

WORKSHOP MINUTES

December 11, 2018

* Items are scheduled to be voted on at the December 17, 2018, Public Meeting.

The December 11, 2018, Workshop Meeting was called to order at 7:00 P.M. In attendance:

Kenneth E. Kroberger	President
James A. Santi	Vice-President
Denise M. Hull	Commissioner
Liz K. McNaney	Commissioner
Alex J. Kaker	Assistant Township Manager
David Brill	Finance Director
David W. Duffy	Police Chief
David C. Onorato	Township Solicitor
Russ Benner	Township Engineer

1. **Presentation of Public Comments and Concerns:** (Limit of five minutes per individual)
Due to Item #2

There were none

- * 2. **Motion to ratify the Consulting Agreement between Larry Comunale and Upper Gwynedd Township**

Mr. Kroberger said since the departure of Mr. Lapinski, staff has pulled together to continue moving forward for the good of the community. He added, we will introduce Larry Comunale at the Public Meeting. Mr. Kroberger stated that Mr. Comunale comes to the Township with over 36 years of experience in municipal government. He has been hired as a consultant to help Mr. Kaker with projects and day to day operations. Mr. Kroberger said Mr. Kaker is the interim Township Manager until the position is filled.

Hearing no questions or comments, upon motion by Mr. Kroberger, seconded by Mrs. Hull the motion was unanimously approved.

Mr. Comunale commented that he is impressed with the staff and is happy to be here.

CONSULTANTS**PLANNING/ZONING/CODE ENFORCEMENT**

3. **Report by E. Van Rieker (Updates):**

As reported by Van Rieker

- ZHB #18-13 – Fisher, rear yard variance to be heard at ZHB on 11/27/18
This was approved

- ZHB #18-14 – Kroeger, variance to permit extension into side yard
This was approved
- ZHB #18-15, Harford Properties Sign Package Variances
This is for the Giant retail site. Signage has yet to be determined and a sign package will be presented to the ZHB next week. A discussion ensued among the Board about having Special Counsel present at the ZHB meeting.

Mr. Kaker to let Mr. Garrity know about the possibility of an appearance at the ZHB
Mr. Rieker said he will send the sign package to Mr. Garrity. Mr. Santi suggested we let the ZHB handle the signage package. Mr. Rieker said it is a complex package but declined to comment further as he is recused from the matter. Mr. Onorato said the ZHB has been conservative in the past on signage.

4. **Code Enforcement Activity Report**

- * 5. **Ordinance No. 2018-012:** Sumneytown Pike In-fill and Traffic Management Overlay District Decision

Mr. Rieker said this is for a decision based on the hearing that was held last month and is for a text amendment only. This was recommended for approval by the Planning Commission. Mr. Santi commented that he doesn't agree with the limits and wants it to extend to Church Rd.

Mr. Onorato added, that once this is approved, we can begin the process of the map amendment.

- * 6. **Colorcon Preliminary/Final Land Development Approval:** 420 Moyer Blvd. Decision

Mr. Rieker said there are no zoning issues or any other outstanding issues. The new plans are based on best management practices. Mr. Benner added they are decreasing the impervious surface and are providing two (2) bio-retention areas and two (2) infiltration trenches to help manage the stormwater.

A discussion ensued regarding the issues in the parking lot of the Wawa at Sumneytown and Valley Forge Rd. Mr. Rieker said they have been cited in the past for certain issues. He spoke with the owners and told them the parking lot needs to be improved, but nothing has happened yet. The discussion continued as to the history of the property. Mr. Onorato said they have to comply with the property maintenance code. Mr. Quimby will inspect the property and Mr. Rieker to see if there are any current zoning violations with the property.

Mr. Onorato to complete the Land Development Resolution.

- * 7. **Merck & Co. waiver request from Chapter 113-1 & 124-5:** After hours crane work on B12 Chilled Water Project. Sunday, December 23 & 30, 2018 Decision

Mr. Kaker said the Sunday work is as needed as a back up to the proposed Saturdays.

