

East Norriton Township – Regular Meeting
October 28, 2008

The Regular Meeting of the Board of Supervisors of East Norriton Township was called to order by the Chairman, Mr. Lewis McQuirns, at 7:05 p.m. on Tuesday, October 28, 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.

Boy Scout Ryan Edde from St. Titus Troop 622 led the Pledge of Allegiance that then was recited by all in attendance.

The Chairman asked for a moment of silence for Vincent Palaia and Mary Scurry.

Police Chief, John McGowan introduced Sergeant Matthew Brannen who has successfully completed his one year probationary period for the rank of Sergeant and recommended Sergeant Matthew Brannen 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.

The Chairman introduced the next item on the agenda, Authorize Bid Advertisement (December Meeting) Sewer Rehabilitation Rahway and Old Arch Road area. Stuart Rosenthal of Gilmore & Associates, Inc. reviewed the proposed work. Mr. Staufenberg made a motion to authorize bid for advertisement for consideration at the December regular meeting. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

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The Chairman announced that the Board of Supervisors met on October 21st, 2008 for Goals and Accomplishments meetings and in Executive Session earlier this evening to discuss matters of litigation and personnel.

Mr. Serratore made a motion to approve the minutes of the Regular Meeting of September 23, 2008. After requesting any comments and there being none, the motion was seconded by Mr. Gracia and approved unanimously.

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

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

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, there were none.

The Chairman introduced the next item on the agenda, Presentation by Montgomery County Department of Public Safety – Community Alert System. Joe Fineran from Montgomery County Department of Public Safety reviewed the Community

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Alert System. Residents can find a link to this service on the East Norriton Township website.

The Chairman introduced the next item on the agenda, Presentation by Comcast of Broadcast Digital Television “DTV”. Robin Holts, Director of Government Affairs of Comcast reviewed the transition from analog format to digital. In order to continue to receive broadcast signals from analog TV’s consumers can: purchase a digital convertor box to use with their current TV’s, purchase a new digital TV or connect their analog TV to the service provided by your local cable company or another video service provider. Ms. Holts answered a few questions from our residents.

Mr. Serratore introduced the first item under “Old Business”, Ordinance No. 509 – Amending Township Standards Regulating Sewer Manhole Connection. Stuart Rosenthal of Gilmore & Associates, Inc. reviewed Ordinance No. 509 regulating sewer manhole connections. Mr. Serratore made a motion to approve Ordinance No. 509. After requesting any comments and there being none, the motion was seconded by Mr. Staufenberg and approved unanimously.

Mr. Gracia introduced the next item on the agenda, Reserve at Penn Crossing Dedication. Township Solicitor, Christen Pionzio reported that the paperwork is not in order yet.

Mr. Serratore introduced the next item on the agenda, Ordinance No. 510 – Amendments Solid Waste Collection Ordinance. Township Solicitor, Christen Pionzio reviewed that this was a DEP requirement of items that were missing from our ordinance. Mr. Serratore made a motion to adopt Ordinance No. 510. After requesting any

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comments and there being none, the motion was seconded by Mrs. Heckman and approved unanimously.

Mr. Gracia introduced the next item on the agenda, Corrective Action Plan 3rd Quarter Report. Assistant Township Manager, Donald Delamater reported that the 3rd quarter report was submitted to DEP, part of the report the Township is asking the twelve month period to begin which the Township encounters will monitor any overflows within the next twelve months. Mr. Delamater reported that with all the rain today there were no overflows at the Germantown Pumping Station.

Mr. Serratore introduced the next item on the agenda, Sanitary Sewer Lateral Repair Project. Assistant Township Manager, Donald Delamater reported that all the repairs have been completed and the liens were filed on September 28, 2008. Nick Viglianese of 3105 Whitehall Road questioned if the repairs that he pointed out were addressed and if the lien for the property he brought to the Township's attention was liened. Township staff and Supervisors addressed Mr. Viglianese questions.

Mr. Gracia introduced the next item on the agenda, Sewer Lateral Inspection of Sub-areas 2 & 4. Staff Engineer, Doug Jones reported that ARRO Consulting completed the inspections and a final report is to be issued.

Mr. Serratore introduced the next item on the agenda, Gill Quarry Blasting Permit and Status Report. Code Enforcement Director, Bryan Bortnichak reported that two blasting permits were issued to Gill Quarry. Mr. Gill has been in contact with the Township regarding the fees that were charged and DEP requirements. The Solicitor's office reviewed the legislation and determined that the blasting permits do not need to be issued and the permit fess not charged. Mr. Staufenberg made a motion to refund the

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permit fees that were charged. After requesting any comments and there being none, the motion was seconded by Mrs. Heckman and approved unanimously. Ken Christovich of 2937 Tanglewood Lane questioned if the blasting schedule times will change now that a permit does not have to be issued. Code Enforcement Director, Bryan Bortnichak is not aware of time restriction with the DEP permit for blasting, Mr. Gill did voluntarily limit blasting between the hours of 8:00 a.m. and 5:00 p.m. Deb Knobby of 3100 North Wales Road asked what side of the quarry are they blasting. Mr. Bortnichak reviewed the area of the quarry where the blasting is taking place.

