

East Norriton Township – Regular Meeting
February 23, 2016

The Regular Meeting of the Board of Supervisors of East Norriton Township was called to order by the Chairwoman, Tina Howell at 7:04 p.m. on Tuesday, February 23, 2016, at the Township Municipal Building. Supervisors present were, Tina Howell, Marc Alfarano, Dennis DeSanto, Angelina Salamone and John Zurzola.

After roll call, Mr. DeSanto offered a prayer and then asked for a moment of silence for Francis “Bud” Denner. The Pledge of Allegiance was then recited by all in attendance.

Township Solicitor, Sean Kilkenny announced that the Board of Supervisors decided to move up Old Business, Item G. Amended and Restated Petition to Rezone 2935 & 2939 – 2941 Whitehall Road. Mr. Kilkenny gave a brief description of the item. Marcel Groen, Attorney for the applicant, Meadowbrook Associates 2016 LP and Whitehall Associates 2016 LP reviewed the amended and restated petition to establish an overlay district for parcel nos. 33-00-10537-005, 33-00-10534-008 and 33-00-10531-002, 2935 and 2939 – 41 Whitehall Road and requested the Board of Supervisors consider scheduling a public hearing. Mr. Groen reviewed what an overlay district is. Mr. Zurzola made a motion to schedule a public hearing forty five days or later from today. The motion was seconded by Mr. Alfarano. Chairwoman Howell then requested comments. Township Solicitor, Sean Kilkenny asked that the comments be made on the motion to schedule a public hearing. The following residents provided comments in opposition of the proposed development and the scheduling of a public hearing: Ellen Raieta of 3162 Sunset Avenue; Cynthia Bernsteil of 712 Woodland Avenue; Scott McClain of 2935 Sunset Avenue; Mitch Finkelstein of 807 Irenic Court; Ken Christovich of 2937 Tanglewood Lane; Doug Clark of 808 Irenic Court; James Randall of 2942 Whitehall Road; Susan McLaughlin of 2926 N. Whitehall Road; Don Gallagher of 3216 Nottingham Road; and Frances Siegel of 807 Irenic Court. After hearing the comments, Mrs. Howell took a roll call of the motion for the supervisors to schedule a public hearing. The motion was rejected with a 5 – 0 vote not to schedule a public hearing.

East Norriton Township – Regular Meeting
February 23, 2016

The Board of Supervisors took a five minute break.

Supervisor Zurzola moved up an item under Other Business – a Substantive Challenge to the Township’s Zoning Code that was brought by the Laurel House applicant in connection with the appeal and litigation. Special Counsel, Christen Pionzio from Hamburg, Rubin, Mullin, Maxwell & Lupin stated this is in front of the Zoning Hearing Board challenging that the Township impermissibly excludes this use everywhere in the Township therefore, they are entitled to have this at the St. Titus property. Mr. Zurzola made a motion to authorize Special Counsel to appear on behalf of the Township to defend and uphold the Township’s ordinance. The motion was seconded by Mr. DeSanto. After requesting any comments, the motion was approved 4 – 0 with Supervisor Angie Salamone recusing herself from the vote. Richard Hess of 3007 Keenwood Road and Buck Marczak of 407 Pinecrest Road expressed that it is extremely important that the Township special counsel take action and defend the Township ordinance.

Chairwoman Howell introduced the next item on the agenda, Montgomery County Planning Commission Comprehensive Plan Presentation. Drew Shaw, Environmental Planning Section Chief of the Montgomery County Planning Commission provided a power point presentation - *Maintaining and Improving the County’s Quality of Life*. Ken Christovich of 2937 Tanglewood Lane commented on the Municipal Planning Contracts that the Montgomery County Planning Commission have established with other municipalities in Montgomery County and urged the Board of Supervisors to consider having dialogue with the Montgomery County Planning Commission.

Chairwoman Howell introduced the next item on the agenda, 2015 Distinguished Citizen Award Nominations. Chairwoman Howell and Supervisor DeSanto read the two nominations that were received. The Board of Supervisors asked if any other residents have a nomination that they wish to be submitted to please forward them to the Township for consideration at next month’s meeting.

