

PLYMOUTH TOWNSHIP

REGULAR MEETING

November 15, 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
Mike Clarke ----- Solicitor
Russ Brenner ----- T & M Associates
Tim Creelman ----- Finance Director
Chris Loschiavo ----- Public Works Director
Joe Lawrence ----- Chief of Police

The Meeting was called to order at 7:03 p.m. by Chairman Gillen and opened with the Pledge of Allegiance.

November 15, 2010

1) **Harmonville Fire Company** - Mr. Gillen read the Certificate of Recognition whereas Harmonville Fire Company was notified in September that it was awarded the PA Voluntary Rescue Service Recognition at the advanced level. Plymouth Township Council does hereby express its appreciation to Harmonville Fire Company No.1 for the successful completion of the VRSR Certification and commends all the volunteers for their commitment in serving Plymouth Township. Harmonville Fire Company is one of only four fire companies in the County to receive this Certification.

2) **Fire Police Swearing In** - **Laura Yerger** - Mr. Gillen presided over the swearing in of Laura Yerger to the office of Special Fire Police for Plymouth Township.

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 October 18, 2010
Executive Session held November 3, 2010
Executive Session held November 10, 2010
Executive Session held November 15, 2010

Mr. Gillen announced that Council held Executive Sessions on October 18th, November 3rd, November 10th and November 15th to discuss litigation and personnel matters.

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

a. Workshop Meeting	October 4, 2010
b. Regular Meeting	October 11, 2010
c. Budget Meeting	October 18, 2010
d. Budget Meeting	October 28, 2010

Ms. Readinger stated that there is one correction in the Budget Meeting minutes of October 28, 2010. Under Miscellaneous, the reference to Ms. Readinger should be Ms. Weidinger. Ms. Weiss stated that this will be corrected in the minutes by the Recording Secretary. Mr. Simpson then made a motion to approve the minutes without the necessity of reading. 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.

APPROVAL OF DEPARTMENTAL REPORTS AND BILLS: Chairman Gillen called for the approval of the departmental reports and bills. Ms. Readinger 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 5-0 with Mr. Eisenberger, Mr. Gillen, Ms. Readinger, Mr. Simpson and Ms. Weidinger in favor.

ADMINISTRATION

a. Tax Settlement - Mr. Clarke stated that Plymouth Township recently completed an audit for T. Howden Compressors which resulted in taxes being owed to the Township in the amount of \$39,278.81. Howden Compressors had mis-interpreted a section of the Township ordinance. Howden has agreed to pay the principal in the amount of \$31,727.53 and to pay half of the interest in the amount of \$2,189.26. The Township is in receipt of payment in the amount of \$33,916.80 and Howden is requesting a waiver of the

penalty in the amount of \$3,172.75 and a waiver of the other half of the interest in the amount of \$2,189.26. If Council is in agreement then a motion would need to be made to accept this settlement agreement. Mr. Simpson made a motion to approve the tax settlement 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.Fiber Tech Agreement - Mr. Clarke state that this item pertains to the Right-of-Way Use Agreement between the Township and Fiber Tech Network. Fiber Tech wishes to locate equipment which is in the public right-of-way located in Plymouth Township. This is a public right-of-way use agreement which will be for a period of ten years beginning on the installation date and will automatically renew for three successive five year terms, essentially amounting to a twenty-five year agreement with the Township. In consideration of this right-of-way use, Fiber Tech is agreeing to pay the Township 5% of the adjusted gross revenues to the Township within thirty days of the effective date. 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.

POLICE/PUBLIC SAFETY

a.No Parking Ordinance - Township Line Road - ACTION - Mr. Clarke read the ordinance authorizing an amendment to Section B-20.1 of the Code of Ordinances that prohibits parking and standing on a portion of the Eastbound Lane of Township Line Road. Mr. Gillen made a motion to approve the ordinance 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.Fee Increase Resolution - Mr. Clarke read the resolution whereas Resolution 2-76 of the Plymouth Township Code provides for the establishment of fees for certain police services and reports and whereas, Plymouth Township Council does hereby establish the following fees. 1) Police Reports - \$20.00 - 2) Tow Release - \$20.00 - 3) Gun Permit Background Checks - \$20.00 - 4) Fire Reports - \$20.00 - 5) Livescan - Fingerprinting - \$25.00 - and 6) Accident Reports - \$15.00 Ms. Weidinger made a motion to approve the resolution and was seconded by Mr. Simpson. A roll call vote was taken and the motion passed 4-1 with Mr. Eisenberger, Ms. Readinger, Mr. Simpson and Ms. Weidinger in favor. Mr. Gillen was opposed.

