

**BOROUGH OF DARBY**  
**BOROUGH COUNCIL MEETING**  
July 21, 2010

The Darby Borough Council met at Borough Hall on the above date with the following members present: President Janice Davis, Vice President Howard Blackson, Jr., Ms. Ruby Robinson Munden, Mr. Donald Deigh, Mrs. Jennifer Parks, Ms. Darlene Hill, Mr. Patrick McKenna and Mrs. Marie Howells. Also present were Borough Manager Mark Possenti, Assistant Solicitor John Innelli, Police Chief Robert Smythe, Code Official Joseph Nerelli and Borough Engineer Eileen Mulvena. Mayor Helen Thomas and Ms. Edna Stockley were absent.

President Davis called the meeting to Order at 7:30 p.m. followed by Roll Call.

Pledge of Allegiance.

**PUBLIC COMMENT:**

Mr. Tony Spano, 1109 Lawrence Avenue: Had concerns regarding parking with S&S Auto.

Maryann Bender, 524 Pine Street: Had concerns regarding Pine Street.

**NRO:**

Boureima Sankara, 504 Main Street: To operate a General Merchandise Store. Motion to approve pending a trash contract and all inspections made by Mrs. Parks; 2<sup>nd</sup> by Ms. Hill. Motion carries 8-0.

**ENGINEERS REPORT:**

See Attached.

Motion to authorize for the Borough Engineer to ask the County to use the \$100,000.00 for sewer work from Ridge to Mill on Main Street made by Mrs. Parks; 2<sup>nd</sup> by Mrs. Howells. Motion carries 8-0.

Motion to accept the Engineer's Report made by Ms. Hill; 2<sup>nd</sup> by Mrs. Howells. Motion carries 8-0.

**MAYORS REPORT:**

No Report.

**APPROVAL OF MINUTES (6/16/10 & 7/14/10):**

Motion made by Mr. Blackson; 2<sup>nd</sup> by Mr. Deigh. Motion carries 8-0.

**NEW BUSINESS:**

- a. **Permission to Refer Updated Zoning Ordinance to Planning Commission:**  
Motion made by Mrs. Howells; 2<sup>nd</sup> by Mrs. Parks. Motion carries 8-0.
- b. **Permission to Advertise Public Hearing (Updated Zoning):** Motion made by Mrs. Parks; 2<sup>nd</sup> by Mrs. Howells. Motion carries 8-0.
- c. **Permission to Advertise Planning Commission Meeting:** Motion made by Mr. Deigh; 2<sup>nd</sup> by Mr. Blackson. Motion carries 8-0.

**COMMUNICATIONS & REPORTS:**

- a. Fire Chiefs Report: No Report.
- b. Historical Commission Report: No Report.
- c. Solicitors Report: No Report

Motion to approve the bills for the month of July made by Mr. Deigh; 2<sup>nd</sup> by Mrs. Howells. Motion carries 8-0.

**BOROUGH MANAGER CORRESPONDENCES:**

None.

**COUNCIL PRESIDENT COMMENTS & ANNOUNCEMENTS:**

None.

**ADJOURNMENT**

Motion made by Mrs. Parks; 2<sup>nd</sup> by Ms. Munden. Motion carries 8-0.

Respectfully Submitted,

Mark Possenti  
Manager/Secretary  
Borough of Darby

# MEMORANDUM

## WALTON, MULVENA & ASSOCIATES

100 Grove Rd. PO Box 518 Thorofare, NJ 08086

Phone: (856) 848-0033 Fax: (856) 848-0277

Division of NDI ENGINEERING COMPANY



**DATE:** 21 July 2010  
**TO:** Darby Borough Council  
**FROM:** Eileen W. Mulvena, P.E.  
**RE:** Engineer's Report Thru July 21, 2010

### 439 Main St. Clean-up

If the site is to be cleaned privately, it is recommended that the Borough require the owner to have an air quality plan in place that is prepared by a Certified Industrial Hygienist. It is also recommended that the owner retain the Hygienist as needed to ensure that the plan is followed and that the Hygienist certifies compliance to the plan during the clean-up. There are potential health issues related to contaminants becoming airborne and as the permitting agency, the Borough should ensure full compliance. In addition, the disposal manifests should be provided to the Borough so there can be oversight as to the appropriate disposal of the waste. Different facilities can receive different waste content; we need to ensure the waste is directed to the appropriate permitted facilities.

We will inspect for site safety as well as sediment control. We can also report on whether the appropriate person is on-site to monitor for air quality.

### FY 2009 Sanitary Sewer Cleaning & Televising – Consent Order

We need to schedule the manhole inspections during nighttime hours to document where there is higher flow than is expected. Thirdly, we need to begin portable televising to identify areas of I/I. We met with Councilperson Howells and John Kalin and discussed the need for safety equipment as well as confined space training and vaccinations. Enclosed is additional material related to these items. I have forwarded this same information to the Lansdowne Borough Manager to share with the COG members at the next meeting. Hopefully, other communities will be interested in participating and the cost can be shared.

### Gateway Signage

Ernel Company has suitably restored the areas. If we could have the Public Works crew reseed the three areas where the poles were installed in grass in the fall, that would probably stabilize these areas.

