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Upper Darby Township Council Meeting

August 16th, 2017

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Adoption of Ordinance No. 3041

Planning, Zoning & Building Code Committee
Jacob A. Bierling, Chairman

Resolution No. 56-17, a Resolution of Upper Darby Township, Delaware County, Pennsylvania approving the application of Nolen Properties, LLC, to further develop .74 acres with renovations of a former school (St. Alice School) into 50 age-restricted dwelling units. The proposed renovations include additions to an existing building to create a five-story 50-unit multi-family apartment building for elderly residents on the north side of Walnut street, between Copley Road and Hampden Road

Adoption of Resolution No. 56-17

Resolution No. 57-17, a Resolution of Upper Darby Township, Delaware County, Pennsylvania authorizing the Mayor to sign an inter-municipal cooperative agreement with the County of Delaware which will allow the Upper Darby Police Department to participate and receive funds from the United States Department of Justice’s 2017 Edward Byrne Memorial Grant Program

Adoption of Resolution No. 57-17

Solicitor

Adjournment
A regular meeting of Upper Darby Township Council was held on Wednesday evening, August 16th, 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, Thomas P. Wagner, Edward E. Monaghan, Jacob A. Bierling Jr., Sekela Coles, Robert Gwin, Barbarann Keffe, Marc Manfre, Lisa Faraglia, Sheikh Siddique, Patrick Spellman

**Present at the Meeting**

Thomas N. Micozzie, Mayor  
Thomas J. Judge Jr., CAO  
Adam Matlawski, Esquire  
Richard G. Nolan, Chief Municipal Clerk

Council President Donald Bonnett asked the Mayor and the Chairman of the Public Safety Committee, Edward Monaghan, to come to the podium.

Council President Donald Bonnett acknowledged State Representative Jamie Santora, Chairman of Delaware County Council Mario Civera, District Justice Christopher Mattox and retired District Judge John Perfetti and School Board members Kate Smith and Lee Jordan.

Mayor Micozzie presented a Proclamation to the coaches and team members of UDHL

**Proclamation**

**WHEREAS,** Upper Darby Township would like to recognize and congratulate UDHL’s 13-U Baseball Team as the 2017 Babe Ruth Pennsylvania State Champions; and

**WHEREAS,** the UDHL’s took home the Pennsylvania State Championship on Thursday, July 20, 2017 with a 9-8 victory in extra innings over West End.

**WHEREAS,** the young boys on this year’s roster are shining examples of the value of hard work and dedication and the lessons learned in teamwork, good sportsmanship and perseverance; this experience will stay with them for a lifetime; and
WHEREAS, I am proud to honor each of the players on this year’s roster and their coaches for their unwavering dedication and passion, the immeasurable impact they have on who they come in contact with and their continued support promoting youth activities in our Community;

NOW, THEREFORE, I, Thomas N. Micozzie, Mayor of Upper Darby Township, County of Delaware, State of Pennsylvania, along with Township Council, do hereby formally recognize

**UDHL’s 13-U Baseball Team**  
**2017 Babe Ruth Pennsylvania State Champions**

in the Township of Upper Darby and do urge all citizens to join me and Council in congratulating the players, coaches, parents, league leadership and everyone involved with UDHL’s Team on their State Championship of 2017.

*Thomas N. Micozzie, Mayor*  
Thomas N. Micozzie, Mayor  
Upper Darby Township

*Mayor Micozzie presented the PAL basketball coaches with Certificates of Service*

*Mayor Micozzie presented a Certificate of Service award to Jack McCann, President of DHLL.*

*State Representative Jamie Santora presented a Proclamation to UDHL from the House of Representatives for winning the State District Championship*

*County Council President Mario Civera presented a Proclamation to UDHL from County Council for winning the State District Championship*

*Audience applause*

**FIVE MINUTE BREAK IN MEETING TO EXCUSE PLAYERS**

*Approval of the Minutes*

Mr. Bonnett: A motion would be in order for the approval of the minutes for the Regular Meeting of July 19th, 2017.
Mr. Spellman: So moved.

Ms. Coles: Seconded.

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. 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.

Kate Smith, 4716 Cedar Lane
Upper Darby International Festival

Bonnie Hallam, 4719 Woodland Avenue

Jeanne Mann, 706 Foss Avenue
Environment

Jean Lutes, 169 Clemson Road, Bryn Mawr
Representing DH residents for environment

Their comments are filed on tape.

