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December 19<sup>th</sup>, 2018

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**Adoption of Ordinance No. 3052** 530

**Introduction of Ordinance No. 3053**, an Ordinance of Upper Darby Township, Delaware County, Pennsylvania amending Ordinance No. 2619, the Upper Darby Township Police Pension Ordinance and Plan to remove and amend provisions regarding the payment of pension monies to alternate payees under qualified Domestic Relation orders and repealing all Ordinances, Resolutions and parts of Ordinances or Resolutions inconsistent herewith 530

**Introduction of Motion approved** 530

**Appointment**

*Mayor Micozzie submitted the appointment of John McMullan to serve on the Upper Darby Industrial Development Authority for a term expiring January 1, 2023.* 530

**Approval of Motion** 530

Solicitor 530

Motion to adjourn 530

**Approval of Motion to adjourn** 530

A regular meeting of Upper Darby Township Council was held on Wednesday evening, December 19<sup>th</sup>, 2018 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., Robert Gwin, Barbarann Keffer, Marc Manfre, Lisa Faraglia, Sheikh M. Siddique, Patrick Spellman, Sekela Coles

Thomas P. Wagner, excused

### **Present at the Meeting**

Thomas N. Micozzie, Mayor  
Thomas J. Judge Jr., CAO  
Adam Matlawski, Esquire  
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.

Barbara DiLossi, 8 Oakley Road  
Taxes

Joseph DiLossi, 8 Oakley Road  
taxes

Gerald Harrison, 29 S. Kirklyn  
Budget

Mike Cavanaugh, 143 Maplewood

Wesley Long, 17 S. Fairview Ave  
Budget

Olivia Taylor, 204 Kent Road  
Budget

Rich Blye, 274 Kent Road  
Budget

Terry Tracy, 901 Morgan Avenue  
Budget

Their comments are filed on tape.

**Mayor Micozzie**

The Mayor announced that Upper Darby Township will hold a public meeting on Thursday, December 20<sup>th</sup> 2018 from 5:00 to 7:30 pm at the Upper Darby Township Recreation office, 1072 Pontiac Avenue, Drexel Hill. The Township's consultant will present an open house discussion meeting on the draft feasibility study report for the Pilgrim Park Trail from Rosemont Avenue along Darby Creek and north to Haverford Township.

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

**Motion for Council to approve the advertisement for the 2019 schedule of Council and Committee meeting dates**

Motion to approve: Mr. Spellman  
Second: Mr. Bierling

**Motion approved. Ten in favor, none opposed.**

**The 2019 schedule of Council and Committee Meetings will be advertised.**

**Approval of the Minutes for November 2018**

Mr. Bonnett: A motion would be in order for the approval of the Minutes for the Regular Meeting of November 7<sup>th</sup>, 2018.

Mr. Spellman: So moved.

Mr. Bierling: Second.

Councilwoman Wentz proposed amendments to include St. Eugene School and St. Laurence School in Ordinance No. 3050 and 3051.

Councilman Spellman moved to include the amendments.

Councilwoman Wentz seconded.

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

Mr. Bonnett: A motion would be in order for the approval of the Minutes for the 1<sup>st</sup> Budget Hearing of November 7<sup>th</sup>, 2018.

Mr. Spellman: So moved.

Ms. Wentz: Second.

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

Mr. Bonnett: A motion would be in order for the approval of the Minutes for the Committee Meeting of November 14<sup>th</sup>, 2018.

Mr. Spellman: So moved.

Mr. Bierling: Second.

Councilwoman Wentz wanted all of the discussion included in the Minutes.

Council President Bonnett explained that only items that affect the development of the Agenda need to be reported.

After some discussion, it was decided that the approval would be postponed until there was an opportunity to listen to the tape again.

Mr. Bonnett: A motion would be in order for the approval of the Minutes for the 2<sup>nd</sup> Budget Hearing of November 14<sup>th</sup>, 2018.

Ms. Faraglia: So moved.

Mr. Spellman: Second.

Councilwoman Wentz wanted corrections to the Public Forum

Council President Bonnett suggested to hold off on the approval of the Minutes until there was an opportunity to listen to the tape again.

Mr. Bonnett: A motion would be in order for the approval of the Minutes for the Regular Meeting of November 28<sup>th</sup>, 2018.

Ms. Wentz: So moved.

Ms. Keffer: Second.

