

PRESENT: John P. McBlain, Chairman; Colleen P. Morrone, Vice Chairman; Michael F. Culp, Council Member; Kevin M. Madden, Council Member; Brian P. Zidek, Council Member; Joanne Phillips, Controller; Marianne Grace, Executive Director; Michael L. Maddren, Solicitor; Anne M. Coogan, County Clerk; and other department heads.

The Regular Meeting of Delaware County Council was held on November 13, 2019 at 10:00 A.M. in the County Council Meeting Room, Government Center Building located at 201 W. Front Street, Media, PA. Chairman McBlain called the meeting to order followed the Pledge of Allegiance. Kate Morrone, of the Office of Public Relations, gave the invocation.

Chairman McBlain spoke on Agenda Item 4, the 40th Anniversary of the Community Action Agency of Delaware County and presented CAADC Board President Ed Coleman with a Resolution.

Chairman McBlain called on Vice Chairman Morrone to start today's regular Agenda Items.

Motion made by Mrs. Morrone approving the Minutes of the Regular Meeting of October 23, 2019, seconded by Mr. Culp and carried unanimously.

Motion made by Mrs. Morrone approving Agenda Item 6, Resolution 2019-13 of the County Council of Delaware County, Pennsylvania providing the County's consent, pursuant to Section 147(f) of the Internal Revenue Code of 1986, as amended, to the issuance by the Delaware County Industrial Development Authority of its bonds for the purpose of financing a project for Chester Education, LLC, in the County of Delaware, Pennsylvania in an amount not to exceed \$39,000,000.00. The motion is subject to the Solicitor's approval and was seconded by Mr. Culp. Discussion followed.

Motion made by Mr. Zidek to "table" this motion for two weeks. Motion was seconded by Mr. Madden. Discussion followed. The motion to table failed by a vote of 2-3 with the following votes cast: Yay – Zidek and Madden, Nay – McBlain, Morrone and Culp.

Mr. Zidek then made a motion to "amend" the Resolution. He asked that Solicitor Maddren assist with this as it pertains to Section 1 of the Resolution to add at the end, after approval, subject to the developer of the project to pay prevailing wages on any development work done with regard to the project, seconded by Mr. Madden. Discussion followed. The motion failed by a vote of 2-3 with the following votes cast: Yay – Zidek and Madden, Nay – McBlain, Morrone and Culp.

Chairman McBlain asked for a vote on the original motion to approve Resolution 2019-13. The motion passed 3-2 with the following votes cast: Yay – McBlain, Morrone and Culp, Nay - Zidek and Madden.

Motion made by Mrs. Morrone approving to purchase and install Magnetic Door Locks for seven (7) Magisterial District Courts from our current alarm service providers: one (1) from Delco Alarm Systems for \$3,490.00 and six (6) from Rendin Alarm Company for \$4,185.00 each (\$25,110.00) for the total amount of \$28,600.00. Upon completion of the installations, the costs will be reimbursed by the Administrative Office of the Pennsylvania Court. The motion is subject to the Solicitor's approval, seconded by Mr. Culp and carried unanimously.

Motion made by Mrs. Morrone approving Agenda Item 8, a commercial Lease Agreement between the County of Delaware and General Armistead Associates, LP for the relocation of the Aston District Court (MDJ 32-2-38). The premises will include approximately 5,086 rentable sq. ft. of space located at 2901 Dutton Mill Road, Unit 120, Dutton's Mill (Aston Township), a condominium (the "premises"). The term of the lease is ten (10) years commencing on the premises delivery date at \$24.00 per sq. ft. for the first 5-years with a \$.50 increase in year 6 and 2.0% increases in years 7-10. The fit-out not to exceed \$180,000.00 to be paid as additional rent in 120 monthly installments. The motion is subject to the Solicitor's approval, seconded by Mr. Culp and carried unanimously.

Motion made by Mrs. Morrone approving the First Amendment to a Lease Agreement between the County of Delaware and Baldwin Tower Office Building LLC for the expansion of the CYS Administrative Offices in Eddystone. The premises are to include an additional 5,429 rentable sq. ft. of space located on the sixth floor of the Baldwin Tower (the "Expansion Premises"). The term of the lease is extended for one-hundred twenty (120) months commencing the expansion premises delivery date and continuing through and including the tenth (10th) anniversary thereof. The rent remains at \$21.75 per sq. ft. for 2020 with a \$.25 per sq. ft. increase on June 1 of each year. The motion is subject to the Solicitor's approval, seconded by Mr. Culp and carried unanimously.

