

Borough of Modena
Second Monthly Council Meeting Minutes
October 17, 2022

1. Call to order

President Jennifer Daywalt called to order the monthly regular Council meeting, of the Borough of Modena Council at 7:00 pm on Monday October 17, 2022 at Borough Hall, 5 Woodland Ave.

2. Salute to the flag

3. Roll Call

Secretary Cloud conducted roll call. In attendance were Council President Jennifer Daywalt, VP Beau Tilghman, Council Members Nicole Ewing, Secretary Victoria Cloud, Borough's solicitor Ellen Koopman. Absent were, Blaise Frost, Felicia Handley, Mayor Harvey and Treasurer Megan Cadreau. There is one Council seat open for a four-year term and another seat with a one-year term expiring 2023.

4. Approval of this Evening's Agenda.

VP Beau Tilghman made motion to accept the agenda, Council member Ewing second, all in favor, motion passed.

5. Approval of Minutes

5.1 Council member Ewing made motion to accept October 3, 2022 meeting minutes, Council President second, all in favor motion passed. VP Tilghman had to abstain due to him not being present at last meeting.

6. Public Comment on Agenda items - None

7. Written Reports

7.1 Treasurer's Report

- Review by Council.

7.2 Payment of Bills

- Per Treasurer Cadreau, total of bills to be paid is \$18,711.00. Council member Ewing made motion to accept report and to pay these bills, VP Tilghman second, all in favor motion passed.
- ARPA funds were deposited into the Borough's general fund account on September 9, 2022 for \$27,825.00.

7.3 Police and Fire Department

- No reports

7.4 Sewer Flow Report

- No reports

7.5 Code Enforcement office Report

- No reports

8. Council and Committee Reports

8.1 Council President Report

- President did attend the PSAB conference in Gettysburg.

8.2 Secretary Report

- Trying to help Treasurer with the 2021 L&I/REVENUE concerns by sending an email with directions for her to fill out so this can be cleaned up in order for Grant funding to be deposited.

8.3 Mayor Report

- No report

8.4 Park & Recreation

- Tuesday October 25 @ 2pm committee will get together to pack candy for Trunk or Treat on the 29th.
- President Daywalt will be sending out letter to companies in the area for 2023 sponsorship to cover the year events. The goal is to raise \$10,000 in sponsorships.

8.5 Historical Committee Report

- No report

8.6 Police & Fire Community Relations Report

- Fire Dept report from September reviewed by Council.

8.6 Streets Report

- PW employee Scott and VP Tilghman need to dig out the salt spreader in the garage to prepare it for the winter.

8.7 Planning & Zoning

- No report

8.8 Planning & Zoning

- PSAB has training classes for numerous items – President suggested that Council attend them.

8.9 Ordinance Review

- No new information at this time. Need to meet to continue working on Animal Ordinance.

9. Unfinished/Old Business

Mode House

- Borough's Solicitor Ellen Koopman spoke on the details. Concerns are that she does not want the borough to take over the land 'as is' in the event it is a toxic area. Ellen wants to see documentation of a soil survey. This cost would have to be priced out between Cleveland Cliffs and the borough. She is working with her co-workers on verbiage document back to Cleveland Cliffs on the 'wants and needs' from the borough.
- Ellen is working with Brandywine Conservancy; they gave her surveys of the property. There needs to be additional updated survey lines done because this is a *sub-division* of property between Cleveland Cliffs and the borough. Brandywine Conservancy is willing to help a lot on these plans.

- A new letter of reciprocity is needed to help with grants for the park/master planning stating what the value/cost of the land in order to use that amount to 'match' for a new Grant.
- President Daywalt and solicitor will look thru the Mode house files, because there was a letter from DCED or DCNR years ago stating what that land value was. Secretary Cloud gave all Mode House documents to solicitor for her review.

Ordinances:

- Emergency Service Tax will consider and may enacted at the public meeting on November 7, 2022 at 7:00 pm. EST Ordinance #161-2022 Draft was motion and approved at the September 6, 2022 Council meeting by VP Tilghman then second by Council member Frost. All Council members were in favor, motion passed. Ordinance has been advertised properly.
- There are three others that are in the draft state, awaiting on solicitor.

The county approved the petition to lower the council members from 7 to 5.

- This question will be on the ballot on November 8, 2022.

Grant Update

Brandywine Conservancy Mini Grant

- Waiting on disbursement of funds. The Grant amount is \$6K.

CRP Grant – Streets

- The County Granted Modena \$600K. Grant funds are good until December 2023. Jessica Adams, Borough Engineer is almost done in order for this to go to Council for review, once approved, out to bid.

LSA Grants – Equipment for Borough PW and Fire Department Equipment

- LSA Committee grant results will be announced at their November meeting.

902 Grant Round 59 & 60

- Modena has been awarded \$18, 000.00 for 250 new recycling bins. Reimbursement will be made to Borough, which takes 8-12 weeks
- Bins will be delivered to residents once the new recycling truck arrives along with education material and a revised Recycling Ordinance for 2023.

*****2nd Q 2021 Back taxes and L&I issues have be on going. Treasurer is working on cleaning this up in order for all reimbursements from all resources can be deposited in the bank account*****

Comprehensive Plan

- There will be a public meeting on November 7 to consider comments on the Comp Plan. Then on November 21, there will be a public hearing on the adoption. (Advertisement on dates have been submitted to the DLN)

Tropical Storm Ida/HMGP-Meredith Court

- South Brandywine Bridge repair: Waiting on FEMA/PEMA to close out the Grant application, and then deposit funds to Borough's account.
- Meredith Court: President Daywalt has ongoing meetings with FEMA. Waiting on notification on the Swift water Grant approval.
To have apartments built to current code, the cost is 3M, PEMA and FEMA want only to give 2M. President will research for more funding; roughly 1.9M more is needed.

10. New Business

- Local Tax Collection Law Update and Resolution #320-2022.
This is from the state; every taxing agency needs to adopt this resolution. When you buy a house, if the tax is not included in your escrow or mortgage nor you did not get a notice, one has a year to get benefit of this waiver to then pay. Motion to adopt this resolution was made by VP Tilghman, second by council member Ewing, all in favor, motion passed.

11. General Public Comments – limit of 3 minutes per person

- None

Meeting Adjourned

President Daywalt requested a motion to end the regular monthly meeting at 7:27 pm.
VP Tilghman made motion to end regular monthly meeting, Council member Ewing second, all in favor, motion passed.

Next Council Meeting

Which will follow the Comp Plan & EST meetings starting at 7:00pm; will be Monday November 7, 2022
@ TBD time at Borough Hall

President:

Secretary:

Date: