East Norriton Township – Regular Meeting
August 25, 2009

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, August 25, 2009, 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 announced that the Board of Supervisors met earlier this evening in Executive Session to discuss matters of litigation and personnel. The Board of Supervisors also met on August 20, 2009 to interview applicants for the Township Consulting Engineer position.

The Chairman called on Police Chief, John McGowan who introduced Timothy Brennan who was sworn in by Assistant Township Manager, Larry Brown as the Township's newest Police Sergeant.

The Chairman called on Ben Hynes who was sworn in by Assistant Township Manager, Larry Brown as an Elected Auditor to fill the open position for the remainder of Eleanor Yaworski's 2009 term.

The Chairman introduced the next item on the agenda, Awarding of Bid for Portable Trailer Mounted Generator. The Chairman read a memo from Staff Engineer, Doug Jones dated August 15, 2009 recommending the bid for the portable mounted generator be awarded to Goodwin Pumps of America, Inc. for $32,950.00. Mr. Staufenberg made a motion to approve Mr. Jones' recommendation to award the bid to

Goodwin Pumps of America, Inc. for $32,950.00. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

Mrs. Heckman made a motion to approve the minutes of the Regular Meeting of July 28, 2009. 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, Finance Reports for June, 2009. Mr. Staufenberg made a motion to approve the Finance Reports and Receipts and Warrants for July, 2009. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

The Chairman requested that the reading of the Committee Reports for July, 2009 be deferred and also commented that the Committee Reports were available on the table in the back of the meeting room.

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 first under "Old Business", Ordinance No. 520 – Contractor Registrations. Township Solicitor, Christen Pionzio reviewed Ordinance No. 520 - amending the code of East Norriton Township. Mr. Staufenberg made a motion to approve Ordinance No. 520. 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, Waiver Request for Stormwater Management Regulations at Township Line Road and Arch Road. Staff Engineer, Doug Jones reviewed the waiver request from PADOT's enginner and

recommended supporting the request. Mr. Staufenberg made a motion to approve the waiver. After requesting any comments and there being none, the motion was seconded by Mrs. Heckman and approved unanimously.

Mr. Garcia introduced the next item on the agenda, Resolution No. 2449 – Signal Controller Upgrade. Staff Engineer, Doug Jones reviewed Resolution No. 2449 establishing specifications for the installation, upgrade or modification of traffic signal equipment located within the municipal boundaries of East Norriton Township. Mr. Garcia made a motion to approve Resolution No. 2449. After requesting any comments, the motion was seconded by Mrs. Heckman and approved unanimously. Kevin Dyson of 2996 Brambling Lane questioned the or equal provision in the resolution. Nick Viglianese of 3105 Whitehall Road questioned would the patents of the equipment limit the replacement. Doug Jones addressed the questions.

Mr. Serratore introduced the next item on the agenda, DEP Act 537 Special Study. Stuart Rosenthal of Gilmore & Associates, Inc. reported that the Special Study was submitted to DEP in May 2009 and a meeting has been scheduled with DEP for September 21st, 2009.

Mr. Gracia introduced the next item on the agenda, Centennial Time Capsule. Assistant Township Manager, Larry Brown reported that the event will take place on Tuesday, October 27th, 2009 at 5:00 p.m.

Mr. Serratore introduced the next item on the agenda, Development and Construction Updates. Code Enforcement Director, Bryan Bortnichak provided an update on: 317 West Germantown Pike a building permit has been issued for the first building and the second building permit should be issued next year; Village of Caralea

work has begun; DeKalb Apartments nearing completion, a prefinal punch list has been issued; and the Williamstadt development has done some grading and is ready to do some infrastructure improvements.

Mr. Gracia introduced the next item on the agenda, Storm Drainage Issues/Projects. Staff Engineer, Doug Jones provided an update on: A. Briar Lane drainage project. Jack Darrohn of 605 Briar Lane commented that a lot of water is still coming down Briar Lane. Mr. Jones noted the planning to reduce the size of the pipe used to slow down the release of water. Dan DeLuca of 603 Briar Lane commented that water comes from Hillcrest Avenue, the church property, which adds to the problem. B. Meadowbrook Road – Mr. Jones reviewed his memo dated August 25, 2009 and referenced pictures on the smart board. Mr. Staufenberg asked for cost estimate. Mr. Jones reported the initial phase will be approximately $2,000.00, the next phase approximately $5,600.00 and replacing the pipe approximately $27,000.00. Mr. Staufenberg stated that the township needs to develop a process to prioritize and fund these projects. Township Manager, Donald Delamater stated that township staff will work on identifying all the problem areas and prioritizing and funding. Mr. Staufenberg made a motion to do phase one and not to exceed $2,000.00. After requesting any comments, the motion was seconded by Mr. Serratore and approved unanimously. Kevin Dyson of 2996 Brambling Lane noted how water hits the concrete wall and shoots onto the Papiernik property and the erosion that is creating sinkholes. Staff Engineer, Doug Jones reviewed that the NPDES existing permit will be extended for an additional year with DEP. Mr. Gracia questioned the right of way problems. Mr. Jones reviewed that there was an issue in front of 205 East Johnson Highway (Towne Manor facility)

with a collapsed storm water pipe. Mr. Jones stated that PADOT is attempting to give all storm water facilities parallel to their road to municipalities. Mr. Staufenberg asked Mr. Jones to notify the Fire Department to use the other entrance due the existing piping problem.

