

**BOROUGH OF GLENOLDEN
GLENOLDEN, PENNSYLVANIA**

COUNCIL MEETING

NOVEMBER 18, 2008

MR. DANZI
MR. PFAFF
MR. BOOTHBY
MS. NELSON
MR. PUPPIO
MAYOR BATHURST

MR. MCGARVEY
MRS. CICALA
MR. QUINN
MR. MCGETTIGAN
MR. HOOVER

PRESIDENT DANZI – Please rise for the Pledge of Allegiance to the Flag.

MOTION by Mr. Pfaff seconded by Mr. McGarvey to approve minutes of the previous meeting.
MOTION CARRIED

MOTION by Mr. Pfaff seconded by Mr. Boothby to approve the Treasurer’s Report.
MOTION CARRIED

BIDS & CORRESPONDENCE – I have one piece of correspondence from Councilman Gerry Quinn and family; “Thank you all so very much for the beautiful planter. Your thoughts and prayers and kind expression of sympathy is greatly appreciated.” We have received six bids for the removal and replacement of the Firehouse heater; the low bid was \$14,960.00, which was \$12,730.00 for the installation and \$2,230.00 for the removal. The high bid was \$30,800.00. We are recommending approval of Alternative Control Solutions, Inc. of Folsom be awarded the bid this evening. That’s all I have.

President Danzi – Thank you.

MOTION by Mr. Quinn seconded by Mr. McGarvey to go out of the regular order of business to hear from the public with any questions pertaining to the motions listed on the agenda.

MOTION CARRIED

PRESIDENT DANZI – Any questions on agenda items tonight?

FINANCE & LAW – Mr. McGettigan No new report

PUBLIC & SAFETY – Mr. Quinn

	CASH	CHECKS	TOTAL
<u>Parking Tickets</u>	620.00	800.00	1,420.00

<u>Accidents</u>	15.00	390.00	405.00
<u>Dog/Weeds/Snow</u>	0.00	0.00	0.00
<u>Magistrate Tozer</u>	0.00	*4,562.86	*4,562.86
<u>D.U.I.</u>	0.00	818.85	818.65
<u>Totals</u>	\$635.00	\$6,571.71	\$7,206.71

*September fines

42	Crimes Code Arrests
101	Vehicle Code Arrests/Citations Issued
219	Parking Tickets Issued
0	Borough Ordinance Citations
654	Incidents

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Glenolden Fire Company Report for October, 2008

No report for October, 2008.

HIGHWAY & LIGHTS – Mr. Boothby

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STREET CLEANING

Cleaned all streets with street sweeper

Cleaned inlets throughout the Borough

Pulled out high grass and weeds from curbs at S. Wells & Knowles and in Glendale Heights

OTHER JOBS PERFORMED

Cut sign post even with sidewalk

Set up cones & barricades for Amtrak to work on bridge

Replaced signs throughout the borough as needed

Started installing new street signs throughout the borough

Picked up leaves throughout the borough

Filled pot holes throughout borough

EQUIPMENT

Checked and maintained fluids in all equipment

Washed and cleaned all trucks, street sweeper, & paint machine

Installed leaf machines on trucks

Repaired arm on leaf machine

Replaced starter on old leaf machine

HEALTH AND SEWER – Mr. McGarvey

Sewers were checked and maintenance performed throughout October

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OTHER JOBS PERFORMED

Called out to check sewer lines and ramjet lines throughout the borough
 Cleaned storm inlets throughout the borough
 Plunged vent at 27 E. Glenolden Ave. and 600 Block of Sharp main line running fine

EQUIPMENT

Cleaned and maintained machinery

PARKS & PROPERTY – Mrs. Cicala

Picked up trash at all borough buildings throughout the month
 Emptied trash cans in playgrounds, ball fields and parks when needed
 Dragged all three fields daily with the Kubota

OTHER JOBS PERFORMED

Cut and trimmed all borough properties
 Made repairs to Monument Hill Wall
 Cleaned window wells at library
 Installed three large rocks at Llanwellyn & Knowles Ave. so cars can't go over the curb when gates are locked
 Cleaned graffiti on newly painted South Ave. Bridge
 Cut and removed fallen branches throughout borough

