

East Norriton Township – Regular Meeting
February 28, 2012

The Regular Meeting of the Board of Supervisors of East Norriton Township was called to order by the Chairman, John Zurzola at 7:05 p.m. on Tuesday, February 28, 2012, at the Township Municipal Building. Supervisors present were John A. Zurzola, Harris A. Dainoff, Tina Howell and Marc Alfarano. Supervisor, Donald J. Gracia was absent.

Chairman Zurzola asked for a moment of silence in memory of Earl Wagner a former member of the NFEC in the 1960's and 1970's and Mary K. Gracia mother of Supervisor, Donald J. Gracia.

The Pledge of Allegiance was then recited by all in attendance.

Chairman Zurzola introduced the first item on the agenda, Presentation of Proclamation to Jean Marie Morrison. The Board of Supervisors presented Jean Marie Morrison with a proclamation recognizing her illustrious career with the East Norriton Township Police Department. Police Chief, Kary Kates congratulated Jean and presented her with her retirement badge and ID.

The Chairman introduced the next item on the agenda, Emergency Management Coordinator Presentation. Sergeant David Boyer gave a presentation on East Norriton Township's Emergency Management. Sergeant Boyer suggested that everyone utilize Montgomery County's Ready Notify that can be accessed at www.ReadyNotifyPA.org and anyone with special needs register at www.specialneedspa.org.

The Chairman introduced the next item on the agenda, Historical Advisory Committee Presentation. Joan Lenhardt gave a presentation on a collection of deeds presented to the Township that are dated from 1763 to 1904 for the Dickinson property located at 2421 Old Arch Road. Two framed deeds dated 1763 and 1779 were presented to the Township by the Historical Advisory Committee members Marc Alfarano, Herman Marks, Nancy Scheetz, Diana Cassel and Joan Lenhardt that were 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, Approval of Meeting Minutes. Mr. Dainoff made a motion to approve the minutes of the Reorganization Meeting and Regular Meeting of January 3, 2012. After requesting any comments and there being none, the motion was seconded by Mrs. Howell and approved unanimously.

The Chairman introduced the next item on the agenda, Approval of the Financial Reports for December, 2011 and January, 2012. Mr. Dainoff made a motion to accept the Financial Reports. After requesting any comments and there being none, the motion was seconded by Mrs. Howell and approved unanimously.

The Chairwoman introduced the next item on the agenda, Committee Reports for December, 2011 and January, 2012. Mrs. Howell made a motion to accept the Committee Reports. After requesting any comments and there being none, the motion was seconded by Mr. Alfarano and approved unanimously.

The Chairman asked if there were any comments from the Board of Supervisors, there were none.

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

Mr. Dainoff introduced the first item under “Old Business”, Developments & Construction Updates. Code Enforcement/Zoning Director, Bryan Bortnichak reviewed the Einstein development had purchased three properties along the front of the property (the former Stan’s Automotive, the former single family dwelling and the former Montgomery Monuments) are to be demolished in the next thirty days. Mr. Bortnichak reviewed photos of the parking lot expansion for the Montgomery County DelVal (Gwynedd Mercy) property, the Wendy’s has closed as of February 27, 2012 and the last U & O has been issued for the Village of Caralea on January 12, 2012.

East Norriton Township – Regular Meeting
February 28, 2012

Mr. Dainoff introduced the next item on the agenda, Storm Drainage Issue/Projects. Staff Engineer, Doug Jones reported that there are two storm water projects scheduled for this year to correct icing conditions due to sump pump discharges. The Public Works department has begun in the western part of the Township with cleaning and inspecting over two hundred storm water inlets, with approximately twenty-five percent needing repair. Township Engineer, Christopher Fazio of Remington, Vernick & Beach Engineers reviewed that the Township is in year nine of the MS4 permit and are well aware of the requirements for this year. Year ten is going to have much more stringent regulations and there is no grant funding to help the Township with funding. Township Manager, Donald Delamater reviewed a new policy put in place by PennDOT where PennDOT will continue to maintain storm water facilities that currently exist on state roads but, whenever any new storm water facilities are installed on state roads they will be the responsibility of the Township. Mr. Delamater reviewed that staff is looking into possible fees that would be accessed to the developers.

