

PLYMOUTH TOWNSHIP

REGULAR MEETING

December 13, 2010

Plymouth Township Council held its Regular Meeting this evening at the Plymouth Township Building. The following officials were in attendance:

Council: Vince Gillen ----- Chairman
Mary Lou Readinger ----- Vice-Chairman
Dean Eisenberger
Sheldon Simpson
Maria Weidinger

Staf: Karen Weiss ----- Manager
Mike Clarke ----- Solicitor
Michele Mintz ----- Solicitor's Office
Tim Creelman ----- Finance Director
Russ Benner ----- T & M Associates
Joe Lawrence ----- Chief of Police
John Myrsiades ----- Deputy Police Chief

The Meeting was called to order at 7:00 p.m. by Chairman Gillen and opened with the Pledge of Allegiance.

Public Comment

Mr. Gillen asked if there was any public comment pertaining to any of the items advertised on the agenda and there was none.

**ANNOUNCEMENT - Executive Session held November 15, 2010
Executive Session held December 6, 2010**

Mr. Gillen announced that Council held Executive Sessions on November 15th and December 6th to discuss litigation and personnel matters.

APPROVAL OF MINUTES: Chairman Gillen called for the approval of the minutes.

- a. Workshop Meeting November 3, 2010
- b. Budget Meeting November 10, 2010
- c. Regular Meeting November 15, 2010

Ms. Readinger made a motion to approve the minutes without the necessity of reading. The motion was seconded by Ms. Weidinger; a roll call vote was taken and the motion passed 5-0 with Mr. Eisenberger, Mr. Gillen, Ms. Readinger, Mr. Simpson and Ms. Weidinger in favor.

APPROVAL OF DEPARTMENTAL REPORTS AND BILLS: Chairman Gillen

called for the approval of the departmental reports and bills. Ms. Weidinger made a motion to approve the departmental reports and bills and was seconded by Mr. Simpson. A roll call vote was taken and the motion passed 5-0 with Mr. Eisenberger, Mr. Gillen, Ms. Readinger, Mr. Simpson and Ms. Weidinger in favor.

Council went out of the regular order of the agenda to handle the following:

Black Horse Neighborhood Watch - Mr. Eisenberger stated that on November 18, 2010 a meeting was held with some of the residents in the Black Horse area, Chief Lawrence, Deputy Chief Myrsiades and himself. As a result, some recommendations were made and the residents asked if the Township could aid with the funding. The recommendations were the installation of bilingual rule signs at the two entrances at JFK Park and Black Horse Park on School Lane; large park hour signs at both entrances to JFK Park; adding lighting (possibly solar) to the Jefferson Street parking lot of at JFK Park; and adding Community Watch Signs in the Black Horse Community as deemed necessary. A street light assessment came out of the meeting which includes a light at Fairfield Road in addition to other streets. The residents also requested the purchase of software for Crime Scene Mapping. Mr. Eisenberger motioned that Council move forward with the recommendations suggested with the exception of the software at this time at a cost not to exceed \$7,000. The Police Department will continue to look into the cost for the software. Mr. Slavish, 10 Valley Creek Road asked several questions which were explained by Mr. Gillen. The motion was then seconded by Ms. Weidinger; a roll call vote was taken and the motion passed 5-0 with Mr. Eisenberger, Mr. Gillen, Ms. Readinger, Mr. Simpson and Ms Weidinger in favor.

Council then returned to the regular order of the agenda.

ADMINISTRATION

a.2011 Budget Ordinance - First & Final Consideration - ACTION
- Mr. Clarke read the ordinance pursuant to Section 702.D of the Home Rule Charter adopting the Operating and Capital Budgets, Revenues and Expenses for the fiscal year 2011 and levying a Real Estate Tax on all property within the Township for the Fiscal Year 2011 at the rate of 1.6 mils on each dollar of assessed valuation, or the sum of sixteen (16) cents on each one hundred dollars of assessed valuation. Ms. Readinger made a motion to approve the ordinance and was seconded by Ms. Weidinger. A roll call vote was taken and the motion passed 5-0 with Mr. Eisenberger, Mr. Gillen, Ms. Readinger, Mr. Simpson and Ms. Weidinger in favor.

b.Right of Way Ordinance - First Consideration - Mr. Clarke read the ordinance for first consideration and Ms. Readinger made a motion for approval. The motion was seconded by Mr. Eisenberger; a roll call vote was taken and the motion passed 5-0 with Mr. Eisenberger, Mr. Gillen, Ms. Readinger, Mr. Simpson and Ms. Weidinger in favor.

