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Upper Darby Township Council Meeting

November 5th, 2014

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A regular meeting of Upper Darby Township Council was held on Wednesday evening, November 5th, 2014 at 7:30 p.m. in the Council Meeting Room #202 of the Municipal Building, 100 Garrett Road, Upper Darby, Pennsylvania.

The meeting was called to order by Council President Donald P. Bonnett with the Pledge of Allegiance to the flag of the United States of America.

Roll Call

Donald P. Bonnett, Thomas P. Wagner, Ed Monaghan, Jacob A. Bierling Jr.,
Mary Ann Crawford, Marah Manners, James Santora, Sekela Coles, Robert Gwin,
Barbarann Keffer

John Rankin, excused

Present at the Meeting

Thomas N. Micozzie, Mayor
Thomas J. Judge Jr., Chief Administrative Officer
Kelly Sullivan, Esq., Solicitor
William Holsten, Esq., Solicitor
Richard G. Nolan, Chief Municipal Clerk

Public Forum

Mr. Bonnett: This is the time set aside for the public to speak. When you hear your name come forward to the podium, and state your name and address for the records. Comments are limited to five minutes.

Judy Gokalp, 7197 Radbourne Road
Stonehurst

Daryl L, 7108 Radbourne Road
Parking

Alfred Aichert Jr., 7228 Radbourne Road
Re-apportionment

John Dabagian, 35 N. Linden Avenue
Potholes & standing water

Their comments are filed on tape.

Mr. Monaghan: That concludes the speakers for this evening.

Mr. Bonnett: Ladies and gentlemen, this is time set aside for our Mayor, the Honorable Thomas N. Micozzie.

Mayor Thomas N. Micozzie

The Mayor announced the "Coffee with a Cop" event scheduled for Thursday, November 6, 2014 at Five Points Coffee Shop.

Mr. Bonnett: Thank you, Mayor. At this time, we will go into the Committee Reports starting with the Public Safety Committee. In Mr. Rankin's absence, Tom, would you take that Committee please?

Committee Reports

Public Safety Committee

John B. Rankin Jr., Chairman

Resolution No. 60-14, A Resolution to RE-INSTALL meter #0081 that is situated at 30 Heather Road

Mr. Wagner: Thank you, Mr. Bonnett. I will ask the Solicitor to give a brief on Resolution No. 60-14.

Ms. Sullivan: Certainly. Resolution No. 60-14, is a Resolution to RE-INSTALL parking meter #0081 that is situated at 30 Heather Road

Mr. Wagner: Thank you. I move for the adoption of Resolution No. 60-14.

Mr. Bierling: Seconded.

Mr. Bonnett: Moved and seconded. All those in favor signify by saying aye. Opposed? The ayes have it. The next Committee is the Law and Government & Rules and Rules and Procedures Committee, Mr. Wagner please.

Law and Government & Rules and Procedures Committee

Thomas P. Wagner, Chairman

Introduction of Ordinance No. 3017, an Ordinance of Upper Darby Township, Delaware County, Pennsylvania, adopting the Re-alignment Plan of the seven Councilmanic districts in the Township in accordance with Section 313(B) of the Home Rule Charter and 53 PA.C.S.A. § 901 et seq.

Mr. Wagner: Thank you, Mr. Bonnett. I will ask the Solicitor to give a brief on proposed Ordinance No. 3017.

Mr. Holsten: Certainly. Ordinance No. 3017 is an Ordinance of Upper Darby Township, Delaware County, Pennsylvania, adopting the Re-alignment Plan of the seven Councilmanic districts in the Township in accordance with Section 313(B) of the Home Rule Charter and 53 P.A.C.S.A. § 901 et seq.

Mr. Bonnett: At this time a motion would be in order that the proposed Ordinance No. 3017 be duly advertised and placed on the agenda for the November 19, 2014 regular Council Meeting.

Mr. Wagner: So moved.

Mrs. Crawford: Seconded.

Mr. Bonnett: It's been moved and seconded for the introduction of Ordinance No. 3017.

Mr. Gwin: Excuse me.

Mr. Bonnett: Is there a question on the floor?

Mr. Gwin: Yes. Could you clarify something? I remember when we did these things that it was based on the Census of 2010. This says that it is based on the Census of 2014. It's throughout the document.

