

September 3, 2024

The regular meeting of the Marcus Hook Borough Council was held on Tuesday evening, September 3, 2024, 7:00 PM, in Council Chambers.

**CALL TO ORDER**

Josephine Laird, Council President, called the meeting to order.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

Present were Councilors Cheryl Evernham, Joseph Flynn, John Johnson, Larry Killinen, Josephine Laird, Michael Manerchia, and Janette Weigand. Also present was Mayor Gene Taylor and Borough Manager Jacqui Guenther.

**APPROVAL OF MINUTES**

Motion by \_\_\_\_, seconded by \_\_\_\_ to dispense with the reading of the minutes of the last meeting and that they stand as written. All in favor.

**APPROVAL OF RECEIPT VOUCHER**

Manager advised that the receipt voucher for the month of August 2024 totaled \$\_\_\_\_\_. Motion by \_\_\_\_, seconded by \_\_\_\_ to receive and deposit. All in favor.

**APPROVAL OF PAYMENT OF BOROUGH BILLS**

Manager advised that the payment voucher for the time period from August 6, 2024 through September 3, 2024, totaled \$\_\_\_\_\_. Motion by \_\_\_\_, seconded by \_\_\_\_ to approve payment of Borough bills. All in favor.

**GENERAL GOVERNMENT**

Manager presented the Monthly Code Enforcement Reports for the month of August 2024. Motion by \_\_\_\_, seconded by \_\_ to receive and file the Monthly Code Enforcement Report.

Manager stated that at the last legislative meeting, we passed a resolution appointing the Woody Law Offices to represent Marcus Hook in the pending negotiations over the Marcus Hook Trainer Firehouse. However, after seeing their proposal at \$425 per hour plus an \$8\_\_ Retainer. I spoke to Mark and suggested we reach out to Tim Sullivan, Esquire, who is a well-respected municipal attorney, and who has represented the Media Firehouse for 25 years, for a proposal to represent Marcus Hook as special counsel in this matter. Tim Sullivan sent a proposal to represent the Borough for \$300 per hour which is a huge discount from his regular rate.

Manager requested a motion to approve representation with Timothy Sullivan, Esquire at the rate of \$300.00 for his per hour his representation of Marcus Hook Borough in its dispute with Trainer Borough relating to the use, possession, and/or enjoyment of the Marcus Hook Trainer Firehouse and to negotiate a resolution of the dispute concerning the Firehouse. Motion by \_\_\_\_\_ second by \_\_\_\_\_ to approve Representation Agreement with Timothy Sullivan, Esquire Law Offices, P.C. The appointment is necessary due to a conflict of interest that our law firm has on this specific issue.

Manager advised that the Minimum Municipal Obligation (MMO) for the uniformed pension plan is \$488,491 (\$432,263 for 2024) and for the non-uniformed plan the figure is \$58,667.89. (\$27,092 for 2024). Motion by \_\_\_\_\_ second by \_\_\_\_\_ to receive and file. All in favor.

### **PUBLIC SAFETY**

Mayor Taylor presented the Police Report and related statistics for the month of August 2024. Motion by \_\_\_\_\_, seconded by \_\_\_\_\_ to receive and file the Mayor's Public Safety Report. All in favor.

### **HIGHWAY AND SANITATION**

### **PLANNING AND ZONING**

Manager announced that the hearing on the proposed Ordinance 0-24-2 amending the Zoning Code of Marcus Hook to establish a definition for Portable Storage Containers has concluded. Manager requested a motion to approve Ordinance 0-24-2 amending the Zoning Code of Marcus Hook to establish a definition for portable storage. All in favor.

### **COMMUNITY AND ECONOMIC DEVELOPMENT**

Manager announced that the Borough received from the Delaware County Office of Housing and Community Development on August 12, 2024 the Community Development Block Grant Contract (HUD-CDBG-24-50-22A) providing \$236,125 toward the streetscape improvements on Walnut Street, from 10<sup>th</sup> Street to Pine Street. Motion by \_\_\_\_\_ second by \_\_\_\_\_ to approve and execute the Subrecipient Agreement between the County of Delaware and Marcus Hook Borough for Community Development Block Grant funding, HUD-CDBG-24-50-22A, *Walnut Street Streetscape Improvements*. All in favor.

Manager announced that the construction of the Viscose Village Streetscape Cedar Street Project, From Pine to Chestnut Streets., has been put on hold because Delcora needs to replace sewer pipes which they plan to complete in 3 weeks. As soon as Delcora finishes their site work, the Viscose project will resume. It makes sense to delay the project otherwise Delcora would just rip everything up to do their pipe replacement.

### **PARKS AND RECREATION**

Manager requested authorization to submit a Coastal Zone Management grant application to the Pennsylvania Department of Environmental Protection for funding to prepare plans, specifications and bidding documents for the replacement of the Delaware River pier at Market Square Memorial Park (MSMP). The matching requirement is 50%. Motion by \_\_\_\_\_ second by \_\_\_\_\_ to approve the filing of an application for a FY 2025 Coastal Zone Management grant in the amount of \$75,000 for the preparation of plans, specifications and bidding documents for the replacement of the MSMP Delaware River pier. All in favor.

Manager reported that the following bids were received by the Borough of Marcus Hook on August 21, 2024 for the Market Square Memorial Park Riverfront Enhancement Project -Phase 2. This project is supported by funds from the third year of the Delaware County Green Ways grant program (Grant Award No: DGW.230693.R3.E.2023).

1. Moore Brothers Enterprises Ltd \$ 50,025.00
2. Mor Construction \$ 62,470.00
3. Delaware Environmental Construction Services \$ 90,050.00
4. Albert G. Cipolloni Jr. & Sons \$ 108,868.00
5. Depaul and Company, Inc. \$ 116,370.00

6. Premier Concrete, Inc. \$ 142,725.00

7. Dutchman Contracting, LLC \$ 169,820.00

Motion by \_\_\_ second by \_\_\_ to award the Market Square Memorial Park Riverfront Enhancement Project - Phase 2 to Moore Brothers Enterprises, LTD. In the amount of \$50,025. All in favor.

**LIBRARY**

**COUNCIL REPORTS**

**PUBLIC COMMENTS**

**ADJOURNMENT**

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_ to adjourn. All in favor. Meeting was adjourned at \_\_\_\_\_ PM.