

East Norriton Township – Regular Meeting  
July 22, 2014

The Regular Meeting of the Board of Supervisors of East Norriton Township was called to order by the Chairman, John Zurzola at 7:09 p.m. on Tuesday, July 22, 2014, at the Township Municipal Building. Supervisors present were John A. Zurzola, Harris A. Dainoff, Tina Howell and Angelina Salamone. Supervisor Marc Alfarano was absent.

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

Chairman Zurzola introduced the first item on the agenda, East Norriton Township Police Department Re-Accreditation Recognition. Chief Bill Kelly of the Abington Police Department and current President of the Pennsylvania Chiefs' Association, representing the PLEAC presented Chief Kates, Accreditation Manager Sergeant Tim Brennan and Assistant Accreditation Manager Vicki Schrack with a certificate of re-accreditation. The East Norriton Police Department was first accredited in 2005, re-accredited in 2008 and 2011. This most recent honor makes four in a row, an accomplishment that less than 1.6% of PA Law enforcement agencies can claim. Chief Kelly stressed the importance of the program and the significance of achieving re-accreditation status.

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. Mrs. Howell made a motion to approve the minutes of the Regular Meeting of June 24, 2014. The motion was seconded by Mr. Dainoff. 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 June 2014. Mr. Dainoff 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.

East Norriton Township – Regular Meeting  
July 22, 2014

The Chairman introduced the next item on the agenda, Committee Reports for June 2014. Mrs. Howell made a motion to accept the Committee Reports. The motion was seconded by Mr. Dainoff. 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, there were none.

Chairman Zurzola then asked if there were any citizens to be heard, there were none.

Mr. Dainoff introduced the first item under “Old Business”, Human Relations Commission Vacancy. Mr. Dainoff made a motion to nominate Patricia A. Fennell – Peaks to the Human Relations Commission. The motion was seconded by Mrs. Howell. After requesting any comments and there being none, the motion was approved unanimously. Mr. Dainoff made a motion to appoint Patricia A. Fennell – Peaks to the Human Relations Commission for the balance of a four year term to expire December 31, 2015. The motion was seconded by Mrs. Salamone. After requesting any comments and there being none, the motion was approved unanimously.

Mr. Dainoff introduced the next item on the agenda, Ordinance No. 554 – Comcast Franchise Agreement Renewal and Ordinance. Township Manager, Donald Delamater reviewed Ordinance No. 554 approving a non-exclusive cable franchise agreement between East Norriton Township and Comcast Cable of Southeast Pennsylvania, LLC. Mr. Dainoff made a motion to approve Ordinance No. 554 and the Franchise Agreement renewal. Mrs. Howell made a motion to table this item until next month’s meeting. Chairman Zurzola asked for a seconded, there was none. The motion failed to table this item until next month’s meeting. Mrs. Howell expressed concerns with the one-time grant the Township would receive and the term of the franchise agreement. After some discussions, Mr. Dainoff made a motion to approve Ordinance No. 554 and the Franchise Agreement renewal. The motion was seconded by Mrs. Salamone. After requesting any

East Norriton Township – Regular Meeting  
July 22, 2014

comments and there being none, the motion was approved 3 to 1, with Mrs. Howell voting no.

Mr. Dainoff introduced the next item on the agenda, Ordinance No. 555 – Non-Uniformed Employees’ Pension Plan Amendment. Township Manager, Donald Delamater reviewed Ordinance No. 555 amending the East Norriton Township Employees’ Pension Plan in order to modify the benefit provisions for new non-uniformed employees. Mr. Dainoff made a motion to approve Ordinance No. 555. The motion was seconded by Mrs. Howell. 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 Shop Rite has held a liquor license and are now proposing to permit the for sale and consumption on the premise and take out. Permits have been issued for interior alterations. An application for a zoning variance will be before the Planning Commission in August and then before the Zoning Hearing Board. Mr. Hyne of Remington & Vernick Engineers reviewed the status of the Williamstadt Development. The developer had paved the streets and driveways in the fall of 2013 and had promised to return to complete outstanding work in June of this year. Mr. Hyne had been in contact with the developer several times, however they have stopped returning his calls and have not completed the work. Mr. Hyne cautioned that the Township has access to approximately \$24,000 with which to complete the outstanding work but that the amount will not cover all expenses. Mr. Hyne suggested that the Board of Supervisors authorize him to send a notice to the developer regarding the Township’s intent to take control of the \$24,000 and to complete as much of the remaining work as the funding will allow. Mr. Hyne also suggested that representatives of the homeowners association be involved in the process to prioritize the outstanding work in recognition of the fact that not all of the work can be completed for \$24,000. Mr. Dainoff asked if there was a process to follow before taking the funds. Mr. Hyne stated there was a process outlined in the development