Motion made by Mrs. Morrone approving a Professional Services Agreement between the County of Delaware and Nathaniel Evans for the period of October 1, 2019 to September 30, 2020 in an amount not to exceed \$72,450.00. Mr. Evans will support the PA Internet Crimes Against Children Task Force (ICAC) as ICAC's Senior Analyst, Education Specialist and handler of the K9 Cyber Crime K9 in support of meeting the goals and objectives of the PA ICAC Task Force. The motion is subject to the Solicitor's approval, seconded by Mr. Culp and carried unanimously.

Motion made by Mrs. Morrone approving Agreements, Contracts and Amendments with the Human Services Provider of Services as per the attached list. The motion is subject to the Solicitor's approval, seconded by Mr. Culp and carried unanimously.

Motion made by Mrs. Morrone approving a Professional Services Agreement between the County of Delaware and McCormick Taylor for Management and Design Services for the Delaware County Bridge Program for a term of two (2) years with three (3) 1-year options to

renew at the County’s discretion. The annual cost not to exceed \$315,000.00. The motion is subject to the Solicitor’s approval, seconded by Mr. Culp and carried unanimously.

Motion made by Mrs. Morrone approving Amendment No. 1 to Reimbursement Agreement No. 16060001-1 between the County of Delaware and PennDOT to amend term by increasing the reimbursement from \$231,000.00 to \$443,000.00 for pre-construction activities for the replacement of the South Avenue Bridge over the Muckinipattis Creek (County Bridge No. 142), in Glenolden Borough. The motion is subject to the Solicitor’s approval, seconded by Mr. Culp and carried unanimously.

Motion made by Mrs. Morrone approving Agenda Item 14, the revisions per Exhibit “A6” to Supplement E of Reimbursement Agreement No. 063820 between the County of Delaware and PennDOT establishing the maximum reimbursement of \$6,555,000.00 for Engineering and Final Design, Utility Clearances, Right of Way Acquisition, Construction and Construction Inspection required for the 7th Street Bridge Replacement over Chester Creek (County Bridge No. 186), in the City of Chester. The motion is subject to the Solicitor’s approval, seconded by Mr. Culp. Discussion followed. The motion was carried unanimously.

Motion made by Mrs. Morrone approving to advertise for Bids for a MDS Coordinator and MDS Consulting Services Agreement for Fair Acres Geriatric Center. The motion was seconded by Mr. Culp and carried unanimously.

Motion made by Mrs. Morrone approving to Award Contract No. CP-090119 to furnish and deliver janitorial, household and paper products for Fair Acres Geriatric Center to the following lowest responsible bidders:

Part A	W.B. Mason Inc.	\$125,593.16
Part B	Camden Bag & Paper Co. Inc.	\$ 53,702.65
Part C	W.B. Mason Inc.	\$ 11,987.65
Part D	Camden Bag & Paper Co. Inc.	\$ 99,356.40

The motion was seconded by Mr. Culp and carried unanimously.

Motion made by Mrs. Morrone approving Agenda Item 17 to renew an Agreement between the County of Delaware and Elwyn Employment Services to provide Custodial Services for a one (1) year period from January 1, 2020 to December 31, 2020 in the total amount of \$93,758.64. The motion is subject to the Solicitor’s approval, seconded by Mr. Culp and carried unanimously.

Motion made by Mrs. Morrone approving to advertise for Bids to clean outlying County offices, County of Delaware, in accordance with the Specifications, Special General Conditions and General Condition for a term of three (3) years. The motion is subject to the Solicitor’s approval, seconded by Mr. Culp and carried unanimously.

The motion was seconded by Mr. Culp and carried unanimously.

Approval to appoint two (2) board members to the Heritage Commission for a term ending September 2022:

Noelle Barbone	Votes: 5 Yays, 0 Nays
Kelli Cave	Votes: 5 Yays, 0 Nays

The motion was seconded by Mr. Culp and carried unanimously.

Approval to appoint one (1) board member to the Heritage Commission for a term ending September 2020:

Anne Searl	Votes: 5 Yays, 0 Nays
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The motion was seconded by Mr. Culp and carried unanimously.

