

East Norriton Township – Regular Meeting  
April 29, 2008

The Regular Meeting of the Board of Supervisors of East Norriton Township was called to order by the Chairman, Mr. Lewis McQuirns, at 7:07 p.m. on Tuesday, April 29, 2008, at the Township Municipal Building. Supervisors present were Lewis K. McQuirns, Donald J. Gracia, James K. Staufenberg, James J. Serratore and Karen “Kandy” Heckman.

Following roll call, Mr. Gracia offered a prayer and the Pledge of Allegiance was then recited by all in attendance.

The Chairman asked for a moment of silence in remembrance of Neal Cohen.

The Chairman introduced the first item on the agenda, Proclamation - Peter Quinn – Honored Colleague. The Chairman read the Proclamation that will be presented to Peter Quinn recognizing him as an honored colleague of East Norriton Township, the founding Executive Director of the Greater Valley Forge Transportation Management Association in 1990 and an active member of many professional organizations.

The Chairman introduced the next item on the agenda, Proclamation - Richard E. Williams – Dedicated Public Official. Township Manager, Helmuth Baerwald read the proclamation that was presented to Richard Williams who served as an Elected Township Auditor since January 2004.

The Chairman introduced the next item on the agenda, Reject Bids – Diesel/MTU Generator Set. Mr. Gracia made a motion to reject the Diesel/MTU Generator Set bids per Public Works Director, Joseph Sorgini’s memo dated April 24, 2008. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

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The Chairman introduced the next item on the agenda, Award Bid – Road Materials. Mrs. Heckman made a motion to award the Road Materials bid to Glasgow Inc. per Public Works Director, Joseph Sorgini's memo dated April 24, 2008. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

The Chairman introduced the next item on the agenda, Award Bid – Roadway Improvements and Overlay. Mr. Staufenberg made a motion to award the Roadway Improvements and Overlay bid to Joseph E. Sucher and Sons Inc. per Township Engineer, Robert E. Blue's recommendation. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

The Chairman introduced the next item on the agenda, Authorize Bids for Police Uniforms. Mr. Serratore made a motion to authorize advertisement of bids for the purchase of Police Uniforms for opening at the May regular meeting. After requesting any comments and there being none, the motion was seconded by Mr. Staufenberg and approved unanimously.

The Chairman announced that the Board of Supervisors met with the Norriton Fire Engine Company of Thursday, April 24, 2008 and in Executive Session earlier this evening to discuss matters of litigation and personnel.

Mr. Gracia made a motion to approve the minutes of the Special Meeting of March 10, 2008 and the Regular Meeting of March 25, 2008. After requesting any comments and there being none, the motion was seconded by Mrs. Heckman and approved unanimously.

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Nick Viglianese of 3105 Whitehall Road questioned the meeting minutes of the March 10<sup>th</sup> meeting and where they were copied from and their accuracy. Township Solicitor, Christen Pionzio replied to Mr. Viglianese.

The Chairman introduced the next item on the agenda, Greater Valley Forge TMA Presentation. Zoey Robertson of Greater Valley Forge Transportation Management Association gave a brief power point presentation about the association.

The Chairman introduced the next item on the agenda, Finance Reports for March 2008. Mr. Gracia made a motion to approve the Finance Reports for March, 2008. After requesting any comments and there being none, the motion was seconded by Mrs. Heckman and approved unanimously.

The Chairman requested that the reading of the Committee Reports for March, 2008 be deferred and also, commented that the Committee Reports were available on the table in the back of the meeting room. Mr. Staufenberg made a motion to approve the Committee Reports for March, 2008. After requesting any comments and there being none, the motion was seconded by Mrs. Heckman and approved unanimously.

Diane Viglianese questioned if the audio and video of the March 10<sup>th</sup> and the March 25<sup>th</sup>, 2008 meeting are kept and how long they would be kept for. Township Manager, Helmuth Baerwald advised Mrs. Viglianese that the video can be obtained by the people who produce the video. Mr. Viglianese stated that Mr. Baerwald's comment that the video can be obtained through the people who produce it, is false. Township Solicitor, Christen Pionzio advised Mr. Viglianese that he is welcome to bring his own stenographer. Township Manager, Helmuth Baerwald apologized if any erroneous

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information about obtaining the tape was given. Mr. Baerwald will speak with the people who produce the video.

