

**(150) BOARD OF COMMISSIONERS of NETHER PROVIDENCE TOWNSHIP  
MEETING of December 10, 2015**

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, December 10, 2015 in the Board of Commissioners' Meeting Room, Township Municipal Building, 214 Sykes Lane, Wallingford, PA 19086.

**ROLL CALL**

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

Gary Cummings	Township Manager
Charles Catania	Township Engineer
Dave Grady	Assistant Township Manager
Mike Maddren	Township Solicitor
Lisa Swan	Finance Director

**PUBLIC** Approximately 4 people in attendance.

**ROLL CALL AND PLEDGE OF ALLEGIANCE**

Mr. Much led the Pledge of Allegiance which was recited by all.

**PUBLIC COMMENTS**

Vera Parker of 32 Brookside Road spoke on Brookside Road Culvert and appreciated the work done and knows the men have to come back to do additional work and asked for a status.

Carl Miller of 30 Brookside Road asked when work will be continued.

Paula Miller of 30 Brookside Road noted 1 man could not put in a large stone back by himself and fell into the creek.

Mr. Catania stated that Mr. Dixon said they will be back tomorrow but can only patch the road this year.

**APPOINTMENTS TO BOARDS AND COMMISSIONS**

Mr. Cummings stated there is an opening on the Sidewalk Committee.

Sewage Enforcement Officer - Mark Bryan was present and explained his employment and his duties. Mr. Much moved to appoint Mr. Bryan as Sewer Enforcement Officer. Mr. Sullivan seconded the motion. There were some questions about his background and work as a sewage enforcement officer. The motion passed by a vote of 7-0.

**APPROVAL OF MINUTES**

**Legislative Meeting of November 12, 2015**

Mr. Much moved to approve the minutes of the November 12<sup>th</sup> meeting. Mr. O'Connor seconded the motion which passed by a vote of 7-0.

**EIT PRESENTATION**

Mr. Leo Hackett, an Attorney with offices at the Chesley Office Campus stated he was asked to speak on the Earned Income Tax (EIT) and how it may affect Nether Providence if implemented. He stated the EIT is a 1% income tax on residents and those that work in the township (except the State of Delaware and the City of

(151)

Philadelphia). It exempts social security, pensions, interest and dividends as it is a tax only on earned income. It is estimated that annual revenues to the township would be between \$3.3 and \$3.5 million, but the first year would be less. Mr. Hackett is getting a report on residents who work elsewhere and those who are already paying the tax. He noted it is a withholding tax by the employer and it is a central collection for all in the county (by Keystone Collections). He stated that as wages go up that tax amount goes up. He noted the LST and per capita tax are unaffected. Mr. O'Connor asked about the school district's take if implemented. Mr. Hackett said under Act, the school district would have to have a referendum to take one-half of the 1 percent. Mr. Hackett said most municipalities use a calendar year, beginning on January 1<sup>st</sup> and usually have to start the process in October. Mr. Sullivan noted it would be a new tax on many residents. Mr. Noyes asked about the estimates that were provided and what if they are off. Mr. Hackett said he has found the estimates are fairly accurate. It was asked if it EIT taxes are deductible. Mr. Dougherty inquired if there were restrictions on the use of revenues and Mr. Hackett said no. Mr. Dougherty asked if we would be required to reduce property taxes and he said you would not. Mr. Noyes noted discussions in Harrisburg on increasing the sales tax. The Board discussed further and felt it is important to find out for how many residents it would be a new tax. Mr. Baker asked about renters and Mr. Hackett said it would apply to them. Mr. Noyes asked about enforcement and Mr. Hackett said Keystone Collections just collects the tax but delinquency is low as it is a withholding tax. There were additional questions on collection of the tax. The Board thanked Mr. Hackett.

### **PARKS COMMISSION**

Nothing to report.

### **SOLICITORS REPORT**

Mr. Maddren noted legal matters were addressed in the executive session. He also assured people that we are working on 224 N. Providence Road property use even though not much can be shared at this time.

### **ENGINEERS REPORT**

Mr. Catania stated he already spoke on the Brookside Road culvert. He said he inspected the Shepherds Lane culvert a year ago and noted the budget amount to replace it is \$38k. He said the steel plate is corroded and in bad shape. He noted the Public Works Department could do the repair for \$15k for the materials, (twin pipes, end walls, and stone etc). Mr. Sullivan asked if there are any grants and Mr. Catania said there are none that he is aware of at this point.

