

(23) **BOARD OF COMMISSIONERS of NETHER PROVIDENCE TOWNSHIP**
MEETING of NOVEMBER 8, 2012

A legislative meeting of the Board of Commissioners of Nether Providence Township, duly advertised and posted in accordance with law, was called to order at 7:30 PM on Thursday, November 8, 2012 in the Board of Commissioners' Meeting Room, Township Municipal Building, 214 Sykes Lane, Wallingford, PA 19086.

ROLL CALL

PRESENT: Commissioner Much
Commissioner Sullivan
Commissioner Noyes
Commissioner Dougherty
Commissioner O'Connor
Commissioner Baker
Commissioner Kenworthy

Gary Cummings	Township Manager
Charles Catania	Township Engineer
Thomas Flannery	Chief of Police
Michael Maddren	Township Solicitor
Dennis Sheehan	Assistant Township Manager
Lisa Swan	Finance Director

PUBLIC: 7 in attendance

Mr Baker spoke on the death of Tyreece Charlow and the candlelight vigil to be held Friday at NPE. He stated the PTO created a fund to defer funeral expenses. Mr. Baker also noted the Spirit Fundraiser is postponed and spoke favorably on a meeting with the Principal Al Heinle.

The Pledge of Allegiance was recited and a moment of silence was held for Tyreece.

PUBLIC COMMENTS: None

Mr Dougherty mentioned Monday is Media's Veterans Day Parade and noted resident Bob Williams is being honored. Mr. Williams was born in 1922, he was on a B-24 which was shot down over France, was captured and liberated. Mr. Dougherty stated Mr. Williams was one of the first residents who moved into Sproul Estates. And invited residents to attend the parade

APPROVAL OF MINUTES:

Legislative meeting of September 13, 2012 - Mr Noyes had two corrections and Mr Sullivan had one. Mr Much then moved approval of the minutes. Mr Sullivan seconded the motion. Mr Kenworthy stated he would abstain as he was not present for the meeting. The motion passed by a vote of 6-0 with Mr. Kenworthy abstaining.

Legislative meeting of October 11, 2012 - Mr Baker suggested adding that the Board asked Mr Ed Kline for specifications for the new fire truck and one year maintenance records for the pumper truck. Mr Much moved to approve the minutes. Mr Sullivan seconded the motion. Mr Baker added the NPAA request for security lighting rather than just lighting. The minutes as amended passed 7-0.

SOLICITOR'S REPORT:

Mr. Maddren stated he had nothing to report.

ENGINEERS REPORT:

Mr Catania submitted his report and noted JMC Contractors would be starting the Beechwood Road sewer lateral project mid-week next week. Mr Much stated the road is in bad shape. Mr Catania said he would look at it. Mr Dougherty asked the status of the completion of the 24th St Bridge. Mr Catania said he expected it to be completed by the 1st quarter of next year.

MANAGERS REPORT:

Mr Cummings gave his report and also noted the contract to install the delineators on Copples Lane. After discussion, the Board agreed to use the DVIT Safety grant as payment. The Board also discussed possibly using the balance of the grant to move the crosswalk on Providence Road. Mr. Sheehan noted Sandi Naylor Day will be December 2, 2012. Ms Nailor announced as she is retiring after 28 years of service at the library.

BUILDING AND ZONING COMMITTEE REPORT:

Puliti Subdivision (221 Fildes Lane) - Mr Kenworthy noted this proposal was discussed at Monday's planning commission meeting. He stated he received 4 pages of comments from the engineer and that a significant number of residents are opposed to the application. He stated the planning commission took no action.

Lot Line Revision (Green property) Chestnut Lane and Woodward Road - Mr Kenworthy noted the planning commission approved the plans and he moved to approve the lot line revision which is proposing no new buildings. Mr Noyes seconded the motion. Mr Cummings noted the pins should be placed on the new property line corners. Mr Noyes noted the approval should be subject to county comments. The motion as amended passed by a vote of 7-0.

Motion to grant Conditional Preliminary/Final land development approval for NPE renovation- Mr Kenworthy read the summary and conditions of approval. He moved to grant Preliminary/Final Condition Approval of the plans entitled "Addition and Renovations to the Nether Providence Elementary School" dated 7/16/12 last revised 9/11/12 consisting of 37 pages prepared by Cirilli Associates Inc. (PDE Project # 3694), subject to the following:

1. Compliance with October 1 comments of the Township Planning Commission
2. Compliance with the October 1, 2012 comments of the Township Engineer
3. Receipt of the NPDES permit from DCCD.
4. Approval of fire safety items by the Fire Marshal
5. Review of the landscape plans by the Township Shade Tree Commission and compliance with their recommendations on tree placement
6. Review by Township EAC.
7. Compliance with other applicable federal, State and local laws and regulations
8. That WSSD accept the conditions of approval.

