

PLYMOUTH TOWNSHIP

REGULAR MEETING

March 11, 2013

Plymouth Township Council held its Regular Meeting on March 11, 2013 at the Plymouth Township Building. The following officials were in attendance:

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**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 ----- Chief of Police

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

**March 11<sup>th</sup> - 6:00 p.m. Driscoll Hearing and Meeting** - Chairman Simpson announced that the Public Hearing and Meeting which was scheduled for this evening pertaining to a Map Amendment Ordinance and a Text Amendment Ordinance was continued until May 13, 2013 at 6:00 p.m.

**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 March 4, 2013**

Mr. Simpson stated that an Executive Session was held on March 4, 2013 in order to discuss litigation and personnel matters.

**APPROVAL OF MINUTES:** Chairman Simpson called for the approval of the

minutes.

- a. Workshop Meeting February 4, 2013
- b. Regular Meeting February 11, 2013

Ms. Bruno 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 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.

Mr. Eisenberger made a motion to approve the departmental reports and bills. 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.

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#### ADMINISTRATION

**a. Census Committee Appointments** - Mr. Gillen stated that Council has to appoint a Census Committee to look at the district boundaries after each census. Mr. Gillen read the candidates for each of the four wards and made a motion to appoint these candidates. 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.

Mr. Eisenberger stated that this is just a formality that needs to be put in place since the demographics of the Township have not changed.

**b. 501C3 Matters** - Mr. Speers stated that this item pertains to two recreational funds, the Community Center Fund and the Parks, Recreation and Facilities Fund. The bylaws have not been prepared for the Parks, Recreation and Facilities Fund. Mr. Speers stated that the motion this evening is for the unanimous consent for Council to sign as directors of the corporation required to adopt the list of officers as follows: 1) President - Chairman 2) Vice-President-Vice Chairman 3) Finance Director - Tim Creelman and 4) Secretary - Karen Weiss. Ms. Bruno made a motion to approve such 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.

**c. Annual Statement of Officers for both Funds** - Mr. Speers stated that this item is necessary in order to list the same officers as



mentioned above for both corporations. Ms. Weidinger made a motion to approve the Annual Statement of Officers for both Funds 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.

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#### **POLICE/PUBLIC SAFETY**

**a. Motorcycle Purchase Request** - Mr. Eisenberger made a motion to approve the request from Chief Lawrence for the purchase of an additional motorcycle for the Police Department at a cost not to exceed \$17,999. 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.

Mr. Rick Schickling, Boulder Road asked if it was possible for the Police Department to lease the motorcycle. Chief Lawrence stated that the Department has done this in the past however, Harley Davidson does not offer this program anymore.

**b. Message Board Trailers** - Mr. Eisenberger stated that Plymouth Township has received two state of the art, solar powered message boards from Montgomery County from a Homeland Security Grant. The message boards are valued at \$15,000 each and can be remotely programmed from police headquarters. Plymouth Township will share the message boards if needed with other municipalities and PennDOT for emergencies. The Township also received a license plate reader valued at \$32,000 from the same grant which will aid the Township in a variety of ways. Mr. Eisenberger thanked Chief Lawrence for working to obtain these grants for these items for the Township.

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#### **PUBLIC WORKS/SEWER**

**a. Eminent Domain Ordinance - First and Final Consideration - ACTION**  
- Ms. Weiss read the ordinance pursuant to Article V., Section 501.6 of the Plymouth Township Home Rule charter, exercising the Township's power of eminent domain for the purpose of acquiring real property for road right-of-way widening in fee simple, together with temporary construction easements and permanent traffic signal easements, at and near the intersection of Belvoir Road and Sandy Hill Road as described for the properties in this ordinance. Ms. Bruno made a motion to approve the ordinance 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.

**b. Mosquito Control Announcement** - Ms. Bruno announced that the Township is conducting the mosquito spraying program again this year which includes treatments in all Township parks and certain tributaries running through Plymouth Township from May through September. If additional information is needed, residents can contact Mike Estock at 610-277-4100, extension 4229.

**c. PADOT Drainage Release Resolution** - Ms. Weiss read the resolution Whereas, Plymouth Township Council has submitted an application for a Highway Occupancy Permit for road widening improvements at the intersection of Belvoir and Sandy Hill Roads, and Whereas PADOT requires the execution of the recording of a drainage release. Plymouth Township Council does hereby approve the drainage release attached to the resolution authorizing the Chairman and Manager, Secretary of the Township to execute and record the drainage release and submit it to the PADOT as part of its application for a Highway Occupancy Permit. Ms. Bruno 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 Ms. Bruno, Mr. Eisenberger, Mr. Gillen, Mr. Simpson and Ms. Weidinger in favor.

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## ENGINEERING

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### SUBDIVISION AND LAND DEVELOPMENT

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

1. Expiration date April 9, 2013

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

1. Extension granted to June 29, 2013 - ACTION - Mr. Gillen made a motion to approve the extension 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.

