

East Norriton Township – Regular Meeting  
April 27, 2010

The Regular Meeting of the Board of Supervisors of East Norriton Township was called to order by the Chairwoman, Karen “Kandy” Heckman, at 7:00 p.m. on Tuesday, April 27, 2010, at the Township Municipal Building. Supervisors present were Karen “Kandy” Heckman, Donald J. Gracia, Harris A. Dainoff, James J. Serratore, and John A. Zurzola.

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

The Chairwoman asked for a moment of silence for Norristown Police Lieutenant Dwayne Herbert.

The Chairwoman introduced the first item on the agenda, Presentation of annual contribution to ENLL and ENGAA. The Board of Supervisors presented Jeff Schools from ENLL and Tom Tirpak from ENGAA with their annual contributions.

The Chairwoman introduced the next item on the agenda, 2009 Police Officer of the Year. Chief of Police, John McGowan presented Detective Jean Marie Morrison with a plaque.

The Chairwoman introduced the next item on the agenda, Officer/Civilian Commendations. Chief of Police, John McGowan presented commendations to Norristown Police Officers Michael Romano and Nicholas Santo, Lower Providence Police Officers Michael Higgins and William Hopkins, State Park Ranger James Abbott, Central Montgomery Abstract Employee Justine House, and presented a Unit Citation for East Norriton Police Officers Detective Bill Esmonde, Detective Jean Morrison, Lieutenant Karyl Kates, Officer Michael Myers, Officer David McDermott, Officer

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Matthew Pickford, Officer Samantha Smith, Sergeant David Boyer and Officer Karl Fischer for apprehending a bank robber on March 19, 2010.

Police Chief, John McGowan thanked Lieutenant Karyl Kates and Administrative Assistant Vicki Schrack for all their hard work during his absence.

The Chairwoman introduced the next item on the agenda, School Resource Officer Presentation – Officer Karl Fischer. Police Officer, Karl Fischer provided a power point presentation outlining the duties he has as School Resource Officer at the East Norriton Middle School.

The Chairwoman introduced the next item on the agenda, Award Bid to Purchase Police Uniforms. Mr. Dainoff made a motion to award the Police Uniform bid to Red the Tailor per Chief of Police John McGowan’s memo dated April 21, 2010. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

The Chairwoman introduced the next item on the agenda, Award Bid to Purchase Police Department Vehicle Equipment. Mr. Serratore made a motion to award the Police Department Vehicle Equipment bid to Safety First of Upper Merion per Chief of Police John McGowan’s memo dated April 21, 2010. After requesting any comments and there being none, the motion was seconded by Mr. Gracia and approved unanimously.

The Chairwoman introduced the next item on the agenda, Award Bid for Equipment Leasing with Operators. Mr. Serratore made a motion to award the bid for equipment leasing with operators as follows: Equipment Leasing with Operators – Prevailing Wage Provision to P. K. Moyer & Sons, Inc. – Paving Equipment: Bituminous Finisher 8- 12 ft., Paver 10 -20 ft., Tandem State Roller 3 -5 ton, Vibratory Roller 10 – 18

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ton, 3- axle 10 Wheel Dump Truck, 4 – axle Dump Truck 36 ton, Roller – Steel Wheel Dump Truck, Roller – Steel Wheel 10 – 14 ton, 3 – 1 person laborer, TAC-Cote Dispensing Truck, 400 hp Milling Machine and Paver 8 – 16 ft.; P. K. Moyer & Sons, Inc. – Construction Equipment: Crawler Loader and Motor Grader. Ram Construction Enterprises, Inc. – Construction Equipment: Crawler Dozer, Backhoe, 4 – Axle Dump Truck and Trac Excavator. Equipment Leasing with Operators – Non-Prevailing Wage Provision to P. K. Moyer & Sons, Inc. – Paving Equipment: Bituminous Finisher 8- 12 ft., Paver 10 -20 ft., Tandem State Roller 3 -5 ton, Vibratory Roller 10 – 18 ton, 3- Axle 10 Wheel Dump Truck, 4 – Axle Dump Truck 36 ton, Roller – Steel Wheel Dump Truck, Roller – Steel Wheel 10 – 14 ton, 3 – 1 person laborer, TAC-Cote Dispensing Truck, 400 hp Milling Machine and Paver 8 – 16 ft.; P. K. Moyer & Sons, Inc. – Construction Equipment: Crawler Loader and Motor Grader. Ram Construction Enterprises, Inc. – Construction Equipment: Crawler Dozer, Backhoe, 4 – Axle Dump Truck and Trac Excavator per Staff Engineer/Public Works Director, Doug Jones’ memo dated April 22, 2010. After requesting any comments and there being none, the motion was seconded by Mr. Zurzola and approved unanimously.

