

East Norriton Township – Regular Meeting
September 27, 2011

The Regular Meeting of the Board of Supervisors of East Norriton Township was called to order by the Chairwoman, Kandy Heckman at 7:00 p.m. on Tuesday, September 27, 2011, 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.

Chairwoman Heckman called on Police Chief, Kary Kates who presented a Unit Citation to Sergeant Craig Walters, Sergeant Matthew Brannen, Officer Anthony Caso and Officer Michael Henricks for their swift, intelligent and commendable performance that led to the arrest of an armed subject in East Norriton Township on July 31, 2011.

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 23, 2011. After requesting any comments and there being none, the motion was seconded by Mr. Dainoff and approved unanimously.

The Chairwoman introduced the next item on the agenda, Approval of the Financial Report for August, 2011. Mr. Serratore made a motion to accept the Financial Report. 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, Committee Reports for August, 2011. Mr. Dainoff made a motion to accept the Committee Reports. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

The Chairwoman asked if there were any comments from the Board of Supervisors, to which there were none.

The Chairwoman then asked if there were any Citizens to be heard, to which there were none.

Mr. Serratore introduced the first item under “Old Business”, Development & Construction Updates. Code Enforcement Director, Bryan Bortnichak reviewed the Heatherwood Development – the developer defaulted on his obligations and the bank is taking responsibility in completing the remaining public improvements. The wearing course and final paving of the development occurred today. Mr. Bortnichak reviewed that the Township was approached by the owner of the DeSage house on Germantown Pike to pave twenty additional parking spaces and the Township anticipates receiving land development plans.

Mr. Dainoff introduced the next item on the agenda, Storm Drainage Issues/Projects. Mr. Jones reviewed the Hidden Ridge subdivision basin on Green Ridge Drive the outfall pipe was blocked and the original construction included a stone filtration bed that with over time the discharge was clogged and the Township has located the pipe and extended the pipe thirty-five feet and now the discharge functions properly. Mr. Jones reviewed that during hurricane Irene Potshop Road had significant storm water problems and a storm pipe that was discovered to be deteriorated had issues that created a sinkhole. When the Public Works Department had excavated to remove the pipe a gas main conflict was discovered. PECO has relocated the gas main and the new storm pipe is being installed and should be completed by the end of the week. Mr. Jones also reviewed that during significant rain events Gill Quarries had berms along the perimeter of the property constructed out of a fine stone that would not allow water to percolate through and the stone would wash down stream. Mr. Gill along with DEP’s approval will construct a new type of berm.

Mr. Serratore introduced the next item on the agenda, Traffic Issues. Doug Jones reviewed the ongoing traffic issues and noted: Montgomery County Signals Upgrade Project thirty day test period for Germantown Pike and North Wales Road had to be

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restarted because of a lighting strike; PennDOT's Markley Street Improvement Project is scheduled to let in December, 2011; Whitehall Road Bridge Rehabilitation no new updates; and Township Line Road Paving is more likely to occur in the spring of 2012.

Mr. Dainoff introduced the next item on the agenda, Sanitary Sewer Issues. Mr. Rosenthal of Gilmore and Associates reviewed the Germantown Pike Force Main Repair Project slip lining work is completed and the punch list items are being worked on. The Einstein Project work is continuing with the new forcemain from the proposed pump station along Germantown Pike. Work will then move on to the forcemain diversion from the Sandra Lane Pump Station.

Mr. Zurzola introduced the first item under "New Business", Auditing Services. Township Manger, Donald Delamater reviewed the three year proposal from Maillie, Falconiero & Company, LLP for the years of 2011 at \$18,250.00, 2012 for \$18,750.00 and 2013 for \$19,250.00. Mr. Gracia made a motion to approve the three year contract from Maillie, Falconiero & Company, LLP. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

Mr. Gracia introduced the next item, Affirmation of 2012 Minimum Municipal Obligations (MMO's). Township Manager, Donald Delamater reviewed the 2012 Minimum Municipal Obligations for the East Norriton Township Police Pension Plan in the amount of \$354,474.00 and the Employees' Pension Plan in the amount of \$172,712.00. Mr. Gracia made a motion to affirm the 2012 MMO's. 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, Resolution No. 2561 – PennDOT 2011 – 2014 Master Casting Agreement. Township Manager, Donald Delamater reviewed Resolution No. 2561. Mr. Dainoff made a motion to approve Resolution No. 2561. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

Mr. Gracia introduced the next item, Resolution No. 2562 – Schedule of Rates for Towing Establishments. Chief of Police, Kary Kates reviewed Resolution No. 2562 adjusting the fees for towing. Mr. Zurzola made a motion to approve Resolution No. 2562. After requesting any comments and there being none, the motion was seconded by Mr. Dainoff and approved unanimously.

Mr. Zurzola introduced the next item, Resolution No. 2563 – Waiver of Land Development – Montgomery DelVal Association, L.P. – 480 East Germantown Pike. Code Enforcement/Zoning Director, Bryan Bortnichak reviewed the property located at 2421 Old Arch Road for improvements including the expansion of the existing parking lot and the applicant's request for a waiver of land development. Mr. Zurzola made a motion to approve Resolution No. 2563. After requesting any comments, the motion was seconded by Mr. Serratore and approved unanimously. Nick Viglianese of 3105 Whitehall Road expressed concerns with the permitting of additional parking spaces.

