

PRESENT: Brian P. Zidek, Chair; Dr. Monica Taylor, Vice Chair; Kevin M. Madden, Council Member; Elaine Paul Schaefer, Council Member; Christine A. Reuther, Council Member; Joanne Phillips, Controller; Marianne Grace, Chief Administrative Officer; William F. Martin, Solicitor; Anne M. Coogan, County Clerk.

The Regular Meeting of Delaware County Council was held on June 3, 2020 at 6:00 pm on Zoom and was livestreamed. Chairman Zidek called the meeting to order followed by the Pledge of Allegiance.

Mr. Zidek stated he has resigned from the DELCORA Board.

PUBLIC COMMENT: John Randolph, 835 Penn Street, Bryn Mawr: made a comment regarding the State of Emergency.

Motion made by Dr. Taylor to approve Minutes of the Regular Meeting of May 20, 2020 seconded by Ms. Schaefer and carried unanimously.

Joan Price, Esq., of Eastburn & Gray, read and gave a summary of Ordinance 2020-3, establishing a predetermined ratio of 100% of base-year market value and directing the Assessment Office to assess all real estate in the county pursuant to such ratio effective January 1, 2021.

Solicitor Martin said it would be appropriate at this time for Chairman Zidek to receive any public comment on this proposed ordinance. Chairman Zidek opened the floor for public comment on Proposed Ordinance 2020-3. There was no public comment.

Motion made by Dr. Taylor to approve the adoption of Ordinance 2020-3, establishing a predetermined ratio of 100% of base-year market value and directing the Assessment Office to assess all real estate in the county pursuant to such ratio effective January 1, 2021 seconded by Ms. Reuther. County Clerk Coogan took a roll-call vote on the motion with the following votes registered: Reuther – Yes; Schaefer – Yes; Madden – Yes; Taylor – Yes; and Zidek – Yes. Ordinance 2020-3 was approved with a vote of 5-0.

Solicitor Martin read and gave a summary of Ordinance 2020-4 terminating the Delaware County Regional Water Quality Control Authority, approving the certificate of termination of the Authority, and authorizing all actions necessary to effectuate the same. Councilwoman Schaefer stated she will not be participating in any discussion or vote with regard to this Ordinance or any litigation pertaining to DELCORA because of a potential conflict with her employment with a nonprofit association which has a significant relationship with Aqua, PA.

Solicitor Martin said it would be appropriate at this time for Chairman Zidek to receive any public comment on this proposed ordinance. Chairman Zidek opened the floor for public comment on Proposed Ordinance 2020-4.

PUBLIC COMMENT: Joanne Phillips, Delaware County Controller, spoke regarding DELCORA and the financial aspect of accounting for all transactions. The Controller's office will assist and review all financial aspects with this item if it is approved.

Aya Cherry, 928 Chestnut Street, Marcus Hook, PA asked a question regarding the County's Plan versus Delcora's plan.

Mark Manley, 3214 Marshall Road, Drexel Hill, PA made a comment regarding Darby Creek Service area and the savings the aqua deal will bring them.

Colleen Heydeman, 35 E. Broadway Avenue, Clifton Heights, PA asked question regarding the money from the sale of DELCORA.

Katie McHugh, 295 Westpark Lane, Clifton Heights, PA made comments regarding DELCORA and transparency.

Maryellen Sheffer, 922 Drexel Avenue, Drexel Hill, PA asked questions regarding the sale of DELCORA.

Robert Freiling, Jr., Teamsters Union Local 115, 10965 Decatur Road, Philadelphia, PA made comments regarding Teamsters Local 115 representing the front-line employees of DELCORA and asking for assurances for livelihoods.

Dan Vandergriff, 5441 W. Darby Road, Ridley Park, PA asked a question about the County's fiscal involvement with DELCORA.

Tameeka Holland, 421 West Road, Ridley Park, PA asked a question regarding the sale to Aqua.

David McIntyre, 420 Hastings Avenue, Havertown, PA asked a question regarding the debt of DELCORA.