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

Mr. Bonnett: Thank you, Ed. At this time with we will go into the Committee Reports beginning with the Public Safety Committee, Mr. Monaghan, please.

**Committee Reports**

**Public Safety Committee**
Edward E. Monaghan, Chairman

 Resolution No. 54-17, a Resolution to RE-INSTALL parking meter # 1183 that is situated on the parallel side of Township Line Road
Mr. Monaghan: I will ask the Solicitor for a brief on Resolution No. 54-17.

Solicitor: Yes. Resolution No. 54-17 is a Resolution to RE-INSTALL parking meter # 1183 that is situated on the parallel side of Township Line Road

Mr. Monaghan: Thank you. I move for the adoption of Resolution No. 54-17.

Mr. Wagner: Second.

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

Resolution No. 55-17, a Resolution to establish “No Parking” on the 4700, 4900 & 5000 blocks of Township Line Road on the southeast side of the road

Mr. Monaghan: I will ask the Solicitor for a brief on Resolution No. 55-17.

Solicitor: Yes. Resolution No. 55-17 is a Resolution to establish “No Parking” on the 4700, 4900 & 5000 blocks of Township Line Road on the southeast side of the road

Mr. Monaghan: I move for the adoption of Resolution No. 55-17.

Mr. Wagner: Second.

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

Mr. Monaghan: That completes our report, Mr. President.

Mr. Bonnett: Thank you Ed. The next Committee is the Finance and Appropriations Committee, Mr. Wagner please.

Finance and Appropriations Committee
Thomas P. Wagner, Chairman

Public Hearing for Ordinance No. 3041, an Ordinance of Upper Darby Township, Delaware County, Pennsylvania authorizing that part of certain unencumbered appropriations allocated by the annual Budget for Upper Darby Township for the year 2017 be transferred from various departments, offices and agencies to other departments, offices and agencies within the Township. All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed
Mr. Wagner: I will ask the Solicitor to give us a brief on proposed Ordinance No. 3041 which will be followed by a Public Hearing.

Solicitor: Ordinance No. 3041 is an Ordinance of Upper Darby Township, Delaware County, Pennsylvania authorizing that part of certain unencumbered appropriations allocated by the annual Budget for Upper Darby Township for the year 2017 be transferred from various departments, offices and agencies to other departments, offices and agencies within the Township. All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.

Mr. Wagner: I would ask the President to conduct a Public Hearing on Ordinance No. 3041.

Mr. Bonnett: At this time, we will convene a Public Hearing on Ordinance No. 3041. Anyone wishing to address Council on this Ordinance, please come to the podium and state your name and address for the record. Seeing no one, we will close the Public Hearing and I will turn this back to the Committee Chairman, Councilman Wagner for a vote.

Mr. Wagner: At this time, I move for the adoption of Ordinance No. 3041.

Mr. Bierling: Second.

Mr. Bonnett: Moved and seconded. All those in favor signify by saying aye. Opposed? The ayes have it. Mr. Secretary, please call the roll.

Councilwoman Barbarann Keffer pointed out a typo in Section 1 of the Ordinance. Council President Bonnett stated that the typo was noted and the Solicitor stated that the Ordinance could be passed and the typo would be corrected.

<table>
<thead>
<tr>
<th>In favor of Ord No. 3041</th>
<th>Opposed to Ord No. 3041</th>
<th>Excused</th>
<th>Abstained</th>
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<tbody>
<tr>
<td>Bonnett</td>
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<td>Wagner</td>
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<td>Monaghan</td>
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<td>Bierling</td>
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<td>Coles</td>
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<td>Gwin</td>
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<td>Keffer</td>
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<td>Spellman</td>
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| 11                        | 0                       | 0         | 0          |

Mr. Monaghan: That gives us 11 in favor and zero opposed.
Mr. Bonnett: Thank you, Ed. Ordinance No. 3041 is adopted.

Mr. Wagner: That concludes our report, Mr. President.

Mr. Bonnett: Thank you, Tom. Planning, Zoning & Building Code Committee, Mr. Bierling, please.

