

PLYMOUTH TOWNSHIP

REGULAR MEETING

October 14, 2013

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

Council: Sheldon Simpson ----- Chairman
Lenore Bruno ----- Vice-Chairman
Dean Eisenberger
Maria Weidinger

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

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

Public Comment

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

20 Years of Service Resolution - John Kijak - Mr. Simpson read the resolution recognizing John Kijak for his diligent and valuable service to the Public Works Department since 1993, thereby completing twenty years with Plymouth Township. Council publicly expressed its appreciation to Mr. Kijak. Mr. Eisenberger made a motion to approve the resolution and was seconded by Ms. Bruno. A roll call vote was taken and the motion passed 4-0 with Ms. Bruno, Mr. Eisenberger, Mr. Simpson and Ms. Weidinger in favor. Mr. Gillen was absent.

ANNOUNCEMENT - Executive Session held October 7, 2013

Mr. Simpson announced that an Executive Session was held on October 7, 2013 in order to discuss litigation and personnel matters.

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

- a. Workshop Meeting September 3, 2013
- b. Regular Meeting September 9, 2013

Ms. Bruno 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 4-0 with Ms. Bruno, Mr. Eisenberger, Mr. Simpson and Ms. Weidinger in favor. Mr. Gillen was absent.

APPROVAL OF DEPARTMENTAL REPORTS AND BILLS: Chairman Simpson 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 Ms. Weidinger; a roll call vote was taken and the motion passed 4-0 with Ms. Bruno, Mr. Eisenberger, Mr. Simpson and Ms. Weidinger in favor. Mr. Gillen was absent.

ADMINISTRATION

a. 2014 Budget Meetings - October 21st, October 28th, November 18th - 7:00 p.m. - Ms. Weidinger announced the 2014 Budget Meeting Schedule as listed.

b. Pension Funds

1. State Aid - Mr. Eisenberger reported that the Township receives an allocation from the State to help fund the Township Pension Plans. The allocation for 2014 is in the amount of \$602,075.58. The Township actuary has recommended that the funds be allocated as follows: 1) Police Pension Plan - \$318,517.40 and 2) Non-Uniformed Pension Plan - \$283,558.18. Mr. Eisenberger made a motion to accept the recommendation of the actuary and was seconded by Ms. Weidinger. A roll call vote was taken and the motion passed 4-0 with Ms. Bruno, Mr. Eisenberger, Mr. Simpson and Ms. Weidinger in favor. Mr. Gillen was absent.

2. Minimum Municipal Obligation - Mr. Eisenberger reported that this item pertains to the amount that the Township must budget to contribute to the employee pension plans for 2014. The Township actuary has determined the following amounts: 1) Police Pension

Fund - \$1,501,525 and 2) Non-Uniformed Employees - \$555,386 for a total of \$2,056,911. Mr. Eisenberger made a motion to budget the above amounts and was seconded by Ms. Bruno. A roll call vote was taken and the motion passed 4-0 with Ms. Bruno, Mr. Eisenberger, Mr. Simpson and Ms. Weidinger in favor. Mr. Gillen was absent.

c. Police Pension Resolution - Mr. Eisenberger reported that the Township Actuary has determined that the Plymouth Township Police Officers must contribute 3% of their salaries, per contract to the Police Pension Fund for 2014. Mr. Eisenberger read the resolution and made a motion for approval. The motion was seconded by Ms. Bruno; a roll call vote was taken and the motion passed 4-0 with Ms. Bruno, Mr. Eisenberger, Mr. Simpson and Ms. Weidinger in favor. Mr. Gillen was absent.

POLICE/PUBLIC SAFETY

a. Perpetual Care for Brad Fox Memorial Resolution - ACTION - Ms. Weidinger read the resolution whereas PECO Energy granted a license to Plymouth Township to erect a memorial for Officer Brad Fox who was killed in the line of duty on September 13, 2012 and whereas, the Plymouth Township Public Works Department built a permanent memorial honoring Officer Fox's life and ultimate sacrifice. Be it resolved, that Plymouth Township Council will forever support the Public Works Department to maintain this memorial in loving remembrance of Officer Brad Fox. 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 4-0 with Ms. Bruno, Mr. Eisenberger, Mr. Simpson and Ms. Weidinger in favor. Mr. Gillen was absent.

Mr. Simpson added that this resolution will serve to forever memorialize Officer Fox and to ensure that it will be taken care of permanently.

b. Chief's Presentation - Chief Lawrence recognized the Public Works Department for their desire to create the monument for Officer Fox's memorial and what it has become. Chief Lawrence presented the department with a plaque recognizing them for their contribution, dedication, hard work, and assistance. It is a clear example of how different departments can come together as a family. Chief Lawrence offered his thanks to the department.

Mr. Loschiavo thanked Chief Lawrence on behalf of the Public Works Department. He stated that he was proud of the department for their efforts in working together for such an honorable cause

and in such a great time of need.

Mr. Simpson thanked the Public Works Department on behalf of Council for their sincere efforts.

c.Public Works Magazine - Mr. Loschiavo stated that several weeks ago he nominated the Public Works Department for Department of the Month for Public Works Magazine. Plymouth Township has been selected as the Public Works Department of the Month and they will be featured in the November issue which is a national recognition. Mr. Loschiavo then read the letter that he wrote nominating the department.

