

**PLYMOUTH TOWNSHIP**

**REGULAR MEETING**

**July 11, 2016**

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

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**Council:** Dean Eisenberger ----- Chairman  
Lenore Bruno ----- Vice-Chairwoman  
Marty Higgins  
Chris Manero  
Ron Trask

**Staff:** Karen Weiss ----- Manager  
Tom Speers ----- Solicitor  
Lonnie Manai ----- Woodrow & Associates  
Joe Lawrence ----- Police Chief  
John Myrsiades ----- Deputy Police Chief  
Tim Creelman ----- Finance Director

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**Pledge of Allegiance** - The Regular Meeting was called to order at 7:00 p.m. and Mr. Eisenberger led the Pledge of Allegiance.

Mr. Eisenberger asked for a moment of silence in honor of the five fallen police officers in Dallas, TX.

**PUBLIC COMMENT-** Mr. Eisenberger asked if there was any public comment pertaining to any of the items advertised on the agenda and there was none.

**Swearing in - Police Officer Cameron G. Legge** - Chief Lawrence introduced Officer Cameron G. Legge. Officer Legge has completed all the Civil Service requirements of the Police Department in order to be hired. Mr. Higgins made a motion to approve the hiring of Officer Legge and was seconded by Ms. Bruno. A roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr. Eisenberger, Mr. Higgins, Mr. Manero and Mr. Trask in favor.

Officer Legge was then sworn in as a Plymouth Township Police officer by the Honorable Judge Frank Bernhardt.

**Swearing in - Deputy Fire Marshal - James Wallace** - Jim Wallace was sworn into the office of Deputy Fire Marshal by the Honorable Judge

Frank Bernhardt.

**Commendation - Detective Anthony Costello** - Chief Lawrence read the commendation for Detective Anthony Costello. On June 7<sup>th</sup>, the Police Department was notified by J.P. Morgan that they were investigating an organization/group that was continuing fraud activity. The group was using information to steal from accounts at the Wells Fargo Bank located at 481 West Germantown Pike in Plymouth Township. Detective Costello pursued the suspects and arrested two of them who were part of larger group. Detective Costello through his efforts helped to stop a crime ring throughout the Country. Detective Costello is commended for his professionalism and valuable police service as related to an important arrest.

Mr. Eisenberger made a motion to approve the commendation of merit and was seconded by Mr. Trask. A roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr. Eisenberger, Mr. Higgins, Mr. Manero and Mr. Trask in favor.

**ANNOUNCEMENT - Executive Session held June 13, 2016**  
**Executive Session held July 5, 2016**  
**Executive Session held July 11, 2016**

Mr. Eisenberger announced that Executive Sessions were held on June 13<sup>th</sup>, July 5<sup>th</sup>, and July 11<sup>th</sup> in order to discuss litigation and personnel matters.

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

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|----|------------------|---------------|
| a. | Workshop Meeting | June 6, 2016  |
| b. | Regular Meeting  | June 13, 2016 |

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

**APPROVAL OF DEPARTMENTAL REPORTS AND BILLS:** Chairman Eisenberger called for the approval of the departmental reports and bills.

Ms. Bruno made a motion to approve the departmental reports and bills. The motion was seconded by Mr. Trask; a roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr. Eisenberger, Mr. Higgins, Mr. Manero and Mr. Trask in favor.

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#### **ADMINISTRATION**

**a.Arrowwood Neighborhood Ordinance - First and Final Consideration**  
**- ACTION** - Mr. Trask read the ordinance amending Chapter 13, Motor

Vehicles and Traffic, Stopping, Standing and Parking, of the Plymouth Township Code, Ordinance No. 92, as amended, by establishing a 25 m.p.h. speed limit on Treaty Road, Apache Lane, Arrowhead Lane, and Warrior Road and establishing penalties for violation. Mr. Trask made a motion to approve the ordinance for first and final consideration. The motion was seconded by Mr. Higgins; a roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr. Eisenberger, Mr. Higgins, Mr. Manero and Mr. Trask in favor.

**b. Millcreek Road Ordinance - First and Final Consideration - ACTION**

- Mr. Manero read the ordinance authorizing an amendment to Chapter 13, Motor Vehicles and Traffic, Article 11, Stopping, Standing, and Parking, Section 13-26, stop intersections, to designate stop intersections eastbound and westbound on Millcreek Road at Erlen Road and Clover Lane; and on Renel Road and Hilltop Road at their intersections with Millcreek Road. Mr. Manero made a motion to approve the ordinance for first and final consideration. The motion was seconded by Mr. Trask; a roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr. Eisenberger, Mr. Higgins, Mr. Manero and Mr. Trask in favor.