The Chairman moved up New Business, #15 – Consider Swede Square Waiver Request and #16 – Resolution No. 2404 - Consider Accepting Dedication of Land from Swede Square Associates. Township Engineer, Bob Blue reviewed the waiver requests received from Cedar Shopping Centers, Inc. pertaining to the Swede Square Shopping Center. Township Solicitor, Christen Pionzio reviewed the dedication request and Resolution No. 2404. Mr. Staufenberg made a motion to approve the waiver requests as outlined in the letter dated April 16, 2008 from Cedars Shopping Centers, Inc. and confirmed by the Township Engineer. After requesting any comments and there being none, the motion was seconded by Mrs. Heckman and approved unanimously. Mrs. Heckman made a motion to adopt Resolution No. 2404 accepting the deeds of dedication from Swede Square Shopping. After requesting any comments and there being none, the motion was seconded by Mr. Staufenberg and approved unanimously.

Mr. Staufenberg introduced the first item under “Old Business”, Street Light Replacement program. Township Manager, Helmuth Baerwald reviewed that twenty-two street lights are to be replaced and the letter that will be sent to residents in the area. Mr. Staufenberg made a motion to approve the letter dated April 11, 2008 and authorize the start of the work. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

Mrs. Heckman introduced the next item on the agenda, Reserve at Penn Crossing Dedication. Township Solicitor, Christen Pionzio reported that this item is still being worked on.

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Mr. Staufenberg introduced the next item on the agenda, Liberty Bell Trail. Township Manager, Helmuth Baerwald reviewed the status on the trail. Mr. Staufenberg made a motion to authorize the Township Manager to poll the Board of Supervisors for a date for a special meeting with the affected residents along the Liberty Bell Trail that will be advertised. After requesting any comments and there being none, the motion was seconded by Mrs. Heckman and approved unanimously.

Mrs. Heckman introduced the next item on the agenda, Sanitary Sewer Lateral Repair Project. Township Manager, Helmuth Baerwald reviewed an April 21, 2008 memo from Assistant Township Manager, Donald Delamater. There are eleven properties of the two hundred and twelve properties that have not responded to the Township. There is some corrective work that needs to be completed by the contractor. The Township is patching the roads that were opened for the repairs.

Township Solicitor, Christen Pionzio reviewed the draft letter that will be sent to the eleven properties that have not responded to the township notifying the property owners of the pending liens for the sewer lateral repairs that need to be completed. Mr. Gracia made a motion to approve the letter to be sent to the property owners both regular and certified mail. After requesting any comments and there being none, the motion was seconded by Mr. Staufenberg and approved unanimously.

Mrs. Heckman introduced the next item on the agenda, Development and Construction Updates. Code Enforcement Director, Bryan Bortnichak reviewed that 2906 Reiner Road has purchased one EDU and submitted a sewer connection permit application to the Township. Mr. Staufenberg made a motion to allocate one of the EDU's that DEP has issued to 2906 Reiner Road. After requesting any comments and

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there being none, the motion was seconded by Mrs. Heckman and approved unanimously. Mr. Bortnichak reviewed the DeKalb Apartments project, the addition of two four story buildings with a total of seventy-two apartment units is slated to begin on May 5<sup>th</sup>, 2008.

Mr. Staufenberg introduced the next item on the agenda, Storm Drainage Issues/Projects. Township Engineer, Bob Blue reviewed: A. Briar Lane and Hillcrest Avenue watershed – Mr. Blue reviewed a power point presentation and that the work will be funded by the Evergreen Road developer; B. Storm water design plans for Lawnton Road, Lafayette and Springview Roads – no new update; C. 605 Meadowbrook Road – the Public Works Department is working on; D. Walgreen's storm drainage work – Mr. Blue reviewed a power point presentation outlining the work that is in the process of being done; and E. Proposal from Township Engineer – a modified proposal to perform a storm water survey of the township has been presented to the Board of Supervisors.

