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March 16, 2022

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MINUTES
Council Meeting
March 16, 2022

The video of this meeting can be viewed in its entirety on youtube.com/upperdarby.org

Pledge of Allegiance to the flag of the United States of America
Moment of Silence

Opening of Meeting

Roll Call

Andrew Hayman (AH), Danyelle Blackwell (DB), Sheikh M. Siddique, (SS), Lisa Faraglia (LF),
Brian K. Burke (BB), Michelle Billups, (MB), Meaghan Wagner (MW), Hafiz Tunis Jr. (HT),
Laura Wentz (LW)

Brian Andruszko (BA), excused
Matt Silva (MS), excused

Present at the Meeting

Barbarann Keffer, Mayor
Vincent A. Rongione, CAO
Alison Dobbins, Deputy CAO
Chief Municipal Clerk, Alexis Cicchitti
Solicitor Sean Kilkenny
Solicitor Courtney Richardson
Treasurer David Haman
Sergeant of Arms, Officer Anthony Bateman

Rules for Meeting Decorum

“Upper Darby residents have the opportunity to speak for three (3) minutes. Residents are prohibited from making threats, using profanity, or acting in a manner that would impede or prevent the conduct of the business of the meeting”

Approval of the February Minutes

Approval of the Committee Meeting Minutes of February 2, 2022
Approval of the Emergency Meeting Minutes of February 7, 2022
Approval of the Council Meeting Minutes of February 16, 2022

Motion to approve the February 2022 Minutes: LW/LF
Moved and seconded. All in favor. The 2022 February Minutes are approved

Presentation by Miranda Tarkington, Youth Chairperson for Del. Co. J.A.C.E

Presentation of Awards for Women’s History Month to:
Jean Kosha, Ollie Lear, Nafeesa Majeed & Dyanmond Gibbs

Presentation of Awards for Irish Heritage Month to:

Brian Boyce and Donnie Clark

Public Forum

Kasey Cotton, 300 block of Maypole Road, excited about new Community Center
Stephanie Sena, 107 Long Lane, ARPA funding, just got re-cert to open a shelter
Erin Guard, Devon Lane, Garrett & Fairfax needs a crosswalk for safe crossing
Marion Minick, 1204 Wilde Avenue, thanked Administration for Community Center, upset that Council members are holding up the release of ARPA funding
Bonnie Hallam, 4719 Woodland Avenue, ARPA funding should be allocated to improve the Township, virtual re-cycling forum, April 23rd is Rock the Block in Upper Darby Township, dedication of tree nursery in Naylors Run Park, planting tree on April 24 on Bloomfield Avenue
Gary Merron, 1114 Wilde Avenue, against new software application purchased for Township & firing of an employee
Deirdre Stallworth, 1114 Wilde Avenue, stop signs are ignored
Colleen Kennedy, 8723 West Chester Pike, not sure that the Fire Alarm Ordinance will fix the problem
Olivia Taylor, 204 Kent Road, UHY Meridian cost coming out of ARPA, wants to know where the other two companies firms are being paid
Jeanne Mann, 706 Foss Avenue, ARPA funds need to be released
Jeanette Rey, 7813 Beverly Blvd, trash along State Road, streets off of Beverly Blvd, request trash receptacles
Molly Power, 139 Heather Road, speeding, people going through stop signs, monitor park at night
Art Tung, 502 Larchwood Avenue, in support of Community Center, need to attract new neighbors
Jeffrey Jones, 602 Foss Avenue, in opposition to a Zoning application on Foss Avenue
Tim Tunstra, 610 Foss Avenue, in opposition to a Zoning application on Foss Avenue, ARPA funds need to be released
Nathaniel Goodson, 231 Hampden Road, happy about new Community Center
Deborah Satterwhite, 232 Maypole Road, trash is horrendous on the 200 block of Maypole Road, abandoned cars
Kyle McIntyre, 1040 Drexel Avenue, UD Pride Festival on June 11, March 31 is Transgender Visibility Day

The Honorable Mayor Barbarann Keffer

Mayor's Message

March 16, 2022

Good Evening.

