

September 7, 2021

The regular meeting of the Marcus Hook Borough Council was held on Tuesday evening September 7, 2021, 7:00 PM, in Council Chambers.

CALL TO ORDER

William Cox, Council Vice-President, called the meeting to order and requested a moment of silence for the victims of the bombing at Kabul airport on August 26, 2021, which included 13 United States servicemen and women.

ROLL CALL

Present were Councilors William Cox, Cheryl Evernham, Paula Ewing, Joseph Flynn, and Michael Manerchia. Also present were Mayor Gene Taylor and Borough Manager Andrew Weldon.

APPROVAL OF MINUTES

Motion by J. Flynn second by M. Manerchia 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 totaled \$199,775.41. Motion by P. Ewing second by M. Manerchia to receive and deposit. All in favor.

GENERAL GOVERNMENT

Manager requested authorization to advertise Borough Ordinance number O-21-5, amending the Code of the Borough of Marcus Hook, Chapter 142, thereof entitled Numbering Systems: Property and Premises, Subsection 5, Numbering Specifications, adding an article relating to numbering the rear of buildings in the Borough which abut to an alley, street, or road. Motion by C. Evernham second by P. Ewing to advertise Ordinance No. O-21-5. All in favor.

Manager presented Borough of Marcus Hook's COVID-19 Illness Reporting, Quarantine, and Return to Work Procedures, which provide guidance for employees who may be COVID-19 positive, have been exposed to COVID-19, or are showing symptoms of COVID-19 in the workplace. Motion by J. Flynn second by P. Ewing to approve and adopt the Borough of Marcus Hook's COVID-19 Illness Reporting, Quarantine, and Return to Work Procedures. All in favor.

Manager presented the Monthly Code Enforcement Report for the month of August, 2021. Motion by M. Manerchia second by C. Evernham to receive and file the Monthly Code Enforcement Report. All in favor.

PUBLIC SAFETY

Mayor Taylor presented the Police Report and related statistics for the month of August, 2021. Motion by P. Ewing second by M. Manerchia to receive and file the Mayor's Public Safety Report. All in favor.

Manager presented for approval a contract with PowerDMS, which is a policy and compliance management platform. This is a three year contract, in the amount of \$2,195.78 from 9/14/2021 – 9/13/2022 (Year 1), \$2,864.13 from 9/14/2022 – 9/13/2023 (Year 2), and \$3,505.37 from 9/14/2023 – 9/13/2024 (Year 3). Motion by J. Flynn second by C. Evernham to approve a three year contract with PowerDMS in the amount of \$2,195.78 in year 1, \$2,864.13 in year 2, and \$3,505.37 in year 3. All in favor.

Mayor Taylor noted the need for an additional crossing guard and requested the appointment of Charles Samsel. Motion by J. Flynn second by M. Manerchia to appoint Charles Samsel, 43 Spruce Street, as a crossing guard, upon successful completion of all child abuse and criminal background clearances. All in favor.

Manager noted a letter of resignation was received from part-time police officer, Amanda DeLuca, effective August 19, 2021. Motion by C. Evernham second by J. Flynn to receive and file. All in favor.

Manager introduced Borough Resolution No. R-21-11 to update Street Restoration Standards and Specifications pursuant to the Code of the Borough of Marcus Hook, Chapter 175 – Streets and Sidewalks, Article III, Excavations in Streets and Sidewalks, Section 175-19, relating to openings or excavations and the restoration thereof in streets, sidewalks, or curbs. Motion by P. Ewing second by M. Manerchia to adopt Resolution No. R-21-11. All in favor.

Manager presented Borough Resolution No. R-21-12 updating Standards for Work Zone Maintenance and Protection of Traffic. Motion by J. Flynn second by M. Manerchia to adopt Resolution No. R-21-12. All in favor.

