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Upper Darby Township Council Meeting

October 18<sup>th</sup>, 2017

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A regular meeting of Upper Darby Township Council was held on Wednesday evening, October 18<sup>th</sup>, 2017 at 7:00 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, Edward E. Monaghan, Jacob A. Bierling Jr., Sekela Coles, Robert Gwin, Marc Manfre, Lisa Faraglia, Sheikh M. Siddique

Thomas P. Wagner, excused  
Barbarann Keffer, excused  
Patrick Spellman, excused

**Present at the Meeting**

Thomas N. Micozzie, Mayor  
Thomas J. Judge Jr., CAO  
Scott C. Gottel, Esquire  
Richard G. Nolan, Chief Municipal Clerk

**Approval of the Minutes**

Mr. Bonnett: A motion would be in order for the approval of the minutes for the Regular Meeting of September 20<sup>th</sup>, 2017.

Mr. Bierling: So moved.

Ms. Coles: Second.

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

**Public Forum**

Mr. Bonnett: This is the time set aside for the public to speak. I understand that we have no speakers this evening.

Mr. Monaghan: That is correct. There are no speakers tonight.

Mr. Bonnett: So then, at this time, I would like to turn the meeting over to our Mayor, the Honorable Thomas N. Micozzie.

**Mayor Micozzie**

Mayor Micozzie: Thank you Don.

*The Mayor recognized and thanked all those who were involved with the International Festival on September 19<sup>th</sup>, 2017.*

*The Mayor gave comments on the Community Forum on the Opioid Crisis that was held on Monday, October 16<sup>th</sup>, 2017 at the Performing Arts Center of Upper Darby High School*

Mr. Bonnett: Thank you, Mayor. At this time we will move to the Committee Reports beginning with the Finance & Appropriations Committee, Councilman Bierling, will you take that Committee please?

**Committee Reports****Finance & Appropriations Committee**

Thomas P. Wagner, Chairman

**Resolution No. 62-17, the tax appeal of Llanerch Place Apts, LP,  
3206 Township Line Road, Upper Darby Township  
Tax Folio No: 16-08-02704-01**

Mr. Bierling: I would like to ask the Solicitor to give us a brief on Resolution No. 62-17.

Solicitor: Yes. Resolution No. 62-17 is the tax assessment appeal of Llanerch Place Apts, LP, 3206 Township Line Road, Upper Darby Township. Tax Folio No: 16-08-02704-01. The original assessment was \$2.3 million. There was an appeal that resulted in a higher assessment and a further appeal in which now the resolved assessment will be \$2.5 million. It has been recommended and approved by the Upper Darby School District and is also being recommended by the Solicitor's office.

Mr. Bierling: I move for the adoption of Resolution No. 62-17.

Mr. Gwin: Second.

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

**Resolution No. 63-17, the tax appeal of Moriah Group, LLC,  
6908-6910 West Chester Pike, Upper Darby Township  
Tax Folio No: 16-03-11828 & 16-03-01828-00**

Mr. Bierling: I will now ask the Solicitor to give us a brief on Resolution No. 63-17.

Solicitor: Resolution No. 63-17 is the tax assessment appeal of Moriah Group, LLC, 6908-6910 West Chester Pike, Upper Darby Township. Tax Folio No: 16-03-11828-00 & 16-03-01828-00. There are 2 separate appeals beginning in 2016 and then a new -----in 2018. The resolved assessment will be for 2015 for the property Tax Folio No: 11828-00 of \$369, 510.000; for 2017 & 2018 it will be \$354,250.00. For Tax Folio No: 012828-00, and assessment for 2018 for \$390,000.00. This has been also been approved by the Upper Darby School District and is also being recommended by the Solicitor's office.

Mr. Bierling: At this time, I would like to move for the adoption of Resolution No. 63-17.

Mr. Gwin: Second.

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

Mr. Bierling: That completes the report.

Mr. Bonnett: Thank you Jack. Does the Solicitor have any business this evening?

Solicitor: No, I do not.

Mr. Bonnett: Mr. Siddique, you have an announcement?

**Councilman Siddique invited everyone to come to the 1<sup>st</sup> Annual BBQ Party at Cardington Playground on Sunday, October 22<sup>nd</sup>, 2017 from 12-5 pm.**

Mr. Bonnett: At this time, a motion would be in order for adjournment.

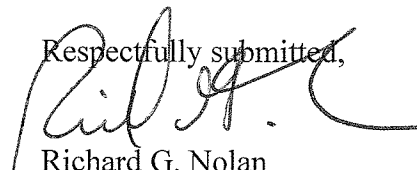
**Adjournment**

Mr. Bierling: So moved.

Ms. Coles: Second.

Mr. Bonnett: This meeting stands adjourned.