Mr. Dainoff introduced the next item on the agenda, Traffic Issues. Staff Engineer, Doug Jones reported: A. Montgomery County Signals Upgrade Project – is completed, timing is being tweaked; B. Penn DOT's Markley Street Improvement Project – letting is scheduled for October, 2012; C. Whitehall Road Bridge Rehabilitation Whitehall Road is closed South of Germantown Pike for this project. The road will remain closed for approximately seven and a half months. D. Germantown Pike Widening Project timeline was reviewed. And E. PennDOT NE Extension project - Germantown Pike has been identified as a corridor with a total of six intersections in East Norriton Township that would be fiber optic connected and coordinated.

Mr. Dainoff introduced the next item on the agenda, Sanitary Sewer Issues. Staff Engineer, Mr. Jones reviewed 1. Einstein Project - photos of the surge tank and pump station. 2. Nottingham Road – Mrs. Ignas expressed concern about the previously reported sewage backups in their home that occurred in October, 2010 and August, 2011 and the outstanding debt that they have incurred due to these backups. Staff Engineer, Doug Jones reported that since the Township has become aware of the issue the Township has televised the system and found some roots in the sanitary sewer main and

since then the roots have been chemically treated and removed. While doing the inspections there was no evidence found of a surcharge condition. Mr. Jones reviewed that at a previous meeting Mr. and Mrs. Ignas requested that the Township replicate the conditions of the August, 2011 storm. Township staff was not comfortable with replicating the conditions and are fearful of impacting another property owner that was not previously impacted. Mr. Jones reviewed how the Township could replicate the conditions of that storm and possibly isolate the Ignas' lateral without risking other property owners. Mr. Jones stated that he detailed in a letter to the Ignas' the process that the Township would utilize to isolate their lateral. Mr. Jones reviewed that he did a house to house survey in the area and talked with all the property owners that he could reach to determine if anyone else was experiencing an issue. A few property owners reported issues that were located much further downstream from the Ignas property and Mr. Jones does not believe they are related. Mr. Ignas stated that they have spoken to a couple different engineers and they have been advised not to allow this to happen. Mr. Ignas stated that other properties have had issues. Mr. and Mrs. Ignas expressed strong concerns with signing a waiver and who would be financially responsible if damage was done to their home. Township Solicitor, Sean Kilkenny suggested that the Ignas' get in writing the suggestions of the engineers that they have spoken with and Township staff can review to see if there is a viable alternative. Mr. Ignas stated that since Mr. Jones has been to his property they have made changes by adding a second vent. Mr. Ignas stated that he is not opposed to simulating the conditions; he does not want to be financially responsible for damage done to his home. Township Solicitor, Sean Kilkenny suggested that Mr. Ignas supply the Township the proposed waiver language for review by Township staff.

Mr. Dainoff introduced the next item on the agenda, Financial Update. Finance Director, Eric Traub provided an update of the Township's financial condition.

Mr. Dainoff introduced the next item on the agenda, Germantown Pike Force Main Issue. Township Solicitor, Sean Kilkenny reviewed that recently the Township underwent construction to repair the Germantown Pike Pump Station Force Main and the engineer that designed the model for the repair was Gilmore & Associates, Inc. At the

beginning of the project it was made clear to Gilmore & Associates, Inc. that whatever design was implemented needed to pump at a certain rate to avoid backup. Gilmore & Associates, Inc. assured Township staff and the public that the design chosen would be able to do this however, after the work was completed the system backed up with the first big storm. The Township is in the position where the force main needs to be repaired again, the Board of Supervisors have taken the position after a legal analysis that it is Gilmore & Associates, Inc. responsibility to pay for the repair and the Township is prepared to litigate if necessary. Chairman Zurzola expressed the need to bring this item to the public's attention. Kevin Dyson of 2996 Brambling Lane questioned if there will be a claim filed. Supervisor Dainoff stated that is a litigation question and that all avenues will be looked at to figure out where the money will come from. Robert Schottmiller of 347 Barbara Drive asked if the Township was back to the original problem with sump pumps. Staff Engineer, Doug Jones stated the Township continues to investigate problems in drainage areas that go to different pump stations where high flow conditions occur during rain events. The I & I process is a constant process. Mr. Schottmiller asked if the inside diameter of the line was reduced. Mr. Jones stated that original pipe is a twelve inch cast iron pipe and the new liner pipe is a nine point four inch high density polyethylene pipe.

Mr. Dainoff made a motion to amend the agenda by adding the Authorization to Bid the Parallel Force Main Project. After requesting any comments and there being none, the motion was seconded by Mr. Alfarano and approved unanimously.