POLICE/PUBLIC SAFETY

a. Announcement - County Dispatch January 3, 2011 - Chief Lawrence stated that beginning January 3, 2010, all calls that are dialed into 911 and 610-279-1900 will be dispatched by the County Radio System. There will however be a dispatcher on duty at all times at the Township Building.

b. Black Horse Neighborhood Watch - This item was discussed earlier in the meeting.

c. Authorization for Vehicles - Mr. Eisenberger stated that Council is in receipt of a request from Chief Lawrence asking to purchase two vehicles for the fiscal year 2011 which were approved in the budget. The vehicles are a Crown Victoria in the amount of \$24,992 and a Ford Explorer in the amount of \$32,529. Both vehicles will be purchased from Winner Ford located in Cherry Hill, NJ from the PA State Contract. Mr. Gillen stated that Chief Lawrence is requesting to order the vehicles now in order to obtain the 2010 pricing; the vehicles will not be received until March or April, 2011. Mr. Eisenberger made a motion to approve the purchase and was seconded by Ms. Weidinger. A roll call vote was taken and the motion passed 5-0 with Mr. Eisenberger, Mr. Gillen, Ms. Readinger, Mr. Simpson and Ms. Weidinger in favor.

PUBLIC WORKS/SEWER

a. Ordinance Repealing Ordinance 1546 First & Final Consideration - ACTION - Mr. Clarke read the ordinance repealing Ordinance No. 1546, authorizing Amendments to the Wastewater Collection and Treatment Ordinance of the Code of Ordinances of Plymouth Township. Ms. Readinger made a motion to approve the ordinance and was seconded by Mr. Eisenberger. A roll call vote was taken and the motion passed 5-0 with Mr. Eisenberger, Mr. Gillen, Ms. Readinger, Mr. Simpson and Ms. Weidinger in favor.

b. ENPWJSA MIPP Ordinance - First & Final Consideration - ACTION - Mr. Clarke read the ordinance amending and restating the Plymouth Township Sewer Use Ordinance-East Norriton-Plymouth-Whitpain Joint Sewer Authority, Chapter 23, Water, Sewers and Sewage Disposal, Article IV, Wastewater Collection and Treatment, Section 23-80, Municipal Industrial Pretreatment Program-East Norriton-Plymouth-Whitpain Joint Sewer Authority, Appendix F of the Plymouth Township Code, setting forth uniform requirements for direct and indirect contributions into the Wastewater Collection System, to effect compliance with applicable State and Federal Laws concerning discharges of Wastewater and Pollutants into the Sewer System providing for Wastewater Discharge Permits, and providing for penalties for violation of provisions of the ordinance. Mr. Eisenberger made a motion to approve the ordinance and was seconded by Ms. Weidinger. A roll call vote was taken and the motion passed 5-0 with Mr. Eisenberger, Mr. Gillen, Ms. Readinger, Mr. Simpson and Ms. Weidinger in favor.

c. Street Light & Signal Maintenance Bid Award - Mr. Simpson stated that a bid opening was held on November 30, 2010 for the

Traffic Signal & Street Light Maintenance Project. Staff has recommended that the bid be awarded to Precision Electric in the amount of \$37,424.20 for a period of three years. Mr. Simpson stated that Charles A. Higgins & Sons was the low bidder however they did not meet the certification for the Traffic Signal Repair from the State. Ms. Readinger made a motion to approve the bid award to Precision Electric. The motion was seconded by Mr. Eisenberger; a roll call vote was taken and the motion passed 4-1 with Mr. Eisenberger, Mr. Gillen, Ms. Readinger, and Ms. Weidinger in favor. Mr. Simpson was opposed.

d. Authorization for Street Sweeper - Ms. Weidinger stated that Council is in receipt of a memo from Chris Loschiavo, the Public Works Director in reference to the purchase of a new street sweeper for the 2011 season. The Township will save approximately \$6,480 if the sweeper is purchased now. The cost for the sweeper is \$218,386.50. Mr. Simpson stated that this expenditure is not a capital expense and that the funding is allocated from the State for such purchases.

e. Hough Associates Agreement - Mr. Clarke reported that this is an agreement with Hough Associates to collect 2010 recycling data for Plymouth Township and to prepare a joint 904 Performance Grant Application with Whitemarsh Township on or before September 30, 2011. The agreement lists what Hough Associates will do in collecting data and preparing a report. Plymouth Township agrees to provide Hough Associates with a current list of commercial entities that operated in the Township in 2010. Plymouth Township agrees to pay Hough Associates for these services. Mr. Simpson stated that Hough Associates generated over \$110,000 in grant funding for the Township. Mr. Gillen stated that they also promote the Township's recycling program. Mr. Simpson made a motion to approve the agreement and was seconded by Ms. Weidinger. A roll call vote was taken and the motion passed 5-0 with Mr. Eisenberger, Mr. Gillen, Ms. Readinger, Mr. Simpson and Ms. Weidinger in favor.