Lisa Thomas-Oliva, 1212 Garfield Avenue, Havertown, PA asked questions regarding the employees of DELCORA and the pensions of DELCORA employees.

Jeff Bickel, 308 Brock Road, Springfield, PA asked questions regarding the County's qualifications for running DELCORA.

Jim McGinley, 529 Paddock Road, Havertown, PA asked questions regarding the money that would have been put in the trust if the sale of DELCORA and Aqua did not go through.

D. Stevenson, 1329 Dermond Road, Drexel Hill, PA made comments regarding the distribution of funds if the sale of DELCORA does not go through.

Lisa Piotrowski, 1746 Hawthorne Avenue, Havertown, PA asked questions regarding the money that would have been put in the trust if the sale of DELCORA and Aqua did not go through and plans to ensure the rates.

Ross F. Schmucki, 218 Rutgers Avenue, Swarthmore, PA: made comments supporting Council's actions to unwind the purchase of DELCORA by Aqua America, Inc. Public assets should not be given to a private company without compensation paid directly to the County and residents.

Dorothy Alston, 1310 Townsend Street, Chester, PA made comments regarding paying higher rates to the water company.

Motion made by Dr. Taylor to approve the adoption of Ordinance 2020-4, terminating the Delaware County Regional Water Quality Control Authority, approving the certificate of termination of the Authority, and authorizing all actions necessary to effectuate the same, seconded by Ms. Reuther. Discussion followed. County Clerk Coogan took a roll-call vote on the motion with the following votes registered: Reuther – Yes; Schaefer – Abstained; Madden – Yes; Taylor – Yes; and Zidek – Yes. Ordinance 2020-4 was approved with a vote of 4-1-0.

Motion made by Dr. Taylor to submit Grant Application to the PA Commission on Crime and Delinquency for the Senior Victim Services VOCA Non-Competitive Grant in the amount of \$668,959.00 for the term October 1, 2020 to September 30, 2023, seconded by Mr. Madden and carried unanimously.

Motion made by Dr. Taylor to approve Resolution 2020-8 approving the financing by the Delaware County Authority of a Project for Neumann University and declaring that it is desirable for the health, safety and welfare of the people in the area to be served by facilities of Neumann University to have such facilities which are part of the Project provided by, or financed through, the Authority, approving the financing pursuant to Section 147 (f) of the Internal Revenue Code of 1986, as amended, seconded by Ms. Reuther and carried unanimously.

Motion made by Dr. Taylor to approve Resolution 2020-9 continuing the Chair's Emergency Declaration of June 1, 2020, due to the civil disturbances in Upper Darby Township and elsewhere in the County, until further action is taken by the Chair or by the County Council, seconded by Ms. Reuther and carried unanimously.

Motion made by Dr. Taylor approving to Advertise for Request for Proposals for Facilities Condition and Needs Assessment (FCNA), subject to Solicitor's approval, seconded by Ms. Schaefer and carried unanimously.

Motion made by Dr. Taylor approving to Advertise for Bids for County Bridge Guide Rail Improvements for various County owned bridges (Bridge #12 Matson Bridge, Bridge 16 Blue Bridge, Bridge #117 Tyson Lewis Bridge and Bridge #135 Spyglass Bridge) Delaware County, Pennsylvania, seconded by Ms. Schaefer and carried unanimously.

Motion made by Dr. Taylor approving to Advertise for Bids for County Bridge Landscaping of various County owned bridges, Delaware County, Pennsylvania , seconded by Mr. Madden and carried unanimously.

Motion made Dr. Taylor to approve Agreements, Contracts and Amendments with the Human Services Providers of Services as per the attached list, subject to the Solicitor's approval seconded by Ms. Reuther and carried unanimously.

Motion made by Dr. Taylor to approve Agreements, Contracts and Amendments with the Services for the Aging Providers of Services (COSA) as per the attached list, subject to the Solicitor's approval seconded by Mr. Madden and carried unanimously.