Mr. Gracia introduced the next item on the agenda, Hillcrest Shopping Center Deed of Dedication. Township Solicitor, Christen Pionzio reviewed the termination of easement.

Mr. Serratore introduced the next item on the agenda, Township Policy in Inspection and Copying of Township documents. Township Solicitor, Christen Pionzio reviewed that the Township has to amend our records ordinance that will be effective January, 2009. The draft ordinance will be ready for the November regular meeting. Deb Knobby of 3100 North Wales Road asked if the ordinance will affect the residents requesting information. Ms Pionzio stated there will be a new form and more material will be available to residents.

Mr. Gracia introduced the next item on the agenda, Developments and Construction Updates. Code Enforcement Director, Bryan Bortnichak reviewed the progress of DeKalb Apartments and the McDonalds on Route 202.

Mr. Serratore introduced the next item on the agenda, Pediatric Medical Associates Petition. Code Enforcement Director, Bryan Bortnichak reported on this

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informational item; the Township received a letter from the Department of Labor and Industry regarding accessibility appeal. The concrete ramp that leads from the handicap walk way to the front door of Unit #160 exceeds the maximum slope that is permitted in the accessibility standard.

Mr. Gracia introduced the next item on the agenda, Einstein Hospital Project Revised Preliminary Plan. Code Enforcement Director, Bryan Bortnichak reported that Einstein was before the Planning Commission on October 1st and October 8th, 2008 and received a unanimous recommendation for approval of their preliminary plan. Einstein has since revised the preliminary land development plans, the revised plans were received yesterday and have been distributed to the Township consultants yesterday. Mr. Bortnichak recommended that the Board of Supervisors schedule a special public meeting to review the application. Mrs. Heckman made a motion to schedule the Einstein special public meeting for Wednesday, November 19, 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 Mr. Gracia and approved unanimously. Mr. Bortnichak stated that the regular Planning Commission scheduled for the day will be rescheduled. Deb Knobby of 3100 North Wales Road expressed that during the last Planning Commission meeting many questions and concerns came up at the meeting and hopes that after the Board of Supervisors reviews the meeting minutes they will make sure Einstein follows through. Diana Viglianese of 3105 Whitehall Road asked if the October 1st and 18th Planning Commission meeting minutes will be available to the public prior to the November 19th, 2008 meeting. Township staff reported as soon as they are approved they are public record. Nick Viglianese of 3105 Whitehall Road talked about the wetlands on

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the Wood's property and asked if the parking lots cover the wetlands. He also stated that the EPA has visited the site. Gheorghe Craciun 3102 Whitehall Road questioned if the plans he has are the plans that Einstein has resubmitted. Mr. Bortnichak stated that no, the plans that Mr. Craciun has are the old plans.

Mr. Serratore introduced the next item on the agenda, Agreement of Sale Barrington Property. Township Solicitor, Christen Pionzio reviewed the agreement of sale of the Barrington property. Mr. Serratore made a motion to execute the agreement of sale. 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, Storm Drainage Issues/Projects. Township Engineer, Bob Blue reported that the only new update is C. Walgreen's storm drainage work – the contractor does have to do the restoration work.

Mr. Serratore introduced the next item on the agenda, Traffic Issues. Assistant Township Manager, Donald Delamater reported: on the recent Transportation Funding Forum held by the County Commissioners. Staff Engineer, Doug Jones reviewed an email received from a resident with concerns regarding the intersection of New Hope Street, Marielle Lane and Belvoir Road. Police Chief, John McGowan and Staff Engineer, Doug Jones checked out the intersection and recommended in their memo dated September 23, 2008: 1. Restriping the line between the through lane and the right hand turn lane, to actually delineate a right turn lane. 2. Place a sign at the beginning of the lane "Right Turn Only", 3. Paint right arrows in the lane and 4. Add a second stop sign bar at Marielle Lane and New Hop Street. Mr. Staufenberg made a motion to approve the recommendations made in the September 23, 2008 memo. After requesting

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any comments and there being none, the motion was seconded by Mr. Gracia and approved unanimously. Ken Christovich of 2937 Tanglewood Lane asked when the speed sensor on Potshop Road will be operating. Police Chief, John McGowan reported that the Township is waiting for PECO to connect the power. Mr. Christovich expressed concerns with the positioning of the speed sensor located on Potshop Road.

Mr. Gracia introduced the next item on the agenda, US Route 202 Widening. Assistant Township Manager, Donald Delamater reported that the PADOT contractor is to schedule the work on Route 202 the first week of November.

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 - included with the resubmission of the plans; and B. Einstein Plan of Study – Act 537 will address the sizing and storage requirements associated with the pump station study that is under way. A draft study will be presented to the Board of Supervisors in a few weeks.

