

(1) **BOARD OF COMMISSIONERS of NETHER PROVIDENCE TOWNSHIP**
MEETING of February 22, 2018

A public 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, February 22, 2018 in the Board of Commissioners' Meeting Room, Township Municipal Building, 214 Sykes Lane, Wallingford, PA 19086.

ROLL CALL

PRESENT: Commissioner Sullivan
Commissioner Baker
Commissioner O'Connor
Commissioner Dougherty
Commissioner McKenzie-Fiumara
Commissioner Garson

Gary Cummings	Township Manager
Dave Grady	Assistant Township Manager
Robert Scott	Township Solicitor
Lisa Swan	Finance Director
David Splain	Chief of Police
Charles Catania	Township Engineer

EXCUSED: Commissioner Knapp

PUBLIC

Approximately 18 people in attendance.

ROLL CALL AND PLEDGE OF ALLEGIANCE

Mr. Sullivan noted an executive session was held prior to the meeting. He then led the audience in the Pledge of Allegiance. Mr. Sullivan asked for a moment of silence on the passing of AnneMarie Cooke's sister.

EMPLOYEE RECOGNITIONS

Mr. Sullivan asked Darren Jackson to step forward. Mr. Dixon then noted Mr. Jackson's 30 years of service with the township and said he is the most dependable employee he has had the pleasure of working with. Mr. Jackson was given a Certificate of Recognition and a standing ovation and applause from all in attendance.

Mr. Sullivan asked Sgt. Bennett to step forward. Chief Splain then gave Sgt. Bennett's history of law enforcement employment, including being part of the region's SWAT Team. Sgt. Bennett has been employed with the township for 25 years. Sgt. Bennett was given a Certificate of Recognition and standing ovation and applause from all in attendance.

PUBLIC COMMENTS

Roseanne Mulcahy of 916 Surrey Road said she was speaking on behalf of Rosemary Mulcahy. She asked what action the Board plans to take on 501 E. Baltimore Pike in Media with respect to building coverage. She read six points of information and supplied copies for the Board to show deed restrictions cover the entire shopping center. She referenced the approved 5,000 sq. ft. of development in Media Borough and stated that would increase building covering in excess of 23.4% allowed by the deed restriction. Ms. Mulcahy asked when the Board would address this. Mr. Sullivan noted we are planning to hire alternate counsel for the shopping center issues. Mr. Cummings noted there has been no plans submitted to the Township for review.

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APPOINTMENTS TO BOARDS AND COMMISSIONS

Mr. Sullivan noted there is one applicant for the Sidewalk Committee. Kaitlin Gurney of 7 S. Providence Road came forward and stated she has lived there since 2013, she walks to the train, school and library and she is the Vice President of the Library Board. Mr. Sullivan thanked her for her interest and moved to appoint Ms. Gurney to the open seat on the Sidewalk Committee. Ms. McKenzie-Fiumara seconded the motion which passed 6-0.

APPROVAL OF MINUTES

Work Session Meeting of January 11, 2018

Mr. Sullivan moved for approval of the minutes of the January 11, 2018 work session meeting. Mr. Garson seconded the motion which passed by a vote of 6-0.

Legislative Meeting of January 25, 2018

Mr. Sullivan moved for approval of the minutes of the January 25, 2018 legislative meeting. Mr. Garson seconded the motion which passed by a vote of 5-0-1 with Mr. Dougherty abstaining as he was not present.

Work Session Meeting of February 8, 2018

Mr. Sullivan moved for approval of the minutes of the February 8, 2018 work session meeting. Mr. Dougherty seconded the motion which passed by a vote of 6-0.

SOLICITORS REPORT

Bob Scott noted the resolution to oppose HB 1620 which would allow unrestricted cell tower antennas is before the Board. This would put the state on notice we opposed the legislation. Mr. Sullivan moved to adopt Resolution 2018-2. Mr. Dougherty seconded the motion which passed by a vote of 6-0.

ENGINEERS REPORT

Mr. Catania stated he submitted his report. He noted traffic calming reviews and the Parkridge Road outfall pre-construction meeting is scheduled. Mr. Catania also noted the pre-construction meeting for relining the Beatty Run and Creekside Road sewer lines was held and expanding on the Beatty Run line was discussed. There was a discussion on trying to get extra work to be included in the grant as a change order.

MANAGERS REPORT

Mr. Cummings noted some issues with the Township solicitation regulations and the time frame may need to be changed to 9:00pm vs 7:00pm. Mr. Sullivan moved to authorize the Solicitor to amend the ordinance. Mr. Garson seconded the motion. Mr. Scott noted the Board may want to consider requiring background checks. Mr. Sullivan amended the motion to include background checks. There were questions if time restraints could be applied to just commercial activity. Ms. McKenzie-Fiumara seconded which passed by a vote of 6-0. Mr. Cummings noted Aqua main replacement project on West Rose Valley Road and that information about Acme's deed restrictions are in the Board's folders. He noted the Verizon Franchise contract will be up for renewal in March 2019 and that there was a proposal from the Cohen Law firm to help in the renewal but at a cost of \$8,550. Mr. Cummings stated the COG sponsored E-Waste event will be held on March 25 at the DCCC parking lot and that Mr. Grady is President of the Delaware County COG. He also noted the DCNR Grant is a 50% match and that the application is due April 11. Mr. Cummings said that Community Clean-up Day is usually the third Tuesdays in April and October. Her stated we asked our recycling contactor for dumpsters for the event and they stated the cost this year would be \$800, so the township is looking at other contractors and may consider putting dumpsters at the Public Works garage. He also noted computer recycling events on March 3, April 7 and May 7 from 9:00AM to 1:00 PM in Aston.