March 25th is Greek Independence Day. I will be attending an event at Saint Demetrius Church on Sunday, March 20th in celebration of the holiday where I will present a proclamation.

This morning's groundbreaking ceremony of the new Drexeline Town Center was a great event. Today marked the official start of this mixed-use redevelopment. The renovation of Drexeline Town Center will revitalize this cornerstone of our community. This huge investment by MCB will bring more jobs, more shopping opportunities, more new housing, and more tax revenue to our community.

I appreciate the dialog and collaboration between my administration and MCB over the past two+ years and am committed to working together to see this project through to completion. We will continue to be in close

communication through each phase of this transformative redevelopment. We are grateful to MCB for their massive investment in our community.

The demolition of the former Welcome Center began yesterday. That is the location of the future Upper Darby Community Center at 7000 Walnut Street. It's hard to believe that a community the size of Upper Darby with over 85,000 residents does not already have a community center but it's true. This is a state-of-the-building, which will include classrooms, meeting spaces, a brand new multi-purpose gym, an accessible green roof and allow for programming for residents of all ages. Which is why I am happy that Council unanimously approved the land development for the Community Center last month.

We have hired an American Rescue Plan compliance consultant, Jack Reagan from UHY, who introduced himself at the council meeting two weeks ago. Funding for the Community Center is a qualified ARPA expense, which is why my administration has amended Ordinance 3111 to include funding for the Community Center and for administrative expenses. The amended ordinance was sent to all members of Council a week ago this past Monday, March 7.

I would like to cede some time now to Jack Reagan for him to speak.

Jack Reagan, Managing Director for UHY Advisors

Mr. Reagan explained to Council how the timeline of the final rule has evolved so that the addition of the Community Center in the Ordinance can be placed in context. They were operating under the interim final rule until early January when the final rule was released. They got new reporting guidance issued by the Treasury on February 28th, 2022, which significantly disaggregated the number of expenditure categories, one of which is category 2.22; strong, healthy communities, neighborhood features that promote health and safety.

Mr. Reagan stated that he has other ARPA clients around the country and he is seeing many instances where community centers either new or renovated, are being categorized in a category that is an allowable expense. One of the goals of this legislation is for projects that are transformative to the community that are going to affect a wide variety of constituents. This one checks all of the boxes.

MW asked if a Senior Center would qualify for ARPA funds as well and Mr. Reagan stated that he believed that it would qualify.

Mayor Keffer continued with her message.

The allocations in the amended ordinance are as follows:

Flood Mitigation & Sewer Upgrades, \$3.5 million

Police & Fire, \$3 million

UD Community Center, \$2.5 million

COVID Relief & Negative Economic Impacts, \$2.5 million

Parks & Public Spaces, \$3 million

Administrative Costs, \$380,969.50 for a total of \$14, 880, 969.50

I strongly urge Council to vote to place Ordinance 3111 on the agenda of the next council meeting to be introduced and advertised.

Please visit our Facebook page, Upper Darby Township government for frequent updates.

Mayor Keffer added that March 25 is Greek Independence Day. On Sunday, March 20, there will be a big parade that starts at the Art Museum and there will be a celebration at St. Demetrius Church. There will be a Proclamation to honor that anniversary.

The Mayor ceded the rest of her time to CAO Rongione who provided additional updates from the administration.

CAO Rongione

The CAO wanted to set the record straight on a number of issues.

Mayor Keffer and her Administration feel very strongly about what is now the National holiday, Juneteenth. Before the Resolution was ever presented in Council Chambers, it was actually then Councilwoman Keffer who provided the draft Resolution to Mr. Blye to be brought forward before the body under the previous Mayor. This Administration first flew the Juneteenth flag over the Municipal Building for the first time in its history and participated in the co-hosting of an event that was referenced. The Administration does plan to have a celebration this year and looks forward to working with J.A.C.E. and any and all willing partners to help celebrate, commemorate and memorialize this incredibly important holiday, which is now a National holiday.

