

DARBY TOWNSHIP BOARD OF COMMISSIONERS
REGULAR MEETING
MAY 11,2022

THE REGULAR MEETING OF THE DARBY TOWNSHIP BOARD OF COMMISSIONERS WAS HELD ON MAY 11, 2022, AT 7:00PM AT THE COMMUNITY BUILDING, SHARON HILL (DARBY TOWNSHIP), PENNSYLVANIA, 19079.

COMMISSIONER LACEY, PRESIDENT CALLED THE MEETING TO ORDER AND ASKED FOR A MOMENT OF SILENCE AND THE PLEDGE OF ALLEGIANCE TO THE FLAG.

ROLL CALL:

COMMISSIONERS

OFFICIALS

MR. LACEY, COMMISSIONER
MR. SMITH, COMMISSIONER
MS. TALIAFERRO, COMMISSIONER
MR. FITZ, COMMISSIONER-
MR. GOUGLER, COMMISSIONER-ABSENT

MS. WHITAKER, MANAGER
MR. COOPER, DEPUTY CHIEF
MS. POE, SECRETARY
MR. PIERCE, SOLICITOR
MS. CATANIA, ENGINEER

ON MAY 9, 2022, 6:00 P.M. THE BOARD OF COMMISSIONERS MET IN EXECUTIVE SESSION TO DISCUSS LITIGATION AND PERSONNEL MATTERS.

COMMISSIONER LACEY-OPENED THE FLOOR TO CITIZENS COMMENTS.

TYRONE JACKSON, 1440 FORRESTER AVENUE
MR JACKSON HAS CONCERNS ABOUT TREES IN THE FIELD IN THE BACK OF THE 1300 AND 1400 BLOCK OF FORRESTER AVENUE THAT FELL. THE DEBRIS HAS NEVER BEEN PICKED UP. HE ASKED TO GET IT REMOVED LAST YEAR. NOW, THERE IS DEBRIS FROM THE TRASH TRUCKS AND DUMPING.

MR. JACKSON IS ALSO CONCERNED ABOUT PARKING SIGNS AND CURBING DOGS. HE STATED THERE IS NO ENFORCEMENT.

DEPUTY CHIEF COOPER ADDRESSED HIS CONCERNS AND STATED THAT THEY ARE ENFORCING BUT THE DEPARTMENT IS SHORT ON MANPOWER.

DISCUSSION ENSUED.

MR. JACKSON ASKED WOULD TAXES BE GOINGUP WITH THE PARK RENOVATIONS?

COMMISSIONER LACEY STATED THEY WOULD NOT BE GOING UP. GRANT FUNDING AND OTHER PROGRAMS WOULD TAKE CARE OF THAT.

DISCUSSION ENSUED.

ASHLEY DOLCEMORE, 1151 OAKWOCK DRIVE
MS. DOLCEMORE STATED SHE IS ONE OF THE ORGANIZERS FOR ONE OF THE ONLY PRIDE FESTIVALS HAPPENING IN THIS AREA. THIS YEAR. THIS WILL BE THE SECOND ANNUAL FESTIVAL AT UPPER DARBY HIGH SCHOOL. THE FESTIVAL WILL TAKE PLACE ON SATURDAY, JUNE 11, 2022, FROM 1:00 PM TO 5:00 PM. THEY ARE IN NEED OF VOLUNTEERS AND DONATIONS.

SHEILA RAMSEY, 1523 ROOSEVELT DRIVE
MS. RAMSEY HAS CONCERNS ABOUT PARKING AND DRIVEWAYS BEING BLOCKED.

COMMISSIONER SMITH STATED THERE ARE ORDINANCES IN PLACE. HE STATED HE PRESENTED IDEAS ALONG WITH THE CHIEF TO CONSIDER PARKING PLACARDS.

DISCUSSION ENSUED.

PAUL ROME, 542 CRESCENT DRIVE
MR. ROME ASKED ABOUT LOOKING INTO A PPA AND THE POLICE ENFORCING IT.

COMMISSIONER LACEY STATED IT IS IN DISCUSSUON AND THERE ARE LAWS THAT NEED TO BE ADDRESSED.