Mr. Serratore introduced the next item on the agenda, Traffic Issues. Staff Engineer, Doug Jones provided an update on: the 2009 Road paving program is completed; Montgomery County Upgrade project is scheduled to begin in September; the School Flashing Signals projects Mr. Jones is working on with contractors for pricing; and Williamstadt sanitary sewer tie in work is scheduled to begin next week.

Mr. Gracia introduced the next item on the agenda, Sanitary Sewer Issues. Stuart Rosenthal of Gilmore & Associates, Inc. provided an update: A. Special Study and Sewer Planning Module as it pertains to the Einstein Hospital project – meeting with DEP to review status; B. Sanitary Sewer Rehabilitation work – slip lining manhole project has been completed, two lateral repairs remain to be completed and two of the four point repairs are done. Mr. Rosenthal stated that everything should be completed before next month's meeting; and Draft Sanitary Sewer Construction Standards Ordinance – a draft ordinance was given to Doug Jones and Ed White for review and comments.

Mr. Staufenberg introduced the first item under "New Business", Resolution No. 2466 – Dedication of ROW – Whitehall Road and Germantown Pike. Code Enforcement Director, Bryan Bortnichak reviewed Resolution No. 2466 accepting dedication of the area between the legal and ultimate right of way lines on Whitehall Road for the Whitehall Convenience, LP project at Whitehall Road and Germantown Pike. Mrs. Heckman made a motion to approve Resolution No. 2466. After requesting any

comments, the motion was seconded by Mr. Gracia and approved unanimously. Nick Viglianese of 3105 Whitehall Road questioned the distance of the project and who is funding the project.

Mrs. Heckman introduced the next item on the agenda, Resolution No. 2467 – Professional Services Agreement. Code Enforcement Director, Bryan Bortnichak reviewed Resolution No. 2467 establishing the contract for professional services to be used for subdivision and land development applications and establishing a signatory for the agreement. Mrs. Heckman made a motion to approve Resolution No. 2467. After requesting any comments, the motion was seconded by Mr. Serratore and approved unanimously.

Mr. Staufenberg introduced the next item on the agenda, Resolution No. 2468 – Schedule Public Hearing to amend Sign Ordinance. Code Enforcement Director, Bryan Bortnichak and Township Solicitor, Christen Pionzio reviewed Resolution No. 2468. Mrs. Heckman made a motion to schedule a public hearing for Tuesday, October 27, 2009 at 6:30 p.m. After requesting any comments, the motion was seconded by Mr. Serratore and approved unanimously. Rick Williams of 516 Barbara Drive requested a copy of the ordinance.

Mrs. Heckman introduced the next item on the agenda, Appointment of Township Representative for County's Earned Income Tax Committee. Township Manager, Donald Delamater reviewed this item. Mr. Staufenberg made a motion to appoint Township Manager, Donald Delamater as the Township's representative on the County's Earned Income Tax Committee and appoint the Assistant Township Manager, Larry Brown as

the alternate. 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, Mission Kids – Waiver of Permit Fees. Code Enforcement Director, Bryan Bortnichak reviewed a letter dated August 12, 2009 from Mission Kids requesting a waiver of all applicable permit and U & O fees for 160 West Germantown Pike. Mr. Staufenberg made a motion to waive the applicable fees. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

Mrs. Heckman introduced the next item to be added to the agenda, Williamstadt Waiver Request. Staff Engineer, Doug Jones reviewed a waiver request from Philomeno & Salamone dated August 21, 2009. Mr. Staufenberg 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. Staufenberg introduced the next item on the agenda, Resolution No. 2469 – Advertise two police vehicles for sale. Mrs. Heckman made a motion to approve Resolution No. 2469 authorizing the advertisement of two vehicles for bid and opening at the September regular meeting. 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, Compost Facility Operator. Township Manager, Donald Delamater reviewed that East Norriton, West Norriton and Norristown will not be renewing the compost agreement with ELS and will request proposals from other companies to operate the two composting sites located on the Farm Park grounds. Mrs. Heckman made a motion to authorize the request from

other companies for proposals to operate the two composting sites. After requesting any comments, the motion was seconded by Mr. Staufenberg and approved unanimously. Kevin Dyson of 2996 Brambling Lane questioned if the township can get money back for work not completed. Nick Viglianese of 3105 Whitehall Road asked how a resident can get compost from the site.

