

East Norriton Township – Regular Meeting
August 28, 2012

The Regular Meeting of the Board of Supervisors of East Norriton Township was called to order by the Chairman, John Zurzola at 7:00 p.m. on Tuesday, August 28, 2012, at the Township Municipal Building. Supervisors present were John A. Zurzola, Harris A. Dainoff, Donald J. Gracia, Tina Howell and Marc Alfarano.

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

The Chairman introduced the first item on the agenda, Presentation and Agreement - Plymouth Community Ambulance Association. The presentation by PCAA was deferred to a future meeting. Township Manager, Donald Delamater reviewed the Ambulance Service Agreement. Mr. Gracia made a motion to approve the Ambulance 10 Year Service Agreement with PCAA. After requesting any comments and there being none, the motion was seconded by Mr. Dainoff and approved unanimously.

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. Mrs. Howell made a motion to approve the minutes of the Regular Meeting of July 24, 2012. After requesting any comments and there being none, the motion was seconded by Mr. Alfarano and approved unanimously.

The Chairman introduced the next item on the agenda, Approval of the Financial Reports for July, 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 Chairman introduced the next item on the agenda, Committee Reports for July, 2012. Mr. Alfarano made a motion to accept the Committee Reports. After requesting any comments and there being none, the motion was seconded by Mrs. Howell 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, Marlon Millner of Norristown Borough Council spoke briefly about the First Suburbs Project of Southeastern Pennsylvania and the need for East Norriton, West Norriton and Norristown to work more closely in the future. Mr. Gracia suggested to Mr. Millner that Norristown become more active in MCATO.

Mr. Alfarano introduced the first item under “Old Business”, - Defrayed Stormwater Facility Maintenance Fee Ordinance. Township Engineer, Chris Fazio of Remington, Vernick & Beach Engineers reviewed the proposed ordinance establishing East Norriton Township Storm Water Maintenance Fund. Mr. Dainoff made a motion to authorize advertisement of the draft ordinance for consideration at a future meeting. After requesting any comments and there being none, the motion was seconded by Mrs. Howell and approved unanimously.

Mr. Dainoff introduced the next item on the agenda, Grinder Pump Ordinance. Township Engineer, Ken Heydt of Carroll Engineering reviewed the proposed ordinance establishing the procedures for the installation, use and maintenance of sewage grinder pumps and any associated force mains or low pressure laterals. Mr. Dainoff made a motion to authorize advertisement of the draft ordinance for consideration 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 next item on the agenda, Human Relations Commission Appointments. Township Manager, Donald Delamater reviewed this informational item; the Township is accepting resumes with cover letters for appointments to the Human Relations Commission. Resumes should be addressed to the Township Manager’s attention.

Mr. Dainoff introduced the next item on the agenda, Sanitary Sewer Catch-up

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Billing. Township Manager, Donald Delamater reviewed that this is a continuation of previous discussions. Finance Director, Eric Traub reviewed his memo dated August 23, 2012 outlining the proposed new sewer billing structure. Mr. Dainoff made a motion to authorize the Township Solicitor and Township Manager to prepare a resolution outlining the new sanitary sewer billing structure. After requesting any comments, the motion was seconded by Mr. Alfarano and approved unanimously. Rob Schottmiller of 547 Barbara Drive questioned if the Township is pursuing the previously discussed delinquent accounts. Township Manager, Donald Delamater stated that the Township is actively pursuing the delinquent accounts.

Mr. Alfarano introduced the next item on the agenda, Developments & Construction Updates. Code Enforcement/Zoning Director, Bryan Bortnichak reviewed: Barley Sheaf Townhouse Development developed a four year plan for restoration work and have completed a quarter of the development with replacing handicap ramps, concrete sidewalks, aprons, and all of the planting beds have been reframed. Northwood Executive Campus is proposing a seven thousand square foot office building. Einstein has been issued a temporary certificate of occupancy and later this week a follow up inspection will be conducted. East Norriton Middle School - the Montgomery County Conservation District is heading up an effort to work with local school districts to provide for storm water improvements and is proposing a rain garden at the EN Middle School and restoration of some stream banks that have eroded along the tributary to the Stony Creek. The Township has received an informal request to waive the fifty dollar grading permit fee that would apply to this project. Mr. Alfarano made a motion to approve the waiver request for the EN Middle School. After requesting any comments and there being none, the motion was seconded by Mrs. Howell and approved unanimously. Mr. Gracia questioned what is going on at the Handy & Harmon property. Mr. Bortnichak reported that the Township received a PA One Call for a contractor that is going to excavate a seven hundred and fifty square foot area to a depth of approximately six feet to remove contaminated soil.

Mr. Dainoff introduced the next item on the agenda, Storm Drainage Issue/Projects. Staff Engineer, Doug Jones reported that the East Hayes Road project

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should begin on September 10th and the Bristol Street deteriorated pipe is being reviewed. Township Engineer, Chris Fazio of Remington, Vernick & Beach Engineers reported the MS4 Permit is required to be renewed this year, the Township has to supply a Notice of Intent by September 14th and Mr. Fazio is working with the Township to put the documentation together to submit on time.

Mr. Alfarano introduced the next item on the agenda, Traffic Issues. Staff Engineer, Doug Jones reported: A. Penn DOT's Markley Street Improvement Project - letting is scheduled for fall of 2012; B. Whitehall Road Bridge Rehabilitation Whitehall Roadwork – reviewed photos of the project and reported the work is completed; and C. Germantown Pike Widening Project – paving east of the hospital is complete, west of the hospital paving and milling will occur this week and part of next week. Mr. Jones reported road closures will occur.