Planning, Zoning & Building Code Committee
Jacob A. Bierling, Chairman

Resolution No. 56-17, a Resolution of Upper Darby Township, Delaware County, Pennsylvania approving the application of Nolen Properties, LLC, to further develop .74 acres with renovations of a former school (St. Alice School) into 50 age-restricted dwelling units. The proposed renovations include additions to an existing building to create a five-story 50-unit multi-family apartment building for elderly residents on the north side of Walnut Street, between Copley Road and Hampden Road.

Mr. Bierling: I would ask the Solicitor for a brief on Resolution No. 56-17.

Solicitor: Certainly. Resolution No. 56-17 is a Resolution of Upper Darby Township, Delaware County, Pennsylvania approving the application of Nolen Properties, LLC, to further develop .74 acres with renovations of a former school (St. Alice School) into 50 age-restricted dwelling units. The proposed renovations include additions to an existing building to create a five-story 50-unit multi-family apartment building for elderly residents on the north side of Walnut Street, between Copley Road and Hampden Road.

Mr. Bierling: I move for the adoption of Resolution No. 56-17.

Mr. Gwin: Second.

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

Resolution No. 57-17, a Resolution of Upper Darby Township, Delaware County, Pennsylvania authorizing the Mayor to sign an inter-municipal cooperative agreement with the County of Delaware which will allow the Upper Darby Police Department to participate and receive funds from the United States Department of Justice’s 2017 Edward Byrne Memorial Grant Program.

Mr. Bierling: I will ask the Solicitor for a brief on Resolution No. 57-17.
Solicitor: Certainly. Resolution No. 57-17 is a Resolution of Upper Darby Township, Delaware County, Pennsylvania authorizing the Mayor to sign an inter-municipal cooperative agreement with the County of Delaware which will allow the Upper Darby Police Department to participate and receive funds from the United States Department of Justice’s 2017 Edward Byrne Memorial Grant Program.

Mr. Bierling: I move for the adoption of Resolution No. 57-17.

Mr. Gwin: Second.

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

Mr. Bierling: That completes our report.

Mr. Bonnett: Thank you Jack. Does the Solicitor have anything?

Solicitor: Just one matter to note that the request of the Mayor and Councilman Manfre at the Solicitor’s office will be appearing at the Zoning Hearing scheduled for next Thursday, August 31st in opposition to Application 8-3 of 17 which is the application for the medical marijuana dispensary at 130 South State Road.

Ms. Coles: I meant to say something before we started with the other portion of the Council Meeting. I just wanted to thank the Upper Darby Police Department and the Township Administration for the kid’s movie night which was held last night in the 2nd Ward Playground in the Stonehurst area. This is the 4th summer in a row that the Police Department has offered a movie night for the community and it was able to be pulled off despite the rain. It cleared out just in time for us to be able to pass out the water ice to the children and for the movie to start on time. I believe that Councilman Spellman and I were the only two Council members that were able to make it but it was a great time. We were there with the Mayor, the Superintendent of Police, many of the Captains and officers and members of the Fire Department were there to support it as well. The families loved it and it was a nice time.

Mr. Bonnett: Thank you Sekela. Councilman Siddique?

Councilman Siddique announced that the Bangladesh Parade would be on Sunday, August 27th, 2017 and invited the Council members and the Administration.

Mr. Bonnett: Councilman Gwin?

Councilman Gwin requested that Council observe a moment of silence for the events that took place in Charlottesville, Virginia.

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

Mr. Bierling: I make a motion to adjourn.

Mr. Spellman: Second.

Mr. Bonnett: A motion has been made and seconded. All those in favor signify by saying aye. Opposed? This meeting is adjourned.

Respectfully submitted,

Richard G. Nolan
Chief Municipal Clerk

RGN/akc
RESOLUTION NO. 54-17

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. 1183 THAT IS SITUATED ON THE PARALLEL SIDE OF TOWNSHIP LINE ROAD

RESOLVED THIS 16TH DAY OF AUGUST, A.D., 2017.

UPPER DARBY TOWNSHIP

[Signature]
DONALD P. BONNETT
PRESIDENT OF COUNCIL

[Signature]
EDWARD E. MONAGHAN.
SECRETARY OF COUNCIL

[Signature]
THOMAS N. MICOZZIE, MAYOR

[Signature]
THOMAS J. JUDGE, JR.
CHIEF ADMINISTRATIVE OFFICER
RESOLUTION NO. 55-17

WHEREAS, ORDINANCE NO. 449 OF UPPER DARBY TOWNSHIP PROHIBITS PARKING OF VEHICLES ON CERTAIN HIGHWAYS AND REGULATES THE PARKING OF VEHICLES ON CERTAIN HIGHWAYS AND IMPOSES PENALTIES FOR THE VIOLATION THEREOF.

