

**BOARD OF COMMISSIONERS of NETHER PROVIDENCE TOWNSHIP  
MEETING of September 13, 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, September 13, 2018 in the Board of Commissioners' Meeting Room, Township Municipal Building, 214 Sykes Lane, Wallingford, PA 19086.

**ROLL CALL**

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

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

**PUBLIC**

Approximately 9 people in attendance.

**ROLL CALL AND PLEDGE OF ALLEGIANCE**

Mr. Sullivan noted an executive session was held prior to the meeting and then led the audience in the Pledge of Allegiance. There was a moment of silence in remembrance of the victims of the 911 attacks.

**PUBLIC COMMENTS**

**Rosemary Mulcahy** of 916 Surrey Road noted she sent documents to Tom Kelley on deed restrictions and alcohol use and determination of LCB to not permit alcohol of the Media Shopping Center and she asked when she may get answers. Mr. Sullivan said we have to pay Tom Kelley and will not pay him to answer resident's questions. Mr. Sullivan also noted the shopping center owners are going before the planning commission and the Board for conditional use approval

**Paul Jacobs** of 201 Ryanard Lane noted the issue of traffic backing up on Providence Road between the intersection of Meadow Lane and Rose Valley Road was on the agenda months ago and stated it was unsafe and someone almost got hit. Mr. Sullivan noted the township looked at it and said Providence Road is a state road and the right-of-way is limited relative to making improvements.

**Lisa Jacobs** of 201 Ryanard Lane said she is on the Shade Tree Committee and spoke on the agenda item removing licenses for tree work done in the township. She noted there may be liability in issuing licenses, but some municipalities do require licenses. She then handed out forms from the city of Seattle, WA. She said their form puts the liability on the tree contractor, requires them to mark a check list of items, and also indicate they have reviewed township Shade

Tree regulations. They would also have to have an arborist and training as well. She said filling out an application will at least put liability on them in the event of an accident and we should also require workers compensation insurance. She said shade tree committee asks the Board to review their decision. Mr. Sullivan said he said it looked at it as an unnecessary burden noting it was never enforced. He also noted utility tree trimming is regulated by the PUC but we will look at it.

### **APPOINTMENTS TO BOARDS AND COMMISSIONS**

None at this time.

### **BUILDING AND ZONING COMMITTEE REPORT** (Mike Dougherty)

**Subdivision sketch plan for 6 E. Brookhaven Road** – Mr. Dougherty noted this will be before the Planning Commission on October 1<sup>st</sup>.

**Media Shopping Center conditional use amendment** – Mr. Dougherty reported this also will be before the Planning Commission October 1<sup>st</sup>.

**Regulation of Air BnB's** – Mr. Dougherty noted we will look at regulating. Mr. Scott noted Swarthmore Borough has regulations limiting Air BnB's. Ms. McKenzie-Fiumara noted a future owner of a larger house inquired about this.

**SBA cellular tower proposal on Swarthmore College Property** – Mr. Dougherty noted SBA was requested to do another balloon test to show visibility. Mr. Garson said it should be done with a township representative.

**Ordinances on Maintenance within ROWs & to Remove licensing of tree contractors** – Mr. Dougherty noted these will be authorized for advertising on September 27.

### **COMMUNITY ENHANCEMENT COMMITTEE REPORT** (Larry Baker)

**Summer Recreation Program** – Mr. Baker gave the financial summary of revenues versus expenses and that there is a positive balance of \$3,149. Mr. Baker thanked Mr. Grady and Ms. Feyas for keeping the budget in line. Mr. Dougherty thought the program was great in that we can put the program out without any cost to the township and he thanked Mr. Baker for all his work. Mr. Knapp and Ms. McKenzie-Fiumara thanked Mr. Baker as well. Mr. Sullivan asked if we can roll the balance into next year. Mr. Baker said we possibly could, but we may use some funds for Family Fun Day.

**Family Fun Day** – Mr. Baker noted this year's event will take place again at Strath Haven Middle School on Saturday, October 6<sup>th</sup>. It was decided to move to fall so it is cooler. He stated there will be pumpkin painting and a Zaks hamburger food truck. He noted he is looking for volunteers for the event who will receive pink Staff shirts for Breast Cancer Awareness month. He also stated officials will be in the dunk tank.

