

**EXECUTIVE SESSION – 6:30 P.M. – REAL ESTATE MATTER**  
**(CONTINUATION)**

**REVISED MINUTES - #8 VOTE**

**REGULAR MEETING**  
**Board of Commissioners**  
**Commissioners Meeting Room**

**March 9, 2015**  
**Monday, 7:00 p.m.**  
**Township of Haverford**

1. **Opening of Meeting** – Mario A. Oliva, President, opened the meeting
  - a. **Roll Call** – All 9 Commissioners were present at roll call: Commissioners D’Emilio, Hall, Siegel, Heilmann, Holmes, McGarrity, Wechsler, Connell and Oliva.  
  
Also present were: Lawrence J. Gentile, Township Manager, Gary Zlotnick, Esquire, CPA, Township Auditor, James J. Byrne, Jr., Esquire, Township Solicitor, Lori Widdop and Tim Denny, Assistant Township Managers, Chief Carmen Pettine and Sgt. Shant Bedrossian, Aimee Cuthbertson, Finance Director and Dave Pennoni, Township Engineer.
  - b. **Opening Prayer** led by Mary Catherine Dabrowski from the Surrey Center
  - c. **Pledge of Allegiance** – led by Chief Pettine

**Jamie Santora, State Representative, was present and stated that he will frequently be visiting the township and is willing to help in any way he can. His district takes in the 1<sup>st</sup> and 9<sup>th</sup> Wards.**

2. **Proclamations** – Eagle Scouts – Andrew Field  
Andy Ames

**Special Olympics – Gold Medalist - David Welsh**

**Commissioner Heilmann presented three proclamations – One to Special Olympian, David Welsh and also to two Eagle Scouts, Andy Ames and Andrew Field.**

3. **Approval – Police Department** – Conditional Letter of Employment for one new officer

**Mrs. Janet Boccella, Administrator on the Civil Service Commission Board indicated that one officer that was recently offered a Conditional Letter of Employment has taken another officer position elsewhere.**

She read the next three eligible names on the list:

**Andrew Jones**

**Justin Echevarria**

**Kevin Rapp**

**All 9 Commissioners voted for Andrew Jones: Commissioners D'Emilio, Hall, Siegel, Heilmann, Holmes, McGarrity, Wechsler, Connell and Oliva.**

**4. Township Auditor Update**

**Mr. Zlotnick reviewed disbursements from 2/10 through 3/9. He raised certain questions and asked for back up. He found no discrepancies.**

**5. Citizens Forum – 20 Minutes Registered Speakers/20 Minutes Agenda Items**

**The following individuals spoke on 101 Tenby Road:**

**Andrea Smith – 102 Llandaff Road – deed restriction**

**Tony Van Veen – 30 Tenby Road – This has become a personal matter now to him. He is looking at a barren lot and when a home is built, build it with the character of 101 Tenby Road.**

**Sam Angell – 25 Tenby Road – The Planning Commission was a good start and asked for one lot to be approved by the Board.**

.....  
**Dr. Mike Levin – 414 Mill Road – residential flooding in Woodmere Park and on Ridgeway. The township needs to have a Planning Department.**

**END OF REGISTERED SPEAKERS**

**Open Forum**

**Dr. John Williams – 730 Panmure Road**

**Mr. McHugh – Rick Fuller Homes Representative was presented and stated that Rick is ready to clear the air and is going to keep the character of the original home and the one across the street. All they are asking for is to move the lot line. The deed restriction is in the Court of Common Pleas right now.**

**Rick Fuller – 101 Tenby Road**

**The vast majority of the residents are in favor of the subdivision. All these tensions are caused by Andrea Smith. The home was much neglected. By having two homes built, more tax revenue will be brought in.**

**Mrs. Ryan – 534 Kathmere Road**

**This is community. The building of homes boosts the economy.**

**Dave Brooman, Esquire – Represents the citizens on Llandaff**

**The neighbors have been very upfront. They request that the deed restriction be honored. Mr. Brooman asks that the board adopt the resolution and do not amend it.**

