

East Norriton Township – Regular Meeting
September 28, 2010

The Regular Meeting of the Board of Supervisors of East Norriton Township was called to order by the Chairwoman, Karen “Kandy” Heckman, at 7:00 p.m. on Tuesday, September 28, 2010, at the Township Municipal Building. Supervisors present were Karen “Kandy” Heckman, Donald J. Gracia, Harris A. Dainoff, James J. Serratore III and John A. Zurzola.

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

The Chairwoman introduced the first item on the agenda, the presentation of certificates to the 2010 Greater Montgomery County Junior American Legion League Champions. The Supervisors read the names of the boys and coaches and presented them with certificates.

The Chairwoman introduced the next item on the agenda, DEP Grant received. The Chairwoman thanked Senator Leach for assisting the Township in obtaining a \$40,000 DEP Safe Water Grant and also thanked Representatives Vereb and Bradford for their support of this grant application.

The Chairwoman announced that the Board of Supervisors met earlier this evening in Executive session to discuss matters of litigation and personnel.

The Chairwoman introduced the next item on the agenda, Approval of Meeting Minutes. Mr. Serratore made a motion to approve the minutes of the Regular Meeting of August 24, 2010. After requesting any comments and there being none, the motion was seconded by Mr. Gracia and approved unanimously.

The Chairwoman introduced the next item on the agenda, Finance Reports for August, 2010. Mr. Serratore made a motion to approve the Finance Reports and Receipts

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and Warrants for August, 2010. After requesting any comments and there being none, the motion was seconded by Mr. Zurzola and approved unanimously.

The Chairwoman requested that the reading of the Committee Reports for August, 2010 be deferred and also commented that the Committee Reports were available on the table in the back of the meeting room. Mr. Serratore made a motion to approve the Committee Reports for August, 2010. After requesting any comments and there being none, the motion was seconded by Mr. Zurzola and approved unanimously.

The Chairwoman asked if there were any Citizens to be heard; with no response from the audience.

Mr. Serratore introduced the first item under “Old Business”, Montco EIT Tax Collection Update - This being an informational item, Township Manager Donald Delamater reported that the Montco EIT Committee has met regularly and Berkheimer has been appointed as Tax Collector for Montgomery County. Berkheimer’s cost will be at a reduced rate of 1.39%. Currently the rate is 2%. Collection of the Local Services Tax was included in the bid package at a cost 1.39% down from our current rate of 2.5%. The Township should see a savings of about \$11,000 for the EIT and a savings of about \$3,000 for the Local Services Tax collection.

Mr. Dainoff introduced the next item on the agenda, PECO Gas & Electric Case settlement -This also being an informational item, Township Manager Donald Delamater read a notice dated August 31, 2010. The agreements were reached and will go into effect on January 1, 2011.

Mr. Serratore introduced the next item on the agenda, Development & Construction updates. Code Enforcement Director Bryan Bortnichak reviewed: Einstein

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Hospital Development - pictures were displayed regarding the dust problems and the water truck solutions. Village of Caralea Development - Germantown Pike was widened between Potshop and Burnside with dedicated turning lanes.

Mr. Dainoff introduced the next item on the agenda, Storm Drainage Issues/Projects. Tim Woodrow of Woodrow & Assocs was asked to provide an update on any issues. Mr. Woodrow briefly discussed DEPS's extension of our MS4 permit.

Mr. Serratore introduced the next item on the agenda, Traffic Issues. Township Manager Donald Delamater noted that the Montgomery County Signals Upgrade Project continues to move forward and all the conduit has been installed at all four intersections. The new controllers should be installed by the end of October, and by the end of December they are expected to have the new poles installed.

Mr. Dainoff introduced the next item on the agenda, Sanitary Sewer Issues. Mr. Rosenthal of Gilmore and Assocs. provided an update highlighting a sewer blockage at Swede Rd. and Francis Ave. The blockage was caused when PA American Water's contractor crushed the sewer line resulting in a backup in one residence. PA American Water has repaired the line and accepted responsibility for any cleanup. Mr. Rosenthal next reviewed the proceedings at the Einstein Project. The Marion Ave. Sewer Pump has been eliminated by diverting that flow thru an easement to Barbara Dr. and thru the Einstein project, sending it on to the Timberlake Pump Station. There are also some homes on the Whitehall Rd. line that will be diverted down Marion Avenue and follow the same route to Timberlake Pump Station within the next couple of weeks. On the Einstein property, about half of the sewer pipes are in the ground.

