

**AVONDALE BOROUGH
COUNCIL MEETING
December 21, 2010
6:00 P.M.**

Council Members Present: Fred Bryan, Bill Shore, Junior Snyder, Steve Cummings, Jim Duffy, Dave Besselman absent: Toyge Davis

Guests Present: Mayor Howell, Sandy Masten, Jamie MacCombie, Glenn Diehl, Dave Friedman, Pete Lau, Michelle Steele, William Fansler, Tom Lowry, Davis Howell, William Fansler,

After the Pledge of Allegiance, President Bryan called the meeting to order at 6:00 p.m.

COUNCIL APPOINTMENT

The Court of Common Pleas Judge, James P. MacElree II, signed an ORDER that David Besselman is appointed to serve the balance of the unexpired term of Glenn E. Allen (until January 2, 2012). Mr. Besselman took his oath given by Mayor Howell.

2011 BUDGET

Bill Shore made a motion to adopt the 2011 Budget as presented, 2nd by Junior Snyder, motion carried.

PUBLIC HEARING – SOLICITATION ORDINANCE

There were no comments from Council or the public.

The public hearing was closed

ORDINANCE #231 SOLICITATION ORDINANCE ADOPTION

Councilman Snyder made a motion to adopt Ordinance #230, 2nd by Councilman Cummings, motion carried.

PUBLIC HEARING – 2011 TAX ORDINANCE

There were no comments from Council or the public.

The public hearing was closed

ORDINANCE #231 SOLICITATION ORDINANCE ADOPTION

Councilman Duffy made a motion to adopt Ordinance #231, 2nd by Councilman Snyder, motion carried.

EEMA'S REPORT

Michelle Steele gave the following report for November 2010:

WASTEWATER TREATMENT PLANT

Wastewater Treatment Plant Flows:

Total Monthly Flow	7,615,000 gallons
Daily Flows Min.	113,000 gallons
Daily Flows Max.	400,000 gallons
Daily Flows Avg.	254,000 gallons

New Garden Township Weekly Flows (Average Gallons/Day)

WEEK	Nov 3 – 10	Nov 10 -17	Nov 17-24	Nov 24- Dec 1
ROUTE 41	33,228	32,988	32,655	29,851
RAILROAD	48,285	39,138	35,837	31,357
Total	81,513	72,126	68,492	61,208

OPERATIONS

- Hauled 13,500 gallons of sludge

WATER TREATMENT PLANT
Production Summary

Water System		Well #1	Gallons/Day	Well #2	Gallons/Day
Total Well #1	.1,995,900	Minimum	7,400	Minimum	7,600
Total Well #2	504,600	Maximum	112,400	Maximum	23,600
Total:	2,500,500	Average	66,530	Average	16,820
Avg. gpd	83,350				

Facilities Maintenance Report:Wastewater Treatment Plant

- Municipal Maintenance in to do yearly inspections of influent pumps

Water Treatment Plant

- Replaced hour meters on North Well House

Collection and Distribution System

- Total PA 1 Calls – 13
- Water leak at 2nd Street and Pomeroy

PERMIT VIOLATIONS:

No permit violations for the month

BOROUGH SOLICITOR'S REPORT

Glenn Diehl gave the following report:

PROPOSED AIRPORT HAZARD ZONING ORDINANCE

The application for the grant has been filed and we will start to draft the ordinance as soon it has been authorized.

INDIAN RUN ROAD TREE ISSUE

Councilman Cummings said he spoke to Mr. Webb and DEP gave Mr. Webb permission to take down the trees. Mr. Webb will cut down the trees as soon as the ground freezes and pull the trees across the stream away from Indian Run Road. Mr. Diehl said Council will be receiving a draft of an ordinance on trees to resolve future tree issues.

BOROUGH ENGINEER'S REPORT

Jamie MacCombie gave the following report:

WILKINSON PROJECT & CONSTRUCTION RELEASE #11 FOR CARILLON

Wilkinson submitted Phase 2A plans for the quarry. We are reviewing the plans and have scheduled a meeting with Mr. Wilkinson on December 28th to go over some issues. Councilman Cummings made a motion to approve Construction Release #11 for \$28,411.68, 2nd by Councilman Besselman, motion carried.

STATE STREET PHASE II – CONSTRUCTION FUND RELEASE #4

The project has been completed. Councilman Shore made a motion to authorize the release of \$90,974.85 to pay JFC Contractors subject to the County's approval, 2nd by Councilman Snyder, motion carried. As part of the street restoration, traffic light video cameras were installed on the traffic signals at State Street and Pennsylvania Avenue. JFC is responsible to revise the permit for the traffic signals at that intersection.

CHRISTINA BASIS RESTORATION AND TMDL IMPLEMENTATION PLAN

Received a proposal from the Brandywine Valley Association to participate in and develop a Restoration and TMDL Implementation Plant for the PA portion of the Christina Basin. 24 other municipalities have joined and can be used for the Borough's MS4 requirements. Councilman Duffy made a motion to participate in the development of the Pennsylvania Christina Basin Restoration in the amount of \$2,000 (\$500.00 for 2010 and \$1500.00 for 2011), 2nd by Councilman Besselman, motion carried.