### **FINANCE AND ADMINISTRATIVE COMMITTEE REPORT** (Ms. Kait McKenzie-Fiumara)

**2019 Budget Schedule** – Ms. McKenzie-Fiumara noted we are stating budget meetings beginning next week.

**Delinquent tax collection (Portnoff Associates attending August meeting)** – Ms. McKenzie-Fiumara noted the Board will authorize an ordinance approving Portnoff Law Associates to collect the township's delinquent real estate taxes at the September Legislative Meeting.

**DEL VAL loan for GCFC pumper** – Ms. McKenzie-Fiumara noted the township will receive the ordinance from DELVAL for financing the pumper truck. Mr. Sullivan noted the Board may be looking at refinancing existing loans.

**Gov Deals sales** – Ms. McKenzie-Fiumara noted the township received bids on two vehicles that would net \$7,400 for the Dodge Charger and \$7,437 for the Chevy Tahoe. She noted the Board is considering giving the Tahoe to the Fire Marshal. Mr. Baker said the \$7,000 was to be used as a down payment for a new vehicle but could use \$7,000 from the Drug Forfeiture fund. Fire Marshal Jack Gresch is to be asked if he wants the Tahoe or prefer a mileage allowance.

### **INFRASTRUCTURE COMMITTEE REPORT** (Matt Sullivan)

**PECO Incentive Grant** – Mr. Sullivan noted a “smart ideas” incentive check of \$10,625 has been approved for our LED streetlight conversion project, and that it could be put towards paying the LED Note’s principal. Mr. Baker said he has received many requests for LED lights throughout the township. There was further discussion of a study and it was noted it was an inventory study was performed. Mr. Grady noted we do have about 15 extra LED lights.

**Wallingford Ave and Copples Lane** – Mr. Sullivan noted a request to extend the close-out dates for both the Wallingford Avenue and Copples Lane sidewalk grant projects. He noted there were two separate resolutions. Mr. Sullivan moved to adopt both resolutions. Mr. Knapp seconded the motion which passed by a vote of 7-0.

**Moore Road sidewalk project** – Mr. Sullivan moved to issue an RFP for construction inspection. Mr. Dougherty seconded the motion. Mr. Sullivan noted we have to authorize this before awarding a contract and noted inspection rates are set by PADOT. The motion passed by a vote of 7-0.

**CMAQ sidewalk project** – Mr. Sullivan stated this project is also in the design phase and we received the safety review approval from Pa DOT.

**DVRPC Safe Routes to Transit** – Mr. Sullivan noted this grant is just for technical assistance, there is no match requirement, and the project suggestions are in the Board packets. Mr. Knapp asked about extending the Furness Trail and Mr. Grady noted we would need to get funding for Phase 2 to connect to Knoll Road. Mr. Baker asked about the Providence Road-Meadow Lane-Rose Valley Road issue mentioned in public comments. Mr. Sullivan noted it is for connections to transit such as rail stations. After discussion, it was agreed that Mr. Grady is to decide on prioritizing projects for submission. It was noted that the Manchester Road crossing at PIT and the Furness Trail relate to transit.

**DELCORA Central Pump Station Act 537 Study** – Mr. Sullivan noted Mr. Catania presented last month on Act 537 and a resolution will be on the table at the next meeting.

### **PARKS AND OPEN SPACE REPORT** (Matt Garson)

**Summit School Committee** – Mr. Garson noted the Summit Committee would like to present to the Board on October 4<sup>th</sup> and there is another committee meeting scheduled for September 17<sup>th</sup>.

**PECO Green Region Grant** – Mr. Garson noted the grant is for up to \$10,000 with a 50% match. Mr. Sullivan suggested we use this to offset consultation fees for the Bog Turtle study. It was noted the grant is due October 31.

**Tree Vitalize grant submitted** – Mr. Garson noted they are working with the Shade Tree Committee to submit a grant which has a 25% match and is due Nov 9 for stream planting. Mr. Sullivan asked about bamboo removal would be eligible, but it was stated it is for planting. The Board will discuss at a future meeting.