Mr. Staufenberg introduced the next item on the agenda, Authorize Pavement Markings Bids. Staff Engineer, Doug Jones reviewed the request for bids for thermoplastic markings at intersections as well as long line markings to include double yellow centerline and single white lane and edge lines. Mr. Staufenberg made a motion to authorize the advertisement for pavement marking bids and for the bids to be opened by staff one week prior to the September regular meeting date and consideration by the Board of Supervisors at the September regular meeting. 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, Township Consulting Engineer Appointment. Township Manager, Donald Delamater reviewed the process that took place for the appointment of a new Township Consulting Engineer. Mr. Staufenberg made a motion to appoint Woodrow & Associates as the Township Consulting Engineer with an effective date of September 1, 2009. Fixing the compensation as follows: Principal of firm - $99.00/hour; Senior Engineer - $90.00/hour; Project Engineer - $73.00/hour; Drafts Person Designer - $67.00/hour; Construction Observer I - $55.00/hour; Construction Observer II - $54.00/hour; Field Survey Crew (2 Man) - $120.00/hour; Administrative Assistant - $43.00/hour; Plan copies $1.50/24 x 26

plan sheet; and Mileage - .62/mile. Due to existing commitment we recommend that Gilmore & Associates perform all consulting engineering services for any projects that Woodrow & Associates have a conflict with (317 Germantown Pike office court and Williamstadt Development). After requesting any comments, the motion was seconded by Mrs. Heckman with Mr. Serratore opposing. Nick Viglianese of 3105 Whitehall Road questioned the reason for replacing the Blue firm after twenty plus years.

Mr. Staufenberg introduced the next item on the agenda, State Police Coverage Legislation. Mr. Staufenberg reviewed House Bill 1500 which would mean higher taxes for Township residents statewide.

Mrs. Heckman introduced the next item on the agenda, Expenditure Authorization. A. Bocce Courts Construction Plans – not to exceed $29,915.00; and B. Application for payment #2 – sewer slip lining - $69,324.05. Mrs. Heckman made a motion to approve items A and B. After requesting any comments, the motion was seconded by Mr. Gracia and approved unanimously. Art Scaltrito of 1011 Bunting Road questioned what the construction of the Bocce Court is and how the amount was arrived at.

Mr. Staufenberg introduced the next item on the agenda, Attendance Authorization. A. MCATO Fall Convention – Presidential Caterers; B. Police Department Training – Officers Caso and Myers for "The Ultimate Supervisor" Training - $129.00 per Officer; C. Police Training – Street Level Counter – Terrorism for Chief John McGowan, Lieutenant Kates and Sergeant Boyer - $40.00 per Officer; and D. Police Training – Criminal Drug Interaction for Officers Caso and Warner - $295.00 per Officer. Mr. Staufenberg made a motion to approve items A through D. After requesting

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

Mr. Staufenberg reviewed the meeting schedule for August 25, 2009 through September 29, 2009.

Mr. Staufenberg made a motion to change the Board of Supervisors meeting from Tuesday, September 22, 2009 to Tuesday, September 29, 2009. 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, Legislation. Township Manager, Donald Delamater had nothing new to report on.

Township Manager, Donald Delamater reported on a meeting attended with E3 Films regarding a film titled *The King of Prussia* with forty locations in the area. Shooting should begin at the end of the year. E3 Films will schedule a meeting with Code Enforcement officials and the Fire Marshal for each municipality to coordinate permits and the cost for police and fire assistance will be reimbursed.

Mr. Staufenberg asked if there were any citizens to be heard; Wesley Avery of 2303 Rahway Avenue expressed concerns with the flooding in the Rahway area. Staff Engineer, Doug Jones will meet with Mr. Avery to look over the area. Mr. Staufenberg will meet with Mr. Avery on Sunday to look at the area. Art Scaltrito of 1011 Bunting Road requested that the Bocce courts be developed soon. Joe White of 3002 Congress Road asked why Congress Road was not paved. Staff Engineer, Doug Jones explained that the paving project was cut back due to budget constraints; Congress Road will have priority in 2010. Mr. Staufenberg suggested that a letter to the residents on Congress

Road be sent explaining why the road was not paved. Mr. White also commented about the trucks that were parked on the street during the paving project left a lot of debris on the roadway and asked that the road be clean. Staff Engineer, Doug Jones will speak with the Public Works department.

Mr. Staufenberg made a motion to adjourn the meeting at 9:16 p.m. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

Donald D. Delamater
Secretary

TOWNSHIP OF EAST NORRITON MONTGOMERY COUNTY INCORPORATE MARCH 9, 1909 PENNSYLVANIA PA