CAO Rongione addressed what he called a distinctly personal tone to the very severe criticisms and comments of himself, his office, his predecessors, co-workers and colleagues. He stated that he often refers to people by their title, and he believes that especially this evening, there is a distinctly personal tone to the criticisms and comments and that it is obvious to anyone in the Chamber that Mr. Merron does not care for the CAO personally. CAO Rongione stated that Mr. Merron is certainly entitled to his opinion and added that it is important for everyone to focus on a shared set of facts and that the truth is told to each other, to the community and to the Council. He added that those on Council work very hard and put in a sincere effort as they care about those who live here. The CAO added that to come here day after day to grind a malicious, obviously personal and emotional ax is a disservice to the community and to this body of elected representatives who volunteer their time for the community.

CAO Rongione stated that it has been suggested that the Open Gov software platform is not a fully mature product that is not ready to deal with Upper Darby and that is an assertion without merit. Open Gov has thousands of clients across the country. One of those clients is Tampa, Florida, which has a population of over 400,000 residents, home to an international airport, and multiple professional sports franchises.

CAO Rongione showed a brief video to the Council and the Community that talks about the Open Gov platform. He then resumed his comments.

The CAO stated that in February 2020, E-Consult Solutions, who was retained by the previous Administration, began to conduct research on software platforms for the Township and they emailed the current Administration a number of recommendations. In August, they received a number of recommendations from the Pennsylvania Municipal League. In March 2021, the former Finance Director emailed Department Heads and Finance Staff and listed multiple service providers who would be vetted for the purpose of choosing a provider and implementing a program. The assertion that the decision was made without the consultation of many departments and many experts is false and without basis. CAO Rongione stated that it was a knowing lie that was told to the community in Council Chambers. He added that in May 2021, the Department of Licenses and Inspections met with Open Gov as a possible solution for the L&I Department and that was when Open Gov

first made contact with the Township. L&I met with Open Gov and found the platform to be excellent and thought it would be an excellent solution for their department. Following that, the CAO asked that Open Gov be added to the list and vetted along with the other software programs. After the initial presentation, there were emails with the consultant that the former Finance Director referenced talking about how pleased they were by what they saw from the initial presentation by Open Gov. In July, the former Finance Director was sent an analysis that provided twelve clear examples of why customers switched from Munis to Open Gov. One of those examples was that the budgeting in Munis was too basic and did not lend itself to scenario analysis, mid to long-term planning, advanced personnel calculations and projections. This led to the need to create parts of the whole budget outside Munis in Excel spreadsheets. These things were known by the person who has come before this Council and told these knowing falsehoods.

From August 2021 forward, the former Finance Director only refers to Open Gov in his communications as the software of choice, moving forward; both internally and externally, he communicated with outside vendors, with utility companies, with internal stakeholders only referencing Open Gov as the preferred software platform for Upper Darby going forward. CAO Rongione added that in the former Finance Director's own transition documents, he listed finalized software with Open Gov and most importantly, the contract with Open Gov was not signed until after Mr. Merron tendered his resignation. The CAO stated that there are some real credibility issues with some of the things that have been presented and there are also some other significant credibility issues that the CAO is confident will come out during these investigations. He stated that what they had been told is not true. He also stated that he did not want to have to do these things tonight and had really hoped that the Council and the Community would let this blow over and to let this obviously personally aggrieved, distraught person go their own way without mirroring the Township in this terrible situation. There is a generational opportunity to spend money in this Community and it is being bogged down by these lies and deception.

Also, the Township ended their contract with the Connors Group. No one was fired and no one was summarily dismissed. There had been an independent contract with a consulting firm that came to a natural end. The Connors Group was paid over \$215,000 during the term of that contract and the CAO felt as if the services provided were nowhere near the \$215,000 that the Township paid them. They never received the itemized bill that was requested numerous times. The services of IT professionals and programmers have already been retained and after meeting with Open Gov, schedules are on track for implementation.

CAO Rongione asked that everyone move forward with a shared set of facts and that he wants to re-assure everyone that the facts are real.

President of Council, Brian K. Burke

Council President Burke thanked the Committees, the Solicitors, the Administration and the Secretary for their hard work.

Treasurer's Report: David Haman, Treasurer There was no report.

COMMITTEE REPORTS

Finance and Appropriations Committee

Chair: Laura A. Wentz

Members: Matt Silva, Meaghan R. Wagner, Brian Andruszko

Speaker: Christopher Boggs, Esq. of the Law Office of Mark P. Much, P.C.