EQUIPMENT

All mowers and Kubota washed and checked

BUILDING & ZONING – Mr. Pfaff

Permit Fee's Report for the month of October 2008

PERMIT FEES COLLECTED:

Permit Fees collected:	\$6,525.00
U & O application & re-inspection fees:	\$1,790.00

CONTRACTOR REGISTRATIONS ISSUED:

Total Registrations	26
Fees collected	\$ 1,925.00

Turned over to the Borough Secretary the total sum of: **\$10,240.00**

ENGINEER – Ms. Nelson

Road Program

We issued a Notice-to-Proceed for the Hibbs Avenue bridge repairs to Innovative Construction. That work is underway. The paving portion is completed with the exception of

the decorative thermoplastic stamped surface that is expected to be done tomorrow, weather permitting. We have processed the first pay request for A. F. Damon in the amount of \$166,344.11.

Harrison Avenue Sinkhole

We have obtained drawings that reflect the Borough boundary between Glenolden and Norwood and forwarded them to the Borough Manager. There has been no determination of a cause, but it appears that the physical location of the sinkhole is in both Boroughs.

Sharp and Knowles

We visited the site with the Solicitor, Manager and several Councilmen to establish desired street width to bring the road into PENNDOT compliance.

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Top Quality Manufacturing

Resubmitted plans for review.

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SOLICITOR – Mr. Puppio No new report

PRESIDENT DANZI – Old / New business

FINANCE & LAW – Mr. McGettigan

MOTION by Mr. McGettigan seconded by Mr. Pfaff to adopt Ordinance #2061 providing for access to public records pursuant to the Pennsylvania Right to Know Law, Act 3 of 2008. **MOTION CARRIED**

MOTION by Mr. McGettigan seconded by Mr. Pfaff to adopt Resolution #08-08 appointing Brian H. Hoover as Open Records Officer for Glenolden Borough. **MOTION CARRIED**

MOTION by Mr. McGettigan seconded by Mr. Pfaff to adopt Glenolden Borough's Employee Handbook dated November 2008. **MOTION CARRIED**

MOTION by Mr. McGettigan seconded by Mr. Quinn to award the Removal and Replacement of the Glenolden Firehouse Heater bid to Alternative Control Solutions, Inc., of Folsom, Pa., in the low bid amount of \$14,960.00. **MOTION CARRIED**

PUBLIC SAFETY – Mr. Quinn No new report

HIGHWAY & LIGHTS – Mr. Boothby No new report

HEALTH & SEWER – Mr. McGarvey No new report

PARKS & PROPERTY- Mrs. Cicala No new report

BUILDING & ZONING – Mr. Pfaff No new report

MAYOR BATHURST – Things are relatively quiet downstairs and around town. Between the Chief and the Sgt. we came through Halloween and the Phillies celebrations relatively unscathed. And that's it.

President Danzi – Okay, thank you sir.

PRESIDENT DANZI – Now, a motion to go out of the regular order of business to hear from the public tonight.

MOTION by Mr. Quinn seconded by Mr. Boothby to go out of the regular order of business to hear from the public. **MOTION CARRIED**

PRESIDENT DANZI – Anyone from the public wish to address us tonight?

Michael Garraty, 320 E. Knowles Ave. - Did I just hear you approve the road on Knowles and Sharpe already?

President Danzi – What you heard was the Engineer's report, did we approve that?

Ms. Nelson – What I reported on was that we were called to the site to establish the desired street width.

President Danzi – So, that's where we are.

Mr. Garraty – So you're gonna follow through with this.

President Danzi – Mike, you've been here, you've spoken and I understand your concerns. We've been through this, we've expensed money, we had the Engineer over there, we had the Solicitor over there. That street has a requirement width, we've extended that street four feet away from the right of way as it is. There's no more that we can do. I know that you don't want to hear that.

Mr. Garraty – Why does that road need to be wide?

President Danzi – Because the law requires it, the Engineer

Mr. Garraty – If I wasn't gonna do a curb you would've (**Talking over one another**)

President Danzi – We've allowed you that courtesy, but the curb makes it permanent, the curb now makes it a property line. We haven't made people put in a curb until they sell their house or do so on their own. If you have a question, direct it to me I'll appoint it to the Solicitor or Engineer. Brian's been involved and Kenny's been involved, Jim Boothby's been involved. Mike, you sat up here five years ago and argued when they put those houses in across the street from you about (**Talking over one another**) It's a borough street, we get liquid fuels money which pays us to fix roads, potholes and so forth. That street is not even on that roll, is that what you'd call it? Because it should be wider.

