

East Norriton Township – Regular Meeting  
June 23, 2009

The Regular Meeting of the Board of Supervisors of East Norriton Township was called to order by the Chairman, Mr. Lewis McQuirns, at 7:02 p.m. on Tuesday, June 23, 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 Chairman introduced the next item on the agenda, Commendation presentation to Officers Anthony Caso and Timothy Warner. Police Chief, John McGowan presented Officers Anthony Caso and Timothy Warner with Merit Commendations for their professional and decisive action, which led to the rescue of a citizen of East Norriton Township from a house fire on May 13<sup>th</sup>, 2009.

The Chairman called on Brian Kennedy of the West Norriton Board of Commissioners who presented Township Manager, Helmuth Baerwald with a proclamation and a plaque recognizing Helmuth’s retirement. Roman Pronczak, Chairman of the East Norriton Plymouth Whitpain Joint Sewer Authority congratulated Helmuth on his retirement. James Staufenberg read a Congressional Record honoring Helmuth Baerwald from Congressman James Gerlach. Kandy Heckman read a Citation from Representative Mike Vereb and Representative Matt Bradford. Mr. McQuirns read a Proclamation from the Montgomery County Board of Commissioners. James Serratore read a Proclamation from the Board of Supervisors from East Norriton Township. Ted

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Fonash, Ralph Nealman and George Myers of the Norriton Fire Engine Company presented Helmuth Baerwald with a plaque honoring his retirement. A short video from Representatives Mike Vereb and Matt Bradford was also shown.

The Chairman presented Joe Tarantino with a certificate congratulating Continental Realty on their 35<sup>th</sup> Anniversary.

Township Manager, Helmuth Baerwald read a brief thank you and farwell.

The Chairman introduced the next item on the agenda, Treptow-Köpenick Sister Cities Week Conference. Shirely Jording and Vicki Schrack did a brief power point presentation on the sister city week conference which they attended with the Township Manager in April at their own expense.

The Chairman introduced the next item on the agenda, Good Schools Pennsylvania. Ms. Janis Risch of Good Schools Pennsylvania provided a brief presentation on the Norristown Area School District Key Education and Property Tax facts.

Mrs. Heckman made a motion to approve the minutes of the Regular Meeting of May 26, 2009. 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, Finance Reports for May, 2009. Mr. Staufenberg made a motion to approve the Finance Reports and Receipts and Warrants for May, 2009. 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 May, 2009 be deferred and also commented that the Committee Reports were available on the table

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in the back of the meeting room. Mr. Staufenberg made a motion to approve the Committee Reports of May, 2009. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

The Chairman asked if there were any citizens to be heard. Diana Viglianese of 3105 Whitehall Road questioned the letter that was sent out to all the residents. Township Solicitor, Christen Pionzio replied that there is an appeal procedure if Mrs. Viglianese feels that the township did not adequately respond to her records request that she can follow the procedure in the Right to Know Act. Supervisor, James Staufenberg addressed a letter that Barry Papernick had sent to the Times Herald. Nick Viglianese of 3105 Whitehall Road also questioned the letter that was sent out to all the residents in May 2009.

Mr. Serratore introduced the first item under “Old Business”, Ordinance No. 519 – Police Pension Plan Amendment. Assistant Township Manager, Donald Delamater briefly reviewed Ordinance No. 519 amending the Police Pension Plan to establish a Deferred Retirement Option Program under the Plan. Mr. Serratore made a motion to approve Ordinance No. 519. 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, Traffic Calming Ordinance. Staff Engineer, Doug Jones reported that this ordinance is being worked on and asked to table this item until next month’s meeting.

Mr. Serratore introduced the next item on the agenda, Contractor Registration Ordinance. Code Enforcement Director, Bryan Bortnichak reported that this ordinance is being worked on and asked to table this item until next month’s meeting.

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Mr. Gracia introduced the next item on the agenda, Bocce Courts - Update. Parks and Recreation Director, Larry Brown reported that preliminary plans have been received from Simone Collins with phase one development of the parking lot area can be scheduled for this fall.