ENGINEERING

a. Diamond Run Sewer Bid Award - Mr. Gillen reported that a bid opening was held for the Diamond Run Sanitary Sewer Extension Project and staff has recommended that the bid be awarded to Joao & Bradley Construction, the low bidder in the amount of \$973,166.00. Mr. Gillen made a motion to approve the bid award and was seconded by Ms. Readinger. A roll call vote was taken and the motion passed 5-0 with Mr. Eisenberger, Mr. Gillen, Ms. Readinger, Mr. Simpson and Ms. Weidinger in favor.

SUBDIVISION AND LAND DEVELOPMENT

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a. S.D. 08-3 Iannuzzi/2750 Narcissa Road
1. Expiration date February 28, 2010

b. Escrow Releases - ACTION

1. Sherwood Reserve - Final - Mr. Clarke read the resolution for the final release of the financial security for Sherwood Reserve for 407 and 411 Ridge Pike under the improvement

agreement under and subject to the conditions read. Mr. Eisenberger made a motion to approve the resolution and was seconded by Ms. Readinger. A roll call vote was taken and the motion passed 5-0 with Mr. Eisenberger, Mr. Gillen, Ms. Readinger, Mr. Simpson and Ms. Weidinger in favor.

2. Jones Brothers - Conshohocken Road Revised Resolution

- Mr. Clarke read the revised resolution for an amendment to the improvement agreement authorizing the final release of the financial security for Jones Brothers Construction Land Development Application 00-6 and granting a waiver from the landscape guaranty. Ms. Weidinger made a motion to approve the revised resolution and was seconded by Mr. Gillen. A roll call vote was taken and the motion passed 4-1 with Mr. Eisenberger, Mr. Gillen, Ms. Readinger, and Ms. Weidinger in favor. Mr. Simpson was opposed.

c. Extension Request - ACTION -

1. Brierdale Builders requested to June 15, 2011-

Mr. Gillen made a motion to approve the extension request and was seconded by Ms. Weidinger. A roll call vote was taken and the motion passed 5-0 with Mr. Eisenberger, Mr. Gillen, Ms. Readinger, Mr. Simpson and Ms. Weidinger in favor.

d. Cold Point Village

1. Sewage Planning Module Resolution -

Mr. Clarke read the resolution allowing the Cold Point Village to move forward in allowing the owner/developer to move forward to getting its approvals from the Department of Environmental Protection. Ms. Weidinger made a motion to approve the resolution and was seconded by Mr. Eisenberger. A roll call vote was taken and the motion passed 5-0 with Mr. Eisenberger, Mr. Gillen, Ms. Readinger, Mr. Simpson and Ms. Weidinger in favor.

2. Sewage Collection and Treatment Service Agreement -

Mr. Clarke read the amendment to the Sewage Collection and Services Agreement of January 4, 1978 between Plymouth Township and Whitemarsh Sewer Authority. Cold Point Village will be sending its sewage to the Whitemarsh Township Authority. Cold Point Village will include forty-six residential units and three commercial buildings. Mr. Eisenberger made a motion to approve the agreement and was seconded by Ms. Readinger. A roll call vote was taken and the motion passed 5-0 with Mr. Eisenberger, Mr. Gillen, Ms. Readinger, Mr. Simpson and Ms. Weidinger in favor.

CODE ENFORCEMENT/HEALTH

a. Certificate of Appropriateness - 2130 Sierra Road -

Ms. Readinger stated that this item pertains to 2130 Sierra Road which is located in a Historic District and therefore needs a Certificate of Appropriateness to receive a building permit in the Historic District to replace the outside steps. Ms. Readinger made a motion to approve the Certificate of Appropriateness and was seconded by Ms. Weidinger. A roll call vote was taken and the motion passed 5-0 with Mr. Eisenberger, Mr. Gillen, Ms. Readinger, Mr. Simpson and Ms. Weidinger in favor.

b. Certificate of Appropriateness - 120 West Germantown Pike

- Mr. Gillen stated that this item pertains to 120 West

Germantown Pike which is located in a Historic District and therefore needs a Certificate of Appropriateness to receive a building permit. Mr. Gillen made a motion to approve the Certificate of Appropriateness and was seconded by Ms. Weidinger. A roll call vote was taken and the motion passed 5-0 with Mr. Eisenberger, Mr. Gillen, Ms. Readinger, Mr. Simpson and Ms. Weidinger in favor.