PUBLIC WORKS/SEWER

a. Diamond Run Sewer - Notice of Intent to Award Contract - Mr. Gillen made a motion to approve the contract award to Joao & Bradley, Inc., the lowest, responsible bidder for the Diamond Run Sewer Project. 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. Mr. Simpson thanked Chambers Associates for their efforts in obtaining a grant for this project.

b. Snow Announcement - Mr. Simpson reminded residents that the Township Snow Policy is in effect and then read the official policy.

c. Handicapped Parking Space Resolution - Mr. Eisenberger read the resolution for the installation of a handicapped parking space at 641 Fulton Street and establishing penalties for violation thereof. Mr. Eisenberger made a motion to approve the resolution 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

SUBDIVISION AND LAND DEVELOPMENT

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

1. Extension granted to February 28, 2011 - ACTION - Ms. Weidinger made a motion to accept the extension until February 28, 2011 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. Escrow Releases - ACTION

1. Oakwood - Final - Mr. Clarke read the resolution for the final release of the landscape guaranty and landscape maintenance escrow in the amount of \$14,843 under and subject to the conditions read. Mr. Eisenberger made a motion to approve the resolution and was seconded by Mr. Gillen. 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. Stefan Hill - Mr. Eisenberger made a motion to approve the escrow release for Stefan Hill in the amount of \$35,771.00 for items completed in accordance with said plan. The motion 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.

3. Burger King - Final - Mr. Clarke read the resolution for the final release of the landscape guaranty and landscape maintenance escrow in the amount of \$847.50.under and subject to the conditions read. Ms. Weidinger 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.

4. JDM Materials - Mr. Eisenberger made a motion to approve the escrow release for JDM Materials in the amount of \$85,314.01 for items completed in accordance with said plans. 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. Extension Requests - ACTION

1. 101 North Lane requested to November 15, 2011 - Ms. Readinger 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.

2. Antioch Church requested to March 30, 2011 - Ms. Readinger made a motion to approve the extension request 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.

3. Homewood Suites requested to April 6, 2011 - Ms. Readinger 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.

CODE ENFORCEMENT/HEALTH

ZONING

a.Zoning Hearings - Mr. Eisenberger announced that the Zoning Hearing Board of Plymouth Township is holding a public hearing this evening at the Plymouth Township Building, 700 Belvoir Road, Plymouth Meeting on the following applications: 1) ALBERT S. DAMICO & PAMELA C. CLANCY (EDUCATIONAL CAROUSEL, INC,), 2) HERITAGE COACH COMPANY, INC, 3) CONICELLI REALTY LP, AND 4) ARDMORE TIRE. Any citizen of Plymouth Township or interested person may attend the public hearing and have an opportunity to

be heard.

PARKS AND RECREATION

a.DCNR Grant Award Announcement - Mr. Eisenberger announced that the Township is in receipt of a grant award from the PA Department of Conservation of Natural Resources in the amount of \$45,000 for a Harriet Wetherill Park Conservation and Management Plan.

PLANNING AND DEVELOPMENT

MISCELLANEOUS/OLD BUSINESS


a.Citizen Board Appointments - Ms. Weiss read the list of eligible positions on the Township Citizen Boards. Ms. Weiss said that any resident interested in serving on a board should submit a resume or a letter of interest to the Township Manager, 700 Belvoir Road, Plymouth Meeting, PA 19462 or via email to kweiss@plymouthtownship.org. A resident asked about the openings and Ms. Weiss stated that the list will be posted on the Township television cable station and on the Township website.

AUDIENCE PARTICIPATION

ADJOURNMENT

There being no further business, the Workshop Meeting was adjourned at 7:42 p.m.

Respectfully submitted,



Mary Beth Jamison
Recording Secretary