

East Norriton Township – Regular Meeting
September 23, 2008

The Regular Meeting of the Board of Supervisors of East Norriton Township was called to order by the Chairman, Mr. Lewis McQuirns, at 7:03 p.m. on Tuesday, September 23, 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, the Chairman asked for a moment of silence for the Philadelphia police officer that was killed in the line of duty earlier today.

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

Police Chief, John McGowan introduced Sergeant Brandon Pasquale who has successfully completed his one year probationary period for the rank of Sergeant and recommended Sergeant Brandon Pasquale for permanent status. Mr. Staufenberg made a motion to approve Chief McGowan’s recommendation. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

Police Chief, John McGowan presented Sergeant Walters, Officers Thomson and McDermott with a Police Unit Commendation for their professional and decisive action on September 2, 2008 during a bank robbery of the PNC Bank on Germantown Pike. Chief McGowan also presented West Norriton Township Police Officer, William C. Sheppard with a Certificate of Commendation for assisting during the bank robbery.

Township Manager, Helmuth Baerwald read Resolution No. 2421 proclaiming Fire Prevention Week October 5th to October 11th, 2008. Mr. Serratore made a motion to

East Norriton Township – Regular Meeting
September 23, 2008

approve Resolution No. 2421. After requesting any comments and there being none, the motion was seconded by Mr. Staufenberg and approved unanimously.

The Chairman introduced the next item on the agenda, Affirmation of the Bid for Traffic Zone Paint and Hot Thermoplastic. Mr. Gracia made a motion to affirm the awarding of the Traffic Zone Paint and Hot Thermoplastic bid to Alpha Space Control Co, Inc., per Public Works Director, Joseph Sorgini's memo dated September 15, 2008. 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 in Executive Session earlier this evening to discuss matters of litigation and personnel. The Board also met on Saturday, September 20, 2008 to interview police candidates.

Mr. Serratore made a motion to approve the minutes of the Regular Meeting of August 26, 2008. After requesting any comments and there being none, the motion was seconded by Mrs. Heckman and approved unanimously.

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

The Chairman requested that the reading of the Committee Reports for August, 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 August, 2008. After requesting any comments and there being none, the motion was seconded by Mrs. Heckman and approved unanimously.

East Norriton Township – Regular Meeting
September 23, 2008

The Chairman asked if there were any questions of the committee reports, there were none.

The Chairman asked if there were any citizens to be heard; Ed Duffy of 206 W. Hartranft Blvd thanked Police Chief, John McGowan for the support of the Mission Kids fundraiser race at the Norristown Farm Park on Sunday, October 19th at 8:30 a.m.

Mr. Serratore introduced the first item under “Old Business”, Draft Zoning Ordinance Amendments. Township Solicitor, Christen Pionzio reviewed the proposed ordinance amendment for housekeeping items. Code Enforcement Director, Bryan Bortnichak reviewed the draft ordinance.

Mr. Gracia introduced the next item on the agenda, Reserve at Penn Crossing Dedication. Township Solicitor, Christen Pionzio reported there is no action at this time required. Township Engineer, Bob Blue reported that all the improvements have been completed except for the sanitary sewer issue.

Mr. Serratore introduced the next item on the agenda, Liberty Bell Trail Cost Estimates. Assistant Township Manager, Don Delamater reviewed the estimated cost from Simone and Collins for the construction of the trail was \$584,000.00 by a private contractor. It is believed that the cost will be significantly less if the work is performed by the Township’s Public Works Department. The funding for this project will come from the Parks and Recreation Capital fund. Virginia Fitzpatrick of Embassy Circle questioned the extreme cost of the trail and does not believe this trail will serve the Township. Ed Duffy of 206 West Hartranft Blvd expressed that the Farm Park is a safe place to walk in. Mike Price of 2918 North Whitehall Road would prefer trails and

East Norriton Township – Regular Meeting
September 23, 2008

sidewalks into the Farm Park. Nick Viglianese of Whitehall Road believes the money should be used for other trails.

Mr. Gracia introduced the next item of the agenda, Corrective Action Plan 3rd Quarter Report. Matt Brown of ARRO Consulting provided a report and reviewed the draft 3rd quarter report that will be submitted to the Department of Environmental Protection. Mr. Brown noted that the Township has completed all the milestones in the Corrective Action Plan. Mr. Brown stated that he is proposing that the DEP lift the moratorium and start the twelve month clock to lift the Consent Order and Agreement for the West End of the Township.