In granting this approval, the Board of Commissioners hereby grant the 5 waivers requested as listed on Sheet 1 of 37. Mr O'Connor seconded the motion. Vince Marriott, President of WSSD, stated he accepted the conditions of approval and stated Nick Cirilli does a great job. Mr Much asked when they are starting. Nick stated he hoped to get the final plans signed and recorded in December and they are looking to start in April 2013 and finish in 2014. Mr Sullivan asked about parking and school drop off locations. Mr Cirilli said they are working with Fire Marshal Jim Ortoleva about temporary situations and pedestrian walkways. Mr Sullivan asked about emergency vehicle access and Mr Cirilli said they have supplied a grass access. Mr Sullivan suggested the wall be removed out the front. Mr Cirilli said they are proposing to keep the wall but provide emergency access openings. Mr Sullivan asked Mr Catania if storm water comments can be addressed in a final revised plan and Mr Catania responded they could. Mr Noyes asked if the staff was going to be increased to affect parking. Mr Cirilli said they have 96 spots available and plan to add 4 staff members to the current 67 for a staff total of 71. Mr Sullivan asked about the steep embankment next to the fire house and it was noted they are installing a 12" high curb. Mr Baker asked if they are saving any part of the old section and incorporating

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into the new building. Mr Cirilli said will have a transition area. Mr Baker asked if they would retain the soccer field in the rear. Mr Cirilli said there will be a soccer field there. Mr Dougherty asked what may happen to polling place for the May primary. Mr. Cirilli stated he thought it would be available for use in May. Mr Baker asked if any facade is being saved. Dr Noonan said they are trying to unify the old and new sections and keeping the mosaics. The motion passed 7-0.

Dr Noonan acknowledged and supported Mr Baker's comments with respect to the tragedy and thanked the Board for their support. He also thanked Chief Flannery's response and communication with the School District. Mr Sullivan thanked the School District for the great way they handled the situation as well.

FINANCE AND ADMINISTRATION COMMITTEE REPORT:

Motion to approve Warrant list - Mr Dougherty reviewed the warrant list and asked for questions. Mr Baker asked about the \$400+ invoice for Higgins for a street light at Dover Court. Mr Noyes asked for the fee agreement for Mr Maddren. Mr Dougherty moved to approve the warrant list. Mr O'Connor seconded the motion which was approved by a vote of 7-0.

Motion to approve Comcast Agreement as last revised 10/24/2012 with agree contribution amount - After discussion, the Board agreed to defer action.

2013 Budget Schedule - Mr Dougherty reviewed the Budget schedule noting the next meeting will be November 15th. He asked the Board members to submit their Capital Expense request checklist to Ms Swan before this meeting.

PUBLIC SAFETY COMMITTEE REPORT:

Mr Much gave the Police Report and mentioned the relocation of the flashing signal. Mr Cummings will work with Mr Baker.

Motion to approve Agreement with Animal Protection Board - Mr Much read the resolution and moved for approval. Mr Sullivan seconded the motion and he also asked if we are still allowed to take dogs elsewhere. Mr Maddren said we could. The motion was passed by a vote of 7-0.

PUBLIC WORKS COMMITTEE REPORT:

Mr O'Connor thanked Mr Dixon and highway employees for their work on the recent storm and gave the monthly Highway report.

Motion to approve Del. County's Hazard Mitigation Plan - After discussion, action was deferred.

Mr O'Connor noted the normal yard waste collection this Tuesday. He also noted Mr Davidson thanked the Board for statements on Tyreece Charlow.

COMMUNITY ENHANCEMENT COMMITTEE REPORT:

First Responders 5k and 5 mile on October 20 - Mr Baker spoke on the 5K Race and noted Mr Sheehan came in first place in the 5 mile race. Mr Sheehan said the total raised so far is over \$10,000 and more is expected.

GRANTS COMMITTEE REPORT:

Year 2013 CDBG Applications due January 9 - Mr Noyes noted the January 9th deadline and said we need to decide by December what projects to submit. Mr Dougherty and Mr Sullivan asked if a detailed I & I study would be eligible. Mr Cummings said it may be eligible but just in two areas (GCM & SM). Mr Sullivan suggested we do a streetscape and sidewalks on Moore Road.

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INFRASTRUCTURE COMMITTEE REPORT:

TE Project status - Mr Much thanked Mr Cummings for the rendering of the TE Project. Mr Catania stated he expects to complete plans for Rogers Lane and Turner Road tomorrow. Mr Sullivan asked Mr Cummings to contact the contractor to get him going. Mr Sullivan also spoke on parking on Church Road. Mr Kenworthy said he wanted another sign on Church Road.

SRTS Kick Off meeting - Mr Sheehan will attend a meeting with PADOT, DVRPC and Baker Engineering next week. Mr Much asked about sidewalk committee and when a response to traffic calming would occur. Mr. Cummings stated they are meeting on November 19.

Street Lighting Conversion project – Mr Sullivan said it still looks like a 10 year payback. Mr Sheehan reviewed his handout with the Board and said fixtures are said to last 17 years, but will have to replace the entire fixture and not just the bulb when it fails. Mr Sheehan noted we must use the PECO Grant by the year's end. He also noted if we changed all the bulbs to the new style on Moore Road, the light is better and noted we need to look at the savings between 9 to 17 years. Mr Sullivan noted PECO charges do not include future reductions which would reduce payback period. The Board will discuss within the next couple of weeks.

Draft Sewer Lateral ordinance - Mr Sullivan noted the draft ordinance received. Mr Baker had concerns about addressing common laterals in Garden City Manor. The Board discussed triggering mechanisms and are to send comments to Mr Cummings to forward to DELCORA.

Mr O'Connor noted Garden City Fire Company held an Open House last night.

Adjournment – There being no further business the meeting was adjourned. The next meeting is a budget meeting on November 15th.