

(40) **BOARD OF COMMISSIONERS of NETHER PROVIDENCE TOWNSHIP**  
**MEETING of April 11, 2013**

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, April 11, 2013 in the Board of Commissioners' Meeting Room, Township Municipal Building, 214 Sykes Lane, Wallingford, PA 19086.

**ROLL CALL**

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

Gary Cummings Township Manager  
Charles Catania Township Engineer  
Thomas Flannery Chief of Police  
Dennis Sheehan Assistant Township Manager

Michael Maddren Township Solicitor (Excused-Sick)

**PUBLIC** Approximately 10 people in attendance

**ROLL CALL AND PLEDGE OF ALLEGIANCE**

Mr. Much led the pledge which was recited by all. Commissioner O'Connor asked for a moment of silence for the passing of Philadelphia Fire Fighter Mike Goodman and also the 5 year anniversary of the passing of Officer Tom Six of NPT.

**PUBLIC COMMENTS** - None

**Stage One Performing Arts Center (Alfred Hurd)** – Alfred and Ellie Hurd handed out information and spoke on the Performing Arts Center located at Summit School. Mr. Hurd noted he and his wife went to Harvard and were with Rose Valley Chorus. He stated Rose Valley chorus and similar groups have moved many times and now groups have a home. He noted they have hosted over 50 groups so it shows a need for Stage One. Next they want to construct a permanent Performing Arts Center. He noted reports show performing arts centers can help increase real estate values, volunteers take ownership and other benefits to having a performing arts center in the area. Mr. Hurd stated they are unique in the country and asked the Board for a letter of support to help with their campaign to construct a permanent facility.

**SOLICITORS REPORT**

No report was given as Mr Maddren was not present.

**APPOINTMENTS TO BOARDS AND COMMISSIONS (vacancies on Sidewalk Committee and UCC appeals board and ZHB alternate)**

Tim Dignazio of 430 Palmers Lane stated he was interested in being appointed as an Ad Hoc member of the EAC. Mr Kenworthy noted the EAC is helping prepare a multi-municipal Open Space plan. Mr Much moved to appoint Mr Dignazio as Ad Hoc member to the EAC. Mr O'Connor seconded the motion which was approved by a vote of 7-0.

Marie McGuire of 615 Bickmore Drive spoke on her interest in being the ZHB Alternate. Mr Much noted the ZHB is its own entity and the rule on variances on additions based upon on zoning code regulations and there

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can be multiple meetings. Mr Kenworthy asked if she has any background with housing or construction. She said she has audited HUD Projects. Mr Noyes noted the common requests are residents asking about variances from property setbacks, there are clear rules and he asked if she would have a problem turning down residents. She said she would not have a problem. Mr Much moved to appoint Ms. McGuire as Alternate Member to the ZHB. Mr O'Connor seconded the motion which passed by a vote of 7-0.

### **APPROVAL OF MINUTES**

#### **Legislative meeting of March 14, 2013**

Mr. Much moved to approve the March 14, 2013 minutes. Mr. O'Connor seconded the motion which passed by a vote of 7-0.

### **ENGINEERS REPORT**

Mr. Catania submitted his report and noted there is a pre-construction meeting on April 22<sup>nd</sup> for the Laurie Lane sewer project. He noted we received bids for Hepford Park lighting and road resurfacing. Mr Catania spoke on the Act 537 plan update and that planning is near the end with a final draft to be prepared by the end of April and final version in May. He noted we have 60 days to comment on the final version and it is to include a requirement for lateral ordinances.

Mr Catania also noted Byre Lane water main is being replaced and that Aqua offered us \$39,011. He recommended we accept the bid and noted it would cover our full cost to resurface based on the Sucher bid. Mr Baker asked about trees being removed at Urban Field and also asked about the timing of installation of the Hepford Park lights. Mr Catania said he did not know of any tree removal and it would be 6 to 8 weeks to start the lighting installation at Hepford Park. The Board discussed the road resurfacing bid being \$20,000 under budget. Mr. Cummings noted there is \$118,000 left in the 2009 Note and the auditor indicates there is over \$900,000 in the 2012 year end fund balance. Mr Much suggested Mr Dixon take a look at roads he can patch and use extra money for that. Mr Noyes stated we could do the next road on the alternate bid as much as we can to the budget limit.