PUBLIC WORKS/SEWER

ENGINEERING

SUBDIVISION AND LAND DEVELOPMENT

a.L.D. 13-3 Joseph Hoffman - PECO Energy Co/2001 Gallagher Road

1.Expiration date December 26, 2013 - ACTION - Mr. Speers read the resolution whereas Plymouth Township Council does hereby approve the final land development plan prepared for PECO Energy Co. located at 2001 Gallagher Road, land development application 13-3, in accordance with said plan and under and subject to the conditions read for the construction of a 9,900 square foot training facility. Mr. Eisenberger made a motion to approve the resolution and was seconded by Ms. Bruno. A roll call vote was taken and the motion passed 4-0 with Ms. Bruno, Mr. Eisenberger, Mr. Simpson and Ms. Weidinger in favor. Mr. Gillen was absent.

b.S.D. 13-2 Conshohocken Land Dev.LLC/1332 Colwell Lane

1.Extension granted to December 1, 2013 - ACTION - Mr. Eisenberger made a motion to approve the extension until December 1, 2013 and was seconded by Ms. Bruno. A roll call vote was taken and the motion passed 4-0 with Ms. Bruno, Mr. Eisenberger, Mr. Simpson and Ms. Weidinger in favor. Mr. Gillen was absent.

c.L.D. 13-4 Danella Co./725 Conshohocken Road Lot 2

1.Expiration date November 18, 2013

d.L.D. 13-5 660 W. Germantown Pike

1.Expiration date December 19, 2013

e.Escrow Request - ACTION

1.The Proving Grounds - Mr. Eisenberger stated that the Township is in receipt of correspondence from Woodrow & Associates recommending the release of escrow funds in the amount of

\$16,628.17 for the Proving Grounds. Mr. Eisenberger made a motion to approve the escrow release and the motion was seconded by Ms. Weidinger. A roll call vote was taken and the motion passed 4-0 with Ms. Bruno, Mr. Eisenberger, Mr. Simpson and Ms. Weidinger in favor. Mr. Gillen was absent.

f. Waiver Requests - ACTION-

1. Double Tree- Ms. Bruno made a motion to approve the request for a waiver of land development for the Double Tree for the construction of a 2,000 square foot patio to be used as a bar and outdoor dining facility subject to the conditions read including a recreational fee in the amount of \$2,254.55. The motion was seconded by Ms. Weidinger; a roll call vote was taken and the motion passed 4-0 with Ms. Bruno, Mr. Eisenberger, Mr. Simpson and Ms. Weidinger in favor. Mr. Gillen was absent. Mr. Ross Weiss, for the applicant was present and agreed to the conditions of the waiver request as read by Mr. Speers.

2. G.L. Sayre- Mr. Eisenberger made a motion to approve the request for a waiver of land development for G.L. Sayre for the construction of a 4,200 square foot showroom. The applicant shall pay all fees and assessments as read. The motion was seconded by Ms. Bruno; a roll call vote was taken and the motion passed 4-0 with Ms. Bruno, Mr. Eisenberger, Mr. Simpson and Ms. Weidinger in favor. Mr. Gillen was absent.

g. 516-518 Township Line Road Restated Conditional Approval Resolution - ACTION - Mr. Speers stated that last month Council approved a resolution pertaining to 516-518 Township Line Road regarding the creation of a lot line. Ms. Weidinger made a motion to re-approve the resolution substituting the word applicant for owner/developer. The motion was seconded by Ms. Bruno; a roll call vote was taken and the motion passed 4-0 with Ms. Bruno, Mr. Eisenberger, Mr. Simpson and Ms. Weidinger in favor. Mr. Gillen was absent.

CODE ENFORCEMENT/HEALTH

ZONING

a. Zoning Hearings - Ms. Bruno announced that the Zoning Hearing Board of Plymouth Township will hold a public hearing on Monday, October 21, 2013 commencing at 7:00 p.m., in the Plymouth Township Building on the following applications: 1) DERRY DEVELOPMENT, INC. 2) EVAN ZELINGER, 3) PREIT/UNCLE JULIO'S FINE MEXICAN FOOD AND 4) DOUGLAS SEILER. Any citizen of Plymouth Township or interested person may attend the public hearing and have an opportunity to be heard.

Evan Zelinger and Douglas Seiler have revised their applications in order to be in compliance with Council's request.

PARKS AND RECREATION

a. Natatorium HVAC System Bid Award - Mr. Eisenberger stated that a bid opening was held for the Natatorium HVAC System at the Community Center. Nine bids were received and staff is recommending that the bid be awarded to GEM Mechanical Services in the amount of \$452,700. In addition, staff is recommending a five year maintenance plan for the new system in the amount of \$48,500 be purchased. The amount budgeted for this project was \$478,400. Mr. Eisenberger made a motion to approve the bid award and was seconded by Ms. Bruno. A roll call vote was taken and the motion passed 4-0 with Ms. Bruno, Mr. Eisenberger, Mr. Simpson and Ms. Weidinger in favor. Mr. Gillen was absent.

b. Service and Devotion

1) **Announcements** - Ms. Bruno announced the various fundraisers that are being held pertaining to the Service and Devotion Monument. Proceeds will be put toward the Monument. The dedication for the Service and Devotion Monument will be held on November 9th at 2:00 p.m. The raindate is November 10th. Light refreshments will be served following the dedication and shuttle buses will be available from the Jolly Road parking lot to Walton Road.

