

BOARD OF COMMISSIONERS of NETHER PROVIDENCE TOWNSHIP
MEETING of November 29, 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, November 29, 2018 in the Board of Commissioners' Meeting Room, Township Municipal Building, 214 Sykes Lane, Wallingford, PA 19086.

ROLL CALL

PRESENT: Commissioner Sullivan
Commissioner Knapp
Commissioner Baker
Commissioner Dougherty
Commissioner Garson
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 10 people in attendance.

ROLL CALL AND PLEDGE OF ALLEGIANCE

Mr. Sullivan noted a brief executive session was held prior to the meeting as it concerned real estate and personnel matters, and then he led the audience in the Pledge of Allegiance.

PUBLIC COMMENTS

Lynne Alvarez of 1006 Bent Road, President of Helen Kate Furness Free Library, noted the proposed budget had the same allocation for the Library as the 2018 Budget and asked the Board to reconsider, noting \$6,000 of their request was for salary increases of around 3%. Marketing and training, particularly for volunteer personnel, was a factor for the increased request. Ms. Alvarez stated costs for fire alarms, maintenance for the HVAC system, and landscaping costs totaled \$14,000. She also would like to provide museum passes for a total of \$4,000 as other libraries do and said they are a legitimate expense. Ms. Alvarez invited Board members to the donor celebration event next Friday night. Mr. Sullivan said the Board would reconsider their contribution later in the agenda and noted their total request was for a \$25,000 increase.

Stephen Bach of 309 Henry Lane spoke on drainage issues. He read a neighbor's letter from 308 Henry Lane on the increased problems in the recent years. He explained the drainage concern and the dangers during winter time due to icing on the road. He also noted their lawns remain wet long after it rains. Mr. Garson said he was aware of the drainage issue and noted there was 17 days of rain in November. He noted the original developer did not put in storm sewers and major backups do occur in the Callender Lane cul-de-sac. Mr. Garson noted the Public Works department inspected the cul-de-sac and found the inlets were clogged with mud and leaves. He noted the Aqua main replacement project and funding to resurface the roads was received for the Township to resurface the roads next year. He said the plan is to put a crown on Henry Lane to

force the water off the road and to monitor it. He said we will also try to get grant funding for storm sewers and noted the public works department did video the lines and found no problems. **Bill Downs** of 311 Henry Lane noted the drainage has nothing to do with leaves and that when it rains you can kayak down the street. Mr. Sullivan noted the Township Engineer suggested crowning to push the water off the road. Mr. Baker said storm sewers could cost millions and the township does not have the funding so maybe it's time to look at an EIT. He said if residents are willing to pay the tax increase than that is what would occur.

Cindy Santa Maria of 307 Henry Lane noted other area roads have storm drains. Mr. Cummings noted Marlyn and Palmers Lanes were installed by the township.

Lisa Jacobs of 201 Ryanard Road asked about where the Board is in considering tree regulations. Mr. Scott stated there was a draft ordinance removing permit requirements. Ms. Jacobs noted the Shade Tree Commission's recommended regulations and listed those who are to be excluded from regulating. After discussion Mr. Knapp suggested meeting with the staff to get revised regulations for review at the December meeting.

CDCA Report

Christine Reuther, CDCA Representative, noted a substantial increase in the CDCA sewer budget and that 5.6% was DELCORA's increase. She noted CDCA, Rose Valley and DELCORA are three agencies serving Nether providence and that the capital cost component was based on EDU's so it is fixed. She stated the rest is operational costs based on flow. She mentioned the township's EDU percentage is 7% of the total but our flow usage is at 10%. She noted the cost increase is for upgrades to the pump station and that every 5 years we need to review EDU counts with respect to capital costs. Ms. Reuther said the original numbers may have been low and the flow meters showed our I & I is average. She said the township should be prepared to see a large jump in costs in 2020 and we also need to address our I & I as there are capacity issues and there may be a moratorium. She stated a non-CDCA area from Marple Township is pushing to connect to CDCA. She noted a lot of I & I may be coming in from laterals, sump pumps and down spouts. Mr. Cummings noted we do an inspection for these at the time of sale of homes. Mr. Dougherty asked about the difference between 10% to 7% and if it changed over time. Ms. Reuther said she wasn't sure but we may be asked to donate more for capital costs.