- * 8. **Merck & Co. waiver request from Chapter 113-1 & 124-5:** After hours crane work on Building 60 for roof replacement project. Sundays in January & February 2019.
Decision

- * 9. **Merck & Co. waiver request from Chapter 113-1 & 124-5:** After hours crane work on Building 38 PnP for roof replacement project. Sundays in January & February 2019.
Decision

- * 10. **Merck & Co. waiver request from Chapter 113-1 & 124-5:** After hours crane work on Building 56 for roof replacement project. Sundays in January & February 2019
Decision

- 11. **Comprehensive Plan Steering Committee:**
Update

Mr. Kaker reported the last meeting was cancelled due to the snow storm.

ENGINEERING

12. **Report by T&M Associates (Updates)**

As reported by Russ Benner

- Ivy / Grannery MS-4 Project – Update
The National Fish and Wildlife Federation (NFWF) is transferring \$182,000 from the grant to the Sweetbriar Basin Project.

- Swedesford Rd. SEPTA Bridge Inspection – Status
Mr. Benner said we are meeting Thursday with representatives from Lower Gwynedd Township regarding the cost sharing of the bridge project.

- Sumneytown Pike Bridge
Mr. Benner is getting a proposal together for the cost of this project. Sumneytown Pike bridge is the priority to be done in 2019. The Swedesford Rd. bridge is next with resurfacing of the road in 2019 and the bridgework done in 2020. The Prospect Avenue bridge is further down the road. Mr. Kaker said the resurfacing of the Swedesford Rd. bridge should run approximately \$125,000. Lower Gwynedd Township should cover half of the cost. He added he will recommend that the budget is approved as advertised with some budget changes regarding the bridge project.

- Sweetbriar Basin Restoration and Retrofit
Mr. Benner said we are waiting for contractor pricing.

- GIS Database Project
T&M should have the project completed in January

FINANCE/PERSONNEL/ADMINISTRATION

13. **Committee Vacancies:** ZHB and Planning Commission Update

Mr. Kaker said he will report on Friday regarding the process. Mrs. Hull and Mrs. McNaney said they would like to be part of the process. Mr. Kroberger will also join in on the interview process for potential committee members.

14. **Proclamation for State Representative Kate Harper**
(Will Attend – Public Meeting)

15. **Proclamation for State Senator Stewart Greenleaf**
(Will Attend – Public Meeting)

16. **Recognition of Peg Poirier for 15 years of service to the Township**
(Unable to attend – Public Meeting)

17. **Recognition of Lee Honeywell for 40 years of service to the Township**
(Will attend – Public Meeting)

- * 18. **Resolution 32-2018, authorization of Supplemental Revenue Appropriations:** In the amount of \$714,000.
Decision

Mr. Kaker said this goes into the capital reserve fund. Most of it came from excess EIT and real estate transfer taxes that we did not anticipate.

- * 19. **Ordinance 2018-013:** Fixing the Tax Rate for 2019
Decision

Mr. Kaker reported that we've had no comment from the public.

- * 20. **Ordinance 2018-014:** Budget Appropriations for 2019
Decision

Mr. Kaker said the budget will be approved with conditions.

- * 21. **2019 Holiday & Meeting Schedule**
Decision
- * 22. **2019 Nor-Gwyn Pool Budget**
Decision
- * 23. **2019 Appointments**
Decision