East Norriton Township – Regular Meeting
February 23, 2016

Chairwoman Howell announced that the Board of Supervisors met earlier this evening and on February 18, 2016 in Executive Session to discuss matters of litigation and personnel.

Chairwoman Howell introduced the next item on the agenda, Approval of Meeting Minutes. Mr. Alfarano made a motion to approve the minutes of the Reorganization Meeting and the Regular Meeting of January 4, 2016. The motion was seconded by Mr. DeSanto. After requesting any comments and there being none, the motion was approved unanimously.

Chairwoman Howell introduced the next item on the agenda, Approval of the Financial Reports for December 2015 and January 2016. Mr. DeSanto 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.

Chairwoman Howell introduced the next item on the agenda, Committee Reports for December 2015 and January 2016. Mrs. Salamone 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.

Chairwoman Howell asked if there were any comments from the Board of Supervisors. Mr. Zurzola thanked everyone for coming to tonight's meeting and dedicating their time to the issue that was heard earlier in the meeting.

Chairwoman Howell then asked if there were any citizens to be heard, Rob Schottmiller of 547 Barbara Drive commented on statements made early in the meeting.

Mr. Alfarano introduced the first item under "Old Business", Bid Award for Equipment with Operators – Prevailing Wage. Public Works Director, Doug Jones reviewed his memo dated February 17, 2016 recommending that the 2016 Equipment

East Norriton Township – Regular Meeting
February 23, 2016

Rental with Operator – Prevailing Wage contract be awarded to T & T Contracting, Inc. in the amount of \$11,072.00 Mr. Alfarano made a motion to approve Mr. Jones' recommendation per his memo dated February 17, 2016. The motion was seconded by Mrs. Salamone. After requesting any comments and there being none, the motion was approved unanimously.

Mr. DeSanto introduced the next item on the agenda, Bid Award for Equipment with Operators – Non-Prevailing Wage. Public Works Director, Doug Jones reviewed his memo dated February 17, 2016 recommending that the 2016 Equipment Rental with Operator – Prevailing Wage contract be awarded to T & T Contracting in the amount of \$8,600.00. Mr. DeSanto made a motion to approve Mr. Jones' recommendation per his memo dated February 17, 2016. The motion was seconded by Mr. Alfarano. After requesting any comments and there being none, the motion was approved unanimously.

Mr. Alfarano introduced the next item on the agenda, Bid Opening Results and Notice of Intent to Award Authorization – Microsurfacing. Township Engineer, Isaac Kessler reviewed his letter dated February 18, 2016 stating the low bid was received from Asphalt Paving Systems, Inc. bidding for Type A – Single Application in the amount of \$54,976.20 (\$2.36 per sq. yd.) and Type A – Double Application in the amount of \$61,027.50 (\$3.09 per sq. yd.). Mr. Kessler recommended that the Board of Supervisors approve the Notice of Intent to Award to Asphalt Paving Systems, Inc. Mr. Alfarano made a motion to accept Remington & Vernick's recommendation dated February 18, 2016 and approve the Notice of Intent to Award to Asphalt Paving Systems, Inc. The motion was seconded by Mrs. Salamone. After requesting any comments and there being none, the motion was approved unanimously.

Mr. DeSanto introduced the next item on the agenda, Bid Award for Bituminous Pavement Base Repairs. Public Works Director, Doug Jones reviewed his memo dated February 17, 2016 recommending the Bituminous Pavement Base Repair contract be awarded to the low bidder, Innovative Construction Services, Inc. in the amount of \$33.75/sq. yd. for 4" depth repair and \$27.00/sq. yd. for 3" depth repair for a total

East Norriton Township – Regular Meeting
February 23, 2016

contract amount of \$75,937.50. Mr. Zurzola made a motion to approve Mr. Jones' recommendation per his memo dated February 17, 2016. 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, Award Contract for Pavement Markings. Public Works Director, Doug Jones reviewed his memo dated February 17, 2016 recommending the 2016 Pavement Marking contract be awarded to DeAngelo Brothers, LLC in the amount of \$23,110.00. Mrs. Salamone made a motion to approve Mr. Jones' recommendation per his memo dated February 17, 2016. The motion was seconded by Mr. Alfarano. After requesting any comments and there being none, the motion was approved unanimously.