Solicitor Boggs introduced himself to everyone and gave his political background and an updated report on what has been done so far with the investigation

HT asked which Council members he has been in contact with and who engaged his office. Solicitor Boggs

stated that Mr. Much assigned him to the case and he has been in contact with the Finance Committee

AH asked Solicitor Boggs if he had a financial background and he replied that he did not. The Solicitor stated that he does investigate white-collar crime.

LW stated that the Finance Committee has met with Mr. Boggs and has found him to be exceptional as an investigator. She stated that they greatly appreciate all of the work that he has done so far. She asked Solicitor Boggs to advise of any RTK requests pertaining to the ARPA funds.

Solicitor Boggs stated that there are over 30 exceptions in the RTK law to public records. Exception 16 and 17 deal with criminal, potential criminal and non-criminal investigations. So, while those investigations, whether they be ranging from anything from non-criminal, non civil, civil, criminal, there is an exception while that is going on to that being a public record so it would not qualify as a public record during the time the investigation is open.

MW stated that she doesn't want it to appear that they are trying to prevent Mr. Boggs from speaking to anyone else on Council. After the last Council meeting and the concerns of Councilman Tunis, she did offer to make that happen. Councilwoman Wagner spoke to Solicitor Boggs about his qualifications for conducting this type of investigation.

AH stated that he believes that Solicitor Boggs is qualified but all of the Council should have been involved. HT reiterated that he was not aware that the Finance Committee met with Solicitor Boggs. Mr. Boggs stated that he would meet with anyone, but was only engaged by the Finance Committee.

In response to MB's question, Solicitor Boggs stated what work he has done thus far in the investigation. He stated that the first round of subpoenas that went out are for the bulk of the information that is needed. There is a return date of April 8, 2022 and from the moment that all of that information is received, the process will probably take one month. However, he believes that they probably won't be answered and he doesn't know if people have been hired by Upper Darby who will get the information. But, if the information comes, it will be about one month.

AH asked if Solicitor Boggs had ever met with anyone outside of the Finance Committee and he replied that he had not.

DB asked the cost per hour and Solicitor Boggs stated that it was \$250/hour.

LW confirmed that the retainer was \$7500 and if he gets the information quickly, he may not bill the entire retainer.

CAO Rongione stated that he is familiar with the firm that Mr. Boggs works for and he respects his credentials. He added that he believes that Mr. Boggs has been placed in a very difficult situation that is fraught with personalities and politics. The CAO wanted to point out that Mr. Boggs' engagement is not with the Finance Committee, as the Finance Committee is not empowered to engage an attorney. According to the Home Rule Charter, the Mayor is the head of this governing body and Mr. Boggs' engagement is with the Township. So, in the interest of making sure that all legal ethics are being observed, clarification of the nature of the engagement is needed and also what the reporting obligations are and to whom. The CAO also added that there is not a single, credible person who has thrown around \$250,000 as the cost of the forensic audit. He further stated that this discussion and this interaction is actually the appropriate purview of an Executive Session of this Council.

HT asked Council President Burke what his thought process was in choosing this firm.

Council President Burke stated that the night that he met Mr. Much was the same night that the Mayor was with him at the opening of the Boxing Gym. BB reached out to Mr. Boggs because his good friend was out of the country.

Public Hearing for Ordinance No. 3113, an Ordinance of Upper Darby Township, Delaware County amending Chapter 302 Fire Code, Article III, "Alarm Systems" to include a response fee for false alarms; providing for a severability clause and providing for an effective date

Solicitor Richardson gave a brief on Ordinance No. 3113

Council President Burke convened a Public Hearing

Speakers:

None

Council President Burke closed the Public Hearing

Motion to adopt: MB/LF

Moved and seconded. A roll call vote was taken. 9 in favor, 2 excused. (MS, BA)

Ordinance No. 3113 is adopted.