APPOINTMENTS TO BOARDS AND COMMISSIONS

Mr. Sullivan noted the list and it would be addressed at future meetings.

APPROVAL OF MINUTES

Legislative Meeting of October 25, 2018 - Mr. Sullivan moved to approve the minutes of Legislative Meeting of October 25, 2018. Mr. Dougherty seconded the motion which passed by a vote of 7-0. Mr. Sullivan noted changes had been made.

SOLICITORS REPORT

None.

ENGINEERING REPORT

Mr. Catania said he submitted his report and noted a 5-year paving plan by PADOT to include Crum Creek Road and Chestnut Parkway. He also noted Aqua main replacement plans for 2019 and a DCNR visit to view the Bullens Lane park improvements which turned out spectacular.

BUILDING AND ZONING COMMITTEE REPORT (Mike Dougherty)

SBA cellular tower proposal on Swarthmore College property – Mr. Dougherty noted the balloon test took place on November 13th and it was requested to put the pictures on the township website. He noted it appeared the cell tower location not to be intrusive. After discussion, a draft ordinance would be prepared and forwarded to the Planning Commission.

Subdivision at 6 E. Brookhaven Road – Mr. Dougherty noted the Planning Commission recommendation to approve the subdivision with conditions. Mr. Cummings will prepare a summary approving the subdivision with conditions for consideration at the December 13th meeting.

Subdivision at 310 Wallingford Ave – Mr. Dougherty noted this 10-lot subdivision is going to the Planning Commission on December 3rd. Ms. McKenzie-Fiumara noted a meeting was held on Tuesday for residents.

Zoning change request for 116 and 120 E. Baltimore Pike – Ms. McKenzie-Fiumara stated the proposed regulations needed some clarification. Mr. Schatzberg asked that their attorney be involved. Ms. McKenzie-Fiumara said she can be involved and is free to attend the public meeting. The Board noted the proposed changes are just a working draft.

D'Anjolell/Wallingford Realty Partners subdivision at 908 S. Providence Road – Mr. Dougherty noted this proposal is also going to planning on December 3rd. Mr. Cummings explained the proposal involves 2 lots going to 6 lots with 1 parcel being the funeral home parking lot.

Motion to adopt Ordinances No. 801 and 802 requiring maintenance of curbs and sidewalks – Mr. Dougherty moved to adopt Ordinance 801. Mr. Sullivan seconded the motion which passed by a vote of 7-0. Mr. Dougherty then made a motion to adopt Ordinance 802. Mr. Sullivan seconded the motion which passed by a vote of 7-0.

(Mr. Baker left the meeting at this time)

Amendment to require registration of tree contractors – Mr. Dougherty noted the discussion earlier in the meeting.

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

Motion to approve warrant list – Ms. McKenzie-Fiumara went through the warrant list and noted asphalt materials for the box paver, needed repairs to leaf machines, the Bog Turtle study, the Grassworks landscaping work using Hampton Inn funds and the Kelley Grimes invoice. Ms. McKenzie-Fiumara then moved to approve the warrant list. Mr. O'Connor seconded the motion which passed by a vote of 6-0.

Motion to adopt Ordinance No. 803 allowing collection of delinquent taxes (by Portnoff Associates) - Ms. McKenzie-Fiumara moved to adopt Ordinance 803. Mr. Sullivan seconded the motion which passed by a vote of 6-0.

Motion to adopt Resolution No. 2018-14 to not continue collection of delinquent taxes by Delaware County – Ms. McKenzie-Fiumara moved to approve Resolution 2018-14. Mr. Sullivan seconded the motion which passed by a vote of 6-0.

Resolution No. 2018-15 authorizing the sale of Summit School fuel oil – Ms. McKenzie-Fiumara moved to advertise the sale of oil from Summit School under Resolution 2018-15. Mr. Garson seconded the motion which passed by a vote of 6-0.