The Chairwoman introduced the next item on the agenda, Award Bid to Purchase Road Materials. Mr. Serratore made a motion to award the bid to purchase road materials for Redi-Mix Concrete to J.D.M. Materials in the amount of \$21,600 for 3000 lb., 3500 lb. and 4000 lb. concrete; to Glasgow, Inc. for No. 1 Grit, Spall Stone, R8 Rip-Rap Stone and R7 Rip-Rap Stone and to Highway Materials, Inc. for AC-20 Oil, Superpave Asphalt Base Course, Superpave Asphalt Wearing Course, 2A Stone, No. 4 Stone and 2B Stone per Staff Engineer/Public Works Director, Doug Jones’ memo dated April 22, 2010.

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

The Chairwoman introduced the next item on the agenda, Award Bid to Provide Pavement Markings. Mr. Serratore made a motion to award the bid to provide pavement markings to Alpha Space Control Co., Inc. in the amount of \$13,340.00 per Staff Engineer/Public Works Director, Doug Jones' memo dated April 21, 2010. After requesting any comments and there being none, the motion was seconded by Mr. Zurzola and approved unanimously.

The Chairwoman introduced the next item on the agenda, Authorization to advertise for bids for DeSage Park Development. Township Engineer, Tim Woodrow reviewed the bid specifications for improvements to the DeSage Park development. Mr. Gracia made motion to authorize advertisement for bids for improvements to the DeSage Park development. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

The Chairwoman announced that the Board of Supervisors met earlier this evening in Executive session to discuss matters of litigation and personnel.

The Chairwoman 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 March 23, 2010. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

The Chairwoman introduced the next item on the agenda, Finance Reports for March, 2010. Mr. Serratore made a motion to approve the Finance Reports and Receipts

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and Warrants for March 2010. After requesting any comments and there being none, the motion was seconded by Mr. Zurzola and approved unanimously.

The Chairwoman requested that the reading of the Committee Reports for March, 2010 be deferred and also commented that the Committee Reports were available on the table in the back of the meeting room. Mr. Gracia made a motion to approve the Committee Reports for March, 2010. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

The Chairwoman asked if there were any Citizens to be Heard, there were none.

Mr. Serratore introduced the first item under “Old Business”, Electricity Purchase. Township Manager, Donald Delamater reviewed that he has executed the agreement with Constellation Energy. He then urged residents to review their options at [www.papowerswitch.com](http://www.papowerswitch.com).

Mr. Dainoff introduced the next item on the agenda, Bocce Courts Update. Assistant Township Manager, Larry Brown reviewed that Woodrow & Associates has taken over the design of the storm water portion of the Bocce Court project. Township Engineer, Tim Woodrow reported that the NPDES application will be submitted after additional infiltration tests in the new proposed area are completed. Mr. Serratore made a motion to authorize the NPDES application be submitted to DEP. After requesting any comments, the motion was seconded by Mr. Zurzola and approved unanimously. Sue McLaughlin of 2926 North Whitehall Road questioned the cost to construct the bocce courts. Assistant Township Manager, Larry Brown reviewed the proposed plan is for parking lots, restrooms and a bocce court. Nick Viglianese of 3105 Whitehall Road

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questioned “who is they.” Mr. Brown explained that there is a group who is involved in bocce that has been sharing their input on the design and amenities for the area.

Mr. Serratore introduced the next item on the agenda, Ordinance No. 525 – Incurrence of Debt for Refinancing Bond Issue. Michael Wolf of Boenning & Scattergood, Inc. reviewed the Township’s S & P rating of AA Stable and the process of going to the bond market. The Township would like to achieve a savings of 3% which would equate to \$97,000.00. Dave Unkovic of Cozen O’Connor reviewed Ordinance No. 525 that authorizes the issuance of bonds, sets the parameters of the bond issue and accepting the proposal from Boenning & Scattergood, Inc. and pledging the Township’s taxing power behind the bonds that are issued. Mr. Serratore made a motion to approve Ordinance No. 525. After requesting any comments and there being none, the motion was seconded by Mr. Zurzola and approved unanimously.