Mr. Serratore introduced the next item on the agenda, Development & Construction Update. Code Enforcement Director, Bryan Bortnichak reported: 317 West Germantown Pike has been issued the first of two building permits for the construction of two office buildings; Provident Indemnity site – is proposing 192 condominium style units in a total of four buildings; and DeKalb Apartments – are progressing with an August or September 2009 occupancy date. Mr. Staufenberg made a motion to approve the request from DeKalb Apartments to defer the requirement of planting the majority of the tree and shrubs until the fall. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously. Mr. Staufenberg also made a motion to approve the request for DeKalb Apartments that in lieu of the Parks and Recreation fee they would perform approximately \$15,000.00 worth of work to redirect the discharge of our retention basin in preparation for the township walking trail. 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, Storm Drainage Issues/Projects. Township Engineer, Bob Blue reported: the Storm Water Survey report is continuing to be updated. Any work will depend on budgeting and the Board of Supervisor's approval.

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Mr. Serratore introduced the next item on the agenda, Traffic Issues. Staff Engineer, Doug Jones reported: Montgomery County Traffic Signal Equipment upgrade project is in Phase III which includes four signals in the township along Germantown Pike at North Wales Road, Stanbridge Street, Hillcrest Avenue and Swede Road with an opening of bids in the fall of 2009. Mr. Jones reported that Traffic Planning & Design has developed a preliminary plan for the flashing warning devices. James Staufenberg asked about the school signal at Penn Christian Academy. Mr. Jones stated that a survey form has been sent to TPD and will be sent to PADOT. Mr. Staufenberg asked about the synchronized traffic signals from the Turnpike to Arch Road.

Mr. Gracia introduced the next item on the agenda, Sanitary Sewer Issues. Stuart Rosenthal of Gilmore & Associates, Inc. reported on a letter from DEP dated June 5, 2009 with comments on the special study and Mr. Rosenthal has drafted a response that will be sent out tomorrow. Mr. Rosenthal reported that there has been no further word from DEP regarding the planning module for the Einstein project; the Sanitary Sewer Rehabilitation work - televising has been completed and is waiting for the contractor to begin the lining of the various pipelines that have been identified. The Sanitary Sewer Construction Standards ordinance is being worked on and should be ready at next month's meeting. Staff Engineer, Doug Jones reported that on June 13, 2009 the township experienced a sanitary sewer overflow at the Whitehall Road pump station as a result of a PECO outage and a fuse blowing. Mr. Jones also reported that smoke testing has begun in the Sandra Lane drainage area. Mr. Jones reported on the sewer vent repairs letters that were sent out last month that there is approximately 50% compliance to date. Mr. Jones reported that during the construction of the DeKalb Apartments sanitary sewer

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defects have been detected in their private system. Mr. Jones reported that he and the representatives of Norristown, West Norriton, Plymouth, Worcester and Whitpain met with DEP regarding the possibility of a joint MS4 Stormwater Permit. Mr. Jones reported that due to the potential drawbacks, as outlined in his memo dated May 29, 2009, his recommendation would be to not pursue a joint permit and continue to explore cooperative efforts on various aspects of the MS4 program where these efforts make sense. Deb Knabby of 3100 North Wales Road questioned the pumping stations that do not have back up generators did they always have discharge? Mr. Jones explained that the township has an emergency generator that will handle three of the five pump stations that don't have on site emergency generator power. Police Chief, John McGowan reported that the township has a trailer that houses six generators for the traffic signals for quick connect during power outages or storms.

Mr. Serratore introduced the next item on the agenda, Hillcrest Storm Water Basin dedication. Mr. Gracia made a motion to authorize the storm water basin be turned over to the Hillcrest shopping center. 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", WB Homes (formerly Village of Caralea). Chris Canavan, Director of Land Acquisition and Development for WB Homes reviewed the proposed plan for the development at the corner of Germantown Pike and Potshop Road. Shirley Jording asked the difference between Age-Targeted and Age-Restricted. Mr. Canavan reviewed the two categories. Deb Knabby of 3100 North Wales Road asked about the road improvements at

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Germantown Pike and Burnside Avenue and Germantown Pike and Potshop Road. Mr. Canavan reviewed the proposed road improvements.