NAME	COMMITTEE	LENGTH OF TERM	TERM EXPIRES
VACANCY	Secretary	1 Year	December 31, 2019
Alex Kaker	Assistant Secretary	1 Year	December 31, 2019
Mallie Falconiero	Township Auditor	1 Year	December 31, 2019
Code Inspections, Inc.	Building Inspector	1 Year	December 31, 2019
E. Van Rieker, AICP	Zoning Officer & Planning Coordinator	1 Year	December 31, 2019
Ken Amey, AICP	Assistant Zoning Officer & Planning Coordinator	1 Year	December 31, 2019
David C. Onorato (Hladik, Onorato & Federman, LLP)	Solicitor	1 Year	December 31, 2019
Russ Benner (T&M Associates)	Township Engineer	1 Year	December 31, 2019
Dr. Brett Fissel Dr. Mario Napoletano (Gwynedd Family Practice)	Police Surgeon	1 Year	December 31, 2019
Jeffrey A. Tomczak	Fire Marshal	1 Year	December 31, 2019
Jeffrey Mullaly	Assistant Fire Marshal	1 Year	December 31, 2019
Julie Murphy	Police Matron	1 Year	December 31, 2019
Susan McKnight	Police Matron	1 Year	December 31, 2019
Margaret Poirier	Police Matron	1 Year	December 31, 2019
William Boneberger	Board of Appeals	2 Years	December 31, 2020
Robert Dubree	Board of Appeals	2 Years	December 31, 2020
James Moulton	Board of Appeals	2 Years	December 31, 2020
Raj Patel	Civil Service Commission	6 Years	December 31, 2024
John Kinast	IDA	5 Years	December 31, 2023
Missy Krise	Nor-Gwyn Pool	5 years	December 31, 2023
Christopher Carroll	Planning Commission	4 Years	December 31, 2022
Gilbert Silverman	Planning Commission	4 Years	December 31, 2022
Vacancy	Planning Commission	Term Ends	December 31, 2021
Albert Bailey	Police Pension Board	2 Years	December 31, 2020
Steve Gillen	Police Pension Board	2 Years	December 31, 2020

Raymond Royds	Police Pension Board	2 Years	December 31, 2020
John Murray	Vacancy Board	1 Year	December 31, 2019
Kirk Field	Zoning Hearing Board	3 Years	December 31, 2021
Vacancy (Alternate)	Zoning Hearing Board	Term Ends	December 31, 2020

PUBLIC SAFETY

- * 24. **2019 Security Service Agreement with Schneider Electric:** \$4,763 for the year
Decision

Mr. Kaker said this is for the code readers on the doors and the timing of the automatic doors. Chief Duffy said our software is outdated and we are looking to update it in 2020. Mr. Kaker noted a minor increase in the cost of the contract from last year.

25. **Do Not Knock List and Regulations Ordinance**
Discussion

Mr. Kaker said residents can sign up for the Do Not Knock list and if solicitors violate the Do Not Knock list, they can be cited, and their permits pulled.

This will be the agenda for authorization to advertise the Ordinance.

26. **Ordinance Prohibiting the use of Brake Retarders:** Sumneytown Pike between Prospect Avenue and Swedesford Road.
Discussion

Mr. Kaker said brake retarders are already prohibited in several areas of the Township. Mr. Onorato said we have had some complaints from residents on Sumneytown Pike recently. He noted this ordinance adds to the existing ordinance to include this section of road.

This will be on the agenda for authorization to advertise the Ordinance.

PUBLIC WORKS/PARKS/RECREATION

27. **Bamboo Regulations Ordinance**
Discussion

Mr. Kaker said this for regulating bamboo and not prohibiting it. Mr. Onorato said an ordinance to prohibit bamboo has been challenged in the past as unconstitutional and restrictive. The growth and location of the bamboo can be regulated to control the roots and the location as such that it doesn't affect sight lines and sidewalks. He also said the ordinance defines the types of bamboo.

This will be on the agenda for authorization to advertise the Ordinance.

28. **Dickerson Road request for name change**
Update/Discussion

Mr. Kaker talked to Gina Craigo of the WVWA to see if they will allow space to put a marker on their property. We are awaiting their reply.

- * 29. **Payment # 4 (Final) to Harris Blacktop in the amount of \$79,956.29**
Decision

Mr. Benner reported the punchlist is complete. There is no maintenance bond with this contract because it is not permitted with liquid fuels.

WASTEWATER TREATMENT

Nothing to report for WWT.

The Workshop Meeting was adjourned at 7:45 pm to Executive Session for legal and personnel issues.

Respectfully Submitted,

Larry Comunale Assistant
Secretary

/djl

Approval January 28, 2019