### **INFRASTRUCTURE COMMITTEE REPORT**

**TAP Grant** - Mr. Sullivan noted the TAP Grant is due in January and Mr. Grady stated the county suggested the sidewalk project on Moore Road Project to be an appropriate submission.

**Community Development Block Grant** - Mr. Sullivan noted there is a public hearing on January 7<sup>th</sup> and applications are due January 11<sup>th</sup>. Mr. Cummings noted we may submit the same project as last year which is improvements in Garden City Manor. Mr. Noyes said although South Media is not eligible, he asked to think about projects there and the project may become eligible by an income survey.

### **FINANCE AND ADMINISTRATIVE COMMITTEE REPORT**

**Motion to approve warrant list** - Mr. Dougherty went through the warrant list and noted computer purchases. He then made a motion to approve the warrant list. Mr. Baker seconded the motion which passed by a vote of 7-0.

**Motion to adopt Ordinance No. 785 joining DVWCT** - Mr. Dougherty read the first part of the ordinance and noted it was a chance for the Township to recognize some savings by combining liability and workers compensation policies. Mr. Dougherty made a motion to approve the ordinance. Mr. Baker seconded the motion which passed by a vote of 7 to 0. Mr. Sullivan noted there are also savings through dividends.

**Motion to adopt Resolution No. 2015-13 establishing Sewer Rental unit rate at \$418 for 2016** - Mr. Dougherty noted this is a \$10 increase in the sewer rate from 2015 and he moved to approve the resolution. Mr. Sullivan seconded the motion. Mr. Kenworthy asked if we should table the approval in order to pass it along

(152)

with the Budget. After discussion, Mr. Sullivan moved to table action until next week. Mr. Noyes seconded the motion to table which passed by a vote of 7-0.

**2016 Budget (adoption on December 17)** – Mr. Dougherty noted adoption of the budget is on next week's agenda.

### **PUBLIC SAFETY**

Mr. Much gave the monthly Police Report and noted that police are cracking down on unsafe driving practices. He stated the Police Department held 4 DUI checkpoints this year. He noted it is holiday season and do not leave cars unlocked or leave gifts in cars.

Mr. Much noted new Fire Marshal Jack Gresch prepared a long report and then he gave recited it.

**Review of Intersections for Stop Signs (Beech & Harvey; Waterford Way and Waterford Circle; Beech and Media Parkway; Media Parkway and Walnut Rd)** – Mr. Catania noted he reviewed Beech and Harvey, Waterford Way and Circle, Beech and Media Pkwy, and Walnut and Media Pkwy. He said the next step is to authorize a traffic study to determine if stop signs are warranted. He noted some are obstructed and may qualify.

**Key Fob system – Township Building** - Mr. Grady stated we are considering installing a keyless entry system for the Administration floor similar to the system used by the Police Department. He stated we would use a portion of the DVIT safety grant and will be checking on costs.

Mr. Baker noted Garden City Fire Company will be taking Santa for a ride around town this weekend.

### **BUILDING AND ZONING COMMITTEE REPORT**

**Zoning Hearing on 224 N. Providence Road is on December 21** – Mr. Kenworthy noted the Zoning Hearing for the appeal of the zoning violation notice at 224 N. Providence Road is scheduled for December 21<sup>st</sup> but that Mr. Maddren noted it may be continued.

### **PUBLIC WORKS COMMITTEE REPORT**

Mr. Much read the monthly report in Mr. O'Connor's absence. Mr. Much also noted leaf collection ends December 18<sup>th</sup> and said the Highway Dept has done a great job.

**Gov Deals (pickup truck sold for a net of \$1,951.75)** - Mr. Much noted the sale of the pick-up truck on GovDeals pulled in \$1,951.75.

### **MANAGERS REPORT**

Mr. Cummings stated advertisements for the Community Map are coming along nicely and reported there are still advertising spaces left. He noted the Leiper House is holding an Open House on December 13<sup>th</sup> from 1pm to 5:00pm . He also noted the bungalow in Houston Park is available to rent.

### **SPECIAL PRESENTATION to Frank Noyes**

Mr. Much read a Certificate of Recognition to Mr. Noyes as he is leaving after 9 years as a Commissioner and as Planning Commission Chairperson before that. He was presented with the Certificate and several parting gifts. Board members thanked him for his service and gave him applause.

Mr. Much noted the next Meeting is December 17<sup>th</sup> for approval of the 2016 budget.

**ADJOURNMENT** – There being no further business, the meeting was adjourned.