

MINUTES

**REGULAR MEETING
Board of Commissioners
Township of Haverford**

**March 11, 2013
MONDAY- 7:30 P.M.
Commissioners Meeting Room**

1. Opening of Meeting – Mario A. Oliva, President, opened the meeting.

- a. Roll Call – 8 Commissioners were present at roll call: Commissioners D’Emilio, Hall, Siegel, McGarrity, Connell, Wechsler, Heilmann and Oliva.**

Commissioner Holmes arrived after new business.

Also present were: Lawrence J. Gentile, Township Manager, Jonathan M. Calpas, Esquire, CPA, James J. Byrne, Esquire, Township Solicitor, Lori Hanlon Widdop and Tim Denny, Assistant Township Managers, Aimee Cuthbertson, Finance Director, Chief Carmen Pettine and Dave Pennoni, Township Engineer.

- b. Opening prayer led by Rev. Jim Taylor**

- c. Pledge of Allegiance led by Chief Carmen Pettine**

2. Proclamation – MS Awareness Week proclamation presented by Commissioner Siegel. Commissioner Wechsler introduced the Irish of Havertown – they thanked the Board for the use of the garage for their float. They will be presented their proclamation next month.

3. Township Auditor Update

Mr. Calpas submitted his report to the Board earlier in the day. He had a couple of questions for the Finance Director. He was satisfied with the answers.

**4. Citizens Forum – 20 Minutes Registered Speakers
Open Forum – Agenda Items Only**

Registered Speakers

Lynn Elliott – 704 Polo Road

Ms. Elliott indicated that she is not in favor of the Zoning Hearing Boards vote for a sign variance. Their sign would be 32 square feet and would be a driver distraction. Other businesses would then be filing for variances.

***Township Solicitor added that the Board met in Executive Session to discuss a legal matter.**

No one spoke during Open Forum.

Response to Ms. Elliott from Commissioner Oliva

This will be discussed under New Business.

5. Approval of Minutes Regular Meeting – February 11, 2013

Motion made by Commissioner D’Emilio and seconded by Commissioner Siegel to approve the regular meeting minutes of February 11, 2013.

Roll Called.

8 Commissioners present voted YES: Commissioners D’Emilio, Hall, Siegel, McGarrity, Connell, Wechsler, Heilmann and Oliva.

6. Approval of Warrants

Motion made by Commissioner McGarrity and seconded by Commissioner Connell to approve the following warrant #3-2013 totaling \$3,101,226.53

General & Sewer fund Payroll for February 14, 2013 in the amount of \$627,520.47

General & Sewer fund Payroll for February 28, 2013 in the amount of \$622,435.73

General Fund disbursements #3-2013 in the amount of \$1,250,893.24

Sewer Fund disbursements #3-2013 in the amount of \$334,040.65

Community Development Block Grant Fund #3-2013 in the amount of \$66,136.99

HOME Grant Fund #3-2013 in the amount of \$49,115.50

Cable Access Equipment Fund disbursements #3-2013 in the amount of \$503.64

Capital Projects Fund disbursements #3-2013 in the amount of \$142,790.42

Credit Card Statement ending February 6, 2013 in the amount of \$7,789.89

Roll Called.

8 Commissioners present voted YES: Commissioners D’Emilio, Hall, Siegel, McGarrity, Connell, Wechsler, Heilmann and Oliva.

7. Appointments

Cable TV Public Access Corporation - Board of Directors

Motion made by Commissioner Connell and seconded by Commissioner to appoint Ben Dati to serve on the Cable TV Haverford Public Access Corporation Board of Directors for a five year term to expire December 31, 2017.

Roll Called.

8 Commissioners present voted YES: Commissioners D'Emilio, Hall, Siegel, McGarrity, Connell, Wechsler, Heilmann and Oliva.

Motion made by Commissioner Heilmann and seconded by Commissioner Siegel to appoint Barry Mulhern to serve on the Cable TV Haverford Public Access Corporation Board of Directors for a five year term to expire December 31, 2017.

Roll Called.

8 Commissioners present voted YES: Commissioners D'Emilio, Hall, Siegel, McGarrity, Connell, Wechsler, Heilmann and Oliva.

Motion made by Commissioner Siegel and seconded by Commissioner Connell to appoint Jay Scheinfeld to serve on the Cable TV Haverford Public Access Corporation Board of Directors for a five year term to expire December 31, 2017.

Roll Called.

8 Commissioners present voted YES: Commissioners D'Emilio, Hall, Siegel, McGarrity, Connell, Wechsler, Heilmann and Oliva.