MR. ROME ALSO STATED HE HAS BEEN ASKING FOR ABOUT 16 MONTHS, AND THEN 3 MONTHS, ABOUT LIGHTS DOWN AT CRESCENT COURT THAT HAS NOT BEEN REPAIRED YET AND THE DISARRAY OF THE BASKETBALL COURTS ON WESTBRIDGE.

LAST, MR. ROME SPOKE ON THE SIGN AT WESTBRIDGE THAT SAYS THE BASKETBALL COURTS ARE FOR RESIDENTS ONLY. HE FEELS IT IS A PUBLIC SPACE AND THE SIGN IS UNCONSTITUTIONAL.

COMMISSIONER FITZ STATED SOMEONE TOOK A CAN OF SPRAY PAINT TO THE ORIGINAL SIGN. HE ALSO STATED THE SIGN WAS PUT THERE FOR OUR RESIDENTS IN OUR NEIGHBORHOOD TO BE ABLE TO UTILIZE THE BASKETBALL COURTS BECAUSE RESIDENTS FROM OTHER NEIGHBORHOODS WERE COMING IN AND MONOPOLIZING THE TIME AND OUR RESIDENTS COULD NOT GET ON THE COURTS. THE SIGN WAS PUT UP YEARS AGO.

MR. ROME ASKED HOW IT WOULD BE ENFORCED?

COMMISSIONER FITZ SAID IF THEY LIVE IN DARBY TOWNSHIP, THEY ARE MORE THAN WELCOME TO USE THE COURTS.

COMMISSIONER FITZ STATED HE KNOWS THAT PAUL ROME'S REAL NAME IS DAN JACKSON AND THAT HE WANTED TO SPEAK ON HIS COMPLAINT ABOUT THE ELECTRIC AT THE BASKETBALL COURTS. HE HAS HIS WORK ORDER THAT WAS PRESENTED TO LENNI ELECTRIC, THE TOWNSHIP'S SUBCONTRACTOR. MARCH 23, 2022, THEY INSPECTED THE SUPPLY VOLTAGE TO THAT LIGHT. IT IS NOT A TOWNSHIP ISSUE IT IS A PECO ISSUE. THE LIGHT IN QUESTION WAS VANDALIZED AND IT IS UNDER GROUND AND THEY COULD NOT GET TRUCKS DOWN THERE TO TRACE THE POWER SOURCE TO FIND OUT HOW TO GET THAT UP AND WORKING AGAIN.

ALICIA CARR, 638 MAGNOLIA AVENUE

MS. CARR QUESTIONED WHERE SHE COULD GET REPRESENTATION FOR THE FIFTH WARD SINCE COMMISSIONER GOUGLER HAD NOT BEEN TO MEETINGS AND HIS SON IS NOW THE POWER OF ATTORNEY AND WHEN WOULD HIS POSITION BE COMING UP IN A SPECIAL ELECTION?

MR. PIERCE, SOLICITOR INFORMED MS. CARR THAT COMMISSIONER GOUGLER ATTENDED MONDAY'S WORKSHOP MEETING.

COMMISSIONER LACEY INFORMED HER THAT EMAILS WOULD BE FORWARDED TO HIM.

MS. CARR ASKED ABOUT THE MEETING MINUTES AND BUDGET BEING POSTED TO THE WEBSITE.

MS. WHITAKER, MANAGER REQUESTED HER EMAIL AND SHE WILL EMAIL THE BUDGET TO HER. SHE STATED SHE WOULD CHECK THE WEBSITE AND UPDATE IT.

MS. CARR STATED THAT SINCE BRIARCLIFFE FIRE COMPANY HAS CLOSED, THE TRUCKS THAT WAS TRANSFERRED TO UPPER CHICHESTER, IS DARBY TOWNSHIP PAYING UPPER CHICHESTER FOR STORAGE?

COMMISSIONER LACEY STATED THE TOWNSHIP IS NOT PAYING UPPER CHICHESTER AND THE TRUCKS ARE GOING TO BE MOVED BACK.

MS. CARR ASKED ABOUT THE FIRE MARSHAL POSITION.

COMMISSIONER LACEY STATED THE BOARD OF COMMISSIONERS HAD INTERVIEWED FOR THAT POSITION LAST WEDNESDAY.

MS. CARR REMARKED ON THE DEFICIENCIES THAT CAME OUT OF THE 2021 FIRE STUDY REPORT, SHE WANTED TO KNOW WHAT IS BEING PURSUED?

