

PLYMOUTH TOWNSHIP

REGULAR MEETING

July 12, 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

Staff: Karen Weiss ----- Manager
Michael Clarke ----- Solicitor
Tim Creelman ----- Finance Director
Beth Abramobitz ----- T & M Associates
Joe Lawrence ----- Chief of Police
Karen Mabry ----- Lieutenant

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

Public Comment - Chairman Gillen asked if there was any public pertaining to any of the items advertised on the agenda and there was none.

ANNOUNCEMENT - Executive Session held June 30, 2010
Executive Session held July 6, 2010

Chairman Gillen announced that Council held Executive Sessions on June 30, 2010 and July 6, 2010 to discuss litigation and personnel matters.

Firefighter Recognitions - Mr. Gillen read the Certificate of Recognition whereas, Plymouth Township Council commends the following individuals for successfully completing national and state certification to a training level of FireFighter I and FireFighter II and for the honor which their dedication brings to the Township.

Plymouth Fire Company No. 1 - Firefighter I - Robert Curll, Jonathan Drozd, Timothy Grossman, Christopher Heleniak, Frank J. Heleniak, Jr., David Luthy, Daid Murphy, Brandon Stocchi and Michael Stocchi.

Firefighter II - John J. Heleniak, III and Brett Stocchi.

Harmonville Fire Company No. 1 - Firefighter I - Christopher

Dixon, Scott Forsyth, Michael McGuigan, Michael Olszewski, John F. Phipps, Jr. and Timothy Weiss.

Firefighter II - James Bonner III, Christopher Dixon, Scott Forsyth, Dennis Gravinese, Jack Hoffman, Kevin Lawrence, Thomas Moravec, John F. Phipps, Jr., Michael Sturm and James Toth.

Mr. Gillen made a motion to approve the Firefighter recognitions 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.

Mr. Simpson acknowledged Mike Burton for his outstanding services that were provided while saving the life of a gentleman in Whitemarsh Township.

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

- a. Workshop Meeting June 7, 2010
- b. Regular Meeting June 15, 2010

Ms. Readinger made a motion to approve the minutes without the necessity of reading 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.

APPROVAL OF DEPARTMENTAL REPORTS AND BILLS: Chairman Gillen called for the approval of the departmental reports and bills. Mr. Simpson made a motion to approve the departmental reports and bills and was seconded by Mr. Eisenberger. A roll call vote was taken and the motion passed with Mr. Eisenberger, Mr. Gillen, Ms. Readinger, Mr. Simpson and Ms. Weidinger in favor.

ADMINISTRATION

a. Responsible Contractors Ordinance - ACTION - Mr. Clarke read the ordinance authorizing an amendment to the Code of Ordinances by adding Section 2-25A, Responsible Contractor Ordinance. Mr. Gillen made a motion to approve the ordinance and was seconded by Ms. Readinger.

Mr. Simpson stated that he does not see a need for such an ordinance in the Township. He asked who will decide on the integrity of the contractor since it should not be the Township. Mr. Clarke stated that there are existing requirements under the Municipal Procurement Act. Mr. Simpson stated that if Mr. Gillen is serious then the threshold should be at \$10,000. Mr. Gillen stated that \$25,000 is in place for prevailing wages.

Mr. Eisenberger stated that he has been a resident of Plymouth Township for forty years and this ordinance will eliminate the use of local contractors in the Township. Mr. Eisenberger stated that he is opposed to the ordinance.

Jim Saring, 1518 Sandy Hill Road asked what an apprenticeship

program is. Mr. Clarke defined as the ordinance provided.

Greg Ensslin, 3 Yale Road asked that Council not adopt this ordinance. He stated that Ply-Mar Construction, who has been an upstanding business in the Township for years, will no longer be able to bid on Township jobs. The Piacitellis are community residents and are very involved in youth sports and in giving back to the community.

Tom Cahill, 603 Apache Lane stated that he was not present at the previous meetings where this ordinance was discussed. Mr. Cahill asked if Council calculated the effect of the ordinance on the Township's capital expenses. Mr. Gillen stated that Whitemarsh Township and Conshohocken Borough have adopted this ordinance and they have found that it costs the Township less and there are fewer change orders. Mr. Cahill asked about projects that have already been bid and are set with contractors. Mr. Clarke stated that these projects will not be affected. Mr. Cahill asked that Council not vote on this ordinance until the Township calculates its impact.

Nick Salamone, 345 Cambridge Road asked Mr. Gillen if he received funds from the unions during his campaign. Mr. Gillen stated that this Council will not discuss politics.

Janet Horning, 28 W. North Lane stated that no two Townships are the same and that she believes that if this ordinance is adopted that it will cost the Township more money.

Frank Watton, 1231 Woodside Avenue stated that three out of four contracts are non-union at the County prison.

Bernard Gregg, 316 Nottingham Place asked Mr. Clarke if he mentioned the word union or non-union while reading the ordinance. Mr. Clarke stated that he had not. Mr. Gregg stated that the construction field is just as professional as any other field.

Rob Piacitelli, 975 Plymouth Road asked how it would be possible for his business to obtain an apprentice program. He has heavy equipment; how can he meet those criteria? Mr. Gillen explained how this could be accomplished.

Shawn Bailey, 465 Jefferson Street stated that if Council is elected to serve the residents; why aren't they listening to us?

Joe Gale, 628 Launfall Road asked for a show of hands as to how many present live in Plymouth Township. He stated that those present who are in favor of the ordinance are not from the Township.