Mr. Gheorghe Craciun of 3102 Whitehall Road questioned if the Whitehall Road drainage project is finished and if curbs will be installed. Township Engineer, Bob Blue replied due to budgetary restraints that curbs will not be installed at this time.

Mrs. Heckman introduced the next item on the agenda, Traffic Issues. Township Manager, Helmuth Baerwald reviewed: A. Traffic study for traffic improvements on Township Line Road – no activity, Mrs. Heckman mad a motion to authorize the Township Manager to contact PADOT regarding a permit for the traffic signal at Swede Road and Township Line Road to provide a left turn signalization for traffic preversing on Township Line Road. East Norriton Township shares this intersection with Whitpain Township. After requesting any comments and there being none, the motion was

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seconded by Mr. Staufenberg and approved unanimously; B. Germantown Pike and Route 202 - PADOT has acquired the properties at this intersection, PADOT has agreed to work with the Township and Presidential Caterers to maintain these properties. The Township has alerted PADOT to the condition of the northbound left turn lane on Route 202. Mr. Baerwald reported that on behalf of the Board of Supervisors he wrote letters to the County Commissioners and to the Legislators regarding Germantown Pike and the need for their assistance on road improvements that were identified in the traffic studies of the year 2000 performed by the DVRPC and in 2003 performed by the county.

Mr. Staufenberg introduced the next item on the agenda, US Route 202 Widening. Township Manager, Helmuth Baerwald reported that the Township will be meeting with PADOT regarding the Route 202 widening project and the Williamstadt issue.

Mrs. Heckman introduced the next item on the agenda, Sanitary Sewer Issues. Stuart Rosenthal of Gilmore Associates reviewed: A. Germantown Pike Pumping Station Wet Well Expansion Study Proposal – working on refining the size of the structure to accommodate the surges and the siting issues; B. Stony Creek Stabilization Project and required repair – the sewer component is complete, the outstanding item is the restoration of the concrete blocks that were disturbed during a storm; C. Comparison of Flow Data – Norris City and Saw Mill Pumping Station – the Public Works Department is televising in the neighborhood and has uncovered a number of significant pipe problems both in the sewer mains as well as in some of the lateral connections. Mr. Rosenthal commented on the Expenditure Item – New Hope Pipe Liners final invoice -- Taft Road and Stony Creek slip lining projects he recommended the invoice for payment and that all the documentation is in order.

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Mr. Serratore introduced the first item under “New Business”, Resolution No. 2401 – Fixing time and place for Public Hearing to consider the East Norriton Township Comprehensive Plan. Township Manager, Helmuth Baerwald reviewed this item. Mr. Serratore made a motion to schedule the public hearing for Wednesday, June 11, 2008 at 7:00 p.m. at the East Norriton Middle School. After requesting any comments and there being none, the motion was seconded by Mrs. Heckman and approved unanimously.

Mr. Gracia introduced the next item on the agenda, Resolution No. 2402 – Amended Conditional Final approval for LD of Williamstadt. Township Manager, Helmuth Baerwald reviewed that the Township is not in agreement with the road improvements. Mr. Staufenberg made a motion to table this item until after the meeting with PADOT. After requesting any comments and there being none, the motion was seconded by Mrs. Heckman and approved unanimously.

Mr. Serratore introduced the next item on the agenda, Land Development and Parks and Recreation Ordinance. Township Solicitor, Christen Pionzio reviewed the Park and Recreation draft ordinance. Mr. Staufenberg made a motion to table this item to next month’s meeting. After requesting any comments and there being none, the motion was seconded by Mrs. Heckman and approved unanimously. Township Solicitor, Christen Pionzio reviewed the Land Development draft ordinance.

Mr. Gracia introduced the next item on the agenda, Resolution No. 2406 – Zoning hearing Board Alternate Member. Township Solicitor, Christen Pionzio reviewed Resolution No. 2406 establishing an alternate member for the East Norriton Township Zoning Hearing Board. Township Manager, Helmuth Baerwald reviewed resumes of people who in the past have applied to the Zoning Hearing Board and then recommended

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Ms. Lois M. Campana for consideration by the Board of Supervisors. Mrs. Heckman made a motion to appoint Ms. Lois M. Campana as an alternate Zoning Hearing Board member. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

Mr. Serratore introduced the next item on the agenda, Resolution No. 2403 – Montgomery County Grant Participation. Township Manager, Helmuth Baerwald reviewed Resolution No. 2403 approving the submission of an open space allocation to the Montgomery County Open Space Green Fields/Green Towns Program for the purchase of the Barrington property located at 401 West Township Line Road. Mr. Serratore made a motion to approve Resolution No. 2403. After requesting any comments and there being none, the motion was seconded by Mrs. Heckman and approved unanimously.