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

**Committee Reports**

**Planning, Zoning & Building Code Committee**

Jacob A. Bierling Jr., Chairman

**Resolution No. 62-18, a Resolution to apply for Delaware County Affordable Housing Funds (AHF) through the Office of Housing and Community Development (OHCD)**

Moved: Councilman Bierling  
Second: Councilman Spellman

**Resolution No. 62-18 is adopted. 10 in favor, none opposed.**

**Public Safety Committee**

Jacob A. Bierling Jr., Chairman

**Motion for the Mayor to write to PENNDOT for the feasibility of installing flashing lights on Garrett Road at BHMS between Sherbrook Blvd. and Beverly Blvd.**

Motion to approve: Mr. Bierling  
Second: Ms. Coles

**Motion approved. Ten in favor, none opposed.**

Councilman Bierling will schedule a meeting of the Public Safety Committee to discuss the problem with tractor trailer parking

**Finance and Appropriations Committee**

Thomas P. Wagner, Chairman

**Public Hearing for Ordinance No. 3052, an Ordinance of Upper Darby Township, County of Delaware, and the Commonwealth of Pennsylvania, fixing the tax rate for the year 2019 and appropriating specific sums estimated to be required for the specific purpose of the Municipal Government.**

Council President Bonnett opened a Public Hearing and there were no speakers.

Moved: Councilman Bierling  
Second: Councilman Spelling

**A Roll Call vote was taken.**

**10 in favor, 0 opposed, 1 absent. Ordinance No. 3052 was unanimously approved.**

**Introduction of Ordinance No. 3053, an Ordinance of Upper Darby Township, Delaware County, Pennsylvania amending Ordinance No. 2619, the Upper Darby Township Police Pension Ordinance and Plan to remove and amend provisions regarding the payment of pension monies to alternate payees under qualified Domestic Relation orders and repealing all Ordinances, Resolutions and parts of Ordinances or Resolutions inconsistent herewith**

Motion to introduce: Councilman Bierling  
Second: Councilman Spellman

**Motion approved. 10 in favor, none opposed.**

**Proposed Ordinance No. 3053 will be duly advertised and placed on the Agenda for the January 16<sup>th</sup>, 2019 Council Meeting.**

Council President Bonnett turned the meeting back over to Mayor Micozzie.

**Mayor Micozzie submitted the appointment of John McMullan to serve on the Upper Darby Industrial Development Authority for a term expiring January 1, 2023. This appointment is due to the resignation of James Smith, former Finance Director.**

Motion to approve: Mr. Bierling  
Second: Mr. Spellman`

**Motion approved. 10 in favor, none opposed.**

**Solicitor**

Nothing to report

**Adjournment**

Motion to adjourn: Councilman Bierling; Second: Councilwoman Coles

**Motion approved. 10 in favor, none opposed.**

**Council President Bonnett adjourned the meeting.**

Cont'd

December 19, 2018

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Respectfully submitted,

*Richard G. Nolan*

RGN/akc

Richard G. Nolan  
Chief Municipal Clerk



**RESOLUTION NO. 62-18**

WHEREAS, THE UNDERSIGNED MUNICIPALITY DESIRES TO APPLY FOR DELAWARE COUNTY AFFORDABLE HOUSING FUNDS (AHF) THROUGH THE OFFICE OF HOUSING AND COMMUNITY DEVELOPMENT (OHCD).

THEREFORE, BE IT RESOLVED:

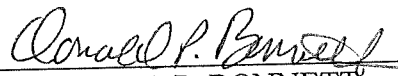
THAT WE, THE OFFICIALS OF UPPER DARBY TOWNSHIP, DELAWARE COUNTY, PENNSYLVANIA IN A REGULAR SESSION ASSEMBLED ON THIS 19<sup>th</sup> DAY OF DECEMBER 2018, DO HEREBY MAKE APPLICATION TO THE COUNTY COUNCIL OF DELAWARE COUNTY FOR AN ALLOCATION OF COUNTY AHF FUNDS IN THE AMOUNT OF \$100,000.00 TO BE USED FOR EMERGENCY REHABILITATION OF:

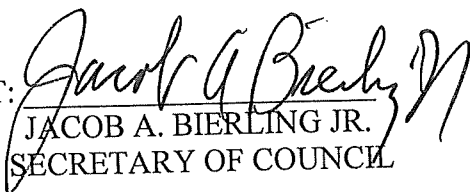
**OWNER OCCUPIED SINGLE FAMILY DWELLINGS IN UPPER DARBY TOWNSHIP AS PART OF THE TOWNSHIP'S HOME IMPROVEMENT CODE COMPLIANCE PROGRAM (HICCP)**

IT IS CERTIFIED BY THE MUNICIPALITY AND THE OFFICERS WHO EXECUTE THIS APPLICATION THAT ALL MATERIALS USED AND WORK DONE HEREUNDER SHALL CONFORM TO ALL APPLICABLE, FEDERAL, STATE AND LOCAL REGULATIONS.