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**POLICE/PUBLIC SAFETY**

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**PUBLIC WORKS/SEWER**

**a. Diamond Avenue Name Change Resolution - ACTION** - Mr. Higgins read the resolution to authorize changing the name of Diamond Avenue to Conshohocken Road. Mr. Higgins made a motion to approve the resolution and was seconded by Ms. Bruno. A roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr. Eisenberger, Mr. Higgins, Mr. Manero and Mr. Trask in favor.

Mr. Eisenberger stated that the name change comes as a result of a lot of confusion from motorists from a traffic standpoint.

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**ENGINEERING**

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**SUBDIVISION AND LAND DEVELOPMENT**

**a. S.D.15-2 Lynda Drive Subdivision**

1) **Extension granted to October 24, 2016 - ACTION** - Ms. Bruno made a motion to accept the extension and was seconded by Mr. Trask. A roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr. Eisenberger, Mr. Higgins, Mr. Manero and Mr. Trask in favor.

**b.L.D.15-2 MONTCO Dept. of Assets & Infrastructure**

**1) Expiration date September 30, 2016**

**c.S.D.15-6 601 W. Germantown Pike**

**1) Expiration date September 8, 2016 - ACTION** - Mr. Speers read the resolution approving the final subdivision plan prepared for 601 W. Germantown Pike, subdivision application No. 15-6 under and subject to the conditions read. Mr. Higgins made a motion to approve the resolution and was seconded by Mr. Manero. A roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr. Eisenberger, Mr. Higgins, Mr. Manero and Mr. Trask in favor.

**d.L.D. 16-2 Be Amazing, LLC/3023 & 3025 Walton Road**

**1) Expiration date August 8, 2016**

**e.Cold Point Village Pharmacy Amended Resolution - ACTION** - Mr. Speers stated that Council gave a preliminary final conditional land development approval to Cold Point Commercial to develop a drug store at Butler Pike and Plymouth Road last month. Council had some further discussion and wanted clarification on several points. The developer has agreed to make, in lieu of a 209 traffic impact fee, an unrestricted contribution to the Township. This contribution can be used to make traffic improvements to Plymouth Road. Clarification of the scope of the post opening traffic study, in addition to areas where sidewalk will be constructed, were resolved. Mr. Manero made a motion to approve the resolution and was seconded by Mr. Higgins. A roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr. Eisenberger, Mr. Higgins, Mr. Manero and Mr. Trask in favor.

Mr. Higgins stated that both he and Mr. Trask met with some of the residents of PARC Apartments regarding motorists attempting to exit the site. Mr. Higgins believes that the conditions of the resolution will help to resolve the problem in addition to the Township trying to work with PADOT to alleviate the traffic problem there.

**HOP Agreement** - Mr. Speers stated that this agreement relates to the previous resolution. The developer is required to put certain stormwater improvements into state roads. The state requires the Township to be the applicant on the Highway Occupancy Permit and be responsible for stormwater improvements. The Township asks the developer to sign the permit and to agree to indemnify the Township for any cost or liability for future maintenance of those facilities. This is subject to the Township Engineer's approval of the deed description. Mr. Trask made a motion to approve the HOP agreement and was seconded by Ms. Bruno. A roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr. Eisenberger, Mr. Higgins, Mr. Manero and Mr. Trask in favor.

**f.Escrow Release - ACTION**

**1) Drivetime - Final** - Mr. Trask stated that Dave Conroy, the Township Zoning Officer, in addition to Woodrow Associates, has recommended the release of the final escrow for Drivetime. Mr. Trask made a motion to approve the final release and was seconded

by Mr. Manero. A roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr. Eisenberger, Mr. Higgins, Mr. Manero and Mr. Trask in favor.

Mr. Eisenberger commended the developer for a job well done with Drivetime.

**g.Driscoll Tract Extension requested to June 30, 2017 - ACTION -** Mr. Higgins made a motion to approve the extension request and was seconded by Ms. Bruno. A roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr. Eisenberger, Mr. Higgins, Mr. Manero and Mr. Trask in favor.

Mr. Eisenberger asked Chief Lawrence if there was anything to discuss under Police/Public Safety.

