

East Norriton Township – Regular Meeting  
June 24, 2014

The Regular Meeting of the Board of Supervisors of East Norriton Township was called to order by the Chairman, John Zurzola at 7:07 p.m. on Tuesday, June 24, 2014, at the Township Municipal Building. Supervisors present were John A. Zurzola, Harris A. Dainoff, Marc A. Alfarano, Tina Howell and Angelina Salamone.

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

Chairman Zurzola introduced the first item on the agenda, Swearing in of Probationary Police Officer John R. Fetscher Jr. Assistant Township Manager, Larry Brown swore in John R. Fetscher Jr. as the Township's newest police officer. Chief Kary Kates briefly reviewed Officer Fetscher's background.

Chairman Zurzola introduced the next item on the agenda, Appointment and Swearing in of Officer Michael Henricks to Police Detective. Assistant Township Manager, Larry Brown swore in Michael Henricks as Police Detective. Chief of Police, Kary Kates gave a brief summary of Police Detective Henricks' employment history.

Chairman Zurzola introduced the next item on the agenda, Police Commendation. Police Chief, Kary Kates presented Officer Matthew Pickford, Officer Barry Lopoten, Officer Joel Homan and Sergeant David Boyer with Unit Citations in recognition of their part in apprehending alleged suspects involved in an attempted robbery that occurred on May 24, 2014.

Chairman Zurzola introduce the next item on the agenda, Presentation of Annual Contribution to ENGAA and ENLL. The Board of Supervisors presented Glen Hubler, President of the ENLL a check in the mount of \$3,915.95 and Brian Dell, President of the ENGAA a check in the mount of \$2,080.80 for the 2014 resident participant contributions.

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Chairman Zurzola announced that the Board of Supervisors met earlier this evening in Executive Session to discuss matters of litigation and personnel.

Chairman Zurzola introduced the next item on the agenda, Approval of Meeting Minutes. Mr. Dainoff made a motion to approve the minutes of the Regular Meeting of May 27, 2014. The motion was seconded by Mr. Alfarano. After requesting any comments and there being none, the motion was approved unanimously.

Chairman Zurzola introduced the next item on the agenda, Approval of the Financial Reports for May 2014. Mrs. Howell made a motion to accept the Financial Reports. The motion was seconded by Mrs. Salamone. After requesting any comments and there being none, the motion was approved unanimously.

The Chairman introduced the next item on the agenda, Committee Reports for May 2014. Mr. Dainoff made a motion to accept the Committee Reports. The motion was seconded by Mr. Alfarano. After requesting any comments and there being none, the motion was approved unanimously.

Chairman Zurzola asked if there were any comments from the Board of Supervisors, Chairman Zurzola announced that Representative Michael Vereb will be holding a meeting Tuesday, July 8, 2014 at 11:30 a.m. at the West Norriton Township building with representatives from PAWC to review the precautionary boil water advisory that occurred.

Chairman Zurzola then asked if there were any citizens to be heard, Carol Afrassiabian of 114 Barley Sheaf Drive expressed concerns with ABC Contractors demolishing the barn on their property. Ms. Afrassiabian questioned the process to appeal the demolition and the procedure. Code Enforcement/Zoning Director, Bryan Bortnichak reviewed that Ms. Afrassiabian received the Zoning Hearing Board's decision and order dated June 20, 2014 related to ABC's appeal. Mr. Bortnichak explained that

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appeals may be made up to thirty days of that decision. Ms. Afrassianbian questioned if there are minutes from the Zoning Hearing Board meeting. Mr. Bortnichak stated that there are notes of testimony that are record of the transcript of the hearing. Mr. Bortnichak suggested that Ms. Afrassianbian engage an attorney to file the paperwork with the Prothonotary Office if she wants to file an appeal. Aneesah Thompson of 2104 Third Street expressed concerns about 2102 Third Street and the noise nuisance that is coming from that property. Chief of Police, Kary Kates stated the Police Department is aware and police reports have been taken. Chief Kates asked Mrs. Thompson to email the photos she has to Mr. Bortnichak and herself.