Mr. Gracia introduced the next item, Resolution No. 2564 – Transfer of Development – Evergreen Development. Code Enforcement/Zoning Director, Bryan Bortnichak reviewed the history of Evergreen Terrace development and Resolution No. 2564 acknowledging the assignment of the development known as Evergreen Terrace Subdivision to Blecker Acquisitions, L.P. Mr. Dainoff made a motion to approve Resolution No. 2564. 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, Resolution No. 2565 – 2011 PECO Green Region Open Space Program. Assistant Township Manager, Larry Brown reviewed Resolution No. 2565 authorizing application to the 2011 PECO Green Region Open Space Program for the Barrington Open Space Project for a \$10,000.00 grant. Mr. Zurzola made a motion to approve Resolution No. 2565. After requesting any comments and there being none, the motion was seconded by Mr. Dainoff and approved unanimously.

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Mr. Gracia introduced the next item on the agenda, Norristown Farm Park Compost Sites Lease Agreement. Township Manager, Donald Delamater reviewed the Norristown Farm Park Compost Sites Lease Agreement. Mr. Serratore made a motion to authorize execution of the Norristown Farm Park Compost Sites Lease Agreement. 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, Township Cell Phone Provider. Finance Director, Eric Traub reviewed his memo dated September 20, 2011 comparing cell phone providers. Mr. Serratore made a motion to approve the Township entering into an agreement with Verizon as the Township's cell phone provider. 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, Barley Sheaf Permit Fees Waiver Request. Code Enforcement/Zoning Director, Bryan Bortnichak reviewed the permit fees waiver request received from the Barley Sheaf Farms Homeowners Association dated September 14, 2011. Mr. Zurzola made a motion to approve the permit fees waiver request. After requesting any comments and there being none, the motion was seconded by Mr. Dainoff and approved unanimously.

Mr. Zurzola introduced the next item on the agenda, Waiver Request of Permit Fees for Demolition of Township Property. Code Enforcement/Zoning Director, Bryan Bortnichak reviewed the waiver request of permit fees for the demolition of the house and garage at the corner of Whitehall Road and Germantown Pike. Mr. Dainoff made a motion to approve the waiver of demolition permit fees. 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, Employee Personnel Policy Amendment, FMLA Policy. Assistant Township Manager, Larry Brown reviewed the proposed amendment as it pertains to non-uniformed employees. Mr. Dainoff made a motion to approve the proposed FMLA Policy. 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, Letter to West Norriton Township. Mr. Zurzola read the proposed letter to West Norriton Township regarding the proposed YMCA facility traffic study into record. Mr. Gracia asked that Trooper Road be added to the traffic study. Mr. Serratore made a motion to authorize the Township Manager to sign and mail the letter including Trooper Road. 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, Expenditure Authorization: A. Potshop Road Stormwater Pipe Emergency Repair - \$19,500.00 (affirm); B. Hidden Ridge Basin Stormwater Basin & Outlet Piping - \$6,500.00; C. Public Works Garage HVAC Upgrades - \$6,259.00; D. Demolition of House at corner of Germantown Pike and Whitehall Road - \$24,670.00 (from Einstein funds); and E. Spiniello Companies Force Main Rehabilitation Project Payment Request #3 - \$101,650.00. Mr. Gracia made a motion to approve expenditures A. through E. and after requesting any comments and there being none, the motion was seconded by Mr. Dainoff and approved unanimously.

Mr. Zurzola introduced the next item on the agenda, Attendance Authorization: A. MCATO Fall Convention – September 30, 2011 – Presidential Caterers; B. Police Counterdrug Training – Officer Caso; and C. Multi-Hazard Emergency Planning E361 – Frank Ludwig – 3/27 – 4/1/12. Mr. Dainoff made a motion to approve attendance requests A. through C. and after requesting any comments and there being none, the motion was seconded by Mr. Zurzola and approved unanimously.

Mr. Gracia read the Supervisors Schedule of Meetings from October 8, 2011 thru November 15, 2011.

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Chairwoman Heckman asked Township Manager Don Delamater to review any recent or pending legislation to which he stated there was nothing new to report.

Chairwoman Heckman asked if there was any Other Business to which Chief of Police, Kary Kates commented on the East Norriton/West Norriton Annual Golf Outing and the softball game between Norriton Fire Engine Company and the East Norriton Police Department.

There being no other business to come before the Board, the Chairwoman asked if there were any residents who wished to speak. Debbie and Mark Ignas of 3120 Nottingham Road expressed concerns about a possible sewage back up problem that occurred on October 1, 2010 and again on August 27, 2011. Mr. Ignas presented the Board of Supervisors with photographs of the condition of their home. Mr. Ignas claims that 3104 Nottingham Road has also had problems. Doug Jones reviewed that he has visited the property a few times and that the sewer line and lateral have been televised with no problems found with the exception of minor roots in the sanitary sewer main. Mr. Jones reviewed that the Township has a contractor that performs chemical root treatment on an annual basis and the contractor will treat this section of the sewer main. Mr. Jones stated that further investigations of the sewer mains where heavy flows are coming from need to be performed.

Nick Viglianese of 3105 Whitehall Road expressed that this situation on Nottingham Road is a major concern.

Sue McLaughlin of 2926 North Whitehall Road questioned what has happened in the last two years with this occurring.

Michael Saunders of 3101 Markle Road explained he had an issue during Irene, water coming out of downstairs shower.

Mr. Gracia made a motion to adjourn the meeting at 8:34 p.m., the motion was seconded by Mr. Serratore and approved unanimously.



A handwritten signature in cursive script, appearing to read "Donald D. Delamater".

Donald D. Delamater

Secretary