COMMISSIONER LACEY STATED THE FIRE STUDY IS BEING ADDRESSED AND THE AMBULANCE SERVICE IS STILL BEING PROVIDED BY TRINITY HEALTH. IT IS JUST NOT BEING HOUSED IN THE FIRE HOUSE

MS. CARR SUGGESTED THE BOARD CONSIDER PUTTING A SOCIAL MEDIA POLICY IN PLACE FOR THE FIRE COMPANIES AND ALSO A POLICY IN PLACE FOR BACKGROUND CHECKS.

PHILIP LACY, 1006 ASH ROAD

MR LACY STATED THAT THE TOWNSHIP DID NOT DISBAND BRIARCLIFFE FIRE COMPANY, THEY DISBANDED THEMSELVES. HE STATED HE WAS VERY DISTURBED THAT MEMBERS OF BRIARCLIFFE FIRE COMPANY DISTROYED TRUCKS THAT DARBY TOWNSHIP PAID FOR. THE TAXPAYERS PAID FOR THOSE TRUCKS HE SAID AND GAUGES MISSING FROM THE TRUCK AND ADAPTION THAT CAME WITH THE TRUCK. HE WANTS THEM HELD ACCOUNTABLE FOR THE APPARATUS THAT WAS DAMAGED.

COMMISSIONER FITZ TOLD MR. LACY THEY ARE ALL APPALLED BY WHAT HAPPENED TO THOSE VEHICLES. THEY WILL BE TRANSPORTED TO HALO TRUCK SERVICE TO GET THE NECESSARY REPAIRS. HE STATED THEY ARE GOING TO FILE A LIEN AND GO AFTER BRIARCLIFFE FOR THE DAMAGE.

TIM EICHELMAN, 3 STRATFORD ROAD

MR. EICHELMAN HAS CONCERNS ABOUT INFRASTRUCTURE REPAIRS ON STRATFORD AND ASHLAND WATERLINES. THERE IS A SINKHOLE. HE WANTS TO KNOW WHEN THAT WILL BE REPAVED OR WHEN THE WATER COMPANY WILL COME OUT.

MS. CATANIA, ENGINEER STATED SHE WOULD CALL AQUA TOMORROW.

JAMES LEWIS, 1207 LINDEN AVENUE

MR. LEWIS HAD QUESTIONS ABOUT THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG).

MS. CATANIA, ENGINEER STATED THE CDBG CANNOT BE USED FOR FIRE SERVICES. MS. WHITAKER HAS A COPY OF THE MAP. SHE STATED THERE ARE SEVERAL THINGS YOU CAN DO WITH IT FROM PLANNING, LAND ACQUISITION, PARK AND RESTORATION, RESURFACING IN ELIGIBLE AREAS.

DISCUSSION ENSUED.

MR. LEWIS WANTED TO KNOW HOW THE FIRE STUDY WAS BEING ADDRESSED.

MR. PIERCE, SOLICITOR STATED THERE WAS AN INTERMEDIATE ISSUES TO BE ADDRESSED. THE TOWNSHIP WAS READY TO TALK ABOUT THE ENTIRE FIRE SERVICES BEFORE THE OTHER ISSUE AROSE.

MR. LEWIS ALSO MENTIONED THAT A STREET LIGHT IS OUT ON THE 1200 BLOCK OF ORANGE AVENUE.

MS. WHITAKER, MANAGER STATED THEY ARE ALREADY AWARE OF THAT AND ARE WORKING ON IT.

PAULA L. JONES, 1534 ROOSEVELT DRIVE

MS. JONES ASKED ABOUT THE GREEN THINGS BEHIND THE CREEK. ARE THEY TREES? IF THERE IS ANOTHER STORM AND THE TREES FALL ON HER PROPERTY WOULD THE TOWNSHIP BE RESPONSIBLE?

COMMISSIONER SMITH STATED THE TREES ARE ON THE OTHER SIDE OF THE CREEK.

MS. JONES STATED WHEN IT HAPPENED BEFORE THEY WAS TOLD THEY WERE RESPONSIBLE AND THEY HAD TO USE THEIR DEDUCTIBLE.

DISCUSSION ENSUED.