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

1. Expiration date April 8, 2013

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

1. Extension granted to June 14, 2013 - ACTION - Mr. Eisenberger made a motion to approve the extension and was seconded by Ms. Bruno. A roll call vote was taken and the motion passed 4-0-1 with Ms. Bruno, Mr. Eisenberger, Mr. Simpson and Ms. Weidinger in favor.



Mr. Gillen abstained.

**e. Brandywine - 134 Plymouth Road**

1. **PADOT Traffic Signal Resolution - ACTION** - Mr. Gillen read the resolution Whereas Plymouth Township desires to erect, operate and maintain traffic signals on Plymouth Road and the I-476 northbound off-ramp and Whereas approval is required from the Secretary of Transportation of PADOT before any traffic signals can be erected. PADOT requires an engineered drawing at the location. The applicant will prepare such a drawing in conformance with the instructions required by the department. It is the Township's desire therefore that traffic signals be erected at the above mentioned locations subject to the approval of the Secretary of the PADOT. Mr. Gillen 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. **PADOT HOP Application - ACTION** - Mr. Gillen read the resolution Whereas, the applicant is required to obtain a highway occupancy permit from the Commonwealth of PA, Department of Transportation, in order to occupy the State highway; and Whereas, the applicant wishes to authorize the Township to apply for the permit on behalf of the applicant; and Whereas, the applicant has agreed to grant a release to the Department to allow the Township to apply for the permit on behalf of the applicant; and Whereas, as a condition of this authorization, applicant agrees that the Township will be required to provide applicant with copies of all correspondence and other documents issued, or otherwise directed or provided to the applicant by the Department and Whereas the applicant may elect to be provided contemporaneous email updates on the review status of the permit application. The applicant does hereby authorize the Township to act as applicant's agent with respect to the permit application and to do all things necessary to obtain the permit on behalf of the applicant. Mr. Gillen made a motion to approve the resolution and was second 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.

**f. John Kennedy Subaru**

1. **Reverse Subdivision - ACTION** - Mr. Speers stated that 1201 Ridge LLC owns 1201 E. Ridge Pike and the Mirabile Family Trust owns 1403 Ridge Pike. The owners of 1201 E. Ridge Pike are also the trustees. The owners are seeking to combine these two lots into one lot which is called a reverse subdivision. Ms. Weidinger made a motion to approve the reverse subdivision 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. **Waiver of Land Development - ACTION** - Mr. Speers stated that

after the above two lots are combined the applicant would like to create a dealership on that property and expand one of the buildings by 8,239 square feet. The applicant is requesting a waiver of land development. Ms. Weidinger made a motion to approve the request 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.

**g. Lafayette Street Bridge Agreement- ACTION** - Mr. Speers stated that various agreements are being finalized which are necessary for the Lafayette Street Project to move forward. This is an inter-municipal agreement between Norristown and Plymouth which deals with the ownership and maintenance of the bridge over Ross Street. Mr. Speers read the resolution and Mr. Eisenberger made a motion to approve the resolution and to adopt the agreement with Norristown, pursuant to both municipalities adopting ordinances authorizing the agreement. 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.

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## CODE ENFORCEMENT/HEALTH

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### ZONING

**a. Zoning Hearings** - Ms. Weidinger announced that the Zoning Hearing Board of Plymouth Township will hold a public hearing on Monday, March 18, 2013 commencing at 7:00 p.m., in the Plymouth Township Building on the following applications: 1) MARY JO AARON, 2) GENE SCHNEIDER AND 3) GARY BRENT (STEPHEN REILLY SUNOCO, INC. ENGINEER). Any citizen of Plymouth Township or interested person may attend the public hearing and have an opportunity to be heard.

Ms. Weidinger stated that the application by Gene Schneider has been postponed until the April Zoning Hearing Board Meeting.

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## PARKS AND RECREATION

**a. Plymouth Township Day Announcement** - Ms. Bruno announced that Plymouth Township Day will be held on Saturday, June 1<sup>st</sup> from 4:00 until 8:00 p.m. at the East Plymouth Valley Park. Ms. Bruno provided a list of highlights and attractions for the event. All are welcome to attend.



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PLANNING AND DEVELOPMENT

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MISCELLANEOUS/OLD BUSINESS

a. July 4<sup>th</sup> Parade - Ms. Weidinger announced that the Township is looking for volunteers to help with the July 4<sup>th</sup> Parade. Anyone who is interested in volunteering may contact Ms. Weidinger and she will provide the date and time when the next meeting will be held to coordinate the event.

Mr. Eisenberger mentioned that Eagle Scout candidate Kuklinski is attending the meeting this evening.

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AUDIENCE PARTICIPATION

Mr. John Kraus, Traverse Drive stated that he recently contacted Representative Kate Harper's office regarding the PA State Vehicle Code. Mr. Kraus also sent a letter to Chairman Simpson. The letter states what he believes to be violations of the code by the Township residents, in particular parking the wrong way on Township roads and visibility at intersections. Chief Lawrence stated the police department takes action on obstructions to visibility at intersections.

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ADJOURNMENT

There being no further business, the Regular Meeting was adjourned at 7:49 p.m.

Respectfully submitted,

*Mary Beth Jamison*

Mary Beth Jamison  
Recording Secretary