HEALTH AND SANITATION

Bids were opened on August 26, 2021, at 10:00 AM for the Curbside Collection and Disposal of Trash/Refuse Collection Contract and tabulated as follows:

<u>Bidder</u>	<u>2 years/ 2022 - 2023</u>	<u>Renewal 1 2024</u>	<u>Renewal 2 2025</u>	<u>Renewal 3 2026</u>	<u>Total 5 Yr Contract</u>
Creative Waste Solutions, LLC dba B&L Disposal Services	Yr 1: \$179,400 Yr 2: \$179,400 Total for first two years: \$358,800	\$184,780	\$184,780	190,320	\$918,680
Alternate Bid: Once a month bulk trash collection	Yr 1: \$24,000 Yr 2: \$24,000 Total for first two years: \$48,000	\$24,000	\$24,000	\$25,200	\$121,200
Solid Waste Services, Inc. dba J.P. Mascaro & Sons	Yr 1: \$115,248 Yr 2: \$119,748 Total for first two years: \$234,996	\$124,404	\$129,636	\$134,904	\$623,940
Alternate Bid: Once a month bulk trash collection	Yr 1: \$5,220 Yr 2: \$5,436 Total for first two years: \$10,656	\$5,688	\$5,976	\$6,336	\$28,656

Motion by J. Flynn second by C. Evernham to approve a five year contract, January 1, 2022 to December 31, 2026, award to Solid Waste Services, Inc. dba J.P Mascaro & Sons for once-a-week residential trash collection in the amount of \$115,248 for 2022, \$119,748 for 2023, \$124,404 for 2024, \$129,636 for 2025, and \$134,904 for 2026. The five (5) year contract will total \$623,940. All in favor.

Motion by M. Manerchia second by J. Flynn to reject all alternate bids for once a month bulk trash collection. All in favor.

PUBLIC WORKS AND HIGHWAYS

Manager noted that the Borough of Marcus Hook's Cedar Street Streetscape Improvement Project, from Pine Street to Chestnut Street, was included in the 2021 Housing and Community Development Annual Action Plan in the amount of \$205,000. Motion by J. Flynn second by P. Ewing to authorize Catania Engineering to prepare the plans and specifications and advertisement for bids for the Cedar Street Streetscape Improvement Project from Pine Street to Chestnut Street. All in favor.

Manager reported that the Borough advertised a 2007 Ford F-350 Dump Truck with Plow and Salt Spreader as surplus property for sale in August, 2021 on the online municipal auction website municibid.com. The winning bid for the 2007 Ford F-350 Dump Truck with Plow and Salt Spreader was in the amount of \$12,500 from Rommel Bryant of Philadelphia, PA. Motion by M. Manerchia second by P. Ewing to approve the execution of a sales agreement with Rommel Bryant in the amount of \$12,500 for the sale of the 2007 Ford F-350 Dump Truck with Plow and Salt Spreader. All in favor.

In accordance with the Borough of Marcus Hook's Trench and Backfill and Restoration Specifications, section 3.4-B, "If a permittee opens pavement having a bituminous concrete surface and regardless of the age of the wearing course, the permittee shall mill and overlay the lane width of the street in that part of the block in which the opening(s) was made, with the length to be determined by the Borough Engineer, so that the street is repaved and not patched in accordance with any one of the following conditions: 1) If more than one hundred (100) linear feet of longitudinal or transverse openings, or both, are made in the pavement and the pavement has not been impaired by any openings or defects. 2) If four (4) or more openings are made by the same permittee within one hundred (100) linear feet of pavement. 3) If the trench width is more than one-third of the roadway width, the trench width measurement shall include the required twelve inch (12") cutback from the edge of the trench." and per the recommendation of the Borough Engineer, instead of being responsible for the repaving of the southbound lane and parking lane of Market Street, PECO has offered to contribute \$35,022 to the Borough of Marcus Hook. PECO is expected to complete their gas main and gas service replacement job on Market Street in the coming weeks, and is providing this contribution to the Borough for the purpose of offsetting the Borough's cost to repave both the north and southbound lanes on Market Street from 4th Street to 8th Street. Motion by C. Evernham second by P. Ewing to accept PECO's contribution in the amount of \$35,022 to be used towards repaving Market Street from 4th to 8th Street. All in favor.