COMMISSIONER SMITH REQUESTED THAT MS. JONES TO IDENTIFY HER PROPERTY, CHECK HER DEED TO SEE HOW FAR HER PROPERTY GOES FROM HER BACK WALL TOWARDS THE CREEK. IF IT'S NOT ON HER PROPERTY, SEND A LETTER TO THE BUSINESS MANAGER AND CC THE HIGHWAY MANAGER TO HAVE SOME TREES CUT DOWN OR TAKEN BACK.

MS. JONES WANTED TO KNOW WHO DECIDED TO PUT THE GREEN POLES UP?

COMMISSIONER SMITH SAID THAT CAME THROUGH A GRANT.

MS. JONES ASKED IF THE PURPOSE WAS TO ABSORB WATER SO IT WOULD NOT FLOOD?

MS. WHITAKER, MANAGER SAID YES.

COMMISSIONER TALIAFERRO STATED THERE WAS TWO TREES REMOVED FROM COVERT PARK, IN THE PLAYGROUND AREA THAT WAS THERE TO PROVIDE SHADE FOR THE KIDS WHO PLAY IN THE PARK. IT'S UNFORTUNE THAT THE TREES THAT WERE PROVIDED FOR THE KIDS TO ENJOY SHADE WHILE THEY PLAYED WERE REMOVED.

CAROL BADGETT, 1538 ROOSEVELT DRIVE
MS. BADGETT STATED AS A SENIOR CITIZEN, SHE CAN NOT AFFORD THE HIGH TAXES EVERY YEAR.

COMMISSIONER LACEY STATED SHE CAN ADDRESS THE SCHOOL BOARD WHO MEETS MONTHLY.

DISCUSSION ENSUED.

MS. WHITAKER SUGGESTED WHEN SHE GOES TO THE SCHOOL BOARD MEETING TO ASK THEM ABOUT THE HOMESTEAD TAX.

MR. MERLINO, TAX COLLECTOR STATED TO CALL HIM AND HE WILL LET THEM KNOW IF THEY ARE ELIGIBLE. HIS PHONE NUMBER IS 610-583-1758.

DAN LASALLE-1018 LAWNTON TERRACE
ASKED WHAT IS THE BACKGROUND FOR THE MITIGATION OR CONTROL OF BAMBOO EXTENSION. IT HAS BECOME A MAJOR PROBLEM AT HIS PROPERTY.

COMMISSIONER LACEY STATED IT IS SOMETHING THEY WOULD HAVE TO LOOK INTO AND GET BACK TO HIM.

THERE WAS NO OTHER PUBLIC COMMENT. COMMISSIONER LACEY CLOSED CITIZEN COMMENT.

COMMISSIONER FITZ MOVED TO APPROVE THE TREASURER'S REPORT FOR FEBRUARY 2022. IT WAS SECONDED BY COMMISSIONER TALIAFERRO. FOUR APPROVED. MOTION CARRIED. COPY ATTACHED.

COMMISSIONER FITZ MOVED TO APPROVE THE TREASURER'S REPORT FOR MARCH 2022. IT WAS SECONDED BY COMMISSIONER TALIAFERRO. FOUR APPROVED. MOTION CARRIED. COPY ATTACHED.

COMMISSIONER FITZ MOVED TO APPROVE THE MINUTES FROM THE REGULAR BOARD OF COMMISSIONERS MEETING HELD ON APRIL 13, 2022. IT WAS

SECONDED BY COMMISSIONER SMITH WITH THE NECESSARY CORRECTIONS, IF NEEDED. FOUR APPROVED. MOTION CARRIED. COPY ATTACHED.

COMMISSIONER FITZ MOVED TO APPROVE THE BILL LIST FOR APRIL 2022. IT WAS SECONDED BY COMMISSIONER TALIAFERRO. THREE APPROVED. MOTION CARRIED. COPY ATTACHED.

COMMISSIONER FITZ MOVED TO APPROVE THE TOWNSHIP'S PTO POLICY. IT WAS SECONDED BY COMMISSIONER TALIAFERRO. THREE APPROVED. MOTION CARRIED.

COMMISSIONER FITZ MOVED TO APPROVE ESCROW RELEASE NO. 2 IN THE AMOUNT OF \$24,354.00 TO H. GILROY DAMON AND ASSOCIATES, INC. IT WAS SECONDED BY COMMISSIONER SMITH. FOUR APPROVED. MOTION CARRIED.