Mr. Alfarano introduced the first item under “Old Business”, Tax Collector. Vice Chairman, Mr. Dainoff questioned the recent changes to the tax collections procedures. Tax Collector, Kenneth Lahner reviewed that Berkheimer Associates had been collecting the school taxes for approximately twelve years. Each new term the school district is required to approach the tax collector for designating the collection of the school taxes. Mr. Lahner claims NASD has not done this. Mr. Lahner along with West Norriton Tax Collector, Michael Murray filed a lawsuit against NASD. Mr. Lahner deputized Mr. Murray to have authority to collect East Norriton Township taxpayer’s school tax portion of the taxes. Vice Chairman Dainoff questioned why Mr. Lahner gave the responsibility to Mr. Murray and Mr. Lahner felt it was a good business decision. Mr. Lahner stated that the Continental Bank in East Norriton Township will be used for collecting the school taxes. Chairman Zurzola questioned who will collect the County/Township portion of the taxes. Mr. Lahner stated that the County/Township portion is not being changed. Vice Chairman Dainoff questioned if the efficiency and customer service is not met, how long the process will take to change this. Mr. Lahner stated he could look at it annually and make a decision. Mrs. Howell expressed that she is concerned that Mr. Lahner was elected by the residents to be a tax collector and he is not doing the job. Chairman Zurzola stated Mr. Lahner has an agreement with the Township that the Township does the legwork for the County/Township portion of the taxes, Mr. Lahner has no responsibilities other than being accountable. Mr. Lahner agreed he is accountable.

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Mr. Dainoff introduced the next item on the agenda, Human Relations Commission Vacancy. Chairman of the Human Relations Commission, Don Benn stated he would like to see if there are more resumes to be provided to the Township. This item was tabled to next month's meeting.

Mr. Alfarano introduced the next item on the agenda, Award Banking Services RFP. Finance Director, Eric Traub reviewed his memo date June 11, 2014 recommending the Township switch its depository accounts from Citizens Bank to Continental Bank. Mr. Dainoff made a motion to award the banking contact to Continental Bank per Mr. Traub's recommendation dated June 11, 2014. The motion was seconded by Mr. Alfarano. After requesting any comments and there being none, the motion was approved unanimously.

Mr. Dainoff introduced the next item on the agenda, Award 2014 Bituminous Pavement Base Repairs Contract. Township Engineer, Owen Hyne reviewed Remington & Vernick's letter dated June 12, 2014 determining Reading Materials is a qualified, responsible contractor and therefore, recommends award of the Base Bid in the total amount of \$77,900.00. Mr. Dainoff made a motion to award the contract to Reading Materials per Remington & Vernick's letter dated June 12, 2014. The motion was seconded by Mrs. Salamone. After requesting any comments and there being none, the motion was approved unanimously.

Mr. Alfarano introduced the next item on the agenda, Comcast Franchise Agreement Renewal and Ordinance. Township Manager, Donald Delamater reviewed that he and the Township Solicitor met with representatives from Comcast and some terms include in the agreement include: a fifteen year agreement and a five percent franchise fee to be paid quarterly. Currently the Township meetings are televised by Comcast at no charge, Comcast is providing a one-time grant in the amount of twelve thousand dollars to be used to continue televising services whether the Township buys its own equipment or hires someone to record the meetings to be televised on the school district channel. Mr. Alfarano made a motion to authorize advertisement of the ordinance for consideration at the July 22, 2014 regular meeting. The motion was seconded by Mrs.

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Salamone. After requesting any comments and there being none, the motion was approved unanimously.

Mr. Dainoff introduced the next item on the agenda, Developments & Construction Updates. Code Enforcement/Zoning Director, Bryan Bortnichak reviewed 2000 Old Arch Road. The development resulted in net reduction in impervious coverage. Most site improvements with the exception of landscaping have been installed and the developer intends to delay planting until the fall. Mr. Bortnichak also reviewed the Frederick subdivision on Butchers Lane creating five lots out of three lots which might be before the Board of Supervisors at next month's regular meeting. Township Engineer, Owen Hyne reviewed that there are a few punch list items they are trying to get the developer to take care of. Mr. Hyne has been in contact with the developer and will continue communication to get the items taken care of.

Mr. Alfarano introduced the next item on the agenda, Storm Drainage Issue/Projects. Staff Engineer, Douglas Jones reviewed Briar Lane an existing small diameter pipe not functioning properly and the Public Works Department has installed a new pipe and drainage system; Hancock and Coles Blvd. A pipe has been replaced. Mr. Jones is evaluating the ponding issue on Old Arch Road there are conflicts with a gas main and water main and he is looking at alternatives; Potshop and Schultz Road there is a deteriorating pipe and he is evaluating options and Sardaro Lane Mr. Jones is reviewing pricing and trenchless repair alternatives.