NOW, THEREFORE, BE IT RESOLVED:

THAT ORDINANCE NO. 449 BE AND THE SAME IS HEREBY AMENDED AND SUPPLEMENTED BY DELETING ORDINANCE NO. 1354.

ESTABLISH “NO PARKING” ON THE 4700, 4900 & 5000 BLOCKS OF TOWNSHIP LINE ROAD


UPPER DARBY TOWNSHIP

DONALD P. BONNETT
PRESIDENT OF COUNCIL

EDWARD E. MONAGHAN
SECRETARY OF COUNCIL

THOMAS N. MICOZZIE, MAYOR

ATTEST:

THOMAS J. JUDGE, JR.
CHIEF ADMINISTRATIVE OFFICER
UPPER DARBY TOWNSHIP
ORDINANCE NO. 3041

AN ORDINANCE OF UPPER DARBY TOWNSHIP, DELAWARE COUNTY, PENNSYLVANIA, AUTHORIZING THAT PART OF CERTAIN UNENCUMBERED APPROPRIATIONS ALLOCATED BY THE ANNUAL BUDGET FOR UPPER DARBY TOWNSHIP FOR THE YEAR 2017 BE TRANSFERRED FROM VARIOUS DEPARTMENTS, OFFICES AND AGENCIES TO OTHER DEPARTMENTS, OFFICES AND AGENCIES WITHIN THE TOWNSHIP. ALL ORDINANCES AND PARTS OF ORDINANCES INCONSISTENT HEREWITH ARE HEREBY REPEALED.

WHEREAS, Section 909D of the Upper Darby Township Home Rule Charter provides that Council may by ordinance transfer part or all of any unencumbered appropriation balance from one department, office or agency to another.

WHEREAS, pursuant to Section 909D of the Upper Darby Township Home Rule Charter the Mayor has requested that parts of certain unencumbered appropriations allocated in the Annual Budget of Upper Darby Township for the year 2017 be transferred from the unencumbered fund balance to other departments, offices or agencies within the Township.

NOW THEREFORE, Upper Darby Township hereby ordains:

SECTION 1. Pursuant to the provisions of Section 909D of the Home Rule Charter of Upper Darby Township, Delaware County, Pennsylvania, Seven Hundred Fifty Thousand ($750,000) of the unencumbered fund balance of the Annual Budget of Upper Darby Township for the year 2017 should be transferred as follows:

<table>
<thead>
<tr>
<th>Department</th>
<th>Appropriations Transferred To</th>
</tr>
</thead>
<tbody>
<tr>
<td>Police</td>
<td>$400,000.00</td>
</tr>
<tr>
<td>Fire</td>
<td>$350,000.00</td>
</tr>
<tr>
<td>Total</td>
<td>$750,000.00</td>
</tr>
</tbody>
</table>
ENACTED and ORDAINED this 16th day of August, A.D. 2017

Attest:

Edward E. Monaghan
Secretary of Council

By:

Donald P. Bonnett
President of Council

Ordinance No.3041 above is hereby approved this 16th, day of August A.D., 2017

Attest:

Thomas J. Judge, Jr.
Chief Administrative Officer

Approved:

Thomas N. Micciozie, Mayor
UPPER DARBY TOWNSHIP

Resolution No. 56-17

A RESOLUTION OF UPPER DARBY TOWNSHIP, DELAWARE COUNTY, PENNSYLVANIA APPROVING THE APPLICATION OF NOLEN PROPERTIES, LLC., TO FURTHER DEVELOP .74 ACRES WITH RENOVATIONS OF A FORMER SCHOOL (ST. ALICE SCHOOL) INTO 50 AGE-RESTRICTED DWELLING UNITS. THE PROPOSED RENOVATIONS INCLUDE ADDITIONS TO AN EXISTING BUILDING TO CREATE A FIVE STORY, 50-UNIT MULTI-FAMILY APARTMENT BUILDING FOR ELDERLY RESIDENTS ON THE NORTH SIDE OF WALNUT STREET, BETWEEN COPLEYS ROAD AND HAMPDEN ROAD.