At the May 3, 2021 Borough Council Meeting, Borough Council rejected the 2021 Street Resurfacing Project Alternate Bid 1 in the amount of \$36,619.20 to mill, repair, and repave Market Street from 5th Street to 8th Street. After further consideration, it is recommended to reconsider and reverse this official action to accept this bid. In addition A.F. Damon has proposed a change order in the amount of \$12,941 for the milling, repair, and repaving of Market Street from 4th to 5th Street. Motion by J. Flynn second by M. Manerchia to reverse Borough Council's official action at the May 3, 2021 Borough Council Meeting relating to the 2021 Street Resurfacing Project Alternate Bid 1 in the amount of \$36,619.20, and to accept this bid from A.F. Damon, Inc for paving Market Street from 5th to 8th Street, as well as accept A.F. Damon's change order in the amount of \$12,941 for the milling, repair, and repaving of Market Street from 4th to 5th Street. All in favor.

Manager requested Council's approval for an unbudgeted allocation in the amount of \$14,538.20 from the Capital Expenditure Fund to fund the difference between PECO's contribution to the Borough in the amount of \$35,022 and the total cost of A.F. Damon's Alternate Bid 1 in the amount of \$36,619.20 and finally the cost of A.F. Damon's Change Order in the amount of \$12,941. Motion by P. Ewing second by M. Manerchia to approve an unbudgeted allocation in the amount of \$14,538.20 from the Capital Expenditure Fund to pay for the street repaving on Market Street from 4th to 8th Street. All in favor.

PARKS, RECREATION and SHADE TREES

Letter received from Marie Swanson, advising of her resignation from the Recreation and Park Board effective August 5, 2021. Motion by P. Ewing second by J. Flynn to receive and file. All in favor.

Letter received from Jessica Destefano, advising of her resignation from the Recreation and Park Board effective September 4, 2021. Motion by J. Flynn second by M. Manerchia to receive and file. All in favor.

Letter was received from Mary LaVallee, noting her interest to serve on the Recreation and Park Board. Motion by C. Everngham second by M. Manerchia to appoint Mary LaVallee to the Recreation and Park Board, term to expire on December 31, 2025, upon successful completion of all child abuse and criminal background clearances. All in favor.

Letter was received from Mike Laird, noting his interest to serve on the Recreation and Park Board. Motion by P. Ewing second by C. Everngham to appoint Mike Laird to the Recreation and Park Board, term to expire on December 31, 2022, upon successful completion of all child abuse and criminal background clearances. All in favor.

Manager presented Resolution No. R-21-13, authorizing application to the Delaware County Open Space and Recreation Municipal Grant Program in 2021 for the following three proposed projects; 1. Mini-Municipal Park, Recreation, and Open Space Plan, 2. Market Square Memorial Park Delaware River Pier Removal and Reconstruction Master Plan, and 3. Market Square Memorial Park Riverfront Enhancement Project. Motion by P. Ewing second by M. Manerchia to adopt Resolution No. R-21-13. All in favor.

Manager noted that Rep. Brian Kirkland requested to use Mickey Vernon Park on Saturday, September 25, 2021 from 12PM – 3PM to host a Family Fun Day with the Marcus Hook Recreation and Park Board and Rep. Brian Kirkland. Motion by J. Flynn second by M. Manerchia to approve the request from Rep. Brian Kirkland to use Mickey Vernon Park on Saturday, September 25, 2021 from 12 PM – 3PM. All in favor.

PLANNING AND ZONING

Manager noted that the Borough of Marcus Hook received a letter from Debbie Shulski, on behalf of Duke Realty Limited Partnership, granting an extension of time from which the Marcus Hook Borough Council has to render a decision on the Preliminary/Final Land Development and Lot Consolidation Application to December 10, 2021. Motion by P. Ewing second by J. Flynn to receive and file. All in favor.

Manager noted that the Borough of Marcus Hook received staff comments back from the Delaware County Planning Department relating to the Preliminary/Final Land Development and Lot Consolidation Application for the East 10th Street Site. The staff comments were forwarded to the Marcus Hook Planning Commission as well as Borough Council. Motion by M. Manerchia second by P. Ewing to receive and file. All in favor.