**Brian Elias – 110 Llandaff Road**

**Deed restriction – how is the township going forward with this?**

**Dave Richards – 208 E. Park Road**

**He is not happy with a vacant property. Vote for what is right for the township. The signs in the area devalue the neighborhood and makes people think something is wrong. We oppose limitations on historical homes.**

**Barbara Land – 32 E. Park Road**

**She is the owner of one of Mr. Fuller's new homes. He built them a beautiful home and we did not devalue the neighborhood.**

**6. Approval of Minutes Regular Meeting of February 9, 2015**

**Motion made by Commissioner D'Emilio and seconded by Commissioner McGarrity to approve the Regular Meeting Minutes of February 9, 2015.**

**Roll Called.**

**All 9 Commissioners voted Yes: Commissioners D'Emilio, Hall, Siegel, Heilmann, Holmes, McGarrity, Wechsler, Connell and Oliva.**

**7. Approval of Warrants**

**Motion made by Commissioner Holmes and seconded by Commissioner Siegel to approve the following warrant #3-2015 totaling \$3,359,342.51**

**General & Sewer fund Payroll for February 12, 2015 in the amount of \$619,427.39**

**General & Sewer fund Payroll for February 26, 2015 in the amount of \$666,279.08**

**General Fund disbursements #3-2015 in the amount of \$1,426,086.48**

**Sewer Fund disbursements #3-2015 in the amount of \$566,954.53**

**Community Development Block Grant Fund disbursement #3-2015  
in the amount of \$31,607.13**

**Home Grant Fund disbursement #3-2015 in the amount of \$7,396.00**

**Capital Projects Fund disbursement #3-2015 in the amount of \$36,133.17**

**Credit Card Statement ending February 6, 2015 in the amount of \$5,458.73**

**Roll Called.**

**8 Commissioners votes yes: Commissioners Hall, Siegel, Heilmann, Holmes, McGarrity, Wechsler, Connell and Oliva.**

**Commissioner D'Emilio was absent from the vote.**

**8. Petition to Vacate Panmure Road**

**Motion made by Commissioner Heilmann and seconded by Commissioner Connell to approve the petition for the Vacation of Panmure Road.**

**Commissioner Siegel recused himself from participation or vote on matters relating to Panmure Road because of a professional conflict of interest.**

**Roll Called.**

**7 Commissioners voted No: Commissioners Hall, Heilmann, Holmes, McGarrity, Wechsler, Connell and Oliva.**

**Commissioner D’Emilio was absent from the vote.**

**9. Ordinance No. P16-2014            Zoning Map Amendments (2<sup>nd</sup> Reading)**

**Motion made by Commissioner Connell and seconded by Commissioner Hall to adopt the second reading of Ordinance No. P16-2014 BY RECLASSIFYING THE ZONING CLASSIFICATION OF CERTAIN PROPERTIES KNOWN AS DELAWARE COUNTY FOLIO NOS. 22-02-00651-00, 22-02-00652-00, 22-02-00653-00, 22-02-00708-00, 22-02-00707-00, 22-02-00706-00 AND 22-02-00705-00 FROM THE INS – INSTITUTIONAL DISTRICT TO R-4 LOW- TO MEDIUM-DENSITY RESIDENTIAL DISTRICT; DELAWARE COUNTY FOLIO NO. 22-02-00650-01 FROM INS – INSTITUTIONAL DISTRICT TO ROS – OUTDOOR RECREATION AND OPEN SPACE DISTRICT; DELAWARE COUNTY FOLIO NO. 22-03-00264-00 AND 22-03-00265-00 FROM INS – INSTITUTIONAL DISTRICT TO R-4 RESIDENTIAL DISTRICT AND; DELAWARE COUNTY FOLIO NO. 22-03-00958-10 FROM R-5 RESIDENTIAL DISTRICT TO ROS – OUTDOOR RECREATION AND OPEN SPACE DISTRICT.**

