

PLYMOUTH TOWNSHIP

REGULAR MEETING

January 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
Vince Gillen
Maria Weidinger

Staff: Karen Weiss ----- Manager
Tom Speers ----- Solicitor
Lonnie Manai ----- Woodrow Associates
Tim Creelman ----- Finance Director
Joe Lawrence ----- Police Chief
Mark Lacy ----- Plymouth Police Officer
Karen Franck ----- Parks & Recreation Dir.

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

Firefighter Recognitions

1) **Harmonville Fire Company** - Mr. Gillen read the resolution recognizing the firefighters from Harmonville Fire Company who have successfully completed their national and state certifications in Firefighter I and Firefighter II Training and for the honor their dedication brings to Plymouth Township. Mr. Gillen 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. Gillen, Mr. Simpson and Ms. Weidinger in favor.

2) **Plymouth Fire Company** - Mr. Eisenberger read the resolution recognizing the firefighters from Plymouth Fire Company who have successfully completed their national and state certifications in Firefighter I and Firefighter II Training and for the honor their

dedication brings to Plymouth Township. 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 Ms. Bruno, Mr. Eisenberger, Mr. Gillen, Mr. Simpson and Ms. Weidinger in favor.

Citizen Board Service Resolutions - ACTION

1) **Frank Heleniak _ Building Code Appeals Board** - Ms. Bruno read the resolution recognizing Frank Heleniak for his generous and outstanding service while serving Plymouth Township on the Building Code Appeals Board from February, 2006 until December, 2012. Ms. Bruno made a motion to approve the resolution and was seconded by Mr. Eisenberger. A roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr. Eisenberger, Mr. Gillen, Mr. Simpson and Ms. Weidinger in favor.

2) **Karen Lorence - Parks, Recreation & Shade Tree Advisory Board** - Ms. Weidinger read the resolution recognizing Karen Lorence for her generous and outstanding service while serving Plymouth Township on the Park, Recreation & Shade Tree Advisory Board from April, 2001 until December, 2012. Ms. Weidinger 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. Gillen, Mr. Simpson and Ms. Weidinger in favor.

Check Presentations

1) **Covanta - Service and Devotion Monument** - Mr. Simpson stated that this item pertains to a Service and Devotion Monument that will be constructed at the intersection of Germantown Pike and Walton Road to honor service members. This will include the military as well as fire, police and the emergency medical services. The project is moving forward with plans to have the memorial open and dedicated by September, 2013. Mr. David Sharp from Covanta presented a check to the Township this evening in the amount of \$5,000 to help build the memorial.

Conicelli - Canine and Training - Representatives from the Conicelli Auto Group were present this evening to present a check to the Township in the amount of \$20,000 for the purchase and training of a new canine for the Police Department.

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.

ANNOUNCEMENT - Executive Session held January 7, 2013

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

- a. Workshop Meeting December 3, 2012
- b. Regular Meeting December 10, 2012

Mr. Eisenberger made a motion to approve the minutes without the necessity of reading and was seconded by Ms. Bruno. A roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr. Eisenberger, Mr. Gillen, Mr. Simpson and Ms. Weidinger in favor.

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 and was seconded by Ms. Weidinger. A roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr. Eisenberger, Mr. Gillen, Mr. Simpson and Ms. Weidinger in favor.

ADMINISTRATION

a. Citizen Board Appointment - Ms. Weidinger made a motion to approve the appointment of Barbara Thompson to the Parks, Recreation and Shade Tree Advisory Board. The motion was seconded by Mr. Eisenberger; a roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr. Eisenberger, Mr. Gillen, Mr. Simpson and Ms. Weidinger in favor.

b. Tax Settlement - Mr. Speers stated that the Township performed an audit for the years 2010 and 2011 for Wampole Miller, Inc. with the tax due the Township in the amount of \$41,096.00. This payment has been submitted and staff has recommended the payment of half of the interest in the amount of \$8,057.51 by February 15th. Ms. Bruno made a motion to approve the tax settlement and was seconded by Mr. Eisenberger. A roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr. Eisenberger, Mr. Gillen, Mr. Simpson and Ms. Weidinger in favor.

POLICE/PUBLIC SAFETY

PUBLIC WORKS/SEWER

a. **Liquid Fuels Resolution - ACTION** - Ms. Weidinger read the resolution whereas every year Plymouth Township receives an allocation from the PA Department of Transportation which is to be used for the maintenance and repair of Township roads as specified. Ms. Weidinger 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 Ms. Bruno, Mr. Eisenberger, Mr. Gillen, Mr. Simpson and Ms. Weidinger in favor.