Chief Lawrence stated that several police officers have expressed an interest in attending the services in Dallas for the fallen officers. The majority of the costs will be paid for by the Police Association.

Ms. Bruno made a motion that the Township contribute \$1,000 for the police officers to attend the services. The motion was seconded by Mr. Trask; a roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr. Eisenberger, Mr. Higgins, Mr. Manero and Mr. Trask in favor.

Ms. Bruno stated that she has received a call from a resident at 461 New Elm Street pertaining to trucks speeding between Colwell Lane and Light Street. Chief Lawrence will ask the Highway Safety Unit to investigate.

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#### **CODE ENFORCEMENT/HEALTH**

**a.Records Disposition Resolution - ACTION -** Mr. Manero stated that this is a resolution authorizing the disposition of the following records: Building permits - 2003-2009 - 30 cubic feet. Mr. Manero made a motion to approve the resolution and was seconded by Mr. Trask. A roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr. Eisenberger, Mr. Higgins, Mr. Manero and Mr. Trask in favor.

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#### **ZONING**

**a.Zoning Hearings -** Ms. Bruno announced that the Zoning Hearing Board of Plymouth Township will hold a public hearing on Monday, July 18, 2016, commencing at 7:00 p.m., in the Plymouth Township Building, on the following application: TYSON HOMES, INC. (JEROME J. TOMCZAK). Any citizen of Plymouth Township or interested party

may attend the public hearing and have an opportunity to be heard.

**b. Sign Fee Waiver Request** - Mr. Higgins stated that the Township is in receipt of a letter dated June 8<sup>th</sup> from Thomas J. Garrity, the Deputy Director of the Montgomery County Department of Public Safety Fire Programs. Mr. Garrity is asking for a waiver of the sign fee for the Safety Training Campus. The two signs are used to identify the facility to Emergency personnel and safety officials. Mr. Higgins made a motion to approve the fee waiver request and was seconded by Ms. Bruno. A roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr. Eisenberger, Mr. Higgins, Mr. Manero and Mr. Trask in favor.

**c. Opposition** - Ms. Bruno made a motion that Council oppose the Tyson Homes, Inc. application unless conditions are met by the developer per the Township requirements. The motion was seconded by Mr. Higgins; a roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr. Eisenberger, Mr. Higgins, Mr. Manero and Mr. Trask in favor.

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#### **PARKS AND RECREATION**

**a. SDM Bricks and Pavers** - Mr. Manero announced that there are currently bricks and pavers available for purchase for those who want to honor a loved one who has served in the armed forces. In addition, the Parks and Recreation Department is still seeking monetary donations from businesses.

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#### **PLANNING AND DEVELOPMENT**

**a. MultiModal Grant Resolution - ACTION** - Mr. Trask read the resolution for the Township to apply for a grant in the amount of \$110,286 from the Commonwealth Financing Authority to be used for the Butler Pike Spur Phase 1. The application designates Karen Weiss, the Township Manager as the official to execute all documents between the Township and the Commonwealth Financing Authority to facilitate and assist in obtaining the requested grant. Mr. Trask made a motion to approve the resolution and was seconded by Mr. Manero. A roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr. Eisenberger, Mr. Higgins, Mr. Manero and Mr. Trask in favor.

Mr. Eisenberger stated that this is a matching 70/30 grant for the connection of the Cross County Trail along Butler Pike between Plymouth Road and where the Cross County Trail is at Germantown Pike and Chemical Road.

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## **MISCELLANEOUS/OLD BUSINESS**

**a.Citizen Board Vacancy** - Ms. Bruno stated that there is currently a vacancy on the East Norriton-Plymouth-Whitpain Joint Sewer Authority.

Ms. Bruno made a motion to appoint Al Fazzini to the Board. The motion was seconded by Mr. Higgins; a roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr. Eisenberger, Mr. Higgins, Mr. Manero and Mr. Trask in favor.

Mr. Eisenberger stated that he believes that Mr. Fazzini will be a great addition to the Board for Plymouth Township's representation.

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## **AUDIENCE PARTICIPATION**

Amy Kokulus - 10 Millcreek Road thanked Council for their assistance in getting additional stop signs installed on the road. She also thanked Council for changing the timing on the light at Germantown Pike and Millcreek Road.

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## **ADJOURNMENT**

There being no further business, the Workshop Meeting was adjourned at 7:45 p.m.

Respectfully submitted,

Mary Beth Jamison  
Recording Secretary