Mr. Garraty – Why?

Ms. Nelson – PennDot wouldn't accept it

Mr. Garraty – There's no traffic on that road, its fine the way it is.

President Danzi – There are emergency issues, the trash truck can't get down there without

(Bantering back and forth)

Mr. Puppio (Solicitor) – It's not a question of happy, sir. It's a question from a legal stand point (loud coughing in background) where PECO puts it that's where the legal right of way is. It's not a question of fairness, it's a question of where should it be, because if something happens somewhere along the line and one of the other neighbors, I can't predict what that something could be in this litigious society, be it a fire, be it an inability to access a street during a snowstorm, be it an emergency vehicle that hits someone else's car, be it any one of those things and those are just the things I can think of. The Borough had liability

Mr. Garraty – Now Council

Mr. Puppio (Solicitor) – If I may finish, the Council then came to me and said that's not what we want to do. What can we do and my response was, "what you can do legally, I would advise you as your solicitor is that after the Engineer takes a look at it and I take a look at it as long as emergency whatever the turning radius is for the fire truck and whatever the emergency operating personnel indicate is an acceptable length for them to get by. Those are the items I can identify most that would provide the Borough with liability for giving a street away, for giving property away, for allowing someone to do that. As long as those things were met, that would be an acceptable solution from a legal standpoint. As long as I can make sure that turning rate is acceptable for the fire trucks and things like that emergency apparatus to get up and down the street.

Mr. Garraty – Well how much would it need it can get around there now, it can get around there

President Danzi – Mike, what if a car's parked there? There are a lot of what ifs. There are State specs that the engineer goes by. We asked the solicitor to give us a target and move them over four more feet for you. You were here last month and you wanted two feet you said. **(Bantering back and forth)**

Mr. Garraty - I had no idea what he was gonna do to the front yard when he brought the surveyor out, that I was not, unaware of that and after he brought the surveyor out he took you know the driveway and the whole front torn up.

President Danzi - Mike, its Borough street and property that wasn't yours I guess and assumed it was yours.

Mr. Garraty - How would you like it, how would you like it.

President Danzi - How would I like what?

Mr. Garraty - If it happened to you?

President Danzi – You know what my answers going to be, I'm a reasonable guy, I only want property that I own.

Mr. Garraty - You did widen it across my the front on Knowles, why can't you continue that straight down, why can't I mean

President Danzi – Brian, go ahead because you had some involvement in that.

Mr. Hoover – The original agreement with the construction of the two homes allowed the builder to move the curb back to the edge of the right of way. There is no right of way left on that side of the road where the curb has been moved back, so if PECO were to come in and say we need to put a pole in or we need to put sewers in they would have to put them in the middle of the road because they can't put them on private property. That's not the same with the next house, three houses down that they're proposing. He doesn't have to give that up, he could say no I'm putting it in at the right of way, and that's where it's gonna go. **(Talking over one another)** There is a right of way that the Borough owns but he has no obligation to move the curb back from the street line, from the right of way line where the curb belongs, unless an agreement is written to do so and that's up to him.

Mr. Garraty- Alright, well I'm just gonna have to see what else I can do as far as I'm concerned the other side you know it should be fair on both streets it's not fairly done. You're taking everything from my side and I don't think that's right.

Mr. Hoover – Those people on the other side gave up six feet.

President Danzi – They gave up six feet to get those houses in. That property line is on the right of way line. **(Talking over one another)**

Mr. Hoover – Two new houses on Knowles, they gave up six feet of their property but they own that property **(Talking over one another)**

President Danzi – Mike, I think there are a few other people who would like to speak.

Joe DeBellis, 201 S. Elmwood Ave. - Same with Mike, I'm getting ready to sell the house. I ran into Brian when we had the tree accident over there. I understand that you got property and all but the thing is now you're taking the driveway. When I looked across the street on the two houses and the abandoned house and I'm thinking if they're not supposed to put curbing in there that's gonna look kind of stupid, you got curb and then it's gonna turn and then you got property line, am I correct?