Mr. Dainoff made a motion to authorize advertisement of bids for the Parallel Force Main Project to be opened at a future meeting. After requesting any comments and there being none, the motion was seconded by Mrs. Howell and approved unanimously.

Mr. Alfarano introduced the first item under "New Business", Resolution No. 2582 – Jefferson Crossing Dedication. Code Enforcement/Zoning Director, Bryan Bortnichak asked that the first two items under "New Business" Resolution No. 2582 – Jefferson Crossing Dedication and Jefferson Crossing Development Maintenance Bond Waiver Request be tabled until next month's meeting. Mr. Dainoff made a motion to table the two items for Jefferson Crossing until next month's meeting. After requesting

East Norriton Township – Regular Meeting
February 28, 2012

any comments and there being none, the motion was seconded by Mr. Alfarano and approved unanimously.

Mr. Alfarano introduced the next item on the agenda, Survey of Financial Condition. Township Manager, Donald Delamater reviewed this item. Mr. Dainoff made a motion to authorize the Chairman to execute the 2011 Survey of Financial Condition. After requesting any comments and there being none, the motion was seconded by Mrs. Howell and approved unanimously.

Mrs. Howell introduced the next item on the agenda, East Norriton Township Police Department Accreditation. Police Chief, Kary Kates reviewed this informational item about the accreditation process through the Pennsylvania Law Enforcement Accreditation Program.

Mr. Alfarano introduced the next item on the agenda, Resolution No. 2580 – Temporary Construction Easements. Township Manager, Donald Delamater reviewed and read Resolution No. 2580 accepting temporary construction easements along Germantown Pike for the purpose of widening Germantown Pike to allow for the safe travel of the motoring public. Mr. Dainoff made a motion to approve Resolution No. 2580 authorizing the execution of the temporary construction easements. After requesting any comments, the motion was seconded by Mrs. Howell and approved unanimously. Lois Campana of 3256 Hayes Road asked if the grantors of the easements will be compensated. Township Manager, Donald Delamater stated that they will be compensated with funds from Einstein.

Mrs. Howell introduced the next item on the agenda, Authorization to Bid for the Barrington Park Development. Assistant Township Manager, Larry Brown reviewed the proposed development of the Barrington property. Mr. Alfarano made a motion to authorize the advertisement of bids for the Barrington Park Development for opening at the April 17, 2012 meeting. After requesting any comments and there being none, the motion was seconded by Mr. Dainoff and approved unanimously.

East Norriton Township – Regular Meeting
February 28, 2012

Mr. Alfarano introduced the next item on the agenda, Barrington Park Easement Agreement. Assistant Township Manager, Larry Brown reviewed the proposed easement needed from the Norristown Area School District in order to access the Township's Barrington Park off of Roland Drive. Mr. Dainoff made a motion to authorize the execution of the easement agreement. After requesting any comments and there being none, the motion was seconded by Mrs. Howell and approved unanimously.

Mrs. Howell introduced the next item on the agenda, Bus Shelters Advertising Request. Township Manager, Donald Delamater reviewed that Clear Channel Outdoor is requesting that the Township allow additional advertising on the bus shelters in the form of shelter wraps. The current Township code only allows advertising on the two faces of one side of the shelter. After some discussions by the Board of Supervisors Mr. Delamater was given the direction from the Board to advise Clear Channel Outdoor that the Township will not initiate the amendment to the Township's code to all the shelter wraps.

Mr. Alfarano introduced the next item on the agenda, Permit Fee Waiver – Touch a Truck Event. Township Manger, Donald Delamater reviewed a letter dated February 8, 2012 from the Committee to Benefit the Children requesting a waiver of the \$100.00 permit fee and representation from the Police Department and Public Works Department at the event on May 20th, 2012. Mr. Dainoff made a motion to waive the permit fee and authorize the Police and Public Works Department to participate in the event on May 20th, 2012. After requesting any comments and there being none, the motion was seconded by Mrs. Howell and approved unanimously.

Mrs. Howell introduced the next item on the agenda, Sign Permit Fee Waiver – Habitat for Humanity. Code Enforcement/Zoning Director, Bryan Bortnichak reviewed a letter dated February 15, 2012 from Habitat from Humanity requesting a waiver of the temporary sign permit fee to advertise the ReStore from April 3rd through April 30th, 2012. Mrs. Howell made a motion to waive the temporary sign permit fee. After requesting any comments and there being none, the motion was seconded by Mr. Dainoff and approved unanimously.