Motion made by Dr. Taylor approving of funding of two grants (Yeadon Borough \$39,230.21 and Edgemont Township \$7,770.00) in connection with the Low Volume Road Program. The applications were reviewed and recommended for funding by the required Quality Assurance Board and the Delaware County Conservation District Board approved the recommendation. These grants are subject to the Solicitor's approval, seconded by Ms. Schaefer and carried unanimously.

Motion made by Dr. Taylor to Appoint Beth Alois as Chairperson to the Delaware County Board of Assessment Appeals, seconded by Ms. Reuther and carried unanimously.

Motion made by Mr. Madden to amend agenda item #17 to read as follows: Approval of funding required to make grants for all eligible applications to the Delco Strong Small Business Support Grant Program being administered by the Delaware County Economic Development Oversight Board through the Delaware County Commerce Center for an amount not to exceed \$3,267,500 based on 869 eligible applications and receipt of RDA contributions and DRVEDF funds of \$3,250,000 in the aggregate, Subject to Solicitor's approval. This motion was seconded by Ms. Reuther and carried unanimously.

Motion made by Dr. Taylor for the approval of funding required to make grants for all eligible applications to the Delco Strong Small Business Support Grant Program being administered by the Delaware County Economic Development Oversight Board through the Delaware County Commerce Center for an amount not to exceed \$3,267,500 based on 869 eligible applications and receipt of RDA contributions and DRVEDF funds of \$3,250,000 in the aggregate, subject to Solicitor's approval, seconded by Ms. Schaefer and carried unanimously.

Motion made by Dr. Taylor for the approval of Central Tax Collection Department's request for refunds for the year 2019 and 2020 County Real Estate Taxes for 7 property owners due to overpayment of the amount of taxes due, seconded by Mr. Madden and carried unanimously.

Chief Administrative Officer Grace spoke regarding Notes and Summary of Purchases pursuant to the Emergency Declaration.

Motion made by Dr. Taylor to Appoint Christopher Welsh as Public Defender, seconded by Ms. Reuther and carried unanimously.

Motion made by Dr. Taylor approving Request by the Controller's Office for payment of current bills seconded by Ms. Reuther and carried unanimously.

SOLICITOR: Mr. Martin stated the County was sued by Judicial Watch. The lawsuit was simultaneously filed against Chester and Bucks County. The three County Solicitors coordinated and put out an RFP to major law firms in the area who are in the position to respond to a lawsuit like this, which is heavily funded by outside interests. We have made a decision to retain Hangle, Aronchick, Segal, Pudlin & Schiller Law Firm who made a proposal with significantly reduced rates. We have been advised that the League of Women Voters, Common Cause and ACLU will be intervening in the lawsuit and we presume each of those parties will intervene in support of the local jurisdictions. We will vigorously fight this lawsuit.

PUBLIC COMMENT: Donald May, 609 Lawton Terrace, Holmes, PA made comments regarding the process for voting.

AnnMarie Koveal, 1029 Wilson avenue, Glen Mills, PA expressed her concerns by the new voting process.

Helene V. Kraus, 2554 Bond Avenue, Drexel Hill, PA made comments regarding voter ID and no machines to confirm your vote.

Misty M. Edge, 1041 Leiper Street, Eddystone, PA made comments regarding her dissatisfaction with her voting experience on June 2, 2020.

Victoria Hibbs, 516 Eaton Road, Drexel Hill, PA made a comment about receiving the wrong ballot in the mail.

Mike Higgins, 4 Radon Drive, Aston, PA made comments regarding ballots for senior citizens not being received and disenfranchising voters.

Elizabeth Radigonda, 1308 7th Avenue, Swarthmore, PA asked questions regarding the ballots and getting them late.