Mr. DeSanto introduced the next item on the agenda, Ordinance No. 569 - Flood Plain Ordinance. Township Engineer, Isaac Kessler reviewed Ordinance No. 569 that was the subject of a public hearing held prior to this evening's regular meeting. Mr. DeSanto made a motion to approve Ordinance No. 569. 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, Historical Advisory Committee Vacancy. Mrs. Salamone made a motion to appoint David W. Kriebel to the Historical Advisory Committee for the balance of a five year term to expire on December 31, 2017. The motion was seconded by Mr. DeSanto. After requesting any comments and there being none, the motion was approved unanimously.

Mr. DeSanto introduced the next item on the agenda, Developments & Construction Updates. This item was deferred to next month's meeting.

Mr. Alfarano introduced the next item on the agenda, Public Works Projects/Updates. Public Works Director, Doug Jones reviewed the 2016 Roadway

East Norriton Township – Regular Meeting
February 23, 2016

Improvement Program with the following roads scheduled for microsurfacing treatment: Whitehall Road, Woodland Avenue, Dermond Road, Scenic Road, Norriton Drive, Avon Road, Brenda Lane, and Beechwood Road. Whitehall Road will receive a double application due to the amount of volume of traffic on the road. Northampton Road and portions of Wellington Road will receive the Nova Chip process. Mr. Jones also reported that Colonial Drive, Colonial Circle, Valleyview Road, Valleyview Circle, Lawnton Road and Lafayette Road and a portion of Springview Road and a portion of Montgomery Avenue and Fourth Avenue are scheduled to be overlaid by Pennsylvania American Water Co. Mr. Jones reported on a heating oil spill that occurred on February 8, 2016 on Stoney Creek Road. Mr. Zurzola questioned if the Township was aware how much oil was spilled. Mr. Jones stated that there was not a reliable answer.

Mr. Zurzola introduced the first item under “New Business”, Sewer Connection Agreement with Whitpain Township. Township Manger, Donald Delamater reviewed the Sewer Connection Agreement for 125 West Township Line Road. Mr. Zurzola made a motion to approve and execute the Agreement. The motion was seconded by Mr. DeSanto. After requesting any comments and there being none, the motion was approved unanimously.

Mrs. Salamone introduced the next item on the agenda, Grinder Pump Connection Agreement. Township Engineer, Ken Heydt reviewed the Grinder Pump Connection Agreement for 2931 Sunset Avenue. Mrs. Salamone made a motion to authorize the agreement. The motion was seconded by Mr. Alfarano. After requesting any comments and there being none, the motion was approved unanimously.

Mr. Zurzola introduced the next item on the agenda, Affirm Submission – 2015 Survey of Financial Condition. Finance Director, David Crist reviewed the 2015 Survey of Financial Condition. Mr. Zurzola made a motion to affirm the online submission of the survey. The motion was seconded by Mr. Alfarano. After requesting any comments and there being none, the motion was approved unanimously.

East Norriton Township – Regular Meeting
February 23, 2016

Mrs. Salamone introduced the next item on the agenda, Resolution No. 2681 – Felton Road Associates Land Development Waiver Request. Christen Pionzio, Counsel for the applicant reviewed the proposed development and land waiver request for 2939 Felton Road. Mr. Zurzola made a motion to approve Resolution No. 2681 granting a waiver of the requirement of land development to Felton Road Associates for the improvements at 2939 Felton Road. The motion was seconded by Mrs. Salamone. After requesting any comments and there being none, the motion was approved unanimously.

Mr. Zurzola introduced the next item on the agenda, Appoint Interim Building Code Official and Zoning Officer. Township Manager, Donald Delamater recommended while the Township is collecting resumes to fill the position of Building Code Official/Zoning Officer that an interim from Remington & Vernick, Allan Booz be appointed. Mr. DeSanto made a motion to appoint Allan Booz per a proposal from Remington & Vernick Engineers dated February 19, 2016. The motion was seconded by Mr. Alfarano. After requesting any comments and there being none, the motion was approved unanimously.

