

**BOROUGH OF YEADON
DELAWARE COUNTY, PENNSYLVANIA
BOROUGH COUNCIL
LEGISLATIVE MEETING
JANUARY 17, 2013
7:38 PM**

PLEDGE OF ALLEGIANCE

ROLL CALL

Councilor Holden	Absent
Mayor Jones-Butler	Present
Councilor Jones-Johnson	Present
Councilor Kemp	Present
Councilor Robinson-Howell	Present
Councilor Snead	Present
Vice President Wright	Present
President Stinson	Present

PRESENTATION – on the renewal of the 2013/2014 workers’ compensation, liability, property and heart and lung, Act 477 insurances as proposed by Arthur J. Gallagher Risk Management Services, Inc., by Patrick Larkin.

Councilor Kemp observed there was a significant improvement in claims during the last year. And asked for recommendations of programs the borough should explore. Mr. Larkin stated that police chases and incidences create significant risk. Risk Management is participating in a task force that will revise how police chases are handled and is meeting with local Police Chiefs in the next weeks. He also that the Borough has an active Workplace Safety Committee that benefits the Borough by getting a 10% reduction on its Workers Compensation Insurance.

Councilor Johnson asked about increased coverage in building & contents up to \$1 million. Mr. Patrick explained since there had been no formal appraisal of Borough Hall; that an index of trends was used keeping pace with inflation so that if Borough were to suffer a loss it would be reimbursed 100% of its losses. Councilor Johnson asked for clarity on EPLI acronym. Mr. Patrick defined it as Employment Practices Liability Insurance.

Councilor Johnson noted the increase in Public Officials Liability. Mr. Patrick explained that the increase is based on the number of active claims against the Borough. Councilor Johnson asked if there are fewer claims in FY 2013 will the cost be decreased? Mr. Patrick he would like to lower the \$25,000 deductible if FY 2013 is a clean year and more cases end in Borough’s favor.

MOTION TO RENEW THE FOLLOWING INSURANCE: 2013/2014 WORKERS’ COMPENSATION, LIABILITY, PROPERTY AND HEART AND LUNG, ACT 477, AS PROPOSED BY ARTHUR J. GALLAGHER RISK MANAGEMENT SERVICES, INC.

Motioned by: Councilor Johnson

Seconded by: Councilor Kemp

Voice vote with no opposition.

ANNOUNCEMENT OF EXECUTIVE SESSION– President Stinson announced that Executive Session was held previous to Legislative Meeting to discuss legal & personnel issues

CITIZEN'S FORUM, AGENDA ITEMS ONLY

Clifford Brock- Guenther Avenue Opposed to change in change to traffic direction. Councilor Johnson offered clarification that traffic patterns would only affect two blocks between Church Lane and Yeadon Avenue.

MINUTES

MOTION TO ACCEPT - NOVEMBER 15, 2012 COUNCIL MEETING

Motioned by: Councilor Johnson

Seconded by: Councilor Kemp

Name	Yes	No
Councilor Holden		
Mayor Jones-Butler		
Councilor Jones-Johnson	Yes	
Councilor Kemp	Yes	
Councilor Robinson-Howell	Yes	
Councilor Snead	<i>Abstain</i>	
Vice President Wright	Yes	
President Stinson	Yes	

Roll call with 1 abstention. Motion carries 5:0

MOTION TO ACCEPT – DECEMBER 20, 2012 COUNCIL MEETING

Motioned by: Councilor Johnson

Seconded by: Councilor Robinson-Howell

Voice vote with no opposition. Motion carries 6:0

MOTION TO ACCEPT – DECEMBER 29, 2012 SPECIAL MEETING WITH CORRECTIONS

Motioned by: Councilor Kemp

Seconded by: Councilor Johnson

Voice vote with no opposition. Motion carries 6:0

MOTION TO ACCEPT – JANUARY 7, 2013 SPECIAL MEETING CDBG MEETING WITH CORRECTIONS

Motioned by: Councilor Johnson

Voice vote with no opposition. Motion carries 6:0

Seconded by: Councilor Kemp

MOTION TO ACCEPT – JANUARY 7, 2013 WORKSHOP MEETING WITH CORRECTIONS

Motioned by: Councilor Johnson

Seconded by: Councilor Kemp

Voice vote with no opposition. Motion carries 6:0.

MAYOR'S REPORT

Tennis program continues during the winter at the University of Pennsylvania. Parents of students who participated in summer program are invited to register.

Police Report was presented by Chief Donald Molineux.

PRESIDENT'S REPORT-no report

ENGINEER'S REPORT- presented by Eileen Mulvena

MS999 report completed & submitted to PennDot for reimbursement. The 2013 Community Development Block Grant application submitted January 9, 2013. Preliminary review noted there were no deficiencies in the application.

Yeadon Swim Club

Received title report from AT&T cellular title which cleared up problem with survey. Needed a clear title to submit plan to County in order to get approval for Erosion & sediment control generated by the demolition project.