WHEREAS, Nolan Properties, LLC ("Applicant") has submitted for approval its Final Land Development Plan to further develop .74 Acres with renovations of a former school (St. Alice School) into a five story, 50 unit age restricted multi-family apartment building, prepared by Ruggiero Plante Land Design, said plans consisting of nine (9) sheets dated June 2, 2017 (collectively “Final Plan”); and

NOW THEREFORE, BE IT RESOLVED, that the above-cited Final Plans are hereby approved subject to certain Conditions of Approval including the following:

1. Applicant obtaining approval by Pennsylvania Department of Transportation of all necessary permits, including but not limited to any required highway occupancy permit.

2. Approval by the Township Solicitor and execution by Nolan Properties, LLC and, where applicable, Applicant’s lender, of all necessary and appropriate documentation including Developer’s Agreement and Improvement Security Agreement, and such other documentation as acceptable to the Solicitor, including but not limited to documentation concerning the ongoing maintenance, operation and repair of the common site improvements, if any, which are not to be dedicated to the Township;
3. Applicant obtaining approval by Delaware County Conservation District of all required submittals.
4. Applicant entering into a Sanitary Sewer Agreement for public sewer service as shown on the Development Plan
5. Formal recording of the Site and Key Plan of the Final Plans (the "Record Plans") following Township execution of the Record Plans;
6. Applicant shall comply with all conditions and approvals applicable to zoning variances granted by the Upper Darby Township Zoning Hearing Board by decision and order dated February 25, 2016.
7. Subject to the approval of the Township Solicitor and Applicant’s recording of Declaration of Covenants and Restrictions regarding age restrictions of residents and other appropriate matters.
8. Subject to the approval of the Township Solicitor and Applicant’s recording of appropriate cross-access and utility easements created by the Plan.
9. Applicant shall comply with all applicable federal, state and local codes or ordinances and shall obtain all required permits.

TOWNSHIP OF UPPER DARBY

By: Donald P. Bonnett
President of Council

Resolution No. 56-17 above is hereby approved this 16th day of August, A.D., 2017.

Attest:

Thomas N. Miccuzie
Mayor

Approved:

Thomas N. Miccuzie
Mayor
UPPER DARBY TOWNSHIP

Resolution No. 57-17

A RESOLUTION OF UPPER DARBY TOWNSHIP, DELAWARE COUNTY PENNSYLVANIA AUTHORIZING THE MAYOR TO SIGN AN INTERMUNICIPAL COOPERATIVE AGREEMENT WITH THE COUNTY OF DELAWARE WHICH WILL ALLOW THE UPPER DARBY TOWNSHIP POLICE DEPARTMENT TO PARTICIPATE AND RECEIVE FUNDS FROM THE UNITED STATES DEPARTMENT OF JUSTICE'S 2017EDWARD BYRNE MEMORIAL JUSTICE GRANT PROGRAM.

Whereas the township along with the City of Chester and the Borough of Darby, have been invited by the County of Delaware to participate in the 2016 Edward Byrne Memorial Justice assistance Grant program;

Whereas, by participating in this program, the Township would receive an award presently estimated to be in the amount of $37, 647.00

Whereas, the Council deems it in the Township's best interest to participate in this program, and to enter into an intermunicipal cooperation agreement in a form substantially similar to the attached hereto as Exhibit A, in order to effectuate its participation.

Now, therefore, BE IT RESOLVED, that:

1. The Township shall participate in the 2017 Edward Byrne Memorial Justice Grant Program, as outlined above.

2. The Mayor is hereby authorized to execute any agreements he deems necessary or appropriate incident to the Township's participation in the 2017 Edward Byrne Memorial Justice Assistance Grant program, including, but not limited to, an intermunicipal cooperation agreement a form substantially similar to the attached hereto as Exhibit A.

3. All Resolutions or parts of Resolutions inconsistent herewith are repealed to the extent of such inconsistency.
Resolved this 16th day of August, 2017.

UPPER DARBY TOWNSHIP

By: Donald P. Bonnett
President of Council

Attest: Edward E. Monaghan
Secretary of Council

Resolution No. 57-17 is hereby approved this 16th day of August, 2017.

