIONS**

1. Adopting of Resolutions/Ordinance found in the Council Packet;
  - a. 2024-011 (Resolution Formally Requesting Delaware County Planning Commission Review of Proposed Ordinance Related to Smoke Shop)
  
2. Work in Progress:
  - a. Drafting of Ordinance Regulating Tow Trucks within the Borough of Darby. Conducting research and discussion with Borough staff regarding the division of responsibility for Borough
  - b. Preparing for Closing of 1000 Main Street.



**Monthly Manager's Report**  
**May 15, 2024**  
**Darby Borough**

The Borough of Darby is currently accepting applications for Hometown Heroes. The Hometown Heroes Banner Program was created for Darby residents to pay tribute & honor family members that are active military service personnel, veterans, or sacrificed their life while serving. Applications can be found at Borough Hall, Borough website, facebook and with Council members. Cost for each banner is \$125.

Proud to announce the Borough has been awarded \$178,524 through the 2024 proposed CDBG Funds.

Council and Mayor are invited to the Historic Eden Cemetery's One Hundred and Twenty Second Annual Founders' Day Celebration. The event will take place on Thursday, June 20, 2024 at the Oaks Ballroom, 511 Oak Lane, Glenolden, PA beginning at 1:00PM.

901 Quarry Street has teamed up with BVM Catholic Church and the coalition for literacy to promote reading and health through a read to run program. Each student will read 10 extracurricular books and upon completion receive a brand new pair of running shoes. The event will take place on May 30<sup>th</sup> at the school.

**Events Permit Applied for and need approval:**

**5/18/24 – 3pm – 7pm**

R3 Church – Use the Helen R. Thomas Soccer Field

JD, DH 6-0

**5/26/24 – 2pm-7pm**

Fredrick Hill – Use the Helen R. Thomas Soccer Field

**6/16/24 – 10am-2pm**

Business Interface Earn Center – Use New Walnut Street Parking Lot behind 862 Main Street

Thank you.