**Roll Called.**

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

**1 Commissioner voted No: Commissioner Holmes**

**10. Ordinance No. P1-2015                      Rezoning of 801 and 805 N. Eagle Road (1<sup>st</sup> Reading)**

**Motion made by Commissioner Connell and seconded by Commissioner Wechsler to adopt the first reading of Ordinance No. P1-2015 by amending CHAPTER 182, ZONING, SECTION 105, ZONING MAP, TO REZONE DELAWARE COUNTY TAX PARCEL NUMBERS 22-25-136:000 AND 22-25-135:000 AND COMMONLY KNOWN AS 801 NORTH EAGLE ROAD AND 805 NORTH EAGLE ROAD, RESPECTIVELY, A LEGAL DESCRIPTION OF WHICH IS SET FORTH IN THIS ORDINANCE, FROM R-5 LOW – TO MEDIUM RESIDENTIAL DISTRICT TO LIN LIGHT INDUSTRIAL DISTRICT.**

**Roll Called**

**7 Commissioners Voted Yes: Commissioners Hall, Siegel, Heilmann, Holmes, Wechsler, Connell and Oliva.**

**2 Commissioners Voted No: Commissioners D’Emilio and McGarrity**

**11. Ordinance No. P3-2015                      Traffic (2<sup>nd</sup> Reading)**

**Motion made by Commissioner Connell and seconded by Commissioner McGarrity to adopt the second reading of Ordinance No. P3-2015 authorizing traffic restrictions on the following highways:**

**SPECIAL PURPOSE PARKING ZONE:**

**In front of 103 Juniper Road**

**In front of 2226 Bryn Mawr Avenue**

**PARKING OF ALL VEHICLES PROHIBITED AT ALL TIMES:**

**Amended to restrict parking on the west side of Darby Road from the north side of the Police Station driveway to 80 feet in a northerly direction (“No Parking Between Signs” would be installed in the amended location.)**

**PARKING TIME LIMITED:**

**Rescind: Parking on Moewyn Road on the north side for 2 hours (Ord. No. 2088)**

**Establish: PARKING OF ALL VEHICLES PROHIBITED AT ALL TIMES (Section 175-91, Schedule XVI)**

**Restrict parking on Moewyn Road on the north side.**

**STICKER PARKING ONLY:**

**On the south side of Moewyn Road, 8:00 a.m. to 4:00 p.m., Monday through Friday – entire length.**

**Roll Called.**

**All 9 Commissioners voted Yes: Commissioners D’Emilio, Hall, Siegel, Heilmann, Holmes, McGarrity, Wechsler, Connell and Oliva.**

**12. Ordinance No. P6-2015**

**Alarm Systems (1<sup>st</sup> Reading)**

**Motion made by Commissioner Wechsler and seconded by Commissioner Connell to adopt the first reading of Ordinance No. P6-2015 FURTHER AMENDING AND SUPPLEMENTING CHAPTER 45, ALARM SYSTEMS.**

**Roll Called.**

**All 9 Commissioners voted Yes: Commissioners D’Emilio, Hall, Siegel, Heilmann, Holmes, McGarrity, Wechsler, Connell and Oliva.**

**13. Ordinance No. P7-2015**

**Traffic (1<sup>st</sup> Reading)**

**Motion made by Commissioner Hall and seconded by Commissioner D’Emilio to adopt the first reading of Ordinance No. P7-2015 establishing traffic restrictions on the following highway:**

**SPECIAL PARKING ZONE**

**in front of 1004 Crest Road**

**Roll Called.**

**All 9 Commissioners voted Yes: Commissioners D'Emilio, Hall, Siegel, Heilmann, Holmes, McGarrity, Wechsler, Connell and Oliva.**

**14. Resolution No. 1969-2015**

**Annual Budget Fund Transfer**

**Motion made by Commissioner Holmes and seconded by Commissioner Wechsler to adopt Resolution No. 1969-2015 authorizing transfers to be made between accounts of the 2014 Budget.**

**Roll Called.**

**All 9 Commissioners voted Yes: Commissioners D'Emilio, Hall, Siegel, Heilmann, Holmes, McGarrity, Wechsler, Connell and Oliva.**

**15. Resolution No. 1970-2015**

**Fee Schedule**

**Motion made by Commissioner Holmes and seconded by Commissioner Siegel to adopt Resolution No. 1970-2015 approving the Township of Haverford 2015 Fee Schedule.**

**Roll Called.**

**All 9 Commissioners voted Yes: Commissioners D'Emilio, Hall, Siegel, Heilmann, Holmes, McGarrity, Wechsler, Connell and Oliva.**