## FY 2010 CDBG

It is recommended that the \$100,000 being diverted from the clean-up of 439 Main St. be spent on sanitary sewer improvements. It is recommended that a section of Main St. be replaced and manholes be rehabbed. It will provide for the replacement of approximately 250LF of 10" sanitary sewer main, rehab of 2 manholes, and reconnection of 12 laterals.

This work will require obtaining a PennDOT HOP since the roadway is state-owned. As with all CDBG projects, engineering and inspection fees are the responsibility of the Borough.

### Rehabilitation/Replacement of Storm Inlets (CDBG Project #3412A)

DeCo has responded to the change order request and I have forwarded it to the County for approval. Upon County approval, I can prepare the formal change order and once executed by the contractor, Borough, and County, the work would be able to resume.

As a reminder, the County has committed an additional \$3,250 above what they previously added, and the Borough authorized \$4,400.

### Ordinary Street Maintenance

We will be readvertising the sewer portion of the FY 2010 Ordinary Street and Sewer Maintenance work.

With the receipt of monies from the Darby Town Center project for I/I reduction, the Borough will need to have a contract in place to perform this work.

### Consent Order and Agreement

We have reviewed the CDs for those areas identified by Video Pipe as being in the worst condition. We have prepared an estimate to repair/replace the worst sections of the sewer. I would suggest we meet with the Municipal Services Committee, Mark, and John Kalin to come up with a plan to present to Council.

We have begun to model the sanitary sewer system which is a requirement of the CO&A. This model will indicate what the expected flows are at each meter based on average condition of pipe. When we do the portable metering, we will compare the predicted flows to the actual metered flows and will determine which lines have the highest I/I contribution. The metering and the modeling are the last two items required under the Agreement.

I am enclosing information received from DEP regarding reporting of SSOs. Both lateral and main SSOs are to be reported, as well as back-ups into basements. It is imperative that DEP be contacted via telephone when an incident occurs, and that the follow-up report is sent within the required five day period.

### 1020 Ridge Land Development

The manhole inserts have all been inserted as required by the approval from DCJA for the sewer connection. We will notify DCJA that the work has been completed.

### Demolition of 16 Greenway Ave.

The application for CDBG funds has been submitted to the County.

### EDCCOG Stormwater Grant

The EDCCOG received a phase II grant from the William Penn Foundation. The temporary stormwater manager, Liz Feinberg, has requested that she have 10-15 minutes to review the MS4 program requirements with the Council.

### Darby Town Center Land Development Application

The applicant has provided data to back-up a request to have the number of sewer EDUs reduced. I have not completed my review of the data and will inform Mark and Ray when I do. The applicant is also responsible for reimbursing legal and engineering fees related to the application. We will forward a summary of our charges within the next two weeks. We have not prepared our invoice for May and there were hours spent on this project during that month.

### EPA Rulemaking on Sanitary Sewer Overflows (SSOs)

The US EPA is asking for public input as it considers whether to propose modifications to the National Pollution Discharge Elimination System (NPDES) regulations as they apply to municipal sanitary sewer collection systems and sanitary sewer overflows (SSOs) and basement backups. The intent is to protect public health and the environment from the risks associated with exposure to sewage from SSOs. The agency is considering establishing a framework for monitoring, reporting, public notification, and recordkeeping for SSOs. Currently SSOs are only reported to the DEP and there is no requirement for public notification. We are following this issue for all of our municipal clients.

### Municipal Services Committee Meeting

We would propose that there is benefit in the committee meeting on a monthly basis to review existing conditions and to identify and plan for future improvement and maintenance efforts. As the televising continues, these meetings will prove very meaningful as it relates to the sanitary sewer system. It also would be nice to consider a street improvements program to address some of the older paved areas in the Borough.

### Conservation Works! Grant

This project continues to move forward. The contractor should begin auditing the existing streetlight inventory in all the affected towns shortly to ensure that the PECO listings are accurate.

### NPDES MS4 Permit

This year's report was delivered to DEP on June 9, 2010 as required. We will continue to provide stormwater tips monthly as part of the public education facet of the program. The next permit begins in April 2011. The Notice of Intent is due in September 2010; this is one of the items Liz will be discussing with Council.

### H2O grant

The Borough's current contract with the state has an effective date of January 2009. It is possible to have an earlier effective date so we have asked for it to be changed to August 2008 so we can use the work done by JMC in the vicinity of 14<sup>th</sup> St. as the Borough match. The grant covers 2/3 of project costs; the Borough match is 1/3. Since the grant amount is \$50,000, the total project cost is \$150,000 and the Borough match is \$25,000. If the contract is modified, the Borough could receive the reimbursement for the work already performed. There will likely be a small amount the Borough will still need to expend in order to meet the full match requirement.

### Stormwater Management "Tip of the Month"

Paints, paint thinners, cleanup water, as well as the chips and scrapings from painting prep work all contain chemicals that can pollute groundwater, contaminate supplies of drinking water, and also harm aquatic life if they enter the storm sewer system. Even water-soluble latex paints contain harmful chemicals that can pollute the water. Keep in mind that water that enters the storm sewer system does not undergo any pre-treatment but drains directly into streams and rivers.

Never clean brushes under an outdoor faucet or hose or pour paint into the gutter or storm drain. If you use water-based paints, rinse your paint brushes in the sink. For oil-based paints, use paint thinner to clean brushes and then filter and then reuse the paint thinner. Dispose of left-over oil-based paints and materials through a hazardous waste collection program.