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Mr. Zurzola introduced the first item under “New Business”, Ratify Police Contract, calling on Township Manager Donald Delamater to review the proposed contract being considered. Mr. Delamater stated that negotiations had started in April and the resulting proposed contract will increase the salaries for a 5 year period starting January 1st, 2011 and ending December 31st, 2015. The salary increases for the five years will be 4%, 4%, 2.5%, 3% and 3%. The actual hire date was clarified and survivor’s benefits will now be paid by the Commonwealth, not the pension plan.

Mr. Serratore made a motion to approve the Police contract. After requesting any comments and there being none, the motion was seconded by Mr. Zurzola and approved unanimously.

Mr. Gracia introduced the next item on the agenda, Affirmation of 2011 Minimum Municipal Obligations (MMOs). Mr. Delamater was again called on to review this item. MMOs are our pension costs which we need to ratify each year. After employee contributions, the police payment will be \$354,772 and the Non-uniformed plan MMO will be \$169,669.

Mr. Gracia made a motion to approve the MMOs. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously. Mr. Dainoff requested a clarification of Act 44, which Mr. Delamater provided.

Mr. Zurzola introduced the next item on the agenda, Resolution No. 2517 - Authorization to dispose of Township equipment. Township Manager Donald Delamater explained the Police Dept. has a few items of equipment that don’t work or are obsolete.

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Mr. Dainoff made a motion to approve Resolution No. 2517. After requesting any comments and there being none, the motion was seconded by Mr. Zurzola and approved unanimously.

Mr. Gracia introduced the next item on the agenda, Resolution 2518 - Waiver of LD Franklin Norriton Assocs. Mr. Gracia stated that the applicant had called and deferred his request.

Mr. Zurzola introduced the next item on the agenda, Resolution 2519 - Authorization to bid for Sale of 3 police vehicles – Mr. Delamater stated that the Police Dept. has 3 vehicles to put out for bid at the October regular meeting; two 2006 Crown Victorias and one 2007 Ford Explorer.

Mr. Zurzola made a motion to approve Resolution 2519. After requesting any comments and there being none, the motion was seconded by Mr. Dainoff and approved unanimously.

Mr. Gracia introduced the next item on the agenda, Penn Christian Waiver of Sign fees – Mr. Gracia read the request to waive fees for the signs for the annual banners needed to announce large school events.

Mr. Zurzola made a motion to approve Waiver of Sign fees for Penn Christian Academy. After requesting any comments and there being none, the motion was seconded by Mr. Gracia and approved unanimously.

Mr. Zurzola introduced the next item on the agenda, Farm Park Preservation Assoc. waiver of sign fee request - Mr. Zurzola read the request to waive the fees for the upcoming “Park in the Dark” event.

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Mr. Serratore made a motion to approve the request for the Farm Park. After requesting any comments and there being none, the motion was seconded by Mr. Zurzola and approved unanimously. Mr. Gracia asked if it would be possible to amend the Township Code to waive all sign fees for all Township Non-profits. Mr. Bortnichak responded that it could be incorporated into a future amendment.

Mr. Gracia introduced the next item on the agenda; Authorize Advertisement of Sewer Use Ordinance. Mr. Delamater again was asked to review the Ordinance. This Ordinance gives the Township the ability to be the enforcement arm for the Joint Sewer Authority.

Mr. Serratore made a motion to authorize the advertisement of the Sewer Use Ordinance. After requesting any comments and there being none, the motion was seconded by Mr. Gracia and approved unanimously.

Mr. Zurzola introduced the next item; Authorize extension of Compost Agreement – Township Manager Donald Delamater explained that the original agreement was for one year and is now recommending the agreement be extended for another three years.