COMMISSIONER FITZ MOVED TO AUTHORIZE THE TOWNSHIP ENGINEER TO INSPECT COVERT PARK FOR EROSION. IT WAS SECONDED BY COMMISSIONER SMITH. FOUR APPROVED. MOTION CARRIED.

COMMISSIONER FITZ MOVED TO APPROVE THE TOWNSHIP ENGINEER TO BID THE 2022 ROAD PROGRAM. IT WAS SECONDED BY COMMISSIONER SMITH. FOUR APPROVED. MOTION CARRIED.

COMMISSIONER FITZ MOVE TO AWARD RESEARCH AND DEVELOPMENT COMPANY OF BETHLEHEM, NOT TO EXCEED THE AMOUNT OF \$72,000.00 FOR THE 2021 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG). IT WAS SECONDED BY COMMISSIONER TAALIAFERRO.

COMMISSIONER SMITH QUESTIONED MS. CATANIA, ENGINEER ABOUT HER REPLY TO THE GENTLEMAN ON ITEM 14.

MS. CATANIA, ENGINEER REPLIED THIS IS A GRANT FOR THE COMPREHENSIVE PLAN BECAUSE WE HAVEN'T HAD AN UPDATED COMPREHENSIVE PLAN FOR OVER TWENTY YEARS AND ONCE THEY HAVE A SUBSTANTIAL PORTION OF THAT DONE THEY WILL START THE ZONING ORDINANCES. THIS IS AT NO COST TO THE TOWNSHIP RESIDENTS.

FOUR APPROVED. MOTION CARRIED.

PROFESSIONAL REPORTS

ENGINEER REPORT, LISA CATANIA

MS. CATANIA READ INFORMATION ON DELAWARE COUNTY AND CONGRESSWOMAN SCANLON'S 475,000 MICRO GRANTS. THEY ARE ACCEPTING

APPLICATIONS NOW FOR GROUP ORGANIZATIONS. INTERESTED PARTIES CAN GO ON THE WEBSITE TO APPLY.

QUESTIONS AND DISCUSSION ENSUED.

COMMISSIONER FITZ MOVED TO APPROVED THE ENGINEERS REPORT. IT WAS SECONDED BY COMMISSIONER TALIAFERRO. FOUR APPROVED. MOTION CARRIED. COPY ATTACHED.

SOLICITOR'S REPORT-MR. PIERCE, SOLICITOR.

COMMISSIONER SMITH MOVED TO APPROVE THE SOLICITOR'S REPORT. IT WAS SECONDED BY COMMISSIONER FITZ. FOUR APPROVED. MOTION CARRIED. COPY ATTACHED.

POLICE REPORT-DEPUTY CHIEF COOPER
THERE WAS A QUESTIONS BY COMMISSIONER SMITH ABOUT THE LOCATIONS OF TRAFFIC CITATIONS AND THE TRAFFIC STUDY PRESENTED JANUARY 2021. HE ASKED DEPUTY CHIEF COOPER TO MAKE A NOTION TO ASK THE CHIEF ABOUT THE TRAFFIC STUDY.

COMMISSIONER SMITH MOVED TO APPROVE THE POLICE REPORT. IT WAS SECONDED BY COMMISSIONER FITZ. FOUR APPROVED. MOTION CARRIED. COPY ATTACHED.

COMMISSIONER LACEY ASKED FOR THE FIRE DEPARTMENTS REPORTS.

CHIEF BOBO GAVE REPORT FOR STATION 76.

CHIEF GRAFF GAVE REPORT FOR STATION 77.

COMMISSIONER LACEY ASKED IF THEY COULD FORWARD REPORTS TO MANAGER.

COMMISSIONER SMITH MOVED TO ACCEPT THE FIRE DEPARTMENTS REPORTS. IT WAS SECONDED BY COMMISSIONER TALIAFERRO. FOUR APPROVED. MOTION CARRIED.

MANAGER'S REPORT, MANAGER

COMMISSIONER FITZ MOVED TO ACCEPT THE MANAGER'S REPORT. IT WAS SECONDED BY COMMISSIONER SMITH. FOUR APPROVED, MOTION CARRIED.