Mr. Serratore introduced the next item on the agenda, Sanitary Sewer Lateral Repair Project. Assistant Township Manager, Donald Delamater reviewed the status of the properties that were repaired by the Township and that the liens are scheduled to be recorded Thursday, September 25, 2008. Nick Viglianese of 3105 Whitehall Road stated that all the repairs have not been completed yet. He will provide the addresses of the repairs that have not been completed.

Mr. Gracia introduced the next item on the agenda, Sewer Inspection of Sub-areas 2 and 4. In House Engineer, Doug Jones provided the status of the inspections of Phase 2 of the Inflow and Infiltration project. ARRO inspected 293 of the 354 properties within subareas no. 2 and 4. Of the 293 properties inspected only one illegal sump pump connection was found.

Mr. Serratore introduced the next item on the agenda, Development and Construction Updates. Code Enforcement Director, Bryan Bortnichak reported: Gill Quarry - the Township has received a blasting permit application; the Township will

East Norriton Township – Regular Meeting
September 23, 2008

notify all the property owners West of Sunset Avenue prior to when the blasting begins. Mr. Bortnichak read a letter from Gill Quarries, Inc. received September 19, 2008 reviewing the blasting schedule. Mr. Bortnichak announced the Planning Commission meeting dates for Einstein Hospital, Wednesday, October 1, 2008 at 7:00 p.m. and Wednesday, October, 8, 2008 at 7:00 p.m. both at the East Norriton Middle School.

The Chairman announced the next item on the agenda, Storm Drainage Issues/Projects. Township Engineer, Bob Blue reported: A. Briar Lane and Hillcrest Avenue watershed – obtaining permit from the County Conservation District. B. Lawnton Road, Lafayette and Springview Roads – no new update; C. Walgreen’s – meet with property owner and developer who are working out a resolution to the issues; and D. Engineering proposal – proceeding.

Mr. Serratore introduced the next item on the agenda, Traffic Issues. Township Manager, Helmuth Baerwald reported: A. Township Line Road traffic improvements – no new update; B. Germantown Pike Corridor –reviewed with the Einstein developer; C. Traffic signal – Swede Road and Township Line Road – looking for permit from PADOT; and D. Right turn lane on Swede Road at Germantown Pike – progressing.

Mr. Gracia introduced the next item on the agenda, US Route 202 Widening. Township Manager, Helmuth Baerwald reported PADOT is planning to pave the Route 202 and Germantown Pike intersection.

Mr. Serratore introduced the next item on the agenda, Sanitary Sewer Issues. Stuart Rosenthal of Gilmore Associates reviewed: A. Preliminary design for Einstein Sanitary Sewer and B. Einstein Plan of Study – Act 537 – met with DEP and Einstein consultants to lay out the planning requirements and determine what is needed. DEP is

East Norriton Township – Regular Meeting
September 23, 2008

currently reviewing the scope of work; the study will proceed once it is approved by the DEP; and C. Draft Sewer Standards Ordinance (authorized for advertisement on August 26, 2008) will be advertised for consideration at the October regular meeting. Mr. Staufenberg made a motion to authorize advertisement for consideration at the October regular meeting. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously. Nick Viglianese of 3105 Whitehall Road questioned the need for additional connections if related to the Einstein project. Mr. Rosenthal reviewed the Act 537 Plan that projects various developments and future projects that will need to be incorporated into the facilities. Mr. Viglianese also questioned how the Planning Commission can review plans that will be revised. Code Enforcement Director, Bryan Bortnichak stated that Einstein has indicated that in the coming weeks the Township will receive a revised set of land development plans. Mr. Staufenberg made a motion to authorize the Act 537 Plan of Study. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

Mrs. Heckman introduced the first item under “New Business”, Resolution No. 2419 – Authorization to Dispose of Township Equipment. Township Manager, Helmuth Baerwald reviewed Resolution No. 2419. Mrs. Heckman made a motion to approve Resolution No. 2419. After requesting any comments and there being none, the motion was seconded by Mr. Staufenberg and approved unanimously.

Mr. Staufenberg introduced the next item on the agenda, Resolution No. 2420 – Authorization to participate in Cooperative Purchase. Township Manager, Helmuth Baerwald reviewed Resolution No. 2420. Mr. Staufenberg made a motion to approve

East Norriton Township – Regular Meeting
September 23, 2008

Resolution No. 2420. 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, Worcester Township Comprehensive Plan Update. Code Enforcement Director, Bryan Bortnichak reviewed this informational item.