Mr. Dainoff introduced the next item on the agenda, Traffic Issues. Staff Engineer, Douglas Jones reported: A. Penn DOT's Markley Street Improvement Project is moving north and significant traffic impacts are expected.

Mr. Dainoff introduced the next item on the agenda, Sanitary Sewer Issues. Staff Engineer, Douglas Jones reported: A. Stony Creek Sewer Main Repair Project trying to close out project. Waiting for contractor to respond to suspected damage.

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Mrs. Howell introduced the first item under “New Business”, Non-Uniformed Pension Plan Amendment and Ordinance. Township Manager, Donald Delamater reviewed the proposed ordinance amending the East Norriton Township non-uniformed employees’ pension plan. Mrs. Howell made a motion to authorize advertisement of the ordinance for consideration at the July 22, 2014 regular meeting. The motion was seconded by Mrs. Salamone. After requesting any comments and there being none, the motion was approved unanimously.

Mrs. Salamone introduced the next item on the agenda, Authorization to Sell 2002 ODB Self Contained Leaf Collection Trailer. Staff Engineer/Public Works Director, Douglas Jones reviewed his memo dated June 19, 2014 requesting authorization to sell 2002 ODB Self Contained Leaf Collection Trailer using the Municibid process. Since this machine was purchased with PADEP grant fund, ninety percent of the sale price would have to be returned to DEP. Chairman Zurzola questioned if the machine could be repurposed. Mr. Jones stated it could not because it is a specific use vehicle. Vice Chairman Dainoff questioned how Municibid worked out the last time the Township used them. Mr. Jones stated the Municibid process worked out well. Mr. Dainoff made a motion to authorize Mr. Jones to utilize Municibid for the sale of the leaf collection trailer and final awarding either the August or September regular meeting. The motion was seconded by Mrs. Howell. After requesting any comments and there being none, the motion was approved unanimously.

Mrs. Howell introduced the next item on the agenda, Resolution No. 2641 – Supporting of Use of Radar. Township Manager, Donald Delamater read and reviewed Resolution No. 2641 supporting Senate Bill 1340 and House Bill 1272 enabling all municipal police to use the same motor vehicle speed-timing equipment as the Pennsylvania State Police. Police Chief, Kary Kates reviewed the history and the process the police use to catch speeders. Mrs. Howell made a motion to approve Resolution No. 2641. The motion was seconded by Mr. Dainoff. After requesting any comments, the motion was approved unanimously. Sue McLaughlin 2926 N. Whitehall Road expressed that she supports the use of radar.

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Mrs. Salamone introduced the next item on the agenda, Expenditure Authorizations. A. DROP Pension Benefit – David McDermott - \$4,673.69; B. DROP Pension Benefit – Larry Brown - \$4,470.69; and C. Deferred Vested Pension Benefit – Heather Fryer - \$302.60. Mrs. Salamone made a motion to approve items A. thru C. The motion was seconded by Mr. Dainoff. After requesting any comments and there being none, the motion was approved unanimously.

Mrs. Howell read the Supervisors Schedule of Meetings from June 25, 2014 thru July 28, 2014.

Chairman Zurzola asked Township Manager, Donald Delamater to review any recent or pending legislation. Mr. Delamater stated legislators are working on the budget, there is nothing new to report.

Chairman Zurzola asked if there was any other business to come before the Board, Township Manager, Donald Delamater asked that the SALDO public hearing scheduled for July 22, 2014 be rescheduled for August 26, 2014 at 6:30 p.m. Mr. Dainoff made a motion reschedule the SALDO public hearing for August 26, 2014. The motion was seconded by Mr. Alfarano. After requesting any comments and there being none, the motion was approved unanimously.

Chairman Zurzola asked if there were any residents who wished to speak. Mary Ellen Nepps of 2105 Third Street also expressed concerns about the excessive vehicle noise coming from 2102 Third Street. Sue McLaughlin of 2926 N. Whitehall Road expressed concerns about Advanced Disposal picking up trash in the area at 4:30 a.m. and the train that crosses Germantown Pike signaling excessively at 4:30 a.m. Township Manager, Donald Delamater stated that the railroad Quiet Zone will soon be in affect between the hours of 10:00 p.m. and 7:00 a.m.

Mr. Dainoff made a motion to adjourn the meeting at 8:39 p.m.; the motion was seconded by Mrs. Howell and approved unanimously.



A handwritten signature in black ink, appearing to read "Donald D. Delamater", written over a horizontal line.

Donald D. Delamater  
Secretary