### **MANAGERS REPORT**

Mr Cummings reviewed his report noting the Enviro Fair will be on Saturday, April 13 at Penn Wood HS, Lansdowne and the "Well Red" Furness Library Fundraisers will be held on April 19 and June 15. He also noted the Drug Take-back program is Saturday April 27 at the Nether Providence police station. Mr. Cummings reported that Dan Gibbs will be here in May for recognition of his eagle scout project at the South Media Fire Company and noted Assistant Manager Dennis Sheehan has been certified as a Certified Government Financial Manager.

### **FINANCE AND ADMINISTRATION COMMITTEE REPORT**

**Motion to approve the warrant list** - Mr. Dougherty went through the warrant list and noted the quarterly contributions to the funded organizations and asked the chief about the purchase of a patrol rifle. The chief said it was to update and enhance the Department's fire power. Mr Baker questioned the Higgins bill on lights and Mr Sullivan questioned the American Heating annual maintenance fee for \$1,500.00. Mr Sheehan said the service calls are reduced to \$30 a visit at times. Mr Sullivan asked if any JMC payments were reimbursable and Mr Cummings said all except \$27,000 so far. Mr Dougherty made a motion to approve the warrant list. Mr. Baker seconded the motion which passed by a vote of 7-0.

### **PUBLIC SAFETY COMMITTEE REPORT**

Mr. Much gave the fire report. He also noted the gas line break at Wallingford Swim Club. Mr Much then gave the Police report.

**Motion to authorize ordinance restricting parking on S. Providence Road (across from Irving Rd)** – Mr Dougherty said maybe we can paint an "X" or paint the curb and not go through the expense of an ordinance. Mr Cummings is to check with PA DOT to see if painting is an option. It was noted temporary signs have been installed.

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SMFC Alternator – Mr Much noted he received a letter from Chief Ed Kline asking for the township to pay \$6,000 to repair their alternator. Mr Baker felt they should fix it right away and we can discuss it later. Mr Dougherty noted SMFC didn't apply for a grant which may have helped their finances. Mr Sheehan noted there is \$5,000 in the Fire Capital Fund. After discussion the Board agreed to let Chief Kline know of the quarterly contribution being paid tonight and they need to get the truck fixed right away. It was noted if it is out of service for a time it does not bode well for replacing the truck.

### **GRANTS COMMITTEE REPORT**

Mr. Noyes noted we have been proposed to receive \$136,500 in Community Development funding for sewer replacement and noted the Board authorized last week to award the contract for the Hepford Park security lighting to Lenni Electric in the amount of \$44,220 (base bid of \$35,500 and alternate bid of \$8,720) subject to OHCD concurrence.

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

**Resolution No. 2013-4 (Multi-Municipal Open Space Plan) and Commitment Letter** - Mr Kenworthy noted the DCNR Multi-Municipal Open Space grant request was submitted on April 10, 2013.

### **PUBLIC WORKS COMMITTEE REPORT**

Mr. O'Connor gave the highway report and noted mulch is available.

**Motion to award road resurfacing contract** – Mr O'Connor moved to award Joseph E. Sucher and Sons in the low bid amount at \$79,400. Mr Noyes seconded the motion which passed by a vote of 7-0.

**Ratify agreement to accept Aqua PA \$39,011 payment for repaving Byre Lane** – Mr O'Connor noted the Board agreed to accept the Aqua payment in the amount of \$39,011 in lieu of final restoration of Byre Lane.

### **COMMUNITY ENHANCEMENT REPORT**

Mr Baker stated the CRC stream clean up will be held on May 4 and NPE Earth Day event is on April 29 at Hepford Park. He also noted the Summer Recreation program had 160 children registered so far and there are several spaces still available.

\*\* Mr O'Connor left the meeting at this time (8:50pm.)

**Request to Hold OyVey 5k/10k on Sunday, October 27** – Mr Much noted a request was received for this event and wanted the appropriate personnel to work with Mr Baker to make it happen.

### **INFRASTRUCTURE COMMITTEE REPORT**

**Ratify authorization to receive bids for W. Brookhaven Road Sewer Extension (700 block)** – Mr Sullivan noted the Board authorized the project to go out to bid last week.

**TE Project – Selection of retaining wall/other issues** - Mr Sullivan noted the need to install a retaining wall along the Possum Hollow Road sidewalk and the Board agreed to authorize a contractor to construct it for approximately \$9,000. Mr Kenworthy noted the contractor will then do the sidewalk and stump removal and then we can consider landscaping.

Mr Noyes noted Mr Rabena is constructing 3 new homes on Manchester Avenue and suggested we consider using Sidewalk Funds to construct a sidewalk from his sidewalk to Wallingford Ave.

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