Mr. Hoover – We mark the curb line and it's staked out now.

Mr. De Bellis – On that side too?

Mr. Hoover – On that side as well. So, he'll have to put curbing in back to where the curb line exists and that lines up with the curb at the inlet on the new home side on the opposite side of the street from you.

Mr. De Bellis – But that's not gonna be six feet in correct?

Mr. Hoover – No, correct. **(Talking over one another)**

Mr. De Bellis – Now what about on Elmwood in the front of my house there you know you got my front steps which is all stone so evidently that's all gonna have to be ripped out or is that curb gonna be on that property line adjoining the additional street that's there you got my front flagstone on Elmwood

(talking over one another)

Mr. Hoover – We haven't even looked at that yet.

Mr. De Bellis – So I'm not gonna have to curb that front.

Mr. Hoover – You're gonna have to curb Elmwood Avenue but none of us have laid out Elmwood Avenue to determine where the curb belongs.

Mr. De Bellis - Well how much of that's gonna come in though you don't know.

Mr. Hoover – Probably right on the street at Elmwood Avenue.

Mr. De Bellis - That will take away from Tony's driveway and then you got because his driveway comes right in on there on Elmwood. Remember he's comes in the front and I'm on the side. So you got the front and then you got my steps.

Mr. Hoover – I haven't even looked

President Danzi – If it's not exactly what the Engineer and solicitor have looked at why don't we get Brian over there to look at it.

Mr. De Bellis - Because I'm getting ready to sell my house I was telling Brian and I mean everybody's like I love your house and all when I tell them you might not have this big driveway you know now I'm getting the second guesses well what's this gonna cost and I don't even know what it's gonna cost, you know worth homes the way their going and I'm trying to sell my house now I gotta take a big chunk of that money and either escrow it for the person that's buying my home you know which I'm gonna get less for my house now so I'm kind of in the same boat as Mike, I'm kind of

upset you know. If I was to tell you well at one time when my father was there and he had a lot of cars so now by parking in that way you may be able to get a car in there but now you're right on the street.

President Danzi – Again, I don't know how better we can explain it, it's a borough street.

Mr. De Bellis - Well, let me explain this to you, are you gonna be able to park on that street if you don't have the adequate parking.

President Danzi – Are we parking some cars there now or no (talking over one another)

Mr. Hoover – Right now it's about sixteen or seventeen feet wide, that's the actual paved road portion. The real width of the road should be twenty-five. There's a forty foot right of way on Knowles Avenue, that's the borough right of way for that street. There's a fifty foot right of way off of Sharp Avenue and we're only utilizing twenty five feet of that.

Mr. Pfaff – Also keep in mind that we could encroach and go thirty feet if we wanted to but we're trying to be a bit more lenient and come back to twenty-five. Now if that's gonna be an issue then maybe we could talk about that and see if we want to go that route, but I don't think you guys want to go another five feet over.

Mr. De Bellis – I guess the thing is I got to put this money out, now I want to know what I got to tell these people to some

Mr. Hoover – You still have to put curbing in.

Mr. De Bellis – I kind of want to know what it is cause I'm gonna pass I'm not gonna just leave and say here's twenty grand to the guy (talking over one another) Now, what do I tell these people you got to have a parking permit if he has three cars what's it gonna cost the guy thirty bucks?

President Danzi – I can't answer that, I mean I can't

Mr. De Bellis (not waiting for a response) But that's kind of like taking away from like your freedom you know I mean it's like you own a driveway and

President Danzi – You don't own a driveway. You didn't own it.

Mr. De Bellis – Thanks for listening to me, I'm upset. I'm not a hot head. I am upset because you're taking away I know it's state land or whatever it is you call it, the property of the township it's just a little because I grew up in Folcroft on Ashland Avenue and it was hard to park our cars on the street as it was normally without it getting creamed in the middle of the night and plus getting out of your driveway but Knowles Avenue and Sharp is not a highly traveled thing and in the past there has been a fire back there and they had gotten a vehicle back down there to put fires out.