ENGINEERING

SUBDIVISION AND LAND DEVELOPMENT

a. **L.D. 11-3 Plymouhtowne Apts/Fairfield & Sandy Hill Roads**

1. Expiration date Arpil 9, 2013

b. **L.D. 12-2 ENOAP, LLC/Cold Point Village II**

1. Expiration date March 29, 2012

c. **L.D. 12-3 LFT Realty Group, Inc./725 Conshohocken Road**

1. Expiration date February 17, 2013

d. **L.D. 12-4 Conicelli./1010 Ridge Pike**

1. Expiration date March 20, 2013

e. **Homewood Suites - ACTION**

1. **Waiver Resolution** - Mr. Speers stated that this item pertains to two additional waivers that are required from the Township Subdivision and Land Development Ordinance. Staff has recommended approval of the waivers subject to the conditions read. Ms. Bruno made a motion to approve the resolution and was seconded by Mr. Eisenberger. A roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr. Eisenberger, Mr. Gillen, Mr. Simpson and Ms. Weidinger in favor.

f. **Escrow Releases - ACTION -**

1. **VIST Bank** - Mr. Eisenberger made a motion to approve the escrow release for VIST Bank in the amount of \$429,201.53 subject to the conditions read. The motion was seconded by Ms. Weidinger; a roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr. Eisenberger, Mr. Gillen, Mr. Simpson and Ms. Weidinger in favor.

g. **VIST Bank Maintenance Guaranty** - Mr. Speers stated that this item pertains to an agreement with VIST Bank that it will post the escrow required in the resolution.

CODE ENFORCEMENT/HEALTH

a. Building Inspection Services - Mr. Eisenberger made a motion to direct the Township Manager to exercise the Township's rights under the current contract with our Building Code Inspection Services vendor, Remington, Vernick and Beach to terminate their contract effective March 1st. The motion was seconded by Ms. Bruno; a roll call vote was taken and the motion passed 3-2 with Ms. Bruno, Mr. Eisenberger and Mr. Simpson in favor. Mr. Gillen and Ms. Weidinger were opposed.

Mr. Eisenberger made a motion that the Township appoint Keystone Municipal Services as the new Building Code Inspection Services vendor. The motion was seconded by Ms. Bruno; a roll call vote was taken and the motion passed 3-2 with Ms. Bruno, Mr. Eisenberger and Mr. Simpson in favor. Mr. Gillen and Ms. Weidinger were opposed.

b. Certificate of Appropriateness - Mr. Gillen made a motion to approve the Certificate of Appropriateness for 100 West Germantown Pike for a sign permit to erect an identification sign on their property. The motion was seconded by Ms. Bruno; a roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr. Eisenberger, Mr. Gillen, Mr. Simpson and Ms. Weidinger in favor.

ZONING

a. Zoning Hearings - Mr. Gillen announced that the Zoning Hearing Board of Plymouth Township will hold a public hearing on Monday, January 21, 2013 commencing at 7:00 p.m., in the Plymouth Township Building on the following applications: 1) CONICELLI CONSHOCKEN ROAD, LP, C/O DOMINIC CONICELLI AND 2) NORMAN CARPET COMPANY. Any citizen of Plymouth Township or interested person may attend the public hearing and have an opportunity to be heard.

b. Opposition - Mr. Eisenberger made a motion that the Township Solicitor attend the Zoning Hearing Board Meeting on behalf of Council to voice its opposition to the Norman Carpet Company application. The motion was seconded by Ms. Weidinger; a roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr.

Eisenberger, Mr. Gillen, Mr. Simpson and Ms. Weidinger in favor.

c. Cold Point Village II - Mr. Speers stated that last week a Conditional Use Hearing was held regarding Cold Point Village II for the construction of twelve townhomes located on three parcels. The decision and order is that Plymouth Township Council does hereby approve the application by Cold Point Village II to construct twelve townhomes located at 125, 129 and 133 Plymouth Road. Ms. Bruno made a motion to approve the application and was seconded by Mr. Eisenberger. A roll call vote was taken and the motion passed 5-0 with Ms. Bruno, Mr. Eisenberger, Mr. Gillen, Mr. Simpson and Ms. Weidinger in favor.

d. Plymouth Country Club Agreement - Mr. Speers stated that since 2008 there has been litigation pending with respect to the 2008 zoning change. At that time, the zoning ordinance was amended to delete one line that removed the ability of Plymouth Country Club to build any residential structures on the property. The Township has reviewed a proposal from the Plymouth Country Club to enter into the process to add that use back. The Country Club will then release its litigation against the Township. Ms. Bruno made a motion to approve the agreement and was seconded by Mr. Eisenberger. A roll call vote was taken and the motion passed 3-2 with Ms. Bruno, Mr. Eisenberger and Mr. Simpson in favor. Mr. Gillen and Ms. Weidinger were opposed.

PARKS AND RECREATION

PLANNING AND DEVELOPMENT

MISCELLANEOUS/OLD BUSINESS

Mr. Gillen asked that staff contact PennDOT regarding the sequence of the traffic light located on Germantown Pike at the Plymouth Hill Condominiums.

Mr. Simpson thanked the firefighters, the members of the citizens boards and Covanta and Conicelli for their check presentations

this evening. He thanked the community for their efforts in working together.

AUDIENCE PARTICIPATION

ADJOURNMENT

There being no further business, the Regular Meeting was adjourned at 7:50 p.m.

Respectfully submitted,

Mary Beth Jamison

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Recording Secretary