RESOLVED, THIS 19<sup>TH</sup> DAY OF DECEMBER A.D., 2018

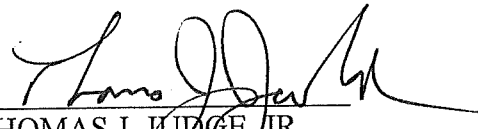
UPPER DARBY TOWNSHIP

  
DONALD P. BONNETT  
PRESIDENT OF COUNCIL

ATTEST:   
JACOB A. BIERLING JR.  
SECRETARY OF COUNCIL

RESOLUTION NO.  
DECEMBER 19<sup>TH</sup>, 2018  
PAGE 2

  
THOMAS N. MICOZZIE  
MAYOR

ATTEST:   
THOMAS J. JUDGE, JR.  
CHIEF ADMINISTRATIVE OFFICER

ANNUAL BUDGET FOR THE TOWNSHIP OF UPPER DARBY FOR THE YEAR 2019

TAX LEVY AND APPROPRIATION ORDINANCE

ORDINANCE NO. 3052

AN ORDINANCE OF THE TOWNSHIP OF UPPER DARBY,  
COUNTY OF DELAWARE, AND THE COMMONWEALTH OF  
PENNSYLVANIA, FIXING THE TAX RATE FOR THE  
YEAR 2019 AND APPROPRIATING SPECIFIC SUMS  
ESTIMATED TO BE REQUIRED FOR THE SPECIFIC  
PURPOSE OF THE MUNICIPAL GOVERNMENT.

The Township of Upper Darby hereby ordains:

Section 1. That a tax be and the same is hereby levied on all property and occupations within the said Township subject to taxation for the Township purposes for the fiscal year 2019, as follows:

Tax rate for general fund purpose, the sum of 20.00 Mills on each thousand dollars of assessed valuation.

For debt purposes, .95 Mills on each thousand dollars of assessed valuation.

The same being summarized in tabular form as follows:

	<b>MILLS ON EACH THOUSAND DOLLARS OF ASSESSED VALUATION</b>
<b>Tax rate for General Fund Purposes</b>	20.00
<b>Tax rate for Debt Purposes</b>	<u>.95</u>
<b>TOTAL TAX RATE</b>	20.95

**Section 2.** That for the expenses for the fiscal year 2019 the following amounts are hereby appropriated from the revenue available for the current year for the specific purposes set forth below, which are more fully itemized in the Budget Form.

**GENERAL FUND**  
**SUMMARY OF ESTIMATED RECEIPTS**

Fund Balance	\$ 2,220,413.00
Tax Receipts	57,609,900.00
Other Revenue	17,554,273.00
Grants	<u>2,885,500.00</u>
<b>TOTAL ESTIMATED GENERAL FUND RECEIPTS AND FUND BALANCE</b>	<b>\$ 80,270,086.00</b>

**SUMMARY OF APPROPRIATIONS**  
**OPERATION AND MAINTENANCE**

**General Government:**

Administration	\$ 1,862,886.00
Treasurer	8,000.00
Administrative Services	<u>1,854,295.00</u>
<b>TOTAL</b>	<b>\$ 3,725,181.00</b>

**Protection to Persons and Property:**

Police	\$31,208,671.00
Fire	14,173,332.00
Licenses and Inspections	<u>924,561.00</u>
<b>TOTAL</b>	<b>\$ 46,306,564.00</b>

**Public Works:**

Public Works	\$ 1,888,702.00
Sanitation	5,562,677.00
<b>TOTAL</b>	<b>\$ 7,541,379.00</b>

**Health Services:**

<b>TOTAL</b>	<b>\$ 624,410.00</b>
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GENERAL FUND  
SUMMARY OF APPROPRIATIONS (continued)  
OPERATIONS & MAINTENANCE