Approval to reappoint the following individuals to the Children & Youth Services Advisory Committee to a term ending October 2022:

Arlynn C. Cohen	Votes: 5 Yays, 0 Nays
Chris Owens	Votes: 5 Yays, 0 Nays
Leo Carlin, Jr.	Votes: 5 Yays, 0 Nays

The motion was seconded by Mr. Culp and carried unanimously.

Approval to reappoint the following individuals to the Drug & Alcohol Planning Council for a term ending October 2022:

John McMullan	Votes: 5 Yays, 0 Nays
Elizabeth Naughton Beck	Votes: 5 Yays, 0 Nays
Lawrence Baker	Votes: 5 Yays, 0 Nays

The motion was seconded by Mr. Culp and carried unanimously.

Approval to reappoint the following individuals to the Delaware County Library Board for a term ending October 2022:

Susan Lynne Keller	Votes: 5 Yays, 0 Nays
Inderjit Baines	Votes: 5 Yays, 0 Nays

The motion was seconded by Mr. Culp and carried unanimously.

Approval to appoint Helen Grommell-McGrane to the Delaware County Library Board for a term ending October 2022, seconded by Mr. Culp and carried unanimously. (Votes: 5 Yays, 0 Nays)

Approval to reappoint Russell J. Carlson to the Delaware County Redevelopment Authority to a term ending October 2024, seconded by Mr. Culp and carried with an abstention vote registered by Chairman McBlain as the law firm for which he is employed provides legal services to the Redevelopment Authority. (Votes: 4 Yays, 1 Abstention)

Motion made by Mrs. Morrone approving the request by the Controller's Office for payment of current bills, seconded by Mr. Culp and carried with an abstention vote registered by Vice Chairman Morrone as it pertains to a payment to Goodwill Industries where she is employed in the private sector. (Votes: 4 Yays, 1 Abstention)

SOLICITOR: Mr. Maddren asked for Council's authorization to file three (3) Petitions for the Termination of Parental Rights with the Orphans Court.

Motion made by Mrs. Morrone approving to file three (3) Petitions for the Termination of Parental Rights with the Orphans Court, seconded by Mr. Culp and carried unanimously.

Chairman McBlain asked for an update on recent events/incidences over the last few weeks in the county.

Vice Chairman Morrone said she believes a total analysis and formal report should be done to address recent incidences that occurred in the county on October 25 and on November 11 when unknown nauseous odors were reported to a point where people reported being nauseous, experienced headaches and a significant number of calls were received at our 911 Center. She also said we need to address the gas leak at the pipeline near the Tunbridge Apartments in the Aston/Middletown Townships that occurred on November 11, as well.

Mr. Zidek said he too is concerned. In conversations with Tim Boyce, Director of Emergency Services, Mr. Boyce stressed that typically Delaware County Emergency Services is a Response Agency not an Investigative Agency. We need to increase our oversight of this project.

Mr. Madden said there is sort of the short-term issue of what just took place so that we truly understand what the impact and danger this imposed on the community. The larger issue is that the current structure is not a sustainable one or an acceptable one where the pipeline operator is the one who is expected to self-report this, which is not happening.

Director of Emergency Services Director Boyce gave an update on the recent incidences in Delaware County. He said DEP is the responsible party, their air-quality division, to determine

the source of gas odors. To date, no one has been able to pinpoint the source of the product release. He believes a criminal investigation needs to begin because someone is willfully doing this. This is something he would ask County Council to pursue with DEP.

PUBLIC COMMENT: Ken Hemphill, 39 Mill Race Place, Concord Township, commented on pipeline safety in Delaware County and also Resolution 2019-13, the \$39,000,000.00 of bonds by the Delaware County Industrial Development Authority.

Marguerite Wilson, 824 Drexel Avenue, Upper Darby Township, commented on Resolution 2019-13, the purpose of financing a project for Chester Education, LLC through bonds with the Delaware County Industrial Development Authority.

Rachel Ezzel Berry, 702 Iris Lane, Old Mill Pointe, Middletown Township, commented on some environmental issues in Delaware County, namely the pipeline leak that occurred on November 11 near Glen Riddle Road and Pennell Road.

Janelle Fairwell, commented on the November 11 pipeline leak.

Karen Katz, of Edgmont Township, commented on the lack of notification received during these recent environmental incidents and including the Halloween evening tornado that hit the township.