Patti Rodgers Morrisette, 1509 Blackrock Road, Swarthmore, PA made a comment regarding the rate stabilization trust fund that DELCORA set up and asked what the County will do. Ms. Morrisette also made the following comments regarding Voting: Voting is a fundamental right and should be an easy and secure process in our state democracy. Eligible citizens were not given that right yesterday as it was a paper ballot disaster. Why weren't there voting machines at polling places yesterday? There was more interaction than on a regular election day due to paper ballots, so COVID cannot be the excuse. Also, if one polling place had a scanner, every polling place should have had a scanner rather than a drop box. Wasn't the purpose of a paper ballot to allow those that did not choose to go to their polling place, due to COVID-19, to have a ballot mailed to them, in advance of Election Day, and mail it in to the Bureau of Elections? I don't think the intent was to receive your paper ballot in the mail on Election Day, then have to take it to the post office yesterday and get it date stamped, or drive somewhere to find the proper box to drop? If that was the case, they were going to the polling place anyway to find out instructions on what to do with their ballot, which defeated the purpose of a mail in ballot. Explain why money was spent printing and mailing ballots at the last minute? This system did not work. Pole workers had no face masks, voters were confused, ballots were not counted

efficiently or not even received because people had no idea where to go with the paper ballot they received and some just took it home with them. This is not how the democratic voting process should work. Too much room for error and not clear direction for voters. We must assure that there will be voting machines at our polling places for the November election. If a voter cannot go to the poles, they can file for an absentee ballot.

Tim Broadhurst, 1104 Roberts Road, Media, PA made comments regarding his dissatisfaction with voting on Tuesday.

Owen Powell, 501 N. Providence Road, Media, PA made comments regarding our most vulnerable Drug & Alcohol clients and finding out how they are doing during this lockdown.

Joe DiCioccio, 205 Highland Avenue, Glen Riddle, PA stated the current meeting should be postponed due to weather.

Stephen Sarazin, 740 14th Avenue, Prospect Park made comments regarding Delco's jump to the Yellow Phase.

Samantha Twining, 2086 N. Ridley Creek Road, Media, PA made comments regarding Accessibility Access.

Arnold Jones, 422 Winfield Avenue, Upper Darby made comments regarding being ticketed in Upper Darby during this pandemic.

Jim Frick, 408 Glenwood Avenue, East Lansdowne, PA made comments regarding DELCORA and rooting out patronage, back room deals.

John Patro, 1110 Coventry Lane, Glen Mills, PA made comments regarding his positive voting experience yesterday.

COUNCIL: Ms. Reuther spoke regarding elections and apologizes for people that have had bad experiences. We have room for improvement and we have a staff that is committed to making sure that everyone can vote. Ms. Reuther read a letter from the Election Bureau and expressed her thanks to everyone who made this election happen.

Ms. Schaefer gave an update on the economic support. Ms. Schaefer also spoke regarding a new initiative namely Bringing Delco Back. The Delaware County Chamber of Commerce, Delaware County Council and the Delaware County Commerce Center have created a partnership to bring our businesses this initiative. The goal is to simplify and share government orders to our businesses as well as answer questions for you. We are not creating the regulations but are working to help you find the answers and solutions, so you can do business. Covid-19 Business Supply Kits are available, and more information can be found at www.BringingBackDelco.com.

Mr. Madden echoed thanks for all the work that went into election.

Dr. Taylor made an announcement stating there will be a drive thru food drop collection event at Glen Mills School on June 6 from 9:00 a.m. to 12:00 noon. Food collected will be donated to the DELCO Food Pantries.

Chairman Zidek spoke regarding the murder of George Floyd and the protesting that has occurred since. We have to be better than this. We see instance after instance again of black people being killed by our police and it has to stop. Martin Luther King said "Now is the time to lift our nation from the quick sands of racial injustice to the solid rock of brotherhood. Now is the time to make justice a reality for all of God's Children." Martin Luther King had a dream but that was 60 years ago, it is time that America stops dreaming and start living what he preached. I hope in the weeks and months to come that DELCO can come together and begin to heal. We have to do better.

Chairman Zidek stated that County Council has been in executive session once which was today, June 3, 2020 to discuss litigation and a real estate matter.

There being no further County business, nor public discussion, Motion made by Dr. Taylor to adjourn the meeting, seconded by Ms. Reuther and carried unanimously.

ANNE M. COOGAN, County Clerk