President Danzi – Even though the paving did not go over to the property line it was still access if you had to run over the grass or whatever turns they needed to make. Now that a curb's going in it's defining and it's a permanent boundary line and that does unfortunately change things. It took a while to get to this point but here we are, people are selling, people want to add curbs and do different things and now we're here.

Mr. De Bellis – Well here's another question before I get up now you know about handicap access. There's a corner there I mean are they gonna do.

President Danzi- There are no sidewalks there.

Mr. De Bellis - Well how's somebody supposed to get up there if they do want to push somebody up there they got to be in the street? I mean that's kind a people usually are used to walking close to that property line.

President Danzi – If that was an issue, we made that an issue, you would have to put not only curbing but all sidewalks in which would cost you a lot more money.

Mr. De Bellis – I'm not trying to spite myself but I'm just saying (talking over one another) I'm just saying as a tax payer and a partial homeowner over there I am a little upset about it and you know I

can see the reason why Mike and some of these people are upset, I mean you want to be able to park your car but you can't and some people have three cars and kids some people have five cars.

President Danzi – It's a problem throughout the borough, we deal with this

Mr. De Bellis – I know I live in Ridley, I moved there the kids were ten and twelve now they're all sixteen and seventeen and everybody's got a car.

President Danzi – Parking is an issue all over town but you're duly noted and thanks for coming out.

Mr. De Bellis – Thanks for hearing my beef.

Monica Boon, 317 E. Glenolden Ave. – Uh, when we bought our home forty years ago we understood from the telephone poll out was not ours, we have maintained it and now that they were taking that ground. My husband won't be able to park his van either that or it will be out in the street.

President Danzi – Maybe we can arrange an overnight permit or something like that.

Mrs. Boon – It'll be in the street.

President Danzi - You mean parked sticking out into the street

Mrs. Boon - Yes, yes, also I don't want to hear the trash trucks have a problem or the fire trucks. Santa Claus comes around every Christmas on the fire truck, there's no problem. We've never had problems with the trash trucks so I don't want to hear that.

President Danzi -Well, the owner of the trash company has said that if a car is in a certain spot he has to back up sometimes. That came from him, is that correct?

Mr. Pfaff – In fact, Mrs. Boon when we were there looking at it a trash truck was turning and he had to physically stop and knock on a door and get someone out to move the car and it was Blair, he was doing plumbing work at the house across the street so there are issues, that might be minor but it happens.

Mrs. Boon – Also, I feel you people should have given us the courtesy to let us know what was going on there and we heard nothing. We heard it from neighbors and to me this is common courtesy.

President Danzi -As far as what Mrs. Boon?

Mrs. Boon -Taking the ground.

President Danzi –All the taxpayers of Glenolden have paid for the Engineer to go up there, they paid for the Solicitor, I had Council people up there and the Borough Manager up there. They met with people up there. (Bantering back and forth)

Brian talked to your husband directly.

Mrs. Boon – Nobody talked to my husband

Mr. Hoover – I talked to your husband directly and he told me he knew where the property line was that it was at the telephone pole.

Mrs. Boon - What can I say?

President Danzi - Unfortunately, I understand the terminology best suited at your mind is taking the property but long before I was on Council and a resident here that was property that belonged to the borough and the tax payers of Glenolden and I think we've tried and it may not have been suitable but I think we tried to bend and do as much as we could within the legal limits of

Mrs. Boon - Alright will my husband get a ticket if he's parked out in the street?

President Danzi - Well why don't we do this I'll send Brian up to see if we can't work something out. I'll get the Chief involved, we'll work with you to try and get you parking and comfortable the best we can. If there's a parking permit or two that we need to take a look at I'll ask the three Council parking committee to look at that hard, make an exception if they can to alleviate parking overnight or

Mrs. Boon - Well it doesn't make me happy and that's all I have to say.

President Danzi - Duly noted and thanks for coming out.