Resolution No. 11-22, a Resolution to authorize application to the PA Department of Conservation and Natural Resources for Section 6 of the Cardington-Newtown Trail

Solicitor Kilkenny gave a brief on Resolution No. 11-22

Motion to approve: LW/LF

Moved and seconded. 9 in favor. Resolution No. 11-22 is approved

Planning, Zoning & Building Code Committee

Chair: Laura Wentz

Members: Lisa Faraglia, Meaghan R. Wagner, Andrew Hayman

Public Hearing for Ordinance No. 3115, an Ordinance of Upper Darby Township, Delaware County, amending the Administrative Code of the Township of Upper Darby to change the Zoning Officer; repealing any inconsistent Ordinances or Resolutions inconsistent herewith; providing for a severability clause and an effective date

Solicitor Kilkenny gave a brief on Ordinance No. 3115

Council President Burke convened a Public Hearing

Speakers:

None

Council President Burke closed the Public Hearing

Motion to adopt: DB/MW

Moved and seconded. A roll call vote was taken. 9 in favor, 2 excused (MS, BA)

Ordinance No. 3115 is adopted.

Resolution No. 12-22, a Resolution of Upper Darby Township appointing Joshua Chast as the Township Zoning Officer pursuant to the provisions of Municipalities Planning Code and the Administrative Code

Solicitor Kilkenny gave a brief on Resolution No. 12-22

Motion to approve: MW/HT

Moved and seconded. 9 in favor. 2 excused (MS, BA) Resolution No. 12-22 is approved

Public Safety Committee

Chair: Lisa Faraglia

Members: Andrew Hayman, Danyelle Blackwell, Meaghan R. Wagner

Resolution No. 13-22, to **REMOVE** parking meter #0853 that is situated at 7423 West Chester Pike

Motion to TABLE: HT/LW

Moved and seconded. 9 in favor, 2 excused (MS, BA) Resolution No. 13-22 is TABLED

Introduction of Ordinance No. 3114, an Ordinance of the Township of Upper Darby, Delaware County, Pennsylvania, amending the Upper Darby Code of Ordinances to add a new article to Chapter 570 "Vehicles and Traffic" titled "Residential Parking Permits" to establish permit parking regulations on certain Township residential streets; providing a severability clause; repealing all inconsistent Ordinances; and providing an effective date

Solicitor Richardson gave a brief on Ordinance No. 3114

Motion to introduce and advertise:

Moved and seconded. A roll call vote was taken. All in favor. Motion to introduce and advertise Ordinance No. 3114 is approved.

Introduction of Ordinance No. 3117, an Ordinance of the Township of Upper Darby, Delaware County, Pennsylvania, amending Ordinance No. 1589 to provide a definition for trucks and sight hazards; to permit the Director of Parking Enforcement to limit parking in certain areas of the Township designated as a sight hazard; providing a severability clause; repealing all inconsistent Ordinances; and providing an effective date

Solicitor Richardson gave a brief on Ordinance No. 3117

Motion to introduce and advertise:

Moved and seconded. A roll call vote was taken. All in favor. Motion to introduce and advertise Ordinance No. 3117 is approved.

Solicitor

Solicitor Kilkenny stated that his office has been busy with various Resolutions and Ordinances for the past couple of weeks. He added that it is always a pleasure to work with Council Committees.

Old Business

Chief Municipal Clerk, Alexis Cicchitti, stated that she had the original email sent by Girls Auto Clinic requesting the removal of a parking meter and the installation of a non-metered handicap parking space. She asked Councilwoman Blackwell if she would like to UN-TABLE the Resolution, as there is now clarification as to what the business is requesting. Councilwoman Blackwell agreed but wanted to state for the record that she believes that the business owner wants a time limit. Ms. Cicchitti stated that time limits are not placed on designated handicap parking spaces unless they are metered spaces.

Motion to UN-TABLE Resolution No. 13-22: LF/LW. All in favor. 8 in favor, 1 opposed (DB), 2 excused (MS, BA)

**Motion to approve Resolution No. 13-22: LF/MW. 9 in favor, 2 excused (MS, BA)
Resolution No. 13-22 is approved.**

Councilwoman Blackwell made a Motion to stop the investigation.

Councilman Tunis seconded the Motion.

DB stated that she had no information and as a former member of the Finance Committee, she would like to make a motion to stop the investigation.