Respectfully submitted,



Richard G. Nolan  
Chief Municipal Clerk

**UPPER DARBY TOWNSHIP  
RESOLUTION NO. 62-17**

**In Re: Appeal Of: Llanerch Place Apartments**

**Owner: Llanerch Place Apts, LP**

**Property Address: 3206 Township Line Road  
Upper Darby Township, PA 19082  
Tax Folio No.: 16-08-02704-01**

WHEREAS, this matter has been in litigation with an Appeal filed awaiting decision in the Court of Common Pleas of Delaware County under Docket No.16-10589;

WHEREAS, a proposed settlement agreement has been reached in this matter fixing the following tax assessment upon the above-named property;

<u>YEAR</u>	<u>ASSESSMENT</u>
2017	\$2,500,000

WHEREAS, the Board of School Directors of the Upper Darby School District has approved the settlement of the above-listed tax assessment, and;

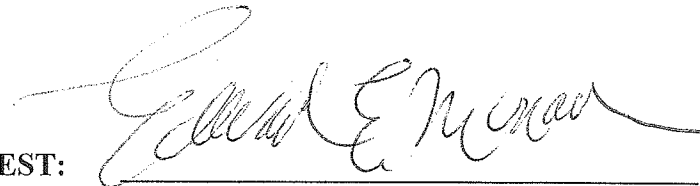
WHEREAS, the Solicitor recommends this settlement.

NOW THEREFORE, be it resolved that the above tax assessment be approved and the Solicitor is hereby authorized and directed to executed a Stipulation in the Court of Common Pleas of Delaware County agreeing to such assessed value for the property.

RESOLVED, this 18<sup>th</sup> day of October, 2017.

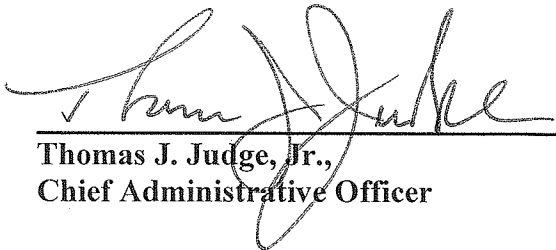
**UPPER DARBY TOWNSHIP**

BY:   
Donald P. Bonnett, President of Council

ATTEST:   
Edward E. Monaghan, Secretary of  
Council

Resolution No. 62-17 above is hereby approved this 18<sup>th</sup> day of October, 2017.

BY:   
Thomas N. Micozzie, Mayor

ATTEST:   
Thomas J. Judge, Jr.,  
Chief Administrative Officer

**UPPER DARBY TOWNSHIP  
RESOLUTION NO. 63-17**

**In Re: Appeal Of: 6908-6910 West Chester Pike**

**Owner: Moriah Group, LLC**

**Property Address: 6908-6910 West Chester Pike  
Upper Darby Township, PA 19082  
Tax Folio No.: 16-03-11828-00  
Tax Folio No.: 16-03-01828-00**

WHEREAS, this matter has been in litigation with an Appeal filed awaiting decision in the Court of Common Pleas of Delaware County under Docket No.16-3147;

WHEREAS, a proposed settlement agreement has been reached in this matter fixing the following tax assessment upon the above-named property;

<u>FOLIO NO.</u>	<u>YEAR</u>	<u>ASSESSMENT</u>
16-03-11828-00	interim 2016 as of 1/1/16	\$369,510
	2017	\$354,250
	2018	\$354,250
16-03-01828-00	2018	\$390,000

WHEREAS, the Board of School Directors of the Upper Darby School District has approved the settlement of the above-listed tax assessment, and;


WHEREAS, the Solicitor recommends this settlement.

NOW THEREFORE, be it resolved that the above tax assessment be approved and the Solicitor is hereby authorized and directed to executed a Stipulation in the Court of Common Pleas of Delaware County agreeing to such assessed value for the property.

RESOLVED, this 18<sup>th</sup> day of October, 2017.

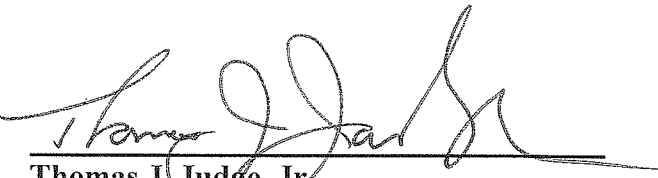
**UPPER DARBY TOWNSHIP**

BY:   
**Donald P. Bonnett, President of Council**

**ATTEST:**   
Edward E. Monaghan, Secretary of  
Council

Resolution No. 63-17 above is hereby approved this 18<sup>th</sup> day of October, 2017.

**BY:**   
Thomas N. Micozzie, Mayor

**ATTEST:**   
Thomas J. Judge, Jr.,  
Chief Administrative Officer