Mrs. Heckman introduced the first item under “New Business”, 2009 Preliminary Budget Presentation. Assistant Township Manager, Donald Delamater provided a brief presentation of the 2009 budget. Mr. Gracia made a motion to authorize advertisement of the proposed budget. 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, Resolution No. 2422 – Fixing Time/Place for a Public Hearing – Zoning Ordinance Text Amendments. Mr. Garrity the applicant’s attorney reviewed the amendment involving the RR-Residential Retirement district. Mr. Serratore made a motion to schedule a Public Hearing for

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Thursday, December 11, 2008 at 7:00 p.m. 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, Resolution No. 2423 – Fixing Time/Place for a Public Hearing – Housekeeping amendments. Code Enforcement Director, Bryan Bortnichak outlined the housekeeping amendments to reviewed. Mrs. Heckman made a motion to schedule a Public Hearing for Thursday, December 11, 2008 at 8:00 p.m. 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, Resolution No. 2424 – Authorizing the Distribution of the General Municipal Pension System State Aid. Assistant Township Manager, Donald Delamater read Resolution No. 2424 recommending the General Municipal Pension System State Aid be distributed as follows: \$198,579.00 allocated to the Police Pension Plan, \$69,072.80 allocated to the Non-Uniformed Employees' Pension Plan and the Township must contribute \$69,617.30 to the Non-Uniformed Employees' Pension Plan by December 31, 2008. Mr. Gracia made a motion to approve Resolution No. 2424. 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, Public Safety Ordinance. Police Chief, John McGowan reviewed that the draft ordinance is to insure that the Township's radio system is operable with the possibility of the Einstein hospital being built. Mrs. Heckman made a motion to advertise the draft ordinance for possible consideration at the November regular meeting. After requesting any comments and

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there being none, the motion was seconded by Mr. Staufenberg and approved unanimously.

Mr. Staufenberg introduced the next item on the agenda, Resolution No. 2425 – PennDOT Master Casting Agreement. Staff Engineer, Doug Jones reviewed the agreement that allows PennDOT to incorporate any adjustments to Township owned facilities, such as sanitary sewer manholes, into their paving and construction contracts for work done on State roads. Mr. Staufenberg made a motion to execute the agreement with PennDOT. 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, Consider Waiver of Permit fees for Cub Scout Pack #389. Code Enforcement Director, Bryan Bortnichak reviewed a request received from Cub Scout Pack #389 for waiver of fees for their annual Christmas tree sale at Paul V. Fly Elementary School of December 5, 6 and 7, 2008. Mrs. Heckman made a motion to approve the waiver of fees as requested. 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, Norriton Fire Engine Company Deferred Benefit Plan Amendment. Assistant Township Manager, Donald Delamater reviewed the amendment to the Norriton Fire Engine Company Deferred Benefit Plan. Mr. Staufenberg made a motion to approve the amendment. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

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Mrs. Heckman introduced the next item on the agenda, Montgomery County Planning Commission 2007 Housing Reports. Code Enforcement Director, Bryan Bortnichak provided a brief presentation on this report.

Mr. Staufenberg introduced the next item on the agenda, Attendance Authorization. A. GVFTMA Conference – November 17, 2008; B. Gun Instructor Training – Officer Thompson - \$650.00; and C. Chamber of Commerce Citizen of the Year Award – November 20, 2008. Mr. Serratore made a motion to approve items A through C. 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, Expenditure Authorization. A. NAHS Hall of Champion Book – Full page ad \$100.00; B. Additional Contribution to the NFEC Deferred Benefit Plan - \$4,000.00; C. Foundation Free Enterprise Education Scholarship - \$525.00 (paid for by IDA); and D. Bocci Court – Planning and Engineering Proposal - \$19,865.00 (estimated). Mrs. Heckman made a motion to approve item A through D. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

Mr. Staufenberg reviewed the meeting schedule for October 28, 2008 through November 28, 2008.

Mrs. Heckman introduced the next item on the agenda, Legislation. Mr. Gracia read: Sewer System Hook-up Exemptions Senate Bills 461, 462 and 463 amend the Borough, First and Second Class Township Codes, respectively. These bills require governing bodies to grant a religious exemption for sewer system hook-up if the applicant applies for such an exemption and provide a statement explaining why his or

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her religious beliefs conflict with the municipal requirement to connect to the public sewer system.

There being no other business to come before the Board, the Chairman asked if there were any residents who wished to speak, Ken Christovich of 2937 Tanglewood Lane complimented the Board of Supervisors and staff on the Comprehensive Plan. Mr. Christovich reviewed the percentages referenced in the Montgomery County Housing Units Built Report and the Montgomery County Median Prices for Housing Report 2007. Mr. Christovich also spoke about the Norristown Area School District budget and Act 1. Mr. Christovich reviewed that the Homestead exemption is only good for three years and residents should look into.

Mr. Staufenberg made a motion to adjourn the meeting at 9:50 p.m. After requesting any comments and there being none, the motion was seconded by Mrs. Heckman and approved unanimously.


 Helmut H. Baerwald
 Secretary