LF stated that she could not make a Motion as it was not on the Agenda and DB replied that it does not have to be on the Agenda, as it is Old Business.

MW stated that the majority of Council has already voted it on.

DB reiterated that she made a Motion to stop the investigation.

MW stated that this has already been voted on at a previous hearing and this is simply a tactic based on the fact that 2 members of Council are not present at this meeting.

DB replied that is not Council's responsibility.

MW again stated that it has already been voted on by the majority of Council and is under investigation at this point.

LF added that it has already started and they have already paid for it.

MW stated that it cannot be overturned in this fashion and that Mr. Kilkenny cannot advise as he has already stated that he has a conflict. She added that this is a waste of time, as they will just vote to have it start again in two weeks.

Moved and seconded. A roll call vote was taken. 5 in favor (HT, MB, DB, AH, SS)

4 opposed (BB, LF, MW, LW), 2 excused (MS, BA)

The Motion to STOP the investigation is approved.

New Business

AH made a Motion to add Ordinance No. 3111 (ARPA Funds) to the next Agenda for advertising.

HT seconded the Motion.

Moved and seconded. A roll call vote was taken. 5 in favor (HT, MB, DB, AH, SS)

4 opposed (BB, LF, MW, LW) 2 excused (MS, BA)

The Motion to add Ordinance No. 3111 to the next Agenda is approved.

MB reminded everyone about the upcoming Job Fair on May 21 and the Mental Health Awareness Fair on May 14.

AH stated that after receiving clarification from Solicitor Kilkenny that money could not be collected from Council for the Ukrainian people as a group. However, AH stated that they could give money individually from their own personal account.

Adjournment

Motion to adjourn: SS/HT

The meeting was adjourned at 10:17 P.M.

Respectfully submitted,

Alexis Cicchitti

Alexis Cicchitti

Chief Municipal Clerk

The video of this meeting can be viewed in its entirety on youtube.com/upperdarby.org

ORDINANCE NO. 3113

**UPPER DARBY TOWNSHIP
DELAWARE COUNTY, PENNSYLVANIA**

**AN ORDINANCE OF UPPER DARBY TOWNSHIP, DELAWARE COUNTY;
AMENDING CHAPTER 302 FIRE CODE, ARTICLE III, "ALARM SYSTEMS"
TO INCLUDE A RESPONSE FEE FOR FALSE ALARMS; PROVIDING FOR A
SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, Upper Darby Township Council ("Council") finds that there is high incidence of false fire alarms and/or alarm malfunctions ("false fire alarms") in Upper Darby Township ("Township");

WHEREAS, false fire alarms cause a significant misuse of the manpower and resources of the Upper Darby Township Fire Department ("Fire Department") by causing the dispatch of units to the scene of a false fire alarm which renders them out of service and unavailable to respond to legitimate emergency situations; and

WHEREAS, Section 302-25 of the Township Code of Ordinances provides that the owner of a property with a false alarm shall be responsible for paying a response fee after two false fire alarms at the same premises during the calendar month; and

WHEREAS, Council desires to set forth a response fee for false alarms; and

NOW, THEREFORE, be it, **ORDAINED** by the Upper Darby Township Council as follows:

SECTION 1. Fees and violation

A. Section 302-25(E)(3) is stricken and replaced with,

On a quarterly basis, the false fire alarms and/or alarm malfunctions response fee shall be

First False Alarm	No fee, warning from Fire Chief or his/her designee
Second False Alarm	No fee, second warning from Fire Chief or his/her designee

Third and subsequent False Alarm	\$500 response fee
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B. Section 302-25(E)(4) is added, "Failure to pay any fee as prescribed herein shall constitute a violation."

SECTION 2. All Ordinances and parts thereof inconsistent with the provisions of this Ordinance are hereby repealed.

SECTION 3. The terms, conditions and provisions of this ordinance are hereby declared to be severable, and should any portion, part or provision of this ordinance be found by a court of competent jurisdiction to be invalid, unenforceable or unconstitutional, Upper Darby Township Council hereby declares its intent that the ordinance shall have been enacted without regard to the invalid, unenforceable or unconstitutional portion, part or provision of this ordinance.


SECTION 4. This ordinance shall become effective immediately.