East Norriton Township – Regular Meeting  
July 22, 2014

agreement. Mrs. Howell questioned the work that isn't completed, who will cover the costs. Mr. Hyne stated that work not covered would not be completed unless the HOA expended the funds. Once the Township obtains the developers funds the developer ceases to be responsible for the punchlist items. Mr. Dainoff made a motion to authorize the Township Engineer to initiate the process and send the developer a letter notifying them failure to respond within the next thirty days that the Township intends to initiate the process under the development agreement. The motion was seconded by Mrs. Howell. After requesting any comments and there being none, the motion was approved unanimously.

Mr. Dainoff introduced the next item on the agenda, Storm Drainage Issue/Projects. Staff Engineer, Douglas Jones reviewed he is working on getting pricing for Potshop Road and Sardaro Lane trenchless piping alternatives and once the information is collected he will determine the most cost effective way for repairing these areas. Mr. Jones also reported that there was another pipe failure on Potshop Road and the Public Works Department replaced the section of deteriorated pipe.

Mr. Dainoff introduced the next item on the agenda, Traffic Issues. Staff Engineer, Douglas Jones reported: A. Penn DOT's Markley Street Improvement Project the contractor is continuing to move north on the project and is anticipating being on Swede Road in August. Mr. Jones previously reported that the Township's base repair contract which includes Swede Road should start work August 11<sup>th</sup> and will add to the traffic issues. Mr. Jones also noted that Old Arch Road and a portion of Potshop Road are included in this contract. A number of roads are to be micro surfaced and they included Old Arch Road, Donna Drive, Baldwin Lane, Mark Lane and possibly Lisa Lane.

Mr. Dainoff introduced the next item on the agenda, Sanitary Sewer Issues. Staff Engineer, Douglas Jones reported: A. Stony Creek Sewer Main Repair Project working with appropriate regulatory agencies to replace a portion of the sanitary sewer main. As part of that project the Township needs to gain access to the sewer main thru an adjacent

East Norriton Township – Regular Meeting  
July 22, 2014

property. Mr. Jones is asking the Board of Supervisors to authorize the Township Manager and Solicitor to prepare, negotiate and execute an agreement with that property owner to accomplish the work. Mrs. Howell made a motion to authorize the Township Solicitor to prepare the agreement. The motion was seconded by Mrs. Salamone. After requesting any comments and there being none, the motion was approved unanimously.

Mr. Dainoff introduced the next item on the agenda, Financial Update and 2<sup>nd</sup> Quarter Budget Adjustments. Finance Director, Eric Traub provided an update on the Township's financial condition and reviewed the proposed 2<sup>nd</sup> quarter budget adjustments. Mr. Dainoff made a motion to approve the 2<sup>nd</sup> quarter budget adjustments. The motion was seconded by Mrs. Salamone. After requesting any comments and there being none, the motion was approved unanimously.

Chairman Zurzola moved up, Sidewalk and Bike Path Installation/Completion Project Request on the agenda under "New Business". Jeffrey Moller, representing the East Norriton Planning Commission reviewed his letter dated June 25, 2014 requesting that the Board of Supervisors undertake whatever action is necessary to assure that 100% of the major thoroughfares through the Township (Germantown Pike, Township Line Road, Whitehall Road, Sunset Avenue, Trooper Road, Swede Road, Arch Road, Johnson Hwy, Old Arch Road and New Hope Street) be modified and improved as soon as possible so that bike lanes and sidewalks of adequate size are available for pedestrian and bicycle traffic in either direction for their entire lengths. Chairman Zurzola stated he agrees one hundred percent with the Planning Commission's goal and conclusions. Mr. Dainoff questioned how the Township takes the next step to determine whether it is something that the Township can do. Mr. Moller expressed the Planning Commission realizes that this a substantial financial undertaking and may not meet with one hundred percent of the citizens approval. Mr. Moller stated there are numerous ways in which the financial obligations could be met, all of which are authorized by the Second Class Township Code.

