

PUBLIC MEETING MINUTES

August 27, 2018

KENNETH E. KROBERGER, PRESIDENT
Finance/Personnel/Administration

1. Call to order.

The August 27, 2018, Public Meeting of the Board of Commissioners was called to order at 7:30 PM by President of the Board, Kenneth E. Kroberger. The following individuals were in attendance.

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

2. Pledge of Allegiance

Mr. Kroberger announced a change in tonight's agenda. He said he will ask for public comments first, then do the Public Safety items before the Public Hearing.

3. Presentation of public comments and concerns (limit of five minutes per individual).

Mr. Kroberger asked if anyone had any comments for the Board.

There were none.

JAMES A. SANTI, VICE PRESIDENT
Public Safety

4. Recognition of Fred Lynch for 20 years of service to the Township

Mr. Santi recognized Officer Fred Lynch for 20 years of service to the Township. He said Officer Lynch is part of the DARE program, National Night Out and many others. Chief Duffy said he is a well-known officer who does a tremendous job for the Township. Mr. Santi invited Officer Lynch to shake hands with the Commissioners as they offered their congratulations.

5. Swearing in Ceremony:

Sergeant Charles Staub - the Honorable John Murray administered the oath of office to Sergeant Staub. He then shook hands with the Commissioners as they offered their congratulations.

Officer Evan Meoli – the Honorable Suzan Leonard administered the oath of office to Officer Meoli. He then shook hands with the Commissioners as they offered their congratulations.

6. Motion to approve the 6th Annual Ataxia Research Alliance Charity Bike Ride on Sunday, October 14, 2018

Mr. Santi said the Bike Ride begins at Montgomery County Community College. We need an on-duty police officer to man the left-hand turn onto Berks Road to make sure the bikers make that turn safely. Mr. Santi added that Ataxia is a nervous system disease which causes uncoordinated and uncontrolled muscle movement.

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

7. Motion to authorize the advertisement of Ordinance No. 2018-011: Consumer Fireworks

Mr. Santi noted the state has legalized the sale of consumer fireworks. This Ordinance will permit the sales of fireworks in the (SC) Shopping Center District.

Hearing no questions or comments, upon motion by Mr. Santi, seconded by Mr. Duffy the motion was unanimously approved.

Mr. Kroger then suspended the Public Meeting and opened the Public Hearing.

8. Public Hearing

The purpose of this hearing is to hear comment pursuant to the consideration of an Application for Conditional Use from Hartford Properties, LLC for the property located at 467 Sumneytown Pike in Upper Gwynedd Township, Montgomery County, Pennsylvania. The Applicant proposes to engage in multiple principal uses on the Tract, including offices, retail sales, a gasoline service station and other uses permitted in the “C” Commercial Zoning District, pursuant to Section 195-22.A.(9) of the Upper Gwynedd Township Zoning Ordinance.

Mrs. Hull read the above purpose of the hearing before turning it over to James Garrity, Special Counsel for the Township.

Brief explanation by James Garrity, Special Counsel

Mr. Garrity entered nine (9) exhibits into record;

Exhibits:

- T1: Application for Conditional Use
- T2: Proof of Publication of Legal Advertisement –August 6 and 13, 2018
- T3: UGT Planning Commission Review Letter
- T4: Montgomery County Planning Commission Review Letter
- T5: Letter to Residents
- T6: Verification of Posting Notice
- T7: Public notice of conditional use application
- T8: Ordinance 2018-004 adopted on May 29, 2018
- T9: List of owners, residents and businesses that received notice of the Conditional Use Hearing

Bernadette Kearney, Hamburg Rubin distributed an exhibit book to the Board of Commissioners

The following people gave testimony on behalf of the applicant. They were sworn in by court reporter, Paula Meszaros

- Robert Hill, applicant
- Michael Jeitneir, Bohler Engineering
- Charles Guttenplan, Planning Consultant

See attached Court Report for full details of the hearing.

- 9. Request for public comment

Public comment will be requested at the continued hearing on September 24, 2018

- 10. Motion to close the Public Hearing and open the Public Meeting

Mr. Kroberger suspended the hearing to be continued on September 24, 2018 at 7:30 pm

Mr. Garrity announced there will be no advertisement of the continued hearing as this will serve as the notice.

Mr. Kroberger closed the hearing at 9:55 pm

KENNETH E. KROBERGER, PRESIDENT
Finance/Personnel/Administration

- 11. Motion to approve the Minutes of the Workshop Meeting held July 17, 2018

Mr. Kroberger noted that everyone received copies of the Workshop Meeting Minutes with the Agenda packet. Hearing no questions or comments, upon motion of Mr. Santi, seconded by Mr. Duffy, the Minutes of the July 17, 2018 Workshop Meeting were approved as presented.