Mr. Staufenberg introduced the next item on the agenda, East Norriton Residents Organization – September 3, 2008 letter. Township Manager, Helmuth Baerwald read an email from ENRO dated September 3, 2008. The Township supports maintaining the Farm Park as open space subject to public safety issues along Germantown Pike. Virginia Fitzpatrick of 6 Embassy Circle questioned the impact on the Einstein project with the financial problems in the County. Gheorghe Craciun of 3102 Whitehall Road questioned the article in the Philadelphia Enquirer about Einstein's debt.

Mrs. Heckman introduced the next item on the agenda, Norriton Business Campus Release of 36 EDU's (Lots 2 & 14). In House Engineer, Doug Jones reviewed the allocation of 36 EDU's to the Norriton Business Campus. Mr. Staufenberg made a motion to allocate the 36 EDU's to Norriton Business Campus subject to payment of the fees. After requesting any comments and there being none, the motion was seconded by Mrs. Heckman and approved unanimously.

Mr. Staufenberg introduced the next item on the agenda, Schedule Goals 2009 and Accomplishment 2008 meeting. Mrs. Heckman made a motion to schedule the Goals and Accomplishments meeting for Tuesday, October 21st, 2008 starting at 9:00 a.m. After requesting any comments and there being none, the motion was seconded by Mr. Gracia and approved unanimously.

East Norriton Township – Regular Meeting
September 23, 2008

Mrs. Heckman introduced the next item on the agenda, Township Policy on Inspection and Copying of Township documents. Mr. Staufenberg made a motion to authorize the Township Solicitor to update the Township's policy to conform to legislation which will take effect in 2009 for consideration at next month's meeting. After requesting any comments and there being none, the motion was seconded by Mr. Gracia and approved unanimously.

Mr. Staufenberg introduced the next item on the agenda, Ordinance Amendment – Chimineas. Code Enforcement Director, Bryan Bortnichak reviewed this item. Mr. Bortnichak explained that Chimineas are not regulated by the Fire Code but the 2009 Fire Code will regulate Chimineas which will take effect as of January 1, 2010. Nick Viglianese of 3105 Whitehall Road noted that there are materials that burn hot enough to burn through the metal barrel.

Mrs. Heckman introduced the next item on the agenda, Solid Waste Collection Ordinance Amendments. Assistant Township Manager, Donald Delamater reviewed the amendments to the Solid Waste Collection Ordinance. Mrs. Heckman made a motion to authorize advertisement of the ordinance for consideration at the October regular meeting. After requesting any comments and there being none, the motion was seconded by Mr. Gracia and approved unanimously. Frank Ricardelli of 2934 Whitehall Road asked how the residents can determine a certified hauler. Haulers must be registered with the state through DEP.

Mr. Staufenberg introduced the next item on the agenda, 2009 Minimum Municipal Obligation (MMO). Helmuth Baerwald reviewed the 2009 Minimum Municipal Obligations for the Police Pension Plan in the amount of \$269,029.00 and for

East Norriton Township -- Regular Meeting
September 23, 2008

the Employees' Pension Plan in the amount of \$ 140,984.00. Mrs. Heckman made a motion to affirm the 2009 Minimum Municipal Obligations. 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, PECO power interruption re: Swede Road right turn lane. Police Chief, John McGowan reviewed that there will be a power interruption scheduled to take place on Tuesday, October 7th, 2008. Those affected by the interruption are Timberlake Apartments, Briarwood Townhouses and a few houses in Stoney Creek Village.

Mr. Staufenberg introduced the next item on the agenda, MS4 Permit Extension. Assistant Township Manager, Donald Delamater reviewed this informational item and a letter received from the DEP dated September 10, 2008.

Mrs. Heckman introduced the next item on the agenda, Liquid Fuels Tax Fund Audit Report for 2006. Township Manager, Helmuth Baerwald reported that the Liquid Fuels Tax Fund Examination Report for 2006 is available for public inspection during normal business hours at the Township building. Mr. Baerwald reported that there were no findings except one small adjustment.