<u>Electrical:</u>	TOTAL	\$ 1,040,493.00
<u>Parking Meter:</u>	TOTAL	\$ 526,835.00
<u>Leisure Services:</u>		\$ 1,429,568.00
General Recreation		<u>1,621,560.00</u>
Parks		
	TOTAL	\$ 3,051,128.00
<u>Library:</u>	TOTAL	\$ 1,400,284.00
<u>COSA:</u>	TOTAL	\$ 421,600.00
<u>HUD:</u>	TOTAL	\$ 1,873,742.00
<u>Miscellaneous:</u>		\$ 250,000.00
Home Program		2,820,000.00
Workers Compensation and Unemployment		805,000.00
Social Security		235,000.00
Volunteer Fire Relief Allocation		8,235,000.00
Insurance (Life, Health, Property, Casualty)		1,062,470.00
Pension		101,000.00
Refunds		<u>250,000.00</u>
Contingency		
	TOTAL	\$ 13,758,470.00
<u>TOTAL APPROPRIATIONS FROM GENERAL FUND</u>		<u>\$ 80,270,086.00</u>

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**SEWER RENTAL**  
**SUMMARY OF ESTIMATED RECEIPTS**

Fund Balance	\$ 1,000,000.00
Sewer Rents	7,450,000.00
Other Revenue Receipts	25,500.00
Reimbursements	<u>1,738,967.00</u>
<b>TOTAL ESTIMATED RECEIPTS</b>	<b>\$ 10,214,467.00</b>

**SUMMARY OF APPROPRIATIONS**

Operation and Maintenance	\$ 2,207,493.00
Authority Rentals	6,573,000.00
Sinking Fund Payments	490,000.00
Transfer to General Fund	1,000,000.00
<b>TOTAL APPROPRIATIONS</b>	<b>\$ 10,270,493.00</b>

**HIGHWAY AID FUND**  
**SUMMARY OF ESTIMATED RECEIPTS**

County Aid	89,160.00
Other Revenue Receipts	500.00
Liquid Fuels Tax	<u>2,011,267.00</u>
<b>TOTAL ESTIMATED RECEIPTS</b>	<b>\$ 2,100,927.00</b>

**SUMMARY OF APPROPRIATIONS**

<b>TOTAL EXPENDITURES</b>	<b>\$ 2,006,762.00</b>
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**SINKING FUND**  
**SUMMARY OF ESTIMATED RECEIPTS**

Real Estate Taxes	<u>2,548,850.00</u>
<b>TOTAL ESTIMATED RECEIPTS</b>	<b>\$ 2,548,850.00</b>

**SUMMARY OF APPROPRIATIONS**

Interest to be Paid	\$ 616,801.00
Principal to be Paid	<u>1,932,049.00</u>
<b>TOTAL ESTIMATED EXPENDITURES</b>	<b>\$ 2,548,850.00</b>

**Section 3.** An estimate of the specific items making up the amounts appropriated to the respective departments is on file in the office of the Finance Director, Room 212 of the Township of Upper Darby, Pennsylvania.

**Section 4.** That any Ordinance, or part of Ordinance, conflicting this Ordinance be and the same is hereby repealed insofar as the same affects this Ordinance.


**ENACTED AND ORDAINED** this 19<sup>TH</sup> day of December, A.D., 2018

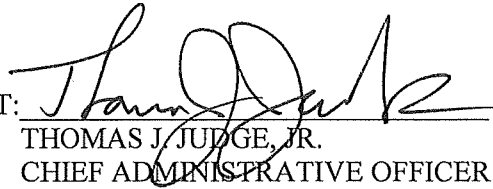
TOWNSHIP OF UPPER DARBY

  
\_\_\_\_\_  
DONALD P. BONNETT  
PRESIDENT OF COUNCIL

ATTEST:   
\_\_\_\_\_  
JACOB A. BIERLING JR.  
SECRETARY OF COUNCIL

**ORDINANCE NO. 3052 ABOVE IS HEREBY APPROVED THIS  
19<sup>TH</sup> DAY OF DECEMBER, A.D., 2018**

APPROVED:   
\_\_\_\_\_  
THOMAS N. MICOZZIE  
MAYOR

ATTEST:   
\_\_\_\_\_  
THOMAS J. JUDGE, JR.  
CHIEF ADMINISTRATIVE OFFICER