2019 General Fund and Sewer Fund budgets - Ms. McKenzie-Fiumara noted the tax increase is now down to 3.5% which is great from where we began, and the adoption date is advertised for December 13th. Mr. Sullivan asked if the \$55 recycling fee is adequate and Mr. Grady said it is ok for now, but there is a recycling crisis under way. The Board discussed an increase to smooth the expected large increases. Mr. Sullivan asked if health insurance changes are covered

in the budget. Mr. Grady said they are not noting it would save money, but it may not be implemented until March or April 2019. There was a discussion on the police salary line. Mr. Sullivan asked about changes in disability insurance and noted we are self-insured and suggested we accept the quote to upgrade for complete coverage. Mr. Sullivan then made a motion to approve the upgrade. Mr. Dougherty seconded the motion which passed by a vote of 6-0. Mr. Sullivan asked if debt payments from the DVRFA refinance are reflected and Ms. Swan said yes. Mr. Grady noted Baker Engineering left a message on possible cost increases on the sidewalk projects which may come in around \$11,000 in 2019.

Funded Organizations - After discussion the Board agreed to keep the fire companies the same as 2018. It was noted NPAA asked for an extra \$1,000. Mr. Dougherty said the Board should consider increases for NPAA and the library since we may see savings from health insurance. The Board felt some increase in NPAA may be in order. It was noted the library is requesting \$140,000. The Board felt an increase for the library is warranted but it will decide at the next meeting.

Sewer Budget – It was noted the contribution from the sewer fund to the general fund has been maximized. Mr. Sullivan asked Mr. Catania of any proposed I & I work for 2019. Mr. Catania stated we should do investigative work noting we did purchase 2 Smart manhole covers. It was also noted the current sewer rental fee is \$460 and the present budget is \$465. The Board discussed raising the fee to reflect increase costs and will consider raising the annual unit fee to \$475.

INFRASTRUCTURE COMMITTEE REPORT (Matt Sullivan)

Street lighting requests (LEDs for Oakland Avenue and E. Possum Hollow Road) – Mr. Sullivan asked Mr. Cummings about the requests. Mr. Cummings said both residents on Oakland Avenue favored the lights, so after discussion, the Board agreed to purchase lights for both Oakland Avenue and E. Possum Hollow Road.

DVRPC Regional Trail Grant – Mr. Grady is to contact Brookhaven Borough to share the cost of bike lanes down to Creek Road and we can discuss at the December 6th meeting.

PARKS AND OPEN SPACE COMMITTEE REPORT (Matt Garson)

Mr. Garson stated there is nothing to report.
(Ms. McKenzie-Fiumara left the meeting).

PUBLIC SAFETY COMMITTEE REPORT (Micah Knapp)

Motion to adopt Ordinance No. 804 establishing stop signs – Mr. Knapp read and moved to approve Ordinance 804. Mr. Sullivan seconded the motion passed by a vote of 5-0

Motion to adopt Ordinance No. 805 restricting parking on Maryland Avenue - Mr. Knapp read and moved to approve Ordinance 804. Mr. Sullivan seconded the motion passed by a vote of 5-0

Mr. Knapp then gave the Public Safety report.

PUBLIC WORKS COMMITTEE REPORT (Mr. Sullivan in Mr. O'Connor's absence)

Leaf collection – Mr. Sullivan read the Public Works report and gave Mr. Dixon's update on leaf collection noting a lot of rain has delayed pick-up.

MANAGERS REPORT

Mr. Cummings noted the property at 316 S. Providence Road has been demolished. He stated the Township received a recycling performance grant of \$24,877 for 2016 and the UCC (Uniformed Construction Code) has been updated to the 2015 ICC. Mr. Cummings noted the fire companies were having Santa parades: South Media hold theirs on December 14th and Garden City would

hold theirs on December 14th and 15th. He also noted the Township's blood drive by the Red Cross is on January 2nd from 2:00 to 7:00 pm in the upstairs conference room. Mr. Cummings noted the County changed the format of the 2019 tax bill and a better design could be carried out by Touchpoint at a savings. The Board agreed to use Touchpoint to prepare the tax bills. He noted Chester city has completed a comprehensive open space and recreation plan and there is a 30-day comment period. Mr. Cummings summarized an article on the value of various recycling materials and that a reimbursement request has been submitted for the Library grant.

Library Grant -

ADJOURNMENT – After discussion, Mr. Sullivan noted the next meeting would be a combined Work Session, Budget and Legislative Meeting on December 13th.