Mrs. Salamone introduced the next item on the agenda, Expenditure Authorization. 1. Natural Lands Trust – Membership - \$250.00/year; 2. Connect Explore Pictometry - \$300.00/year; 3. 2106 ENLL Opening Day program ad - \$100.00/full page; and 4. Remington Vernick – Proposal to provide engineering services – 2106 MS4 consulting services and storm sewer mapping – not to exceed \$18,324.00. Mrs. Salamone made a motion to approve items 1. thru 4. The motion was seconded by Mr. Zurzola. After requesting any comments and there being none, the motion was approved unanimously.

Mr. Zurzola introduced the next item on the agenda, Attendance Authorization. 1. Police Training Request - Glock Armorers' Certification – August 16, 2016; 2. Police Training Request - 2016 Law Enforcement Traffic Safety Seminar - March 24, 2016; 3. Police Training Request - FBI-NAA Welcome Back Luncheon & Seminar: Current Trends in Police Liability - March 24, 2016; 4. Police Training Request - FTO - Field Training Officer Certification - March 14-18, 2016; 5. Police Training Request - PA Law Enforcement

East Norriton Township – Regular Meeting
February 23, 2016

Accreditation Training - March 30, 2016; and 6. PA Rural Water Association Annual Conference – Doug Jones – March 29 thru April 1. Mr. Zurzola made a motion to approve items 1. thru 6. The motion was seconded by Mrs. Salamone. After requesting any comments and there being none, the motion was approved unanimously.

Chairwoman Howell read the Supervisors Schedule of Meetings from February 26, 2016 thru March 28, 2016.

Chairwoman Howell asked Township Manager, Donald Delamater to review any recent or pending legislation. Mr. Delamater reviewed Ambulance Services Billing – Act 84 of 2015 requires insurance companies to pay emergency medical service agencies directly for services performed. Chairwoman Howell reviewed the IRS mileage rate decreasing for 2016 – the current standard business mileage rate of 57.5 cents per mile will decrease to 54 cents per mile effective January 1, 2016.

Chairwoman Howell asked if there was any other business to come before the Board. Township Manager, Donald Delamater reviewed a letter received from East Norriton Little League dated February 23, 2016 requesting to place corporate sponsor signs at the Paul Fly and Cole Manor baseball fields and facilities and the waiver of the permit fees. Mr. DeSanto made a motion to approve the request. The motion was seconded by Mr. Zurzola. After requesting any comments and there being none, the motion was approved unanimously. Finance Director, David Crist reported the 2016 East Norriton Township County and Township Real Estate tax bills were mailed out today.

Chairwoman Howell asked if there were any residents who wished to speak, John Kolb 3344 East Hayes Road commended the Public Works Department and Doug Jones for the clear roads during the last large snow storm and also, thanked Bryan Bortnichak for his ten years of service to the township. Mr. Kolb also expressed concerns with the need to resolve the communication between the Board of Supervisors and the Planning Commission. Doug Clark of 808 Irenic Court thanked the Board of Supervisors for listening

East Norriton Township – Regular Meeting
February 23, 2016

to the residents earlier in the meeting. Mr. Clark also, asked for suggestions with getting help with clearing sidewalks. Mr. Jones suggested he speak with the contractor that does Wawa. Mr. Clark reported he has tried that route. Susan McLaughlin 2926 N. Whitehall Road thanked Officer Fischer for his assistance with her mailbox during the storm.

Township Solicitor, Sean Kilkenny announced that the Board of Supervisors intends to meet in Executive Session after this meeting to discuss matters litigation and personnel.

Mr. DeSanto made a motion to adjourn the meeting at 9:35 p.m.; the motion was seconded by Mr. Zurzola and approved unanimously.



A handwritten signature in black ink, appearing to read "Donald D. Delamater". The signature is written in a cursive style and is positioned above a horizontal line.

Donald D. Delamater
Secretary