The Marcus Hook Planning Commission will next be meeting on September 21, 2021 at 6:00 PM in the Municipal Building to discuss the Preliminary/Final Land Development and Lot Consolidation Application submitted by Duke Realty Limited Partnership, LP. The Planning Commission will also discuss the staff comments received by the Delaware County Planning Commission. Motion by M. Manerchia second by P. Ewing to record and file. All in favor.

HISTORY

Manager would like to remind residents that the Pirate Festival is scheduled for September 18, 2021 at the Market Square Memorial Park, from 11:00 AM – 6:00 PM. Motion by P. Ewing second by J. Flynn to record and file. All in favor.

COUNCIL REPORTS

Councilor P. Ewing reported that the MHTFD in July responded to 45 fire alarms.

Councilor M. Manerchia informed residents the Pirate Festival will be bigger than ever this year with more vendors. Councilor M. Manerchia also urged residents to check out the Marcus Hook/Claymont Train Station that's going up over the border in Claymont, DE.

Councilor W. Cox wanted to thank the Marcus Hook Highway Department for the great job they did with Hurricane Ira last week and keeping the storm sewers clean. They kept the Borough dry.

Mayor G. Taylor reminded residents there is a coordinated 9/11 memorial event scheduled for this Saturday, September 11, 2021. The event will begin at 11:00 AM as a moving procession through Upper Chichester, Lower Chichester, Marcus Hook, and Trainer before a memorial ceremony at 12:00 PM at Rocco Gaspari Sr. Municipal Park in Linwood, PA.

PUBLIC COMMENTS

Lorraine Daliessio, 1050 Yates Avenue, wanted to thank the Marcus Hook Highway Department for recently clearing a drain pipe that runs under the tennis courts and through Viscose Village. Lorraine did not have any water in the most recent storm.

Lorraine also wanted to inform the public that the most recent Environmental Advisory Council meeting was cancelled out of an abundance of caution due to Hurricane Ida. Lorraine noted that the next scheduled meeting for the EAC in Marcus Hook is in December. Lorraine alleged that Jean Beck tried to stop this meeting and contacted Lower Chichester, who she said did not want to meet either. Lorraine said that the local industry did want to meet. Lorraine said she hopes the EAC will meet again in December. Lorraine said that Monroe and Energy Transfer were willing to meet in person, but that Braskem was still in a lockdown state and had submitted their monthly report electronically.

Lorraine continued that she is involved with a group of residents who are concerned about their health and have access to an infrared camera and are documenting footage of the neighboring industry that will ultimately be a part of a webinar to educate residents on health issues.

Councilor C. Evernham asked if Lorraine was trying to abolish the EAC to which Lorraine responded no, that she was trying to get residents who didn't hold another elective office to be involved in the EAC, as opposed to the Chair, Vice-Chair and Recording Secretary who Lorraine says all hold other elective offices, which goes against the by-laws of the EAC.

Councilor C. Evernham also asked how Jean Beck was involved in Trainer Borough's government, to which Mayor G. Taylor responded that she is the Council Vice-President.

Councilor P. Ewing informed everyone that she currently holds a seat on the EAC and she wanted to make it known that she did not wish to be reappointed to that seat.

Police Chief J. Ireland questioned why the EAC wasn't holding teleconference or virtual meetings during the pandemic like the other municipalities have been doing, to

which Lorraine responded that she didn't think everyone would be able to participate due to technology limitations. Chief J. Ireland also asked what the name of the group Lorraine mentioned was, to which Lorraine responded that she thought it was "Concerned Residents of Marcus Hook, Lower Chichester, and Trainer".

APPROVAL OF PAYMENT OF BOROUGH BILLS

Manager advised that the payment voucher for the time period from August 3, 2021 through September 7, 2021 totaled \$521,946.12. Motion by C. Evernham second by M. Manerchia to approve payment of Borough bills. All in favor.

ADJOURNMENT

Motion by M. Manerchia second by P. Ewing to adjourn. All in favor. Meeting was adjourned at 7:50 PM.

Andrew Weldon
Borough Secretary