Mr. Dainoff introduced the next item on the agenda, Sanitary Sewer Issues. Staff Engineer, Doug Jones reported: A. Einstein Project – is near completion; B. Germantown Pike Parallel Force Main - the contractor has installed a vast majority of the piping within Germantown Pike with some work remaining at the intersection of Germantown Pike and Sunset Avenue, work to be completed in the next three weeks; C. Nottingham Road – continue to monitor flows in the area and have televised the sanitary sewer mains during rain events and have been able to see that they are a number of sanitary sewer laterals from properties upstream that are leaking and are in the process of televising those individual laterals and then will work with the property owners to get the laterals repaired so that the infiltration is eliminated.

Mrs. Howell introduced the first item under “New Business”, Williamstadt Development Tri-Party Agreement. Township Solicitor, Sean Kilkenny reviewed the tri-party agreement. Mr. Dainoff made a motion to approve the tri-party agreement. After requesting any comments and there being none, the motion was seconded by Mr. Gracia and approved unanimously.

Mr. Gracia introduced the next item on the agenda, Resolution No. 2588 –

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Authorize Advertisement to Sell Township Vehicles and Equipment. Township Manager, Donald Delamater read and reviewed Resolution No. 2588 authorizing the sale of Township owned vehicles and equipment. Mr. Alfarano made a motion to approve Resolution No. 2588. 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, Waiver Request – Habitat for Humanity. Code Enforcement/Zoning Officer, Bryan Bortnichak reviewed the temporary sign permit fee waiver request of \$30.00 to advertise their ReStore event from September 1st through September 29th. Mrs. Howell made a motion to waive the temporary sign permit fee for Habitat for Humanity twice a year for the Foundry Road location for this request and future requests. 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, Waiver Request – Barrington Park Development Permit Fee. Code Enforcement/Zoning Officer, Bryan Bortnichak reviewed this Township funded project and permits needed. Mr. Dainoff made a motion to waive the permit fees for the Barrington Park Development. After requesting any comments and there being none, the motion was seconded by Mr. Gracia and approved unanimously.

Mrs. Howell introduced the next item on the agenda, Barleyvale Development Street Light Amendment. Michael Valenza on behalf of Barleyvale Associates, LLC reviewed their request of relief from item #11 of Resolution No. 2145. Mr. Valenza stated they are requesting relief so that they may install energy efficient LED lighting rather than the original proposed design that uses up to five times more wattage to secure the same lighting effect. Mr. Zurzola made a motion to approve the requested amendment to Resolution No. 2145 Condition #11 to allow the installation of LED lighting fixtures as indicated in the literature that was provided with his letter dated August 8, 2012 (fixture model ALED26) and that the fixtures must be adjusted at the direction of the East Norriton Township Engineer to limit light pollution onto adjacent properties. After requesting any comments and there being none, the motion was seconded by Mr. Alfarano and approved unanimously.

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Mr. Gracia introduced the next item on the agenda, Industrial Development Authority Meeting. Township Manager, Donald Delamater reviewed this informational item; the Industrial Development Authority recently met on August 17, 2012 to consider a loan application from Rosemont College for seven and half million dollars that the IDA unanimously approved. The IDA board will receive a one thousand dollar application fee as well a nineteen thousand five hundred dollar loan processing fee from that a two thousand dollar referral fee will be paid to the individual that referred Rosemont College to East Norriton Township's IDA. The loan is expected to close next week.

Mrs. Howell introduced the next item on the agenda, Lost and Stolen Ordinance. Township Solicitor, Sean Kilkenny reviewed this informational item; after some discussions by Board of Supervisors and Township staff this item was tabled for later discussion to see what the state legislators are going to do with this issue.

Mr. Gracia introduced the next item on the agenda, Expenditure Authorization: A. Dump Truck Body Replacement - \$8,995.00 and B. Renewal of MS4 General Permit – Remington, Beach & Vernick Engineers - \$7,912.00 (not to exceed) and subject to Township Manager approval. Mr. Gracia made a motion to approve items A and B. 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. Fire Investigation Seminar 2012 – Joe Perkins. Mrs. Howell made a motion to approve item A. After requesting any comments and there being none, the motion was seconded by Mr. Dainoff and approved unanimously.

Mr. Gracia read the Supervisors Schedule of Meetings from September 3, 2012 thru October 6, 2012.

The Chairman asked Township Manager, Donald Delamater to review any recent or pending legislation. Mr. Delamater reviewed that the Commonwealth's \$27.7 billion 2012-2013 state budget passed on June 30, 2012; Act 114 of 2012 – fines for ignoring barricades during emergency events; Act 125 of 2012 – automated external defibrillators

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provides for nonmedical Good Samaritan immunity from civil liability to anyone who in good faith renders emergency care; and HB 823 signed into law as Act 97 requiring municipalities to submit written monthly reports to the superintendent of schools in which a residential development or planned residential development was approved during the previous month.

The Chairman asked if there was any Other Business to be discussed. Township Manager, Donald Delamater reviewed information from Norristown Borough about a Zoning Hearing regarding the Kennedy Kenrick property proposal to convert the property into a fifty-five plus retirement community. The applicant sent out notices to properties within five hundred feet of KKHS which included properties in East Norriton Township.

There being no other business to come before the Board, the Chairman asked if there were any residents who wished to speak. Rob Schottmiller of 547 Barbara Drive commented on Mr. Millner’s previous remarks.

Mr. Dainoff made a motion to adjourn the meeting at 8:26 p.m., the motion was seconded by Mr. Alfarano and approved unanimously.



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

Donald D. Delamater
Secretary