James Saring, 1518 Sandy Hill Road asked what assurances are residents being given that politics are removed from the process? Mr. Clarke stated that by eliminating politics from the process it ensures that the lowest responsible bidder will get the job.

Bernard Gregg, 316 Nottingham Place stated that the PA Department of Licenses and Inspections has over 400 non-union and 50 some union registered apprenticeship programs.

Since there was no additional public comment pertaining to the ordinance, a roll call vote was taken. The motion passed 3-2 with Mr. Gillen, Ms. Readinger and Ms. Weidinger in favor. Mr. Simpson and Mr. Eisenberger were opposed.

b. PFM Managed Funds - ACTION - Mr. Clarke stated that this item pertains to an Investment Advisory Agreement which in essence states that the agreement would allow the Township to invest its cash balances for periods of greater than one year in order to take advantage of better interest rates. The cash balances would only be invested in short-term securities with the federal government or government agencies. Mr. Clarke read the resolution and Ms. Readinger made a motion for approval. 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. Model Consulting, Inc. Agreement - Ms. Weidinger said the proposed services contract agreement between Model Consulting, Inc. and Plymouth Township to provide employee benefit services and to designate Model Consulting, Inc. the Broker of Record for the Township, has been reviewed by and is satisfactory to the Township Solicitor. The cost of services is approximately \$80,000 per year which will be taken from the existing commissions now being paid to Brokerage Concepts by medical and non-medical carriers until these policies are renewed and these commissions are eliminated. Ms. Weidinger made a motion to approve the agreement and was seconded by Ms. Readinger. Mr. Simpson stated that he is not comfortable with the agreement. Mr. Gillen stated that there is no additional cost to the Township for services or out-of pocket costs and it will in fact provide a savings to the Township and it can be cancelled at any time. A roll call vote was taken and the motion passed 4-1 with Mr. Gillen, Mr. Eisenberger, Ms. Readinger and Ms. Weidinger in favor. Mr. Simpson was opposed.

POLICE/PUBLIC SAFETY

PUBLIC WORKS/SEWER

ENGINEERING

SUBDIVISION AND LAND DEVELOPMENT

a. S.D. 08-3 Iannuzzi/2750 Narcissa Road

1. Extension granted to November 30, 2010 - ACTION - Ms. Weidinger made a motion to approve the extension 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.

b. L.D. 09-5 Antioch Church

1. Expiration date August 15, 2010

c. L.D. 09-7 Cold Point Village

1. Expiration date August 31, 2010

CODE ENFORCEMENT/HEALTH

a. Mosquito Control Announcement - Mr. Simpson announced that the Township is conducting the mosquito spraying program again this year which includes treatments in all Township parks and certain tributaries running through Plymouth Township from June through September. If additional information is needed, residents can contact Ed Slanker, the Public Works Foreman at 610-2105

ZONING

a. Zoning Hearings - Mr. Eisenberger announced that the Zoning Hearing Board of Plymouth Township will hold a public hearing on Monday, July 19, 2010, commencing at 7:00 p.m., in the Plymouth Township Building on the following applications. 1) OWL CREEK PARTNERS, LP AND 2) HARRY WALTHER. Any citizen of Plymouth Township or interested person may attend the public hearing and have an opportunity to be heard.

b. Plymouth Valley Community Church Waiver - Mr. Simpson stated that the Township is in receipt of a request from the Plymouth Valley Community Church asking the Township to waive the temporary sign permit fee for its Nursery School registration. Mr. Simpson made a motion to approve the request 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.

PARKS AND RECREATION

a. Plymouth Township Day Announcement - July 24th - 4:00 p.m. - 9:00 p.m. - Ms. Readinger announced that the 19th Annual Plymouth Township Day will be held on Saturday, July 24th at the East Plymouth Valley Park from 4:00 p.m. until 9:00 p.m. The event will include amusements, attractions and community groups. All are welcome to attend.

b. GPCC Concert Schedule Announcement - Ms. Readinger announced the Greater Plymouth Community Center Performances in the Park 2010 Schedule as follows: 1) Wednesday, July 14th - Melissa Martin & the Mighty Rhythm Kings at the Community Center Park from 7:00 - 9:00 p.m. - 2) Wednesday, July 21st - Movie in the Park at the Community Center Park beginning at dusk. 3) Wednesday, July 24th - The Mango Men on Plymouth Township Day at the East Plymouth Valley Park from 7:00 p.m. - 9:00 p.m. and 4) Wednesday, July 28th - Street Corner Five at the Community Center Park from 7:00 p.m. - 9:00 p.m. All are welcome to attend.

PLANNING AND DEVELOPMENT

MISCELLANEOUS/OLD BUSINESS

Mr. Simpson mentioned how great the concerts and movies are that are being held in the Township, free of charge and recommended

that residents come out and enjoy them.

AUDIENCE PARTICIPATION

ADJOURNMENT

There being no further business, the Regular Meeting was adjourned at 8:15 p.m.

Respectfully submitted,

Mary Beth Jamison
Recording Secretary

Following the Regular Meeting, a Conditional Use Hearing was held pertaining to the application of ENOAP, LLC, for the following relief.

A conditional use pursuant to Article XXXIX, MUV Mixed-Use Village Residential, Section 3903.A and B., Uses Permitted by Conditional Use, to develop the property as a combination of residential uses and retail sales and services and bank and office. The applicant proposes constructing 9 multi-family buildings comprising of 46 total residential units; two (2) two-story, 10,000 square foot village retail/office structures; and one (1) single-story, 4,400 square foot bank/retail structure.

The properties are located at 2380 Butler Pike and 121 Plymouth Road In a Mixed-Use Village Residential District.