ENACTED and ORDAINED this 16th day of March, 2022.

ATTEST: 
MICHELLE BILLUPS
Secretary of Council

BY: 
BRIAN K. BURKE
President of Council

APPROVED this 16th day of March, 2022

ATTEST: 
VINCENT A. RONGIONE, ESQ.
Chief Administrative Officer

BY: 
BARBARANN KEFFER
Mayor

**Upper Darby Township
Delaware County, Pennsylvania**

RESOLUTION NO. 11-22

**A RESOLUTION AUTHORIZING APPLICATION TO THE PENNSYLVANIA
DEPARTMENT OF CONSERVATION & NATURAL RESOURCES (DCNR) FOR SECTION 6
OF THE CARDINGTON-NEWTOWN TRAIL**

WHEREAS, Upper Darby Township recognizes the importance of our woodlands, parks, trails, and open spaces to the quality of life for our community and is committed to maintaining and restoring these spaces; and

WHEREAS, in its 2018 Comprehensive Plan (“the Plan”), the Township identified the importance of increasing safe and walkable routes for pedestrians. Pursuant to the Plan, the need to reconnect its neighborhoods to the region through multimodal transportation is paramount; and

WHEREAS, in established built up townships like Upper Darby Township, traditional “hardware infrastructure improvements” are constrained by surrounding land uses. Roadway widening projects are often infeasible and, in many cases, may be undesirable. Widening roadways in established neighborhoods can create barriers to walkability and encourage traffic to travel at higher speeds. The need for trail systems breaks the barrier to allow safe and walkable routes for pedestrians; and

WHEREAS, Upper Darby Township desires to apply to and requests funding from the Department of Conservation and Natural Resources for grants for the purpose of completing this project; and

NOW THEREFORE, BE IT RESOLVED THAT:

1. The Township is hereby authorized to apply for, execute, and submit a grant application to DCNR for construction of Section 6 of the Cardington-Newtown Trail and
2. The Township is authorized to provide such assurances, certificates, and supplemental data or revised data that may be requested in connection with the application and administration of this grant.

ADOPTED and RESOLVED this 16th day of March, 2022

BY: _____



BRIAN K. BURKE
President of Council

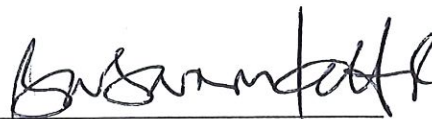
ATTEST:



MICHELLE BILLUPS
Secretary of Council

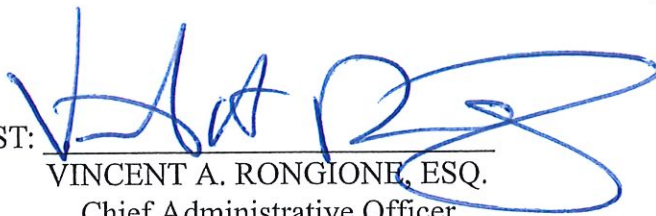
Resolution No. 11-22 is hereby approved this 16th day of March, 2022

BY:



BARBARANN KEFFER
Mayor

ATTEST:



VINCENT A. RONGIONE, ESQ.
Chief Administrative Officer

ORDINANCE No. 3115

**UPPER DARBY TOWNSHIP
DELAWARE COUNTY, PENNSYLVANIA**

AN ORDINANCE OF UPPER DARBY TOWNSHIP, DELAWARE COUNTY, AMENDING THE ADMINISTRATIVE CODE OF THE TOWNSHIP OF UPPER DARBY TO CHANGE THE ZONING OFFICER; REPEALING ANY ORDINANCES OR RESOLUTIONS INCONSISTENT HERewith; PROVIDING FOR A SEVERABILITY CLAUSE; AND AN EFFECTIVE DATE.