YSC Bid Package

Twenty two (22) parties picked up bid package; nine (9) actually submitted bids. The lot was divided into 2 portions: Lot 1 -General Demolition (buildings & interiors), Lot 2 was allotted for the rest. JMC Contractors will BRB will cover the removal of the pool, removal of concrete and backfill. All items are covered except the removal of three trees that will remain on property.

MOTION- TO AWARD THE YEADON SWIM CLUB DEMOLITION BID LOT 1 (ITEM 2.3) TO JMC CONTRACTORS IN THE AMOUNT OF \$27,437.

Motioned by: Councilor Kemp

Seconded by: Councilor Robinson-Howell

Voice vote with no opposition. Motion carries 6:0.

MOTION- TO AWARD THE YEADON SWIM CLUB DEMOLITION BID LOT 2 (ITEM NUMBERS 2.1, 2.2, 2.4, 2.5, 2.6 & PARTIAL 2.7) TO BRB CONTRACTORS IN THE AMOUNT OF \$35, 563.

Motioned by: Councilor Johnson

Seconded by: Councilor Kemp

Voice vote with no opposition. Motion carries 6:0.

Library Roofing Project -Contractor Martin Burke will pick up permit application on January 18, 2013.

MS 4 REPORTING -Six (6) MCM in total 3-5 require a written plan. Engineer will discuss at February workshop meeting and can adopt in March meeting in time for the next permit period. **Chapter 94**

Report (Sewer) sent spreadsheet to Public Works and Code Departments asking for their input on changes to sewage facilities systems.

537 Plan Revision

Borough Engineer asked if Council would like her to represent Borough at subcommittee as Lansdowne and Darby Boroughs have authorized her to represent their boroughs at February's meeting.

Stormwater Tip

Stormwater system is not designed to remove pollutants from water; it conveys rainwater and snow melt directly to creeks or larger bodies of water. Never dump litter, leaves or oil or any other contaminants into stormwater drains. Violation of Federal law.

Darby Creek Valley Association Annual Meeting January 26, 2013 8:30 PM will be held at the Haverford Reserve Community Environmental Center. Free and open to the public.

Chester Ridley Crum Watershed Association March 10, 2013 will host a lecture by Tom Brightman, Land Steward at Longwood Gardens. Free and open to the public.

Councilor Johnson inquired about the Chapter 94 report and asked the Borough Engineer for feedback on infiltration and inflow monitoring calculation of storm water in sewer system? Councilor Johnson requested a copy of the report. The engineer will have copy of report available at March meeting.

Councilor Johnson questioned that once Yeadon Swim Club is demolished how soon will land be available for different types of construction? The Borough Engineer stated that the land is not in floodplain and it will be suitable for any use.

Mayor Butler stated that in a 2001 study that area was designated for recreation. Resolution and ordinance was created to designate the Yeadon Swim Club site for a recreation center. Resolution will be pulled. Eileen Mulvena, Borough Engineer also suggested looking at deed for restrictions.

MOTION TO TABLE-GUENTHER AVENUE - CHANGE ONE WAY DIRECTION MAKING IT WEST ON GUENTHER AVENUE FROM CHURCH LANE TO YEADON AVENUE

Motioned by: Councilor Johnson

Seconded by: Councilor Kemp

Voice vote with no opposition. Motion carries. 6:0

MANAGER'S REPORT – Caren Andrews

Disseminated insert that will be placed into tax documents "Where Does the Rainwater Go?" the double sided insert has information about state recycling law to go into effect January 24 and snow protocol procedures. The insert was paid for by Eastern Delaware County Stormwater Collaborative.

Councilor Johnson asked how information will be made available to residents. Borough Manager reiterated that it would go out with tax bills in February. Councilor Johnson suggested posting on website the hazards of throwing waste in storm sewers. Councilor Johnson asked who residents

would report violations to. Caren Andrews stated that violations should be directed to Matt Black, Health Officer.

Roy Hunter, Yeadon Borough Recreation Department & Caren Andrews met with representatives of Camp Garrett. Camp Garrett has doubled the number of spots allotted to Yeadon youth from forty (40) to eighty (80). Camp Garrett will also be offering about 10 slots to Yeadon teens for summer employment. Council was asked for recommendations for summer employees. Camp Garrett informational session will be held on February 6, 2013 at Borough Hall.

TREASURER'S REPORT- presented by Caren Andrews

Year to date 2012 report for January 1, 2012 through December 31, 2012 was completed and the General Fund up in the positive. The report was not audited and will be adjusted. Also, Borough did receive Tax Anticipation Notice (TAN).

TAX COLLECTOR'S REPORT- no report

Councilor Johnson commented that the Finance Committee noted on tax collectors report that balance collectable for real estate; these are monies owed to Borough.

COMMITTEE REPORTS

Finance- presented by Vice President Wright

MOTION – APPROVE A/P LIST OF JANUARY 17, 2013

Motioned by: Councilor Kemp

Seconded by: Councilor Johnson

Voice vote with no opposition. Motion carries 6:0.