BUILDING AND ZONING COMMITTEE REPORT (Mike Dougherty)

Creekside Swim Club lot line relocation – Mr. Dougherty noted we are waiting for comments from the Delaware County Planning Commission.

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COMMUNITY ENHANCEMENT COMMITTEE REPORT (Larry Baker)

805 Forrest Avenue (low demolition bid is \$53,000 and additional funds approved) – Mr. Baker noted the 805 Forest project got additional money from the County so he moved to award the project to Able Construction in the amount of \$53,000. Mr. Sullivan seconded the motion which passed by a vote of 6-0.

Sapovits Park backboard replacement – It was noted that someone shot out the backboard and that it could be replaced with a steel backboard, with a free plexiglass backboard from Radnor High School or we can replace the plexiglass backboard at a cost of \$800 with one that matches. Mr. Baker noted the community may have started a Go Fund Me to help with the replacement costs. He also mentioned the possibility of putting up cameras. The Board agreed to get the backboards from Radnor and install them. Mr. Dixon was directed to get the free backboards from Radnor and Mr. Grady is to check on security cameras.

FINANCE AND ADMINISTRATIVE COMMITTEE REPORT (Kate McKenzie-Fiumara)

DVIT Safety Grants – Ms. McKenzie-Fiumara noted the grant amount available is \$6,800 in Property and Liability and can be used for the Key Fob and camera projects with extra funds coming from the Drug Forfeiture account. Ms. McKenzie-Fiumara moved to approved using the grant money for the Key Fob and security camera projects. Mr. Sullivan seconded the motion which passed by a vote of 6-0.

Ratify GovDeals Sale of (2) PWD trucks – Ms. McKenzie-Fiumara noted PWD No.3, a 2002 F-750, sold for \$6,854.25 and PWD No.9, a 2005 F-350, sold for \$3,998.78.

Motion to approve warrant list – Ms. McKenzie-Fiumara went through the warrant list and noted a large advertising expense, the GO2 IT expense, and a large bill from WSSD for gasoline. Mr. Sullivan noted he would abstaining from the motion due to a \$20 reimbursement bill for his signature stamp as Board President. Ms. McKenzie-Fiumara moved to approve the warrant list. Mr. Garson seconded the motion which passed by a vote of 5-0-1 with Mr. Sullivan abstaining.

INFRASTRUCTURE COMMITTEE REPORT (Matt Sullivan)

PA Small Water & Sewer Grant – Mr. Sullivan noted there is a \$500,000 limit on the grant but that the Board has six possible projects and reviewed the costs. Mr. Sullivan suggested we apply for funding for work to replace and reline sewer on West Rose Valley Road for a cost of \$45,000; for Phase 2 of the Beatty Run relining at \$139,200; and for the North Providence Road sewer extension at \$204,400 and so moved. Mr. Baker seconded the motion which passed by a vote of 6-0. Mr. Cummings noted an authorizing resolution will be included in the application which is due February 28th.

PARKS AND OPEN SPACE REPORT (Matt Garson)

Furness Park trail pursuant to \$200,000 DCED Grant – It was noted there is no action to be taken on the Furness Park trail project at this time.

Summit School Deed and Committee – Mr. Garson noted the deed has been corrected and submitted to the state for approval. Mr. Garson asked the Board to refer to his email summary on organizing the Summit property committee. After discussion it was suggested that the committee have an initial plan by the end of the summer. Mr. Garson noted that the meetings will be held the 2nd and 4th Tuesdays of each month and discussion is to involve both the building and adjoining land. It was stated the Committee will be made up of 11 people with one from each ward, one from the Parks Committee, one from the Planning Commission and two Commissioners. Mr. Garson moved to establish the committee under these guidelines. Mr. Sullivan seconded the motion which passed by a vote of 6-0. Mr. Garson noted the first meeting would be held March 13 and he nominated committee members are as follows: Ward 1- Bob Kelly, Ward 2 - Dana Pickup, Ward 3 - Caity Kennedy, Ward 4 - Justin Henzel, Ward 5 – Jessica Mudrick, Ward 6 – to be determined, and Ward 7 -Marty Malloy. From the Planning Commission – Bob Linn and from the Parks Committee – Steve Henry. The two Commissioners are Matt Garson (Ward 2) and Kaitlin McKenzie-Fiumara (Ward 4). Mr. Garson made a motion to approve the selection of the committee members. Mr. Sullivan seconded the motion passed by a vote of 6-0. It was noted that the start time for the meeting would be 7:30 PM.

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PUBLIC SAFETY COMMITTEE REPORT (Matt Sullivan in absence of Micah Knapp)

Amendment to Shade Tree Ordinance – Mr. Sullivan moved to advertise the amended ordinance. Ms. McKenzie-Fiumara seconded the motion which passed by a vote of 6-0.

Police Towing – Mr. Sullivan noted a discussion about possibly drafting a contract for a back-up towing company. Mr. Dougherty noted he thought we had a fully executed contract with Luongo and there were no problems. The Board agreed to hold off on a contract for the time being.

Chief Splain meeting March 1st South Media Fire House – Chief Splain stated he has a neighborhood meeting at the South Media Fire House to discuss the recent school shootings.

PUBLIC WORKS COMMITTEE REPORT (Robert O'Connor)

Road Resurfacing – Mr. O'Connor noted the Board will be reviewing the road list for repaving and whether the Aqua funded roads are to be included which will depend on the amount the township receives from Aqua.

Section 902 Recycling grant due April 7th – It was noted the grant application is due April 7th. The Board discussed purchasing two leaf machines and a truck but asked Darryl to check to see if the truck was necessary.

ADJOURNMENT – Mr. Sullivan stated the next meeting is the legislative meeting on March 8th. There being no further business the meeting was adjourned.