Carl Balis, 100 E. Glenolden Avenue, Glenolden Borough, asked if the odor that had been detected in Delaware County recently had been analyzed.

Gail Whittaker, of Media, asked what accountability is in place for the charter schools.

Bruce Thomas, 7 Hutton Lane, Garnet Valley, commented on the prison as it relates to the Superintendent.

COUNCIL: Mr. Zidek noted the record turnout of voters on Election Day, November 5. He said a few words about a new group that has been formed during the transition called "Delco Transition" consisting of twelve separate subject matter working groups.

Mr. Madden broadened the understanding of each of these working groups. He said all are welcome to submit a statement of interest and qualifications for consideration for appointment to the Transition Working Group by midnight November 17.

There being no further County business, nor public discussion, motion made by Mr. Culp to adjourn the meeting, seconded by Mr. Madden and carried unanimously.

ANNE M. COOGAN, County Clerk

RECORDED BY: N. J. Scallan

**HUMAN SERVICES AGREEMENTS, CONTRACTS
& AMENDMENTS TO CONTRACTS**

<u>Name of Provider</u>	<u>Type of Service</u>	<u>Term of Contract/ Agreement</u>	<u>Current Contract/ Agreement Amount</u>	<u>Proposed Contract/ Agreement Amount</u>
Magellan Behavioral Health of Pennsylvania, Inc.	HealthChoices Behavioral Health Agreement	1/1/20-12/31/20 (amendment)	N/A	N/A
79 Blueridge Drive, LLC dba Way of Life Recovery	Recovery House	12/1/18-6/30/20 (amendment)	N/A	N/A*
Holcomb Behavioral Health Systems	ATOD and Gambling Prevention/SAP	7/1/18-6/30/20 (amendment)	\$737,626	\$900,079
Melmark, Inc.	Residential	7/1/19-6/30/20 (amendment)	N/A	N/A*
Catholic Social Services	Group Home and Independent Living	7/1/19-6/30/20 (amendment)	N/A	N/A*
Handi-Crafters, Inc.	Community Participation Support and Supported Employment	7/1/19-6/30/20	N/A	N/A*
Pennsylvania Housing Finance Agency (PHFA)	Application for the Pennsylvania Housing Affordability and Rehabilitation Enhancement Fund (PHARE) Year Four Funding	9/1/20-8/31/21	N/A	\$333,543
RFP Permission Request	Juvenile Mental Health Treatment Court	N/A	N/A	N/A
RFP Permission Request	In-Person Service of the Summons, Subpoenas and other official documents for Juvenile and Orphans' Courts	N/A	N/A	N/A

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Childcare of the Future Inc.	Early Learning Resource Center Agreement	7/1/18-** (amendment #3)	N/A	N/A
Childcare of the Future Inc.	Early Learning Resource Center Agreement	7/1/18-** (amendment #4)	N/A	N/A
Guiding Hands Learning Center LLC	Early Learning Resource Center Agreement	4/1/19-** (amendment)	N/A	N/A
The 63 rd Street Multicultural Academy	Early Learning Resource Center Agreement	7/1/18-** (amendment)	N/A	N/A
Early Learning Resource Center Providers (See List)	Subsidized Day Care (See List)	See List*	N/A	N/A

*Contract contains no maximum dollar amounts-only approved per unit cost rates.

**Either party may terminate this Agreement in accordance with Article IV of this Agreement.

**EARLY LEARNING RESOURCE CENTER REGION 15 (ELRC)
19/20 REGULATED AGREEMENTS**

<u>AGREEMENT NUMBER</u>	<u>PROVIDER</u>	<u>TERM</u>	<u>AMOUNT</u>
ELRC 8/19	Little Pumpkin Early Education	10/1/19-*	N/A (Based on maximum State childcare allowance)
ELRC 9/19	Tiny Towne Academy LLC	10/1/19-*	N/A (Based on maximum State childcare allowance)
ELRC 13/19	Jesus in Me Christian Child Dev Ctr	9/1/19-*	N/A (Based on maximum State childcare allowance)
ELRC 25/19	The Seed School LLC	9/1/19-*	N/A (Based on maximum State childcare allowance)
ELRC 60/19	Tots Yearn to Learn Larchwood	9/1/19-*	N/A (Based on maximum State childcare allowance)
ELRC 65/19	Congregation Beth Or	9/1/19-*	N/A (Based on maximum State childcare allowance)

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