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

THOMAS N. MICCOZZIE
Mayor
INTERMUNICIPAL COOPERATION AGREEMENT
BETWEEN THE COUNTY OF DELAWARE AND THE CITY OF CHESTER, BOROUGH OF
DARBY, AND THE TOWNSHIP OF UPPER DARBY

2017 BYRNE JUSTICE ASSISTANCE GRANT (JAG) PROGRAM AWARD

This Agreement is made and entered into as the date stated below by and between the County of Delaware, acting by and through its governing body, the Delaware County Council, hereinafter referred to as “County”, and the City of Chester, Borough of Darby, and Township of Upper Darby, acting by and through their respective governing bodies.

WHEREAS, this Agreement is made under the authority of the Home Rule Charter of Delaware County, the Home Rule Charter of Upper Darby Township, the Pennsylvania Third Class City Code, the Pennsylvania First Class Township Code and the Pennsylvania Borough Code, as applicable to each municipality; and,

WHEREAS, each governing body in performing governmental functions or in paying for the performance of governmental functions hereunder, shall make that performance or those payments from current revenues legally available to that party; and,

WHEREAS, each governing body finds that the performance of this agreement is in the best interest of each party, that the undertaking will benefit the public, and, that the division of costs fairly compensates the performing party for the services or functions under this agreement, and,

WHEREAS, the County agrees to be the recipient of funding in the amount of $134,188.00 from the United States Department of Justice from the Edward Byrne Memorial Justice Assistance Grant for fiscal year 2017; and,

WHEREAS, the County and each municipality believe it to be in their best interests to reallocate the JAG funds as follows:

<table>
<thead>
<tr>
<th></th>
<th>Amount</th>
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<tbody>
<tr>
<td>Chester City</td>
<td>$58,764</td>
</tr>
<tr>
<td>Darby Borough</td>
<td>$37,777</td>
</tr>
<tr>
<td>Upper Darby Township</td>
<td>$37,647</td>
</tr>
<tr>
<td>County of Delaware</td>
<td>*</td>
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</table>

*While ineligible for direct JAG funding in FY 2017, for JAG purposes this County remains a partner with the city/cities receiving JAG funding, and must be a signatory on the MOU required of disparate jurisdictions.
NOW THEREFORE, the County and each municipality agree as follows:

Section 1
The County agrees to pay to each municipality the amount of JAG funds, as stated above.

Section 2
Each municipality agrees to use the JAG funds allocated to it for the program in accordance with all federal, state and local laws and as described in the JAG application and will utilize those funds during the four year period following the award of the grant.

Section 3
Nothing in the performance of this agreement shall impose any liability for claims against the County or any municipality other than claims for which liability may be imposed by the Pennsylvania Political Subdivisions Tort Claims Act.

Section 4
Each party to this agreement will be responsible for its own actions in providing services under this Agreement and shall not be liable for any civil liability that may arise from the furnishing of the services by the other parties.

Section 5
The parties to this Agreement do not intend for any third party to obtain any right by virtue of this agreement.

Section 6
By entering into this Agreement, the parties do not intend any obligations, express or implied, other than those set out herein: further, this Agreement should not create any rights in any party not a signatory hereto.

Approved this 16th day of August, 2017, at the regularly scheduled and advertised meeting of Upper Darby Township Council, Delaware County, Pennsylvania.

Thomas N Miccozzi, Mayor

[Signature]

Thomas J. Judge Jr
Chief Administrative Officer
Upper Darby Township Police

2017 Edward J. Byrne Justice Assistance Grant

Program Narrative

Award: $37,647.00

Verizon Wireless Internet (Air) Cards..............................................................$17,647.00

The Upper Darby Police Department utilizes a record management system which is accessed by police officers in their vehicles via wireless internet access cards. These cards have allowed police officers to produce incident reports, identify persons engaging in criminal behavior, and efficiently share justice information with other agencies. Naturally, a cost is associated with these cards and it is an expense that the department cannot afford to fund alone. The police department seeks $17,647.00 which will provide service for a one year period.

Police Overtime..........................................................................................$20,000.00

The remaining funds of the 2017 JAG will supplement police overtime as this will provide personnel deployment in key areas. This especially pertains to high crimes areas during intervals when criminal activity peaks, such as the summer months. In 2016, the police department answered in excess of 11,000 calls for service from June through August. Using the available funds to supplement manpower would assist us in our efforts to increase public safety during this summer season as well as throughout the year.