WELLHEAD PROTECTION

The project went out to bid and bids will be received on January 7th.

502 CHATHAM STREET – GARAGE CONSTRUCTION

Mr. MacCombie said at last month's meeting, Council asked him to look into the construction of a garage at 502 Chatham Street. After reviewing the information, it was found that the Code Enforcement's decision to issue a zoning permit was correct. Even though the construction did not require an official building permit, the application would still be subject to the provision of the Zoning Code under the Borough's Grading Permit requirements. Under this Code, the Building Inspector may waive the requirement to obtain a permit. After consultation with the Code Enforcement Officer, it was felt the provision of the waiver applied to the application because the application represented an enlargement of an existing ordinance, which falls under the intent of the Ordinance.

143 W. STATE STREET

The on lot septic system at 143 W. State Street is failing and they have requested to connect to the Borough's sewer system. DEP has approved this emergency connection and plans are still being worked on how to connect.

FINANCE COMMITTEE**APPROVE THE BILLS TO BE PAID**

Councilman Snyder made a motion to approve the bills to be paid up to November 16, 2010, 2nd by Councilman Duffy, motion carried.

APPROVE FINANCIAL STATEMENTS

Councilman Snyder made a motion to approve the financial statements, 2nd by Councilman Shore, motion carried.

SERVPRO INVOICE

Councilman Shore made a motion to approve the invoice from Servpro in the amount of \$2,869.09 for the cleanup of a sewer backup at 317 E, Third Street, 2nd by Councilman Duffy, motion carried.

TRANSFER FUNDS

Councilman Cummings made a motion to transfer \$106,500 from the Sewer Fund to General Fund, 2nd by Councilman Duffy, motion carried.

Councilman Shore made a motion to transfer \$100,000 from the General Fund to PLGIT account, 2nd by Councilman Duffy, motion carried.

APPROVAL OF MINUTES

Councilman Cummings made a motion to approve the minutes from November 16, 2010, 2nd by Councilman Besselman, motion carried.

MAYOR'S REPORT

Mayor Howell gave the following report

TRASH BID

The Borough's contract with Penn Container is up on April 1, 2011. Mayor Howell said she is working with the Solicitor in finalizing the bid documents and asked Council to review it and make recommendations. Avondale is not mandated to recycle by the State, but we chose to mandate in the Borough several years ago. The only municipalities that are mandated are over 5,000 in population. The reason we have the composting facility is because it is illegal to put leaves in the trash, and it is illegal for a trash company to pick up leaves.

TREE LIGHTING

The Tree Lighting at SERVPRO was a success. With the money left from the Tree Lighting budget a \$50.00 Lowe's gift card was purchased for the "Best Decorated House" contest. An independent judge will choose the winner.

EMERGENCY MANAGEMENT COORDINATOR

Councilman Shore said he received some information from Emergency Management Services with a reminder that Council needs to do the required Incident Command courses 100, 200, 700 and 800 levels for the year. These courses are available online at fema.com. These are required by PEMA and FEMA.

WATER AND SEWER COMMITTEE**TREES AT THE WWTP**

Councilman Cummings reported that the trees have been planted and the tree surgeon will be back in the spring to grade the area. There are three vent caps at the treatment plant that are loose, rusted, and vibrating and contributing to the noise issue. EEMA is looking into replacing the vent caps.

PROPERTY & EQUIPMENT COMMITTEE**NEW TIRES FOR KUBOTA TRACTOR**

Councilman Snyder said the Kubota tractor needs new tires. Received two estimates:

Stoltzfus	\$ 835.14 installed
Truck Tire America	\$ 612.00 installed

Councilman Shore made a motion to approve the purchase of two tires for the Kubota Tractor from Truck Tires of American for \$612.00 installed, 2nd by Councilman Snyder, motion carried.

TURN AROUND AT WWTP

Councilman Shore said he would like to put the turn around at the WWTP on hold until spring because Dominick doesn't think \$5,000 is enough money to do the project. The Committee will do some more research on this project.

NEW BUSINESS

AVONDALE FIRE COMPANY – SALT AND CINDER DRIVEWAY

Councilman Duffy made a motion to approve Dominick Difilippo to salt and cinder the Fire House Driveway and parking area, 2nd by Councilman Cummings, motion carried.

GIFT CARDS

Councilman Snyder made a motion to approve the purchase of four-one hundred dollar gift cards (\$400.00) from Lowe's, 2nd by Councilman Shore, motion carried.

ANNOUNCEMENT

President Bryan made the following announcements.

- There will be an executive session after this meeting to discuss a legal matter.
- There will be no Council meeting on December 28th.

Councilman Duffy made a motion to adjourn the meeting at 8:00 p.m., 2nd by Councilman Besselman, motion carried.

Respectfully submitted,

Becky Brownback
Borough Secretary