Mr. Dainoff introduced the next item on the agenda, Resolution No. 2504 – Authorize Execution of Lease/Purchase Agreement for Fire Truck. Township Manager, Donald Delamater reviewed Resolution No. 2504 authorizing the execution of a lease/purchase agreement and related documents for the fire truck to be titled in the Township’s name with the new leasing company, California First National Bank in the amount of \$539,175.83. Mr. Serratore made a motion to approve Resolution No. 2504. After requesting any comments and there being none, the motion was seconded by Mr. Dainoff and approved unanimously.

Mr. Serratore introduced the next item on the agenda, Resolution No. 2505 – Authorize Execution of Lease/Purchase Agreement for Public Works Trucks. Township Manager, Donald Delamater reviewed Resolution No. 2505 authorizing the execution of

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a lease/purchase agreement and related documents for the purchase of a Dump Truck and a Bucket Truck with California First National Bank in the amount of \$198,485.75. Mr. Gracia made a motion to approve Resolution No. 2505. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

Mr. Dainoff introduced the next item on the agenda, Municipal Wide Contract for Residential Waste & Recycling Services. Township Manager, Donald Delamater reported that the information is still being gathered. Nick Viglianese of 3105 Whitehall Road questioned why Township staff is perusing this process. Mr. Dainoff stated it is the Board's obligation to look into all the options.

Mr. Serratore introduced the next item on the agenda, Small Projects Storm Water Management Ordinance. Township Engineer, Tim Woodrow reviewed the required MS4 permit by DEP, new versions of the permit are about to be published with very specific requirements for storm water ordinances. The Township is waiting for this new version of the permit to see what it entails before presenting an ordinance to the Board of Supervisors.

Mr. Dainoff introduced the next item on the agenda, Development & Construction Updates. Code Enforcement Director, Bryan Bortnichak reviewed: the Amoco property at Germantown Pike and Route 202, Wendy's has signed an agreement but have not yet closed on the property; Village of Caralea has installed storm water piping and the additional Westbound lane will be installed; and Gill Quarries, a letter was received from DEP noting many technical deficiencies in the mining permit application that was submitted by Gill Quarries.

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Mr. Serratore introduced the next item on the agenda, Storm Drainage Issues/Projects. Township Engineer, Tim Woodrow reviewed: A. Comprehensive Storm Water Survey Staff Engineer, Doug Jones reviewed the list with the Public Works staff and the information is to be prioritized and presented; B. Detention Basin Survey/Recommend Repairs – Mr. Woodrow reviewed several of the Township's detention basins and the possible remedies to have the basins function to modern standards. Staff Engineer, Doug Jones reviewed a heating oil discharge into the Stony Creek that occurred on April 10, 2010 from a Bryans Road residence. DEP and Montgomery County Hazmat were notified. DEP performed the cleanup and is working with the property owner.

Mr. Dainoff introduced the next item on the agenda, Traffic Issues. Staff Engineer, Doug Jones reviewed that he is working with PADOT with the intersection of Township Line Road and DeKalb Pike and Township Line Road and Swede Road with timing adjustments to the traffic signals. Mr. Jones reviewed the traffic signal at Swede and Hilltop Road there was a malfunction with the loop that has been corrected.

Mr. Serratore introduced the next item on the agenda, Sanitary Sewer Issues. Stuart Rosenthal of Gilmore & Associates, Inc. reported that the application for grant funding through the H2O PA program for the Germantown Pike force main rehabilitation is being worked on. Mr. Rosenthal reviewed the 1055 West Germantown Pike property: DEP is taking enforcement action against the owner. Staff Engineer, Doug Jones reviewed the March 24, 2010 incident at the Norris City Avenue Pump Station, the Norriton Fire Engine Company responded to an alarm. Pump No. 3 was not functioning

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and smoking and set the alarm off. The pump is out for repairs that will cost approximately \$7,600.00.