WHEREAS, the Administrative Code of the Township of Upper Darby of 1976 ("Administrative Code") was adopted on December 30, 1976; and

WHEREAS, Section 7-18 of the Administrative Code provides the function and duties of the Department Head of License and Inspection (the "Department"); and

WHEREAS, the Upper Darby Township is the sixth largest municipality and should have one designated person to focus solely on Zoning matters instead of all of the duties and responsibilities of the Department;

WHEREAS, the Honorable Mayor Barbarann Keffer recommends amendments be made to Section 7-18 of the Administrative Code to allow her designee to act as the Zoning Officer of the Township;

NOW, THEREFORE, be it, **ORDAINED** by the Upper Darby Township Council as follows:

SECTION 1. Section 7-18 (B)(1) of the Administrative Code is amended as follows: The Department of Licenses and Inspection shall be headed by a Director and shall be responsible to the Mayor and Chief Administrative Officer for the performance of the function of the said Department.

SECTION 2. Section 7-18(B)(3) of the Administrative Code is added: The Director of the Department of Licenses and Inspection, or a qualified individual appointed by the Mayor, with the approval of six members of Council, shall act as the Zoning Officer.

SECTION 3. All Ordinances and parts thereof inconsistent with the provisions of this Ordinance are hereby repealed.

SECTION 4. The terms, conditions and provisions of this ordinance are hereby declared to be severable, and should any portion, part or provision of this ordinance be found by a court of competent jurisdiction to be invalid, unenforceable or unconstitutional, Upper Darby Township

Council hereby declares its intent that the ordinance shall have been enacted without regard to the invalid, unenforceable or unconstitutional portion, part or provision of this ordinance.

SECTION 5. This ordinance shall become effective immediately.

ENACTED and ORDAINED this 16th day of March, 2022.

ATTEST: 
MICHELLE BILLUPS
Secretary of Council

BY: 
BRIAN K. BURKE
President of Council

APPROVED this 16th day of March, 2022

BY: 
BARBARANN KEFFER
Mayor

ATTEST: 
VINCENT A. RONGIONE, ESQ.
Chief Administrative Officer

**UPPER DARBY TOWNSHIP
DELAWARE COUNTY, PENNSYLVANIA**

RESOLUTION NO. 12-22

**A RESOLUTION OF UPPER DARBY TOWNSHIP APPOINTING JOSHUA CHAST AS
THE TOWNSHIP ZONING OFFICER PURSUANT TO THE PROVISIONS OF
MUNICIPALITIES PLANNING CODE AND THE ADMINISTRATIVE CODE**

WHEREAS, Section 614 of the Municipalities Planning Code, 53 P.S. § 10101 *et seq.*, requires that the Township's Zoning Officer shall be appointed to administer the zoning ordinance; and,

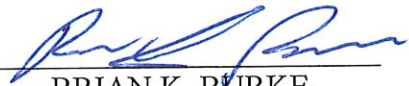
WHEREAS, Ordinance 3115 amended Section 7-18(B)(3) of the Administrative Code to provide that "a qualified individual appointed by the Mayor, with the approval of six members of Council, shall act as the Zoning Officer;" and,

WHEREAS, Mayor Barbarann Keffer desires to appoint Joshua Chast as the Township's Zoning Officer; and,


NOW, THEREFORE, BE IT RESOLVED by the Upper Darby Township Council that Joshua Chast shall be appointed as the Zoning Officer for Upper Darby Township.

ADOPTED and RESOLVED this 16th day of March 2022

BY: _____


BRIAN K. BURKE
President of Council

ATTEST: _____


MICHELLE BILLUPS
Secretary of Council

Resolution No. 12-22 is hereby approved this 16th day of March 2022

BY: _____


BARBARANN KEFFER
Mayor

ATTEST: _____


VINCENT A. RONGIONE, ESQ.
Chief Administrative Officer

RESOLUTION NO. 13-22

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 REMOVE PARKING METER NO. 0853 THAT IS SITUATED
AT 7423 WEST CHESTER PIKE**

RESOLVED THIS 16th DAY OF MARCH, A.D., 2022.

UPPER DARBY TOWNSHIP


BRIAN K. BURKE
PRESIDENT OF COUNCIL

ATTEST: 
MICHELLE BILLUPS
SECRETARY OF COUNCIL

APPROVED THIS 16th DAY OF MARCH, A.D., 2022


BARBARANN KEFFER, MAYOR

ATTEST: 
VINCENT RONGIONE, ESQ.
CHIEF ADMINISTRATIVE OFFICER