Mr. Gracia made a motion to authorize the extension of the Compost Agreement to three years. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

Mr. Gracia introduced the next item; Authorize Execution of Right of way Agreement with DCNR – Township Solicitor Christen Pionzio explained that the Traffic Signal to be installed at Einstein will be on the Farm Park property until the land for the fifth lane is obtained. The Township will be the applicant as it will own the signals. The

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solicitor recommended that the Township not execute this agreement unless and until Einstein provides the same indemnity agreement that they did for the Highway Occupancy Permit.

Mr. Dainoff made a motion to authorize the Execution of the Right of Way Agreement and the Indemnity Agreement. When the Chairwoman requested any comments, Nick Viglianese of 3105 Whitehall Road asked what would happen if the land wasn't obtained. Ms. Pionzio explained that there is currently a permit to approve the four lane solution and once the land is obtained, Einstein would have the permit for the five lane solution. The motion was seconded by Mr. Serratore and approved unanimously.

Mr. Zurzola introduced the next item; Budget Adjustments – Mr. Delamater explained that every quarter there are budget adjustments brought to the Boards attention, and read a list of the minor adjustments being proposed.

Mr. Dainoff made a motion to approve the Budget Adjustments. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

Mr. Gracia introduced the next item; Mercantile Tax, Penalty & Interest Appeal – Mr. Delamater reviewed the appeal requested by Pediatric Medical Associates. After the Associates mailed their 2009 tax to the wrong address, Berkheimer applied an interest and penalty of \$92.40. The tax was immediately re-paid.

Mr. Serratore made a motion to approve the appeal. After requesting any comments and there being none, the motion was seconded by Mr. Dainoff and approved unanimously.

Mr. Zurzola introduced the next informational item; New Trash Collection Company - Mr. Zurzola stated that he had received some calls from residents. Mr. Delamater reviewed this issue that a new Trash Collector “Evergreen Waste Solutions” was going door to door in the Township. They were showing ID claiming they were Township Issued IDs, and they were the Townships Preferred collector. Resident Tony Parker of 212 W. Hartranft Blvd. said the company had come to his home twice and was told a lot of citizens were signing up. He then made a complaint of the many trash trucks going thru stop signs and over the speed limit in his neighborhood. Lt. Kates asked for specific times that the trash trucks could be observed so the problem could be monitored. A second resident Wayne Glitsch of 2722 Dorp Lane, stated the company had not misrepresented themselves to him, but the number of delivery trucks in his neighborhood has increased. Nick Viglianese of 3105 Whitehall Road said that regarding Trash Haulers, the public deserves the right to choose their own hauler.

Mr. Gracia introduced the next item on the agenda, Expenditure Authorization.

- A. NAHS Hall of Champions Assoc Induction ceremony – Full page Ad - \$100.00

Mr. Gracia made a motion to approve the expenditures and after requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

Mr. Zurzola introduced the next item on the agenda, Attendance Authorization.

- A. Police Training – Officer Smith – Evidence collection & Processing

Mr. Gracia made a motion to approve the attendance request and after requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

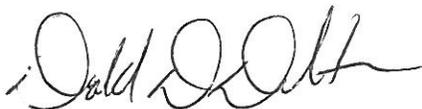
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Mr. Gracia read the Supervisors Schedule of Meetings from October 2nd thru October 29th, 2010. Mr. Gracia reported that there will be a Shredding event on Saturday, October 2nd from 9:00 to noon at the Public Works building. Tina Howell of 2945 Stony Creek Rd., President of FPPA reported there are 2 events coming up: ‘Members & Friends’ meeting on Oct 13th 7PM at Whitehall Elementary and the second annual ‘Park in The Dark’ on Oct 30th 7PM at the Norristown Farm Park.

The Chairwoman asked Township Manager Donald Delamater to review any recent or pending legislation to which he stated it has been quiet, there is not a lot going on in Harrisburg.

There being no other business to come before the Board, the Chairwoman asked if there were any residents who wished to speak. Mr. Serratore noted that the Shredding event is October 2nd 9 AM to Noon at the public works bldg and the Bocce Court storm water work has begun.

Mr. Serratore made a motion to adjourn the meeting at 8:10 p.m. the motion was seconded by Mr. Gracia and approved unanimously.



Donald D. Delamater
Secretary