Mr. Staufenberg introduced the next item on the agenda, Resolution No. 2461 – Retention and Destruction of Township records. Assistant Township Manager, Donald Delamater reviewed Resolution No. 2461 amending Resolution No. 1330. Mrs. Heckman made a motion to approve Resolution No. 2461. 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, Appointment of Township Manager. Due to Mr. Baerwald's retirement effective June 30, 2009 the township's long serving Assistant Township Manager, Donald Delamater will be prepared to assume that position effective July 1, 2009. Mr. Gracia made a motion to approve the appointment of Donald D. Delamater as Township Manager. 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, Appointment of Secretary/Treasurer to the East Norriton Industrial Development Authority. Due to Mr. Baerwald's retirement effective June 30, 2009 the township's long serving Assistant Township Manager, Donald Delamater will be prepared to assume that position effective July 1, 2009. Mr. Serratore made a motion to approve the appointment of Donald D. Delamater as Secretary/Treasurer to the East Norriton Industrial Development Authority. After requesting any comments and there being none, the motion was seconded by Mrs. Heckman and approved unanimously.

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Mrs. Heckman introduced the next item on the agenda, Appointment of Veteran's Memorial Committee Treasurer. Due to Mr. Baerwald's retirement effective June 30, 2009 the township's long serving Assistant Township Manager, Donald Delamater will be prepared to assume that position effective July 1, 2009. Mr. Staufenberg made a motion to approve the appointment of Donald D, Delamater as Treasurer for the Veteran's Memorial Committee. 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, Erb Mascio Builders return of EDU's. The township has received a letter from David Erb dated May 27, 2009 requesting a return of payment for the EDU's for the approved development project at 2926 Sunset Avenue due to economic hardship. Mr. Staufenberg made a motion to approve the request for return of payment of \$13,468.00. 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, Tax Collection status. Assistant Township Manger, Donald Delamater provided a brief update on the status of the township's tax collection and revenue projection outlook.

Mr. Staufenberg introduced the next item on the agenda, Budget Adjustments. Assistant Township Manager, Donald Delamater reviewed the proposed budget adjustments for the first half of the year. Mr. Staufenberg made a motion to approve the adjustments as presented and listed in the recapitulation from Finance Director, Bill Scurry. 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, Rolling Green Apartments – Waive Penalty and Interest. The township has received a letter from the Eastern Property Group, the management company for the Rolling Green Apartments regarding a two day delay in remitting their final Mercantile Tax they were assessed a penalty of \$268.45. Mr. Staufenberg expressed his reason for opposing the waiver of any penalties. Mrs. Heckman made a motion to approve the waiver request with no second.

Mr. Staufenberg introduced the next item on the agenda, Waiver of Land Development Application for Mission Kids. This item was deferred.

Mr. Staufenberg introduced the next item on the agenda, Centennial Time Capsule and Schedule. Township Manager, Helmuth Baerwald reviewed the time capsule and the updated schedule of October 23<sup>rd</sup> through the 29<sup>th</sup>.

Mrs. Heckman introduced the next item on the agenda, Expenditure Authorization. A. Employment Agreements - Township Manager and Police Chief; B. PSATS Convention expenses – Don Gracia - \$408.60; C. Police Department Vehicles – 2010 Ford Escape unmarked - \$20,800.00 and 2010 Ford Explorer marked patrol - \$24,200.00 total \$45,000.00; D. PAL Ad Booklet - \$200.00; E. Trailer Mounted Portable Generator – authorize to bid and F. Macedonia Baptist Church ad - \$75.00. Mrs. Heckman 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. Staufenberg introduced the next item on the agenda, Attendance Authorization. There were none.

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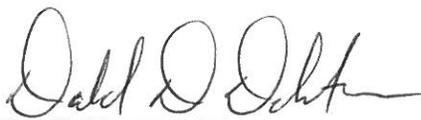
Mr. Staufenberg reviewed the meeting schedule for June 23, 2009 through August 25, 2009.

Mrs. Heckman introduced the next item on the agenda, Legislation. Township Manager, Helmuth Baerwald and Mr. Staufenberg reviewed Sprinkler issue. Mr. Gracia made a motion to write to the Legislators for support of the sprinklers. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

Mr. Staufenberg thanked publicly Detective Jean Morrison for her pursuit of the identity thieves for her outstanding effort.

There being no other business to come before the Board, the Chairman asked if there were any residents who wished to speak, there were none.

Mr. Staufenberg made a motion to adjourn the meeting at 9:53 p.m. After requesting any comments and there being none, the motion was seconded by Mrs. Heckman and approved unanimously.



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Donald D. Delamater  
Secretary