Mr. Gracia introduced the next item on the agenda, 800<sup>th</sup> Anniversary Celebration of Sister City – Treptow-Köpenick. Mr. Serratore read a letter the Township received from Bürgermeisterin, Ganriete Schöttler of our sister city, Treptow-Köpenick on the occasion of the Centennial of East Norriton Township dated March 28, 2008 and a response letter from Chairman, Lewis McQuirns to Bürgermeisterin, Gabriele Schöttler dated April 14, 2008 inviting the Bürgermeisterin to the dedication of the Centennial Garden in October.

Mr. Gracia introduced the next item on the agenda, Farm Park Maintenance Facility. This is an informational; Township Manager, Helmuth Baerwald reviewed a letter from Benjamin Hynes dated April 9, 2008 which approved the site selection on the NFP for a regional maintenance facility.

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Mr. Serratore introduced the next item on the agenda, Authorize preparation of School EDU's Ordinance Amendment. Township Manager, Helmuth Baerwald reviewed this ordinance amendment to conform our EDU calculations for schools to the schedule adopted recently by the East Norriton Plymouth Whitpain Joint Sewer Authority. Mr. Serratore made a motion to approve the preparation of the ordinance by the Sewer Engineer and Township Solicitor. After requesting any comments and there being none, the motion was seconded by Mr. Gracia and approved unanimously.

Mr. Gracia introduced the next item on the agenda, Audit Report of East Norriton Plymouth Whitpain Joint Sewer Authority – 2007. Mr. Gracia announced that the 2007 audit report for the East Norriton Plymouth Whitpain Joint Sewer Authority is available for public inspection at the Township building during regular business hours.

Mr. Serratore introduced the next item on the agenda, Audit Report of East Norriton Township - 2007. Mr. Serratore announced that the 2007 audit report for East Norriton Township is available for public inspection at the Township building during regular business hours.

Mr. Gracia introduced the next item on the agenda, DEP Grant Applications – Compost Screener and Truck Mounted Leaf Collection Machine. Township Manager, Helmuth Baerwald reviewed the DEP grant application to fund 90% of the cost of a compost screener which will be submitted as a joint grant application with Norristown Borough and West Norriton Township. Mr. Staufenberg made a motion to authorize the filing of the grant application. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously. Mr. Baerwald reviewed the DEP grant application for the purchase of a truck mounted self-contained

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leaf collection machine. Mr. Staufenberg made a motion to approve the filing of the grant application. After requesting any comments and there being none, the motion was seconded by Mrs. Heckman and approved unanimously.

Mr. Serratore introduced the next item on the agenda, Change of Township's Long Distance Carrier. Mr. Staufenberg made a motion to authorize the changing of the Township's long distance telephone carrier as recommended in a memorandum from the Finance Director, dated April 8, 2008. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

Mr. Gracia introduced the next item on the agenda, Consider Evergreen Terrace Waiver Request. Township Engineer, Bob Blue reviewed the waiver request dated April 15, 2008 for the use of HDPE pipe on the Evergreen Terrace project storm drainage collection system. Mr. Serratore made a motion to approve the waiver request. After requesting any comments and there being none, the motion was seconded by Mr. Gracia and approved unanimously.

Mr. Serratore introduced the next item on the agenda, Consider Scott Harrity Waiver Request. Township Engineer, Bob Blue reviewed the waiver request dated April 11, 2008 for the driveway to allow the width to be decreased from 16' to a 14' 8" wide driveway. Mr. Serratore made a motion to approve the waiver request. After requesting any comments and there being none, the motion was seconded by Mrs. Heckman and approved unanimously.