2) **Rules and Regulations** - Ms. Bruno made a motion that Council adopt the rules and regulations pertaining to the Service and Devotion Monument. The motion was seconded by Ms. Weidinger; a roll call vote was taken and the motion passed 4-0 with Ms. Bruno, Mr. Eisenberger, Mr. Simpson and Ms. Weidinger in favor. Mr. Gillen was absent.

c. Family Health Fair - Mr. Simpson announced that the 13th Annual GPCC Family Health Fair in partnership with Einstein Medical Center Montgomery will be held on Saturday, November 16, 2013 from 9:00 a.m. until 12:00 p.m.

d. GPCC Pass Rates and Rentals - Ms. Weidinger announced that there will be a 2% increase in the pass rates for 2014. The increase for the rental rates will be \$5.00 per hour. Ms. Weidinger read the resolution pertaining to the rates and was seconded by Mr. Eisenberger. A roll call vote was taken and the motion passed 4-0 with Ms. Bruno, Mr. Eisenberger, Mr. Simpson

and Ms. Weidinger in favor. Mr. Gillen was absent.

e.HWP Update

1) **Easement Amendment Proposal** - Ms. Weidinger stated that the conservation easement that Mr. Wetherill placed on the property needs to be amended to fit the Township's future plans for Harriet Wetherill Park. The Easement Amendment Proposal allows Karen Weiss, Manager, to sign the easement once it is adopted by the Natural Lands Trust. The Natural Lands Trust has given the Township a proposal in the amount of \$11,050 for the work to be done to amend the Conservation Easement. Ms. Weidinger made a motion to approve the proposal and was seconded by Ms. Bruno. A roll call vote was taken and the motion passed 4-0 with Ms. Bruno, Mr. Eisenberger, Mr. Simpson and Ms. Weidinger in favor. Mr. Gillen was absent.

2) **Woodrow Proposal** - Ms. Weidinger stated that this proposal for Phase I in the amount of \$9,100 is for work necessary to amend the conservation easement, including a survey of the conservation easement area, an improvements plan with horizontal control and a phasing plan for construction of phases of the park enhancements. Phase II will be included in the 2014 budget. Ms. Weidinger made a motion to approve the proposal and was seconded by Ms. Bruno. A roll call vote was taken and the motion passed 4-0 with Ms. Bruno, Mr. Eisenberger, Mr. Simpson and Ms. Weidinger in favor. Mr. Gillen was absent.

PLANNING AND DEVELOPMENT

a.Flag Lot Draft Ordinance - Mr. Speers stated that the Township recently had two proposals submitted for subdivisions that created lots that met the code, but were not ideal in shape. Ken Amey has drafted an ordinance which pertains to issues regarding fences in front yards and deals with a series of definitions and regulations regarding flag lots. This ordinance will be sent to the County and the Township Planning Agencies and then a hearing will be scheduled at a later time to consider adoption. Mr. Eisenberger made a motion to approve the draft ordinance and was seconded by Ms. Bruno. A roll call vote was taken and the motion passed 4-0 with Ms. Bruno, Mr. Eisenberger, Mr. Simpson and Ms. Weidinger in favor. Mr. Gillen was absent.

MISCELLANEOUS/OLD BUSINESS

AUDIENCE PARTICIPATION

Jane Dougherty, 101 Archbishop Drive mentioned the water issue at 302 Bishop Circle. The property owners on Butler Pike do not believe that it is their responsibility to install a bump at the driveway on Butler Pike in order to deter water from running down 16th Avenue. Mr. Loschiavo stated that he feels the bump would help to resolve the issue and that it was not a Township issue. It is the property owner's responsibility to keep water away from the driveway. Mr. Manai commented on this issue as well.

Mr. Simpson suggested that the Township speak to PADOT regarding this issue.

Ms. Dougherty also asked if the escrow was released for Antioch Church. Mr. Manai stated that it was not.

Ms. Dougherty mentioned that the emergency access is blocked and that this is a temporary measure that should be removed. Ms. Weiss will check with the Township Fire Marshal to determine if there is another emergency access that can be used in the meantime.


John Kraus, Traverse Drive stated that he raised several issues that he believed needed to be addressed by Council at the April meeting. Mr. Kraus had asked for a meeting to be scheduled regarding these issues. A meeting will be scheduled with Mr. Kraus.

Mr. Kraus asked about the political advertising in the newsletter. Mr. Simpson stated that the Township does not traditionally permit political advertising in the newsletter. This was done by a third party and it will not happen again.

ADJOURNMENT

There being no further business, the Regular Meeting was adjourned at 8:11 p.m.

Respectfully submitted,


Mary Beth Jamison
Recording Secretary