**16. Resolution No. 1971-2015**

**Professional Consultants Fee Schedule**

**Motion made by Commissioner Siegel and seconded by Commissioner Hall to adopt Resolution No. 1971-2015 approving the Township of Haverford 2015 Professional Consultants Fee Schedule.**

**Roll Called.**

**All 9 Commissioners voted Yes: Commissioners D’Emilio, Hall, Siegel, Heilmann, Holmes, McGarrity, Wechsler, Connell and Oliva.**

**17. Resolution No. 1972-2015**

**Subdivision Plan – 101 Tenby Road**

**Commissioner Siegel had submitted a letter of recusal due to a professional conflict.**

**Motion made by Commissioner Wechsler and seconded by Commissioner Hall to adopt Resolution No. 1972-2015 approving the Subdivision Plan for Rick Fuller Homes LLC, 101 Tenby Road, Township of Haverford, Delaware County, and known as D.C. Folio No. 22-02-01067-00 has been submitted to subdivide an existing 17,600 square foot parcel into two 8,800 square foot lots. The subject property is zoned R-4 Residential District, and is located in the 2<sup>nd</sup> Ward. The aforesaid plans were prepared by Catania Engineering Associates, Inc. Milmont Park, PA, dated November 6, 2014 and last revised January 21, 2015.**

**Commissioner Holmes asked to amend the resolution by removing Condition #2 (architectural specificities).**

**Discussion began.**

**The Board met in Executive Session to gain clarity from Township Solicitor.**

**Commissioner Holmes withdrew his motion to remove Condition #2 but amended it to include – condition upon a ruling by a court that the deed is unenforceable. Commissioner Wechsler seconded. Commissioner Hall did not accept the amendment. The board went back to vote on the original motion.**

**Roll Called.**

**Mr. D’Emilio – No  
Mrs. Hall – Yes  
Mr. Heilmann – Yes  
Mr. Holmes – No**

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**Mr. McGarrity – No**  
**Mr. Wechsler – No**  
**Mr. Connell – Yes**  
**Mr. Oliva – No**

**Motion failed – 3 Yes**  
**5 No**

**Commissioner Holmes went back to the table with Condition #2 and also to include previous condition – upon a ruling by a court that the deed is unenforceable. Commissioner Wechsler seconded the motion.**

**Roll Called.**

**Mr. D’Emilio – No**  
**Mrs. Hall – No**  
**Mr. Heilmann – No**  
**Mr. Holmes – Yes**  
**Mr. McGarrity – No**  
**Mr. Wechsler – Yes**  
**Mr. Connell – No**  
**Mr. Oliva – No**

**Motion failed – 2 Yes**  
**6 No**

#### **Executive Session**

**Commissioners Holmes made another motion to strike Condition #2 and delete in its entirety and seconded by Commissioner Wechsler.**

**Roll Called.**

**Commissioner D’Emilio – Yes**  
**Commissioner Hall – Yes**  
**Commissioner Heilmann – Yes**  
**Commissioner Holmes – Yes**  
**Commissioner McGarrity – Yes**  
**Commissioner Wechsler – Yes**  
**Commissioner Connell – Yes**  
**Commissioner Oliva - Yes**

**18. Resolution No. 1973-2015      **Management Responsibility of the Funds  
Currently Managed by Valley Forge****

**Motion made by Commissioner Wechsler and seconded by Commissioner McGarrity to adopt Resolution No. 1973-2015 that the Management responsibility of the Funds currently managed by Valley Forge is hereby transferred such that one-half of the Police Fund assets and one half of the Civil Fund assets, shall be transferred to and hereinafter managed by INR Advisory Service, LLC. The remaining value of the Funds currently managed by Valley Forge shall be transferred to and hereinafter managed by The PFM Group and authorizing the Township Manager is hereby authorized to take such action as he may deem necessary or appropriate to accomplish the divisions and transfer of management responsibility described in Paragraph 1 of this Resolution as efficiently and quickly as practical.**

**Roll Called.**

**All 9 Commissioners voted Yes: Commissioners D'Emilio, Hall, Siegel, Heilmann, Holmes, McGarrity, Wechsler, Connell and Oliva.**