Mr. Gracia introduced the first item under “New Business”, Resolution No. 2498 – Proclamation: Lifetime Achievement Award – James Staufenberg. Resolution No. 2499 - Proclamation: Lifetime Achievement Award – David Ellick Sr. Resolution No. 2500 - Proclamation: Lifetime Achievement Award – Rob Hagel. Resolution No. 2501 - Proclamation: Lifetime Achievement Award – John Monastero. Mr. Gracia read one of the awards into record that will be presented to the recipients at the May 15, 2010 annual banquet. Mr. Gracia then made a motion to approve Resolution Nos. 2498, 2499, 2500 and 2501. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

Mr. Zurzola introduced the next item on the agenda, Resolution No. 2502 – Endorsement of Consortium Articles of Agreement. Township Manager, Donald Delamater reviewed Resolution No. 2502 endorsing the amendment of the articles of agreement of the Montgomery County Consortium of Communities. Mr. Zurzola made a motion to approve Resolution No. 2502. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

Mr. Gracia introduced the next item on the agenda, Liquid Fuels Audit. Township Manager, Donald Delamater reviewed this informational item; the Liquid Fuels Fund of the Township was recently audited by the Commonwealth of PA for 2007 and 2008 and there were no findings.

Mr. Zurzola introduced the next item on the agenda, East Norriton Township 2009 Annual Audit. Township Manager, Donald Delamater reviewed this informational

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item; the 2009 Annual Audit by Maillie, Falconiero & Company, LLP is available for public review at the Township Administration Building during regular business hours.

Mr. Gracia introduced the next item on the agenda, East Norriton Plymouth Whitpain Joint Sewer Authority Annual Audit. Township Manager, Donald Delamater reviewed this informational item; the ENPWJSA Annual Audit is available for public review at the Township Administration Building during regular business hours.

Mr. Zurzola introduced the next item on the agenda, Jeffersonville Soccer Club – Sign Permit Fee Waiver. Code Enforcement Director, Bryan Bortnichak reviewed a request from the Jeffersonville Soccer Club dated April 6, 2010 for a refund of the thirty dollar sign permit fee that was paid for four signs that were placed on various streets in East Norriton Township to advertise their registration event. Mr. Dainoff made a motion to refund the permit fee paid by the non-profit travel organization. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

Mr. Gracia introduced the next item on the agenda, Police Contract Negotiation Team Appointment. Mr. Gracia made a motion to appoint Township Manager, Donald Delamater and Assistant Township Manager, Larry Brown to the Police Contract Negotiation Team and the firm of Reed Smith as labor attorney. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

Mr. Zurzola introduced the next item on the agenda, Expenditure Authorization.  
A. Montgomery County Chamber of Commerce ½ page ad - \$90.00; B. Central Montco Technical Center ½ page ad - \$80.00; C. Montgomery County Victim Services Center

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Donation - \$50.00; and D. PSATS Convention Expenses – Donald Delamater - \$787.07, James Serratore - \$636.02, John Zurzola - \$355.82, Don Gracia - \$633.02 and Harris Dainoff - \$430.78. Mr. Zurzola made a motion to approve items A through D. 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, Attendance Authorization. A. DVIT Annual Retreat, June 23 – 25, 2010 – Township Manager. Mr. Gracia made a motion to approve item A. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

Mr. Gracia reviewed the meeting schedule for April 30, 2010 through May 31, 2010.

The Chairwoman introduced the next item on the agenda, Legislation. Township Manager, Donald Delamater reviewed: Recycling Grants – already reduced funding may dry up if tipping fee is allowed to expire. Mr. Gracia made a motion to authorize the Township Manger to write to our local legislators showing support of the tipping fees. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously. Mr. Gracia and Mr. Delamater reviewed the aftermath of the Federal I-80 tolling decision.

Mr. Gracia introduced the next item on the agenda, Other Business. Rotary Club waiver request. Mr. Gracia made a motion to approve the sign permit waiver request from the Rotary Club. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.

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Township Manager, Donald Delamater announced that there is a public meeting on May 6, 2010 at 6:00 p.m. at the Montgomery County Human Services Center, Community Room at 1430 DeKalb Street, Norristown regarding the DeKalb Street two way study.

There being no other business to come before the Board, the Chairwoman asked if there were any residents who wished to speak, Nick Viglianese of 3105 Whitehall Road reported on the NASD school board meeting that was held on April 22, 2010 and the lack of answers to questions that were presented to the NASD Board. Mr. Viglianese asked if any of the Board of Supervisors could attend a NASD Board meeting and for support of a referendum that would be put on the election ballot in November.

Mr. Gracia made a motion to adjourn the meeting at 9:16 p.m. After requesting any comments and there being none, the motion was seconded by Mr. Serratore and approved unanimously.



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

Donald D. Delamater  
Secretary