Mr. Bonnett: Mr. Solicitor, may we proceed with the vote on that or do we need to vote to amend that Ordinance?

Mr. Holsten: I believe we can move to amend the Ordinance. It's a clerical error, just a typographical error. We can just move to correct the typos to read 2010 rather than 2014, considering there is no Census of 2014.

Mr. Bonnett: Would anyone like to make that motion?

Mr. Wagner: I will.

Mrs. Crawford: Seconded.

Mr. Bonnett: Moved and seconded. All those in favor signify by saying aye. Opposed? The ayes have it.

Mr. Wagner: Do we now need a subsequent Motion for the introduction of the Ordinance?

Mr. Bonnett: No. The original Motion has been made and seconded for the introduction of Ordinance No. 3017. So, Mr. Solicitor, may we vote on that?

Mr. Holsten: Yes.

Mr. Bonnett: All those in favor of the original Motion as stated please signify by saying aye. Opposed?

Mr. Gwin: No.

Mr. Bonnett: Let the record show that there is one "no" vote cast.

Ms. Manners: Two "no's."

Mr. Bonnett: I'm sorry? There are two "no" votes cast. Therefore, members of council, the introduction of Ordinance No. 3017 is duly approved and the Chief Municipal Clerk will see to it that it is duly advertised for a public hearing. The majority has ruled in favor.

Ms. Keffer: Mr. President, I have a question. On the last paper it says that the Ordinance is enacted and ordained on the 19th of November 2014.

Mr. Judge: There will also be an Ordinance prepared in the event that it is not enacted.

Mr. Bonnett: It is intended that this date will be the actual date if the Ordinance is passed.

Ms. Keffer: So, is the Public Hearing on the 19th as well?

Mr. Bonnett: We will prepare an advertisement and schedule it for two weeks from tonight.

Ms. Keffer: Thank you.

Mr. Wagner: That concludes the business of the Law and Government & Rules and Procedures Committee.

Mr. Bonnett: Thank you Tom. Madam Solicitor, do you have any business for council?

Solicitor: No further business.

Adjournment

Mr. Bonnett: A motion would be in order for adjournment.

Mr. Wagner: So moved.

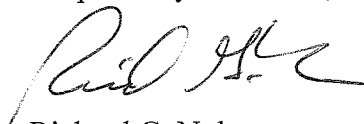
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Ms. Coles: Seconded.

Mr. Bonnett: Moved and duly seconded. All those in favor signify by saying aye. Opposed?
The ayes have it. This meeting stands adjourned.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Richard G. Nolan". The signature is fluid and cursive, with a prominent initial "R" and a long, sweeping tail.

Richard G. Nolan
Chief Municipal Clerk

RGN/akc

RESOLUTION NO. 60-14

WHEREAS, ORDINANCE NO. 482 OF THE TOWNSHIP OF UPPER DARBY, COMMONLY KNOWN AS "THE PARKING METER ORDINANCE" PROVIDES FOR INSTALLATION, OPERATION, MAINTENANCE, REGULATION AND CONTROL OF THE USE OF PARKING METERS AND IMPOSES PENALTIES FOR THE VIOLATION THEREOF:

NOW, THEREFORE, BE IT RESOLVED:

THAT ORDINANCE NO. 482 BE AND THE SAME IS HEREBY AMENDED AND SUPPLEMENTED BY THE FOLLOWING:

TO RE-INSTALL PARKING METER NO. 0081 THAT IS SITUATED AT 30 HEATHER ROAD

RESOLVED THIS 5TH DAY OF NOVEMBER, A.D., 2014.

UPPER DARBY TOWNSHIP



DONALD P. BONNETT
PRESIDENT OF COUNCIL

ATTEST:

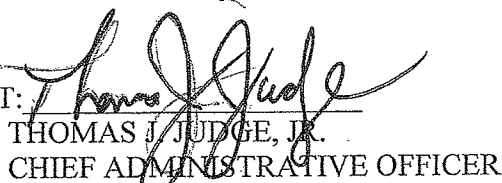


EDWARD E. MONAGHAN
ACTING SECRETARY OF COUNCIL



THOMAS N. MICOZZE, MAYOR

ATTEST:



THOMAS J. JUDGE, JR.
CHIEF ADMINISTRATIVE OFFICER