ZONING

a. Zoning Hearings - Ms. Readinger announced that the Zoning Hearing Board of Plymouth Township will hold a public hearing on Monday, December 20, 2010 commencing at 7:00 p.m. in the Plymouth Township Building, 700 Belvoir Road, Plymouth Meeting on the following applications: 1) DANIEL REILLY, 2) L & S DEMOLITION RECYCLING, INC. (A.J. CATAGNUS, INC.) 3) BENNETT & ROSE WARTMAN AND 4) PLYMOUTH MEETING FRIENDS SCHOOL. Any citizen of Plymouth Township or interested person may attend the public hearing and have an opportunity to be heard.

PARKS AND RECREATION

a. Waiver of Quotes - Mail Machine - Ms. Weidinger stated that Council is in receipt of a request from staff asking for a waiver of obtaining three quotes for the purchase of a mail machine at the Community Center. Two quotes were received, one from Pitney Bowes and one from ITS Mailing Systems, the low bidder. Ms. Weidinger made a motion to approve the request for the waiver of obtaining three quotes and to authorize the purchase from ITS Mailing Systems. The motion was seconded by Mr. Eisenberger; a roll call vote was taken and the motion passed 5-0 with Mr. Eisenberger, Mr. Gillen, Ms. Readinger, Mr. Simpson and Ms. Weidinger in favor.

b. PECO Grant Resolution - Mr. Simpson made a motion to approve the resolution for the application for a PECO Grant for work to be completed at the East Plymouth Valley Park. The motion was seconded by Ms. Weidinger; a roll call vote was taken and the motion passed 5-0 with Mr. Eisenberger, Mr. Gillen, Ms. Readinger, Mr. Simpson and Ms. Weidinger in favor.

c. UV Proposal for Bid Specs and Construction Inspection - Ms. Readinger read the request from the Community Center staff to move forward with bid specifications for the leisure and lap pool UV Systems. Ms. Readinger made a motion to engage Wade Associates and was seconded by Ms. Weidinger. A roll call vote was taken and the motion passed 5-0 with Mr. Eisenberger, Mr. Gillen, Ms. Readinger, Mr. Simpson and Ms. Weidinger in favor.

PLANNING AND DEVELOPMENT

MISCELLANEOUS/OLD BUSINESS

a. Citizen Board Vacancies - Ms. Weiss stated that there are vacancies on the following Citizen Boards. 1) Emergency Services Board, 2) Building Code Appeals Board and 3) Property Maintenance Code Appeals Board. Any resident of Plymouth Township who is interested in serving on one of these boards is asked to send a letter of interest to the Township Manager.

AUDIENCE PARTICIPATION

Tom Cahill, 603 Apache Lane asked if there was any criteria for a member to sit on the Zoning Hearing Board. He mentioned that Joe Connor has served two terms on the Planning and one term on the Zoning Hearing Board. Since Mr. Connor is eligible for re-appointment in January, Mr. Cahill asked if it was true that another person may be appointed to this position.

Mr. Gillen stated that he would answer the question on January 3, 2011 when the motion will take place. Mr. Clarke stated that discussion at this time is inappropriate since there is no motion on the floor.

Mr. Cahill stated that it is his belief that it would be irresponsible to the residents for Plymouth Township Council to appoint someone other than Mr. Connor to that position with no experience.

Mr. Slavish, 10 Valley Creek Road stated that he served on the Township Zoning Hearing Board with no experience. It is his belief that Republicans elect Republicans and Democrats elect Democrats. Mr. Gillen stated that he did not believe that this statement was true and that the current Council members have tried to be bi-partisan.

Jim Saring, 1518 Sandy Hill Road stated that he is agreement with Mr. Cahill's statement and he hopes that whoever is appointed will do a good job serving on the Zoning Hearing Board since it is a difficult position and requires dedication.

ADJOURNMENT

There being no further business, the Regular Meeting was adjourned at 8:14 p.m.

Respectfully submitted,

Mary Beth Jamison
Recording Secretary