East Norriton Township – Regular Meeting  
July 22, 2014

Mrs. Howell introduced the next item on the agenda, PAWC New Hydrant Agreement- Brambling Lane. This item was tabled until next month's meeting.

Mrs. Salamone introduced the next item on the agenda, Resolution No. 2642 – Amending the Formal Policy to Appropriate Level of Fund Balance and Reserves. Finance Director, Eric Traub reviewed Resolution No. 2642 amending the formal policy related to the appropriate level of fund balance and reserves. Mr. Dainoff made a motion to approve Resolution No. 2642. The motion was seconded by Mrs. Salamone. After requesting any comments and there being none, the motion was approved unanimously.

Mrs. Howell introduced the next item on the agenda, Compost Turner Grant Reimbursement Agreement. Staff Engineer, Douglas Jones reviewed the Intergovernmental reimbursement agreement for the purchase of a Compost Turner. Mrs. Howell made a motion to approve and execute the agreement. The motion was seconded by Mrs. Salamone. After requesting any comments and there being none, the motion was approved unanimously. Township Solicitor, Sean Kilkenny advised that there is a requirement that intergovernmental cooperation agreements also be done by ordinance. Mr. Dainoff made a motion to authorize advertising of the ordinance for intergovernmental cooperation for the purchase of the compost turner. The motion was seconded by Mrs. Howell. After requesting any comments and there being none, the motion was approved unanimously.

Mrs. Salamone introduced the next item on the agenda, Special Planning Consultant Agreement and Special Traffic Consultant Agreement – Validity Challenge. Township Solicitor, Sean Kilkenny reviewed the planning consultant agreement for the Validity Challenge with Grace Planning Associates. Mrs. Howell made a motion to approve and execute the engagement letter with Grace Planning Associates. The motion was seconded by Mr. Dainoff. After requesting any comments and there being none, the motion was approved unanimously. Mr. Kilkenny reviewed the traffic consultant agreement for the Validity Challenge with Pennoni Associates, Inc. Mr. Dainoff made a

East Norriton Township – Regular Meeting  
July 22, 2014

motion to approve and execute the engagement letter dated July 22, 2014 with Pennoni Associates Inc. The motion was seconded by Mrs. Salamone. After requesting any comments and there being none, the motion was approved unanimously.

Mrs. Howell introduced the next item on the agenda, RFP for Independent Audit Services. Finance Director, Eric Traub reviewed the RFP. Mrs. Howell questioned who will evaluate the RFP's. Mr. Traub stated the RFP's would be reviewed by Mr. Delamater, Mr. Brown and himself. Mrs. Howell made a motion to authorize issuing the RFP. The motion was seconded by Mr. Dainoff. After requesting any comments and there being none, the motion was approved unanimously.

Mrs. Salamone introduced the next item on the agenda, Expenditure Authorization. A. Police Athletic League Food & Wine Festival Program ad - \$500. Mrs. Salamone made a motion to approve item A. The motion was seconded by Mr. Dainoff. After requesting any comments and there being none, the motion was approved unanimously.

Mrs. Howell introduced the next item on the agenda, Attendance Authorization. A. East/West Norriton Fire Companies Golf Outing Attendance and Hole Sponsorship – September 7, 2014. Mrs. Howell made a motion to approve item A. 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 July 28, 2014 thru August 26, 2014.

Chairman Zurzola asked Township Manager, Donald Delamater to review any recent or pending legislation. Mr. Delamater stated that there was nothing new to report on.

East Norriton Township – Regular Meeting  
July 22, 2014

Chairman Zurzola asked if there was any other business to come before the Board, there was none.

Chairman Zurzola asked if there were any residents who wished to speak, Mr. Pierson of 540 Burnside Avenue and Ray Galullo of 550 Burnside Avenue expressed concerns with the resident at 546 Burnside Avenue dumping and burning in the rear of the property. Code Enforcement/Zoning Director, Bryan Bortnichak stated he would look into the property tomorrow and be in touch with Mr. Pierson and Mr. Galullo.

Mr. Dainoff made a motion to adjourn the meeting at 8:28 p.m.; the motion was seconded by Mrs. Salamone and approved unanimously.



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

Donald D. Delamater  
Secretary