SCOMMISSIONER REPORT

COMMISSIONER FITZ, WARD IV
GAVE HIGHWAY DEPARTMENT REPORT.
COMMISSIONER SMITH ASKED ABOUT LIGHTING AT THE POLICE/SENIOR CENTER
COMPLEX.
MS. WHITAKER STATED THOMAS IS AWARE AND IT IS ON A TIMER. IT IS BEING
LOOKED AT AND THOMAS IS CALLING THE VENDOR.

COMMISSIONER TALIAFERRO, WARD II
COMMISSIONER TALIAFERRO GAVE PARKS & RECREATION REPORT.
COMMISSIONER SMITH ASKED ABOUT PRICING FOR BACKBOARDS.

COMMISSIONER SMITH, WARD I
REQUESTING THE BOARD TO PUT A SAFETY FENCE UP BEHIND THE YELLOW
FENCE ON FORRESTER AVENUE BRIDGE AND MAJOR OVERGROWTH FOR THE
REAR OF THE 1400 BLOCK OF FORRESTER AVENUE. BEHIND 1436 FORRESTER
AVENUE. HE IS REQUESTING THE HIGHWAY DEPARTMENT AND A TREE SERVICE
GO OUT THERE.

COMMISSIONER LACEY GAVE REPORTS ON LICENSE & INSPECTIONS, PLANNING
BOARD AND ZONING BOARD.

NEW BUSINESS

MS. WHITAKER, STATED SHE ASKED THE BOARD ON MONDAY, WORKSHOP
MEETING TO APPROVE THE MOTION OF THE SETTLEMENT OF ALEXANDER NASH
FOR THE TOWNSHIP'S DEDUCTIBLE.

COMMISSIONER FITZ MOVED TO APPROVE THE SETTLEMENT OF ALEXANDER
NASH FOR THE TOWNSHIP'S DEDUCTIBLE. IT WAS SECONDED BY
COMMISSIONER SMITH. FOUR APPROVED. MOTION CARRIED.

COMMISSIONER SMITH HAD FURTHER NEW BUSINESS. HE IS REQUESTING THE
BOARD TO SEND A LETTER OF INTENT TO THE OIL TANK COMPANY ON CALCON
HOOK ROAD. NOW THAT THE OIL TANKS HAVE BEEN DECOMMISSIONED IN
HOPES TO BUILD A PARTNERSHIP TO BUILD AN ECO-FRIENDLY COMMUNITY.

COMMISSIONER SMITH MOVED TO HAVE THE MANAGER SEND A LETTER TO THE
OIL TANK COMPANY. IT WAS SECONDED BY COMMISSIONER FITZ. THREE
APPROVED. MOTION CARRIED.

COMMISSIONER SMITH STATED IF ANYONE IS INTERESTED THEY CAN LOOK UP
OIL REFINERY TO ECO FRIENDLY COMMUNITY ON LAKE ONTARIO. THERE WAS A
TANK FARM THERE AND THEY REDID THE WHOLE AREA AND GOT STORES,

CONDOS, RECREATION... THERE IS A MAJOR BIG STRIP RIGHT HERE ON CALCON HOOK ROAD THAT WE CAN DO SOME MAJOR IMPROVEMENT THAT WILL BRING FINANCIAL INCOME TO THE TOWNSHIP. HE EMAILED EVERYONE ON IT AND COPIED SOME OFFICIALS, STATE REPS, SENATORS, AND CONGRESS.

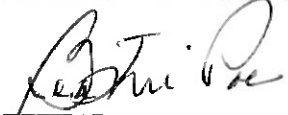
COMMISSIONER TALIAFERRO MADE A MOTION TO ADJOURN.

IT WAS SECONDED BY COMMISSIONER FITZ.

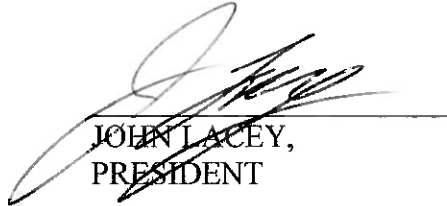
FOUR APPROVED. MOTION CARRIED.

THERE BEING NO FURTHER BUSINESS THE MEETING WAS ADJOURNED.

RESPECTFULLY SUBMITTED:



BEATRICE POE,
SECRETARY



JOHN LACEY,
PRESIDENT