Motion made by Commissioner Connell and seconded by Commissioner McGarrity to appoint to serve on the Cable TV Haverford Public Access Corporation Board of Directors for a five year term to expire December 31, 2017.

Roll Called.

8 Commissioners present voted YES: Commissioners D'Emilio, Hall, Siegel, McGarrity, Connell, Wechsler, Heilmann and Oliva.

8. Ordinance No. P1 – 2013

Outdoor Dining (1st Reading)

Motion made by Commissioner Wechsler and seconded by Commissioner Connell to adopt the first reading of Ordinance No. P1-2013 AMENDING AND SUPPLEMENTING ORDINANCE NO. 1960, KNOWN AS THE "GENERAL LAWS OF THE TOWNSHIP OF HAVERFORD", ADOPTED JUNE 30, 1986, AT CHAPTER 182 (ZONING), BY

ADDING REGULATIONS FOR OUTDOOR DINING, BY REVISING REGULATIONS CONCERNING FASTFOOD AND TAKE OUT RESTAURANTS, AND BY REVISING THE PARKING REQUIREMENTS RELATED TO A RESTAURANT USE.

Roll Called.

8 Commissioners present voted YES: Commissioners D'Emilio, Hall, Siegel, McGarrity, Connell, Wechsler, Heilmann and Oliva.

9. Ordinance No. P2-2013 Steep Slope (1st Reading)

Motion made by Commissioner Hall and seconded by Commissioner McGarrity to adopt the 1st reading of Ordinance No. P2-2013 AMENDING AND SUPPLEMENTING ORDINANCE NO. 1960, KNOWN AS THE "GENERAL LAWS OF THE TOWNSHIP OF HAVERFORD", ADOPTED JUNE 30, 1986, AT CHAPTER 182 (ZONING), BY MODIFYING THE REGULATIONS REGARDING STEEP SLOPE DISTURBANCE AT SECTION 720.

Motion to TABLE made by Commissioner Heilmann and seconded by Commissioner Hall.

Roll Called.

8 Commissioners present voted to TABLE: Commissioners D'Emilio, Hall, Siegel, McGarrity, Connell, Wechsler, Heilmann and Oliva.

10. Ordinance No. P3-2013 Slope Control (1st Reading)

Motion made by Commissioner Hall and seconded by Commissioner Connell to adopt the 1st reading of Ordinance No. P3-2013 AMENDING AND SUPPLEMENTING ORDINANCE NO. 1960, KNOWN AS THE "GENERAL LAWS OF THE TOWNSHIP OF HAVERFORD", ADOPTED JUNE 30, 1986, AT CHAPTER 154A (SLOPE CONTROL), BY MODIFYING REGULATIONS REGARDING STEEP SLOPE DISTURBANCE.

Roll Called.

Motion to TABLE made by Commissioner Heilmann and seconded by Commissioner Connell.

Roll Called.

8 Commissioners present voted to TABLE: Commissioners D'Emilio, Hall, Siegel, McGarrity, Connell, Wechsler, Heilmann and Oliva.

11. Ordinance No. P5-2013 Flood Plain Administrative Regulations (1st Reading)

Motion made by Commissioner Wechsler and seconded by Commissioner D’Emilio to adopt the 1st reading of Ordinance No. P5-2013 revising Chapter 182 (Zoning), Section 604 (Flood Plain Conservation District) to ensure compliance with the National Flood Insurance Program and the Pennsylvania Act 166 Requirements.

Roll Called.

8 Commissioners present voted YES: Commissioners D’Emilio, Hall, Siegel, McGarrity, Connell, Wechsler, Heilmann and Oliva.

12. Ordinance No. P7-2013 Traffic (2nd Reading)

Motion made by Commissioner McGarrity and seconded by Commissioner Connell to adopt the second reading of Ordinance No. P7-2013 by amending parking restrictions: No Parking of commercial vehicles or trucks over 8,000 pounds:

Both sides of Belvedere Ave. between 1701 Belvedere Ave to Wood Road and on Wood Road from 1914 Wood Road to Belvedere Ave, both sides of the street.

the REMOVAL of:

“Residential Sticker Parking Only” on the 400 block of Strathmore Road (both sides), Monday-Friday, 8 am – 4 pm school days.

Roll Called.

8 Commissioners present voted YES: Commissioners D’Emilio, Hall, Siegel, McGarrity, Connell, Wechsler, Heilmann and Oliva.