12. Motion to approve the Minutes of the Public Meeting held July 23, 2018

Mr. Kroberger also noted that the Public Meeting Minutes were received with the Agenda packet. Hearing no questions or comments, upon motion of Mrs. McNaney, seconded by Mrs. Hull, the Minutes of the July 23, 2018 Public Meeting were approved as presented.

13. Motion to approve the Department Reports filed by Township Staff.

Mr. Kroberger asked for comments or questions. Hearing none, upon motion of Mr. Duffy, seconded by Mr. Santi, the Departmental Reports were approved as submitted.

THOMAS A. DUFFY

Public Works/Parks/Recreation

14. Motion to approve the appointment of JR Roach to the Parks and Recreation Advisory Board

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

15. Motion to authorize the advertisement of the bid for Snow Plow Equipment Rental

Hearing no questions or comments, upon motion by Mr. Duffy, seconded by Mr. Santi the motion was unanimously approved.

16. Motion to approve the hiring of Angelina Capozzi to the position of PT Recreation Coordinator

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

17. Motion to approve payment #1 to Harris Blacktopping for the 2018 Mill/Overlay Project in the amount of \$259,538.96

Mark Methlie, 912 Tricorn Drive asked if any money will be held in escrow as he has damage to his mailbox and curb. Upper Gwynedd Township will follow up regarding the damage.

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

- 18. Motion to approve the 2018 Equipment Rental Payment to Floyd Hersh in the amount of \$19,120 for inlet repair in Sugar Valley

Hearing no questions or comments, upon motion by Mr. Duffy, seconded by Mr. Santi the motion was unanimously approved.

DENISE M. HULL
Zoning/Planning/Code Enforcement

- 19. Motion to authorize David Onorato to appear at the August 24, 2018 Zoning Hearing Board meeting on behalf of the Township for ZHB #18-09

Mrs. Hull said our solicitor's appearance is to protect Township's interest on some parking issues.

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

- 20. Motion to approve Ordinance No. 2018-010: Revising the hours when solicitation or peddling is Prohibited

Mrs. Hull stated this revises the times of solicitation and extends the hours to 9 am – 9 pm (Monday – Saturday)

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

- 21. Motion to approve Resolution No. 21-2018: Application to PennDOT for a traffic signal approval at Allentown Road and Oxford Circle (Gwynedd Ridge/Martin Tract)

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

- 22. Motion to approve Merck & Co. waiver request from Chapter 113-1 & 124-5 for afterhours demolition operations within B46 laboratory Building during the hours of 9 pm and 1 am Monday – Saturday, September 2018 – February 2019

The following four are Merck waiver requests for ongoing work at their site.

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

23. Motion to approve Merck & Co. waiver request from Chapter 113-1 & 124-5 for afterhours crane work on Building 28 for Roof Replacement Project. (Sundays in September & October 2018)

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

24. Motion to approve Merck & Co. waiver request from Chapter 113-1 & 124-5 for afterhours crane work on Building 38 for Roof Replacement Project. (Sundays in September & October 2018)

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

25. Motion to approve Merck & Co. waiver request from Chapter 113-1 & 124-5 for afterhours crane work on Building 56 for Roof Replacement Project. (Sundays in September & October 2018)

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

LIZ K. MCNANEY

Wastewater Treatment

26. Motion to approve payment #2 to Insituform Inc. for the Meadowbrook Rd. CIPP CIP Saddle liners Project in the amount of \$65,902.45

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

27. Motion to authorize the advertisement for the position of Maintenance Mechanic at the WWTP to fill a recent vacancy

Mrs. McNaney said this position performs general maintenance on plant equipment and assists operations with various tasks at the WWTP.

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

OTHER BUSINESS

28. Approval of the August 2018 bills.

Mr. Kroberger noted that the Board had received a copy of the General fund bills. Hearing no questions, upon motion by Mr. Duffy, seconded by Mr. Santi, the General Fund bills were approved.

Mr. Kroberger said the next item is the Sewer Bills and asked for questions or comments. Hearing none, upon motion by Mrs. Hull, seconded by Mr. Santi, the Board unanimously approved the Sewer Fund bills.

Mr. Kroberger advised that the Board was also being asked to approve invoices from all other funds which include the VEBA plan. Hearing no questions or comments, upon motion by Mr. Santi, seconded by Mr. Duffy, the Board unanimously approved these invoices as well.

Mr. Kroberger said that there were several invoices that had been prepaid due to timing. Hearing no questions or comments, upon motion by Mr. Santi seconded by Mrs. McNaney, the Board unanimously approved the pre-paid invoices.

29. Call for Adjournment.

Mr. Kroberger announced the Board will be going into Executive Session for personnel.

There being no further business, upon motion by Mr. Santi, seconded by Mrs. Hull the meeting was adjourned at 10:08 pm.

Respectfully Submitted

Alex J. Kaker
Assistant Secretary

Approved September 24, 2018

/djl