Public Safety- presented by Councilor Johnson

Report delivered at Council Workshop Meeting January 7, 2013.

MOTION TO ACCEPT PUBLIC SAFETY MEETING DECEMBER 11, 2012 REPORT

Motioned by: Councilor Kemp

Seconded by: Vice President Wright

Voice vote with no opposition. Motion carries 6:0

Full report on January's Public safety meeting will be available at February 4, 2013 Workshop Meeting.

Yeadon Economic Development Committee (YEDC) – Councilor Kemp (Council Liaison)

Working on website and should be launched in a few months. Councilor Johnson asked for progress of Quality of Life survey. Councilor Kemp responded that the survey results will be disseminated to residents through a series of meet and greets and the newly designed website.

Councilor Johnson asked if the YEDC received their 501c 3 status. Councilor Kemp responded that IRS correspondence had been received but was not sure if have been completed by Isaac Dotson.

Councilor Johnson asked that information be ascertained as soon as possible, as status affects ability to apply for grants.

Vice President Wright left Council Chambers at 9:50PM.

Code Committee Meeting 12/6/12- Councilor Johnson

Report delivered at Council Workshop Meeting January 7, 2013.

Action item missing sidewalk 800 block of Yeadon Avenue has been corrected. Sidewalk is still missing at 761 Yeadon Avenue. Councilor Johnson will meet with Borough Manager to address outstanding issues and concerns. No Code Meeting in January.

Vice President Wright returned to Council Chambers at 9:55PM.

SOLICITOR'S REPORT- No report

NEW BUSINESS

MOTION – RATIFY THE HIRING OF ANTHONY LEE TO SERVE AS A SEASONAL PUBLIC WORKS LABORER DURING WEATHER RELATED EVENTS. RATE OF PAY: \$ 20 PER HOUR.

Motioned by: Councilor Johnson

Seconded by: Councilor Kemp

Voice vote with no opposition. Motion Carries 6:0.

MOTION – RELEASE THE FIRE ESCROW CHECK HELD FOR THE INSURED AT 809 SERRILL AVENUE IN THE AMOUNT OF \$ 14,800.

Motioned by: Vice President Wright

Seconded by: Councilor Kemp

Voice vote with no opposition. Motion carried 6:0.

DISCUSSION- YEADON PRIDE AND PASSION REQUEST FOR RETURN OF PIANOS IN BOROUGH AUDITORIUM

Councilor Kemp asked if pianos are currently being utilized. Councilor Johnson requests a letter from Pride & Passion/documentation stating pianos were donated by Pride & Passion to avoid legal issues. Solicitor will work with borough to determine ownership of pianos.

Mayor Butler suggested look in the minutes about pianos being delivered to borough during Vivian Ford's leadership as President of Council President.

OLD BUSINESS

MOTION – APPROVE THE AGREEMENT BETWEEN THE LEDC, ELM STREET PROGRAM AND THE BOROUGH OF YEADON TO ALLOW A FARMER'S MARKET IN COMMUNITY PARK, SUBJECT TO THE REVIEW OF THE BOROUGH SOLICITOR AND LEDC APPROVAL)

Motioned by: Councilor Johnson

Seconded by: Councilor Kemp

Voice vote with no opposition. Motion Carries 6:0.

REQUEST FOR TWO NEW STREET LIGHTS ON ALLEN DRIVE BETWEEN YEADON AVENUE AND CHURCH LANE

Motioned by: Councilor Snead

Seconded by: Councilor Kemp

Voice vote with no opposition. Motion Carries 6:0.

CITIZEN'S FORUM

Clifford Brock- Yeadon Swim Club Demolition concerns about contract & employment participation for minorities. Clifford Brock asks what NDI has done to assure minorities participation. Clifford Brock also spoke about NAACP Kwanzaa event and felt that the Kwanzaa event received no respect from Council.

Linda Osinupebi- spoke for 14.5 minutes about the history of Kwanzaa in Yeadon and gave a long account of events that transpired leading up to the December 29, 2012 Kwanzaa event and how she perceived she was being unfairly treated.

Ronald Green -spoke in support of NAACP and asked Council to keep Kwanzaa alive in Yeadon

Rev. Hepkins- addressed Council Minutes and inquired as to when minutes are going to be current? Councilor Johnson offered that a new Borough Secretary has been appointed to assure that the minutes, resolutions and ordinances are current.

Charles Wilkins

Concern about potential building materials left over from Yeadon Swim Club demolition, social media sites like Craig's List will give a list of contractors who will take away excess materials with no charge to the Borough. Regarding the January 24, 2013 E-waste Recycling Law, Borough can purchase boxes from Home Depot for collection of e-waste.

ADJOURNMENT

Motioned by: Councilor Johnson

Seconded by: Councilor Kemp

Meeting adjourned at 9:25PM

Respectfully submitted,



Marcia L. Hinton
Borough Secretary