13. Ordinance No. P10-2013 Traffic (1st Reading)

Motion made by Commissioner Siegel and seconded by Commissioner Connell to adopt the first reading of Ordinance No. P10-2013 authorizing traffic restrictions on the following highways:

Parking of Commercial Vehicles and Trucks over 8,000 pounds prohibited:

Both sides of Chestnut Avenue, from Loraine to Biddle, Loraine to Wynnewood and Roland to Wynnewood Road

Roll Called.

8 Commissioners present voted YES: Commissioners D’Emilio, Hall, Siegel, McGarrity, Connell, Wechsler, Heilmann and Oliva.

14. Resolution No. 1877-2013 Revisions to Comprehensive Fee Schedule

Motion made by Commissioner Wechsler and seconded by Commissioner Siegel to adopt Resolution No. 1877-2013 approving revisions to the Comprehensive Fee Schedule.

Roll Called.

8 Commissioners present voted YES: Commissioners D'Emilio, Hall, Siegel, McGarrity, Connell, Wechsler, Heilmann and Oliva.

**15. Resolution No. 1878-2013 Revisions to the Township of Haverford
Emergency Management Plan**

Motion made by Commissioner D'Emilio and seconded by Commissioner Wechsler to adopt Resolution No. 1878-2013 approving, adopting and placing into immediate effect the Emergency Operations Plan of the Township of Haverford; this plan shall be reviewed every two years to make certain that it conforms to the requirements of the Delaware County Operations Guidelines.

Roll Called.

8 Commissioners present voted YES: Commissioners D'Emilio, Hall, Siegel, McGarrity, Connell, Wechsler, Heilmann and Oliva.

16. Resolution No. 1879-2013 Mowing Agreement

Motion made by Commissioner Heilmann and seconded by Commissioner Connell to adopt Resolution No. 1879-2013 authorizing the Township Manager to enter into an Agreement with the Commonwealth of Pennsylvania, Department of Transportation for the purpose of minor routine maintenance (cutting of grass) work on the roadway and shoulders of any State Highway located in Haverford Township.

Roll Called.

8 Commissioners present voted YES: Commissioners D'Emilio, Hall, Siegel, McGarrity, Connell, Wechsler, Heilmann and Oliva.

17. Resolution No. 1880-2013 Announcement of Public Hearing

Motion made by Commissioner Hall and seconded by Commissioner Siegel to adopt Resolution No. 1880-2013 announcing a public hearing to be held on Monday, April 1, 2013 at 7:30 p.m. in the Commissioners Meeting Room for the purpose of revising the Supplemental Regulations at Article 7 to provide for Farmers Markets as an accessory use in certain districts and establishing regulations for the use.

Roll Called.

8 Commissioners present voted YES: Commissioners D'Emilio, Hall, Siegel, McGarrity, Connell, Wechsler, Heilmann and Oliva.

18. Resolution No. 1881-2013 Transfer of Funds

Motion made by Commissioner Wechsler and seconded by Commissioner McGarrity to adopt Resolution No. 1881-2013 authorizes transfers to be made between accounts of the 2012 Budget.

Roll Called.

8 Commissioners present voted YES: Commissioners D'Emilio, Hall, Siegel, McGarrity, Connell, Wechsler, Heilmann and Oliva.

19. Purchase

The Skatium - Zamboni

Motion made by Commissioner Connell and seconded by Commissioner McGarrity to authorize the purchase of one Zamboni 546 from J & C Technologies, Inc., Flanders, NJ, in the amount of \$99,284.00.

Roll Called.

8 Commissioners present voted YES: Commissioners D'Emilio, Hall, Siegel, McGarrity, Connell, Wechsler, Heilmann and Oliva.

Public Works – 2014 Sanitation Truck

Motion made by Commissioner Heilmann and seconded by Commissioner McGarrity to award the purchase of 1 2014 International 7400 4x2 Cab and Chassis, under PA Costars Contract #025-046, from G. L. Sayre, Conshohocken, PA, in the amount of \$92,058.74 and 1 2014 Leach 20 cu. Yd. Refuse Body, under PA Costars Contract #025-046, from Granturk Equipment Co., Inc, Bridgeport, PA, in the amount of \$62,785.50.

Roll Called.

8 Commissioners present voted YES: Commissioners D'Emilio, Hall, Siegel, McGarrity, Connell, Wechsler, Heilmann and Oliva.

20. Contracts

Brookline Boulevard Streetscape

Motion made by Commissioner McGarrity and seconded by Commissioner Connell to award the Brookline Boulevard Streetscape project to Premier Concrete, Inc., Broomall, PA, with a base bid of \$128,312.50 and total bid alternates of \$53,913.30 for a total of \$182,225.80, submitting the lowest responsible bid.