Mr. Serratore introduced the next item on the agenda, Resolution No. 2405 – Akram Jacob Amendment Final Approval. Code Enforcement Director, Bryan Bortnichak reviewed Resolution No. 2405 granting amended conditional preliminary /

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final approval of the application for subdivision and land development for Akram Jacob for the property located at 2601 Swede Road for a two lot subdivision. Mr. Serratore made a motion to approve Resolution No. 2405. After requesting any comments and there being none, the motion was seconded by Mrs. Heckman and approved unanimously.

Mr. Gracia introduced the next item on the agenda, Authorize preparation of Sewer Use Ordinance Amendment. Township Solicitor, Christen Pionzio reported this item is being reviewed.

Mr. Serratore introduced the next item on the agenda, Authorize Waiver of Permit Fees for the ENGAA. The Township has received a letter from the East Norriton Girls Athletic Association dated April 20, 2008 requesting the waiver of an electrical permit fee. Mr. Gracia made a motion to authorize the waiver of the permit fee. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

Notary, Diane Viglianese swore in Lois M. Campana as an Alternate Zoning Hearing Board member at this time in the meeting.

Mr. Gracia added an item to the agenda, Authorize to have Township Solicitor represent the Township at the May 14, 2008 Zoning Hearing Board meeting. Mrs. Heckman made a motion to approve the Township Solicitor attend the May 14, 2008 Zoning Hearing Board meeting on behalf of the Board of Supervisors. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

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Mr. Gracia introduced the next item on the agenda, Attendance Authorization. A. Evening at the Races Benefit for Elmwood Zoo – May 2, 2008; B. GVFTMA Annual Meeting – May 7, 2008; C. Interagency Council of Norristown Annual Luncheon - May 15, 2008; D. Annual Easy Norriton Fire Engine Company Banquet – May 17, 2008; E. Workers Comp Trust – Membership Retreat – June 22 – 24, 2008; and F. FBI Academy - Sergeant Boyer’s Graduation – June 5 – 6, 2008. Mr. Gracia made a motion to approve items A through F. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

Mr. Serratore introduced the next item on the agenda, Expenditure Authorization. A. General Code - \$2,662.50; B. State of the Township Report - \$2,896.00; C. Central Montco Tech School Ad - \$80.00; D. New Hope Pipe Liners Final Invoice – Taft Road - \$35,538.80 and E. 3004 Whitehall Road – Traffic Study Issue - \$275.00. Mr. Serratore made a motion to authorize items A through E. After requesting any comments and there being none, the motion was seconded by Mr. Staufenberg and approved unanimously.

Mr. Gracia reviewed the meeting schedule for April 28, 2008 through May 27, 2008.

Mr. Serratore introduced the next item on the agenda, Legislation. Township Manager, Helmuth Baerwald reviewed: Impact fees – House Bill 397 would amend the Municipalities Planning Code to expand local government’s authority to levy impact fees, which could be used to support local roads, police, recreation, fire and emergency services; Development moratoriums – House bill 904 would authorize the board of supervisors to enact a temporary moratorium, up to eighteen months, o new development

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while it revises a comprehensive plan, subdivision and land development ordinance, or a zoning ordinance; and Prevailing wages – Senate Bill 333 would amend the Pennsylvania Prevailing Wage Act to increase the compliance threshold for townships from \$25,000 to \$175,000 with an annual adjustment; Bid limits – Senate Bill 1074 and House Bill 456 would increase the limit from \$10,000 to \$25,000 for written bids.

There being no other business to come before the Board, the Chairman asked if there were any residents who wished to speak, Nick Viglianese of 3105 Whitehall Road stated at the March 10, 2008 and the March 25, 2008 meeting it was discussed that the township or the firehouse have the authority to land and take off helicopters at Whitehall Road and Germantown Pike. Mr. Viglianese claims to have looked into and could not find any authority. Ed Quinn of 2900 Tanglewood Lane stated he would like clarification in the future.

Mr. Gracia made a motion to adjourn the meeting at 9:30 p.m. After requesting any comments and there being none, the motion was seconded by Mr. Staufenberg and approved unanimously.

  
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 Helmuth J. Baerwald  
 Secretary