Mr. Alfarano introduced the next item on the agenda, Permission and Sign Permit Fee Waiver. Assistant Township Manager, Larry Brown reviewed a letter dated February 19, 2012 from the East Norriton Girl's Athletic Association requesting a waiver of the sign permit fee and permission to place the maximum of sixteen signs no more than twenty-four square feet per sign that will be placed at the facility from April 1st until July 31st, 2012. Mrs. Howell made a motion to waive the sign permit fee and authorize the placement of the signs. After requesting any comments and there being none, the motion was seconded by Mr. Alfarano and approved unanimously.

Mrs. Howell introduced the next item on the agenda, Resolution No. 2581 – Adoption of the Emergency Operations Plan. Police Chief, Kary Kates reviewed Resolution No. 2581. Mrs. Howell made a motion to approve the Emergency Operation Plan by Resolution No. 2581. After requesting any comments and there being none, the motion was seconded by Mr. Alfarano and approved unanimously.

Mr. Alfarano introduced the next item on the agenda, ENT Historical Advisory Commission Resignation. Mr. Alfarano announced that Barbara Miller has officially resigned from the Historical Advisory Commission due to her relocation of residence. After some discussion by the Board this item was tabled until next month's meeting for possible appointment.

Mr. Alfarano introduced the next item on the agenda, Expenditure Authorization: A. Barrington Park Pavilion – Boyce Associates - \$12,106.88 (Costars Program); B. 2012 Norriton Fire Engine Co. Deferred Benefit Plan Contribution - \$19,000.00; C. Jean Morrison Police Pension Benefit - \$4,115.69 per month; D. Ross Mechanical Maintenance Contract - \$4,025.00/year; E. Stony Creek Anglers - \$100.00; and F. Police Uniforms - \$11,109.15. Mrs. Howell made a motion to authorize items A. through F. After requesting any comments and there being none, the motion was seconded by Mr. Alfarano and approved unanimously.

Mrs. Howell introduced the next item on the agenda, Attendance Authorization: A. 2012 PELRAS Conference – Larry Brown, Chief Kates and Bryan Bortnichak; B. PA

East Norriton Township – Regular Meeting
February 28, 2012

Chiefs of Police – Fitness Coordinator Course – Offc. Warner; C. PennTEC Conference – Doug Jones; D. Police Motorcycle Instructor Recertification – Lt. Brandon Pasquale; E. Internal Affairs Investigation – Sgt. David Boyer; and F. Handgun Combatives Course – Offes. Carfrey and Patrick. Mr. Alfarano made a motion to approve the attendance requests A through F. After requesting any comments and there being none, the motion was seconded by Mrs. Howell and approved unanimously.

Mr. Dainoff read the Supervisors Schedule of Meetings from February 29, 2012 thru April 6, 2012.

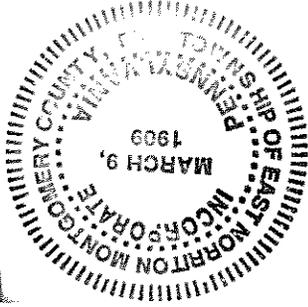
The Chairman asked Township Manager, Donald Delamater to review any recent or pending legislation. Mr. Delamater reviewed: Townships are now exempt from certain CDL driving time limits; Governor Corbett released his 2012 – 2013 budget proposal on February 7th and proposes a \$27.14 billion General Fund spending plan, a decrease of more than \$20 million from 2011 – 2012. No tax increases were included in the proposed budget. The entire \$30 million from the Department of Conservation and Natural Resources' Keystone Recreation, Park and Conservation Fund is slated to be moved to the General Fund. Eighty percent of the grants from this program are awarded to local governments. According to the Governor, the primary focus of the 2012 – 2013 is to streamline government operating expenses across the board by either eliminating or consolidating various government offices and administrative functions.

The Chairman asked if there was any Other Business, Chairman Zurzola made a motion to authorize the Township Solicitor to attend on behalf of the Board of Supervisors the Zoning Hearing Board meeting on Tuesday, March 13, 2012 for the purposes of opposing the group home application at 2006 DeKalb Pike. After requesting any comments and there being none, the motion was seconded by Mr. Dainoff and approved unanimously.

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.

East Norriton Township – Regular Meeting
February 28, 2012

Mr. Alfarano made a motion to adjourn the meeting at 9:17 p.m., the motion was seconded by Mrs. Howell and approved unanimously.



A handwritten signature in black ink, appearing to read "Donald D. Delamater".

Donald D. Delamater
Secretary