**Furness Park Trail Grant** – The Board discussed the bog turtle study with regards to the PECO Grant. Mr. Grady noted work under the grant must be closed out by June 30, 2019. Mr. Catania said the bog turtle study will determine the design to avoid any area found. It was decided to apply for the maximum \$10,000 allowed by the grant and get a letter of non-prejudice if possible. Mr. Grady was asked to contact DCED on the issue.

## **PUBLIC SAFETY COMMITTEE REPORT** (Micah Knapp)

Mr. Knapp read the monthly police report.

**Request for traffic signal** – Mr. Knapp noted there has been a request for a traffic signal at Baltimore Pike and Turner Road. Mr. Garson noted people have trouble making a left turn and a light may take additional traffic off Plush Mill and Grandview Roads. Mr. Cummings noted there was a temporary light previously at this location so PADOT would probably approve it, but the design and installation cost would be the townships responsibility unless we can get funding. Chief Splain said he believes it's a great idea as serious accidents have occurred there.

**Traffic Calming** – Mr. Sullivan noted Mr. Catania reviewed Harvey Road and suggested some measures and residents are reviewing the proposal. Mr. Baker asked that he and Mr. Dougherty be included in future meetings. Mr. Knapp noted Mr. Catania's memo and Google Earth map of possible speed hump locations on Plush Mill Road. Mr. Catania noted the temporary humps from Pleasant Hill Road may not be wide enough for Plush Mill Road. Mr. Sullivan noted speed studies were performed on Plush Mill Road and Chief Splain will show locations of the studies on the map. Mr. Baker asked if more than two humps were needed. Mr. Catania said you may need more than two to be effective. Mr. Catania noted that as they are temporary, the two humps could be relocated, and you can review those results.

**Parking restrictions on Maryland Ave.** – Mr. Sullivan noted the Board is looking at restricting the parking at Mr. Bakers request due to Hepford Park use. Mr. Sullivan stated restrictions have to be implemented by ordinance and he said he wanted to look at possible stop signs on Georgetown Road at School Lane as well as on Meadow Lane at Karen and Bowers Lanes. Mr. Baker noted Chief Splain and Mr. Catania said the restriction would help. Mr. Knapp asked Board members to email Mr. Catania for review of any other traffic restrictions.

**DCED Apparatus Study** – Mr. Knapp noted this will be discussed at the Fire Committee meeting on September 18<sup>th</sup>.

## **PUBLIC WORKS COMMITTEE REPORT** (Mr. Robert O'Connor)

**Road resurfacing and pothole repair schedule** – Mr. Catania noted the road resurfacing is to start September 24<sup>th</sup>. It was noted that it is up to Mr. Dixon to use the paver or do conventional repairs of potholes.

**Repair or sell PWD Truck No.2 (F-550)** – Mr. Sullivan noted \$6,000 in repairs needed to get a useful life out of the truck, but Mr. Grady said additional repairs may be needed in the future and there is no guarantee. It was noted the sale value is \$4,000 and a new truck will cost \$80,000. Mr. Knapp said \$80,000 is a significant hit to the 2019 Budget. Mr. Sullivan said we may consider it in the 2018 Budget as 2019 looks like a big deficit.

**Mr. O'Connor read the monthly highway report.** There was discussion on repainting the "Do not block the box" markings at Baltimore Pike and Beatty Road. Ms. McKenzie-Fiumara noted an issue with not giving advance notice of a turning lane.

## **MANAGER REPORT**

Mr. Cummings noted the DVIT safety review, a hazardous waste collection on 9/16 at Penn State Brandywine and e-waste recycling events on 10/6 and 11/3 in Aston. He showed flowers planted by girl scouts in Hepford Park and noted \$4,442 in P-Card rebates were received.

Mr. Sullivan made a motion to award the demolition contract of 316 S. Providence Road to A to U Services in the amount of \$14,750. Mr. Garson seconded the motion which passed by a vote of 7-0.

**ADJOURNMENT** – Mr. Sullivan noted the next meeting is a budget meeting on September 20<sup>th</sup>.