Gwen Skalish, Secane, representing First Presbyterian Church of Glenolden – I'm an elder there and also with me is Steve Walbach, he's also an elder and we just wanted to let you know over here at Council what we're trying to do at the Church, we're exploring becoming a Missional Church. Missional Church means that we're going to go out into the community, see what the community needs are, what their desires are, how we can help the Glenolden community and the surrounding communities, within the 19036 area and a few communities around. So far we've had a wonderful event which the borough helped us with that was in support our troops and the Police Department collected some items and we sent them over to Iraq and I think went over to a couple others, so any way we helped the troops, and the Mayor was very helpful in helping us to get to use Glenolden Park and getting some of the community involved. With that we hope to reach some of those families of those soldiers serving over there. We also have a Thanksgiving dinner that we help serve to the homeless to the people that are shut-ins. We expect to serve at least three hundred meals this year, last year we served about a hundred seventy, but we know there's more coming in, so there're more people in our town and we do go as far as Drexel Hill and Upper Darby and sometimes we send food out in a lot of different places. We're also taking on a project helping Today's Child, this hasn't actually been approved yet but will hopefully be backed, and we're collecting winter coats and gloves and scarves and so forth and we're taking them out into the community and passing them out through Today's Child, they service Southeast Delco, they are in Springfield and Media and so forth. So we just wanted to let you know what we're exploring, let you know that Glenolden Presbyterian Church is there, sometimes we were told that we weren't recognized that we weren't there and we've been there for quite some time one of the first churches in Glenolden, and asking Council if there's anything we can do to help our residents in Glenolden area and just let us know and bring it to thriving, small, but thriving congregation. Is there anything that you know of that you can pass that on.

President Danzi – Sure, we'd be glad to.

Ms. Skalish – And I invite anybody to come down and maybe if you didn't want to have Thanksgiving you can come down it starts at twelve o'clock. Mayor Bathurst came last year and I think he was quite pleasantly surprised at the number of people that we did have there and all very receptive. If you could come down and join us just say hello to some of the people there and if you wanted to carve a turkey we could sure use your help. Thanks.

Mrs. Cicala – Is Today's Child is that all used coats or new.

Ms. Skalish – New and gently used children's coats on up to teenagers and gloves and hats and scarves and winter wear, you could drop it off at the Church.

Mr. Pfaff – Is that something you're doing year round, too, or just at Christmas?

Ms. Skalish – This is something we just started, we did have a clothes closet years ago and we have one of our women in the church did collect something's last year but we haven't started that full time project yet, but we did have quite a huge collection that we took over to Upper Darby took it to the shelter there. We do other projects within our congregation, we help the Presbyterian Children's Home, so that's what really a Missional Church is, we haven't decided whether we're going to branch out right now we're just helping Today's Child, that's a project they started and they looked to us to do that.

Mr. Boothby – That's something we can get on the Community site

Mrs. Cicala – The website and the prime.

Ms. Skalish - I'll check with today's child and see what they say.

President Danzi - Good deal. Thanks for the update.

Mrs. Boon, 317 E. Glenolden Ave. – What's gonna happen with the house on the corner of Knowles and Elmwood?

President Danzi – I'll let Brian respond.

Mr. Hoover – We've had meetings with the owner of the property

Mrs. Boon - Who is the owner?

Mr. Hoover – Mr. Hudyma owns the property. He is in the process of cleaning the property up, making it secure, we've informed him that we are going to start to cite the property. He was out there and had a crew out there last week cleaning the property up. He has been informed that we would require that the property be torn down if he's just going to leave it until property values increase. His intent was to subdivide the property into three and build three homes on it but of course sales have gone way down, but he not allowed to leave it in that condition, so that's where we're at.

(Talking over one another)

President Danzi – It hasn't been through lack of effort that when the other guy had it we had the man in front of the constable, we chased him, we fined him, we pleaded with him, there are certain limits to what we can make somebody do, but it is a disgrace, but it wasn't through lack of effort and now this guy bought it, had high hopes that he was going to improve it and he has not. We're very concerned about this town ourselves and whenever a property **(one person speaking over another)** Duly noted.

PRESIDENT DANZI – Any one else wish to speak to Council tonight, okay.

MOTION by Mr. Quinn seconded by Mr. Pfaff to pay all bills as presented. **MOTION CARRIED**

President Danzi – We will have a short executive session on some pending litigation and some personnel matters.

MOTION by Mr. Quinn seconded by Mr. Pfaff to adjourn this meeting. **MOTION CARRIED**

Adjourned meeting at 8:20 PM

ATTEST

Brian H. Hoover
Borough Manager
BHH/dw