Roll Called.

8 Commissioners present voted YES: Commissioners D’Emilio, Hall, Siegel, McGarrity, Connell, Wechsler, Heilmann and Oliva.

Purchase of Lights for Brookline Boulevard

Motion made by Commissioner McGarrity and seconded by Commissioner Connell to award the purchase of Lighting Improvements on Brookline Boulevard, under CoStars, to Rumsey Electric, Downingtown, PA, in the amount of \$42,518.52, submitting the only responsible quote.

Roll Called.

8 Commissioners present voted YES: Commissioners D’Emilio, Hall, Siegel, McGarrity, Connell, Wechsler, Heilmann and Oliva.

Purchase of Lights for Oakmont Business District

Motion made by Commissioner Hall and seconded by Commissioner McGarrity to award the purchase of Lighting Improvements to the Oakmont Business District, under CoStars, to Cooper Electric Supply, Swarthmore, PA, in the amount of \$30,755.00, submitting the lowest responsible quote.

Roll Called.

8 Commissioners present voted YES: Commissioners D’Emilio, Hall, Siegel, McGarrity, Connell, Wechsler, Heilmann and Oliva.

21. Continuation of Citizen’s Forum for Non-Agenda Items – No one spoke

22. New business

Commissioner Heilmann made the motion and seconded by Commissioner Wechsler to have Township Solicitor appeal the Zoning Hearing Board decision in Delaware County regarding the sign for Premier Orthopedics.

Roll Called.

7 Commissioners voted YES: Commissioners Hall, Siegel, McGarrity, Connell, Wechsler, Heilmann and Oliva.

1 Commissioner voted NO: Commissioner D'Emilio

Commissioner Requests to Pa DOT:

- 1. Have PaDot fill in the potholes on Marple Road**
- 2. Earlington Road (off Eagle) – from Poplar down to Woodmere Way**

Commissioner Request to SEPTA:

- 1. The bridge is unsightly at the Ardmore Avenue Train Station – needs to be painted; as well as the Beechwood stop**

Commissioner Siegel indicated that Marple Road is on the 2014 Paving List.

Mr. Gentile stated that everything is on schedule with painting the lines on Eagle Road from Lawrence up.

23. Other business

Steve D'Emilio – 1st Ward Commissioner

Commissioner D'Emilio indicated that Tim Denny and Dave Pennoni are working on the plans for the Pavilion at West Gate Park.

He congratulated the Irish of Havertown.

Jane Hall – 3rd Ward Commissioner

Commissioner Hall indicated that the Library had a great year and considering the cuts and time changes, they still had a net income of \$34,233.01.

Commissioner Hall will hold her USGA/Constituent Meeting on Wednesday, March 20th @ 7:00 p.m. in the Quatrani Building.

Dan Siegel, Esquire – 4th Ward Commissioner

Commissioner Siegel will hold his USGA/Constituent Meeting in this room tomorrow evening at 7:00 p.m.

Commissioner Siegel donated one of his new books to the library.

He did have good news and allowed Mr. Byrne to speak – The Bubble Gum Factory Pre-trial ruling was favorable for the township.

Larry Holmes, Esquire, 6th Ward Commissioner

Commissioner Holmes will be holding his USGA/Constituent Meeting on April 10th @ 7:00 P.M. at Chestnutwold School.

Jeff Heilmann – 5th Ward Commissioner

Commissioner Heilmann will hold his USGA/Constituent Meeting on March 19th @ 7:00 p.m.

Jim McGarrity – 7th Ward Commissioner

Commissioner McGarrity thanked Mr. Gentile for meeting with him and the businesses on Brookline Boulevard.

Commissioner McGarrity commented on the recent cover page article in the Daily Times.

Chris Connell – 8th Ward Commissioner

Commissioner Connell thanked the Shade Tree Commission for their presentation.

He indicated that the Karakung Drive Closure resolution will be voted on next month.

He also congratulated everyone appointed to the Cable Board.

William F. Wechler - 9th Ward Commissioner

Commissioner Wechsler will hold his constituent meeting together with Hilltop Civic Association on March 21st @ 7:30 p.m. at the Bon Air Fire Company.

Hilltop Civic Association Easter Egg Hunt will be March 30th @ 9:30 a.m.

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Giant Grand Opening is scheduled for April 17th

Chipolte and Vision Works are 95% completed and should open by the end of March.

Lowes has about another month to a month and a half left.

Mario A. Oliva – 2nd Ward Commissioner

Commissioner Oliva thanked every staff member for all them do.

24. All agreed to adjourn.