Mr. Staufenberg introduced the next item on the agenda, Budget Revisions and Adjustments. Assistant Township Manager, Donald Delamater reviewed the budget adjustments dated September 1, 2008. Mrs. Heckman made a motion to approve the adjustments. After requesting any comments and there being none, the motion was seconded by Mr. Staufenberg and approved unanimously.

East Norriton Township – Regular Meeting
September 23, 2008

Mrs. Heckman introduced the next item on the agenda, Hillcrest Shopping Center Detention Basin Deed of Dedication. Township Solicitor, Christen Pionzio reviewed that the deed is finalized. Mr. Staufenberg made a motion to authorize the Chairman and Township Manager to execute the deed of dedication. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

Mr. Staufenberg introduced the next item on the agenda, Centennial Program Schedule and Fundraising. Mr. Serratore reviewed the pending Centennial Program Schedule and thanked all of the residents who have sent in their contributions. The Chairman announced that there be will a Silent Auction and dinner to be held at the Presidential Caterers on Thursday, October 2nd, 2008 beginning at 6:00 p.m. Tickets are available for the price of \$25.00 which entitles the attendee to food and drink at the event.

Mrs. Heckman introduced the next item on the agenda, Request Removal of property at 835 West Germantown Pike from Historic Resources List. The Historical Advisory Committee has received a letter from the property owners of 835 West Germantown Pike requesting the Board of Supervisors remove their property from the Township's Historic Site List. The Historical Advisory Committee approved the removal at their meeting on September 22, 2008. Mr. Staufenberg made a motion to approve the removal of 835 West Germantown Pike from the Historical Structure Inventory. After requesting any comments and there being none, the motion was seconded by Mr. Gracia and approved unanimously.

Mr. Staufenberg introduced the next item on the agenda, Attendance Authorization. A. NATaT Conference – September 29, 2008 through October 2, 2008;

East Norriton Township – Regular Meeting
September 23, 2008

B. AGRIP Conference – October 25, 2008 through October 29, 2008 – Township Manager (no fee); and C. PSATS Committees meetings – November 5, 2008 through November 6, 2008. Mr. Staufenberg made a motion to approve items B and C. 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, Expenditure Authorization. A. Township Comprehensive Plan Printing - \$3,430.00 - \$3,645.00; B. History Book/Program Booklet Printing – share cost of \$23,475.00 with Township; C. Trail in front of Township Building at the Centennial Friendship Garden - \$14,017.00; D. Proposed Bocce Court Location and Design Plan – not to exceed \$10,000.00; and E. Storm Drainage Work (Heuer Easement) - \$1,000.00. Mr. Gracia made a motion to approve items A through E. After requesting any comments and there being none, the motion was seconded by Mr. Staufenberg and approved unanimously.

Mr. Staufenberg reviewed the meeting schedule for September 23rd through October 28, 2008. With the addition of the Goals and Accomplishments meeting for Tuesday, October 21, 2008 at 9:00 a.m.

Mr. Heckman introduced the next item on the agenda, Legislation. Township Manager, Helmuth Baerwald reported: Workers' Compensation Disease Presumption, Open Space Preservation, MPC Amendments, Federal Legislation of Interest – Federal Housing Bill and Identify Theft: FTC's Red Flag Rules.

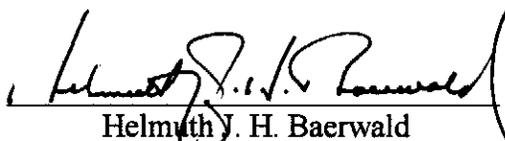
Mr. Serratore questioned the impact on the new sewer laterals with the blasting that will take place again at Gill Quarries. Mr. Staufenberg made a motion to authorize the Township Manager to send a letter to Gill Quarry notifying them of the potential

East Norriton Township – Regular Meeting
September 23, 2008

liability issues. Virginia Fitzpatrick of 6 Embassy Circle questioned how the residents can prove the blasts caused the problems. After requesting any additional comments and there being none, the motion was seconded by Mr. Gracia and approved unanimously.

There being no other business to come before the Board, the Chairman asked if there were any residents who wished to speak, Chief, George Myers of the Norriton Fire Engine Company asked for the support of the Township with residential sprinkler regulations. There is a need for change in the building codes based on the fire in Conshohocken.

Mr. Staufenberg made a motion to adjourn the meeting at 9:33 p.m. After requesting any comments and there being none, the motion was seconded by Mrs. Heckman and approved unanimously.



Helmut J. H. Baerwald
Secretary