**The Township Solicitor asked for another Executive Session regarding Tenby Road. Due to the timeframe, the Board needs to take action tonight.**

**Commissioner Holmes made a new motion to strike Condition #2 in its entirety and leave the Planning Commission's recommendations - Conditions 1, 3, 4 and 5.**

**Roll Called.**

**8 Commissioners Voted Yes: Commissioners D'Emilio, Hall, Heilmann, Holmes, McGarrity, Wechsler, Connell and Oliva.**

**19. Appointments**

**Senior Citizens' Advisory Board**

**Ward 1      TABLED**

**Ward 5      TABLED**

**Ward 6      Mike D'Antonio**

Ward 9      TABLED

**20. Continuation of Citizen's Forum for Non-Agenda Items**

**Christine Faris – Director of the Library was present to invite the Board to meet the author of the book, Orphan Train, on March 17<sup>th</sup> and on Friday, March 27<sup>th</sup> at 7 p.m. they will hold a Jazz Café.**

**21. New business**

**Commissioner Hall stated that the decision made by the Board for a report on the library being relocated or renovated be provided on March 15<sup>th</sup>. March 15<sup>th</sup> is a Sunday and she is requesting an extension to the April 13<sup>th</sup> meeting. Commissioner Holmes seconded the motion.**

**Roll Called.**

**8 Commissioners voted Yes: Commissioners D'Emilio, Hall, Siegel, Heilmann, Holmes, Wechsler, Connell and Oliva.**

**Commissioner McGarrity voted No.**

**Commissioner Holmes did make the motion to have this added to the agenda tonight. Commissioner D'Emilio seconded the motion.**

**8 Commissioners Voted Yes: Commissioners D'Emilio, Hall, Siegel, Heilmann, Holmes, Wechsler, Connell and Oliva.**

**Commissioner McGarrity voted No.**

**22. Other business**

**Steve D'Emilio – 1<sup>st</sup> Ward Commissioner**

**Commissioner D'Emilio reflected on the shooting and killing of Philadelphia Police Officer Wilson. He stated that anything can happen to anyone at anytime. He thanked the Public Works Snow Crew and all volunteers.**

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**Jane Hall – 3<sup>rd</sup> Ward Commissioner**

Commissioner Hall echoed the same sentiments.

**Dan Siegel, Esquire – 4<sup>th</sup> Ward Commissioner**

Commissioner Siegel spoke on the potholes in the township and that PaDot is working in the township.

Commissioner Siegel will jointly hold a constituent meeting with Commissioner Hall on April 22<sup>nd</sup>.

Commissioner Siegel presented Mrs. Faris his new publication of The Wise Legacy.

**Jeff Heilmann – 5<sup>th</sup> Ward Commissioner**

Commissioner Heilmann announced the upcoming Kevin Cain Walk or Run on March 29<sup>th</sup>.

**Larry Holmes, Esquire – 6<sup>th</sup> Ward Commissioner**

Commissioner Holmes also commended the Public Works staff and also thanked his colleagues and Mr. Byrne regarding the Tenby Road Resolution.

**Jim McGarrity – 7<sup>th</sup> Ward Commissioner**

Commissioner McGarrity also thanked the Public Works Department for the snow clean up.

Cardinal John Foley School will be holding their Casino Night.

Commissioner McGarrity also advertised the Kevin Cain Walk or Run.

Donations are being taken at the Philadelphia Police and Fire Credit Union on City Line Avenue in honor of Officer Wilson for his surviving two sons.

**William F. Wechsler – 9<sup>th</sup> Ward Commissioner**

Commissioner Wechsler announced that he will have his constituent meeting on March 26<sup>th</sup>, 7:30 p.m. at the Bon Air Fire Company.

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**Chris Connell, Sr. – 8<sup>th</sup> Ward Commissioner**

**Commissioner Connell also gave kudos to all the Crossing Guards.**

**With St. Patrick's Day coming up, please enjoy and be responsible.**

**Mario A. Oliva – 2<sup>nd</sup> Ward Commissioner**

**Commissioner Oliva also thanked the Public Works Department and wished his daughter a Happy Birthday.**

**23. All Commissioners agreed to adjourn**