

**PUBLIC HEARING – 6:30 p.m. – SIGN CODE AMENDMENT**  
**MINUTES**

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

**May 11, 2015  
Monday, 7:00 p.m.  
Township of Haverford**

**1. Opening of Meeting – Mario A. Oliva, President, opened the meeting and indicated the Board met in Executive Session to discuss legal matters.**

**a. Roll Call – 7 Commissioners were present at roll call: Commissioners D’Emilio, Hall, Siegel, Holmes, McGarrity, Wechsler and Oliva.**

**Commissioners Heilmann and Connell were absent.**

**Also present were: Lawrence J. Gentile, Township Manager, James J. Byrne, Jr., Township Solicitor, Gary Zlotnick, Township Auditor, Lori Hanlon Widdop and Tim Denny, Assistant Township Managers, Aimee Cuthbertson, Finance Director, Lt. Joseph Hagan and Dave Pennoni, Pennoni Associates.**

**b. Opening Prayer led by Rev. Mary Jane Kirby, Union Methodist Church**

**c. Pledge of Allegiance**

**2. Officer of the Year Award presented to Officer Joseph McGibney**

**3. Township Auditor Update – Mr. Zlotnick reviewed disbursements for the period 4/14 through 5/11/15. He raised several questions and found no irregularities.**

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

**Ann McLaughlin – 125 Upland Road – Speed Humps**

**This is an inconvenience and causes tremendous vibrations to the homes and she is totally against it.**

**Mrs. Buck – 116 Upland Road – Speed Humps**

**She, too, is totally against the speed humps.**

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**Mike Levin – 414 Mill Road – various topics**

Mr. Levin spoke on Storm water issues in the Ridgeway/Woodmere and Mill Road areas.

The township needs a Planning Department.

He spoke on the upcoming paving or concrete along the trail.

No air quality maintenance is being done at the YMCA

Homeowner's insurance is becoming higher and higher due to more storms and climate change

**Irene Coffey – 1437 Maryland Avenue – Historical Society**

Irene Coffey is Vice President of the Historical Society and stated that the mission statement of the society is to protect, preserve and promote.

Historic buildings in the township: Nitre Hall, the Federal School and the Lawrence Cabin

**Ann Phillips – 2628 Wendy Road – Freedom Playground**

This is the 5<sup>th</sup> year for Freedom Playground. Work is still ongoing. They are always trying to fundraise. There are still fence posts and bricks available. They will need at least \$70,000 for new ground cover.

She asked that everyone that does visit the playground do not bring food or drink.

**END OF REGISTERED SPEAKERS**

**OPEN FORUM WAS UNANIMOUSLY VOTED ON TO MOVE UP TO THIS TIME SLOT**

The following individuals are against the library purchasing the home and making 11 parking spaces and also due to loss of revenue for the township and a lower property value:

Bob Brennan – 1611 Greenway Road

Grant Connor – Mill Road

Mr. McDonald – Mill Road

Mr. Neilson – 1607 Greenway Road

Mr. Zimmerman – 115 Upland Road – Speed Humps

Mr. Zimmerman is also against speed humps.

Mr. McCreight – 2446 St. Denis Lane – Various topics

Mr. McCreight is a 3<sup>rd</sup> Ward Republican Candidate.

While meeting with residents, there were a few concerns he heard:

The YMCA, relocation of the recycling center once the new buildings are built and traffic.

Ann McLaughlin spoke again on the speed humps on Upland Road. The board needs to “protect the rights of the residents”. She was told to drive over the speed hump on Steel Road.

### RESPONSES TO CITIZENS FORUM

Commissioner Oliva explained that to install speed humps on roads in the township, an ordinance was established with criteria. Upland Road did meet the criteria: number of cars that travel on Upland and the speed threshold. The hump is a temporary one. It is recommended that residents drive on the one that is installed on Steel Road.

**Mr. Gentile responded to Mr. Levin's comments:**

**The township has replaced some of the inlets on Mill Road and we are in the process of applying for 4 grants and need to be submitted by the end of June.**

**More discussions will be held on what will be put down on the trail. It looks like wood chips.**

**Mr. Gentile thanked Mrs. Coffey for attending the meeting and indicated that the township does have a plan which will help the historic buildings.**

**Mr. Gentile thanked Mrs. Phillips for all the work at Freedom Playground and indicated that this is great program.**

**Mr. McGarrity responded to the Library comments:**

**He will vote against the sale of the home for additional parking. This will be a loss in tax revenue.**

**5. Approval of Minutes**

**Regular Meeting of April 13, 2015**

**Motion made by Commissioner Wechsler and seconded by Commissioner Hall to approve the Regular Meeting Minutes of April 13, 2015.**

**Roll Called.**

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

**Commissioner McGarrity was absent from the vote.**

**6. Approval of Warrants**

**Motion made by Commissioner Holmes and seconded by Commissioner D’Emilio to approve the following warrant #5-2015 totaling \$4,258,654.67**

**General & Sewer fund Payroll for April 9, 2015 in the amount of \$589,837.96**

**General & Sewer fund Payroll for April 23, 2015 in the amount of \$601,928.11**

**General Fund disbursements #5-2015 in the amount of \$1,120,395.08**

**Sewer Fund disbursements #5-2015 in the amount of \$123,643.12**

**Community Development Block Grant Fund disbursement #5-2015 in the amount of \$51,709.83**

**HOME Grant Fund #5-2015 in the amount of \$22,525.50**

**Cable Access Equipment Fund #5-2015 in the amount of \$3,175.00**

**Capital Projects Fund disbursement #5-2015 in the amount of \$119,959.29**

**Credit Card Statement ending April 6, 2015\* in the amount of \$1,595.00**

**Credit Card Statement ending April 27, 2015 in the amount of \$3,504.53**

**Schedule Debt Service Payment on Series 2010 ACH due June 1, 2015 in the amount of \$1,620,381.25**

**Roll Called.**

**6 Commissioners voted Yes: Commissioners D’Emilio, Hall, Siegel, Holmes, Wechsler and Oliva.**

**Commissioner McGarrity was absent from the vote.**

**7. Ordinance No. P4-2015                      C2 Zoning Text Amendment (2<sup>nd</sup> Reading)**

**Motion made by Commissioner Holmes and seconded by Commissioner Hall to adopt the second reading of Ordinance No. P4-2015 AMENDING AND SUPPLEMENTING ORDINANCE NO. 1960, KNOWN AS THE "GENERAL LAWS OF THE TOWNSHIP OF HAVERFORD", ADOPTED JUNE 30, 1986, BY AMENDING THE USE PROVISIONS OF THE C-2 NEIGHBORHOOD COMMERCIAL DISTRICT.**

**Roll Called.**

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

**Commissioner McGarrity was absent from the vote.**

**8. Ordinance No. P5-2015                      Zoning Map Amendments (2<sup>nd</sup> Reading)**

**Motion made by Commissioner D'Emilio and seconded by Commissioner Hall to adopt the second reading of Ordinance No. P5-2015 AMENDING AND SUPPLEMENTING THE GENERAL LAWS OF THE TOWNSHIP OF HAVERFORD, CHAPTER 182, "ZONING" BY RECLASSIFYING THE ZONING CLASSIFICATION OF CERTAIN PROPERTIES KNOWN AS DELAWARE COUNTY FOLIO NO. 22-06-00335-00 FROM R-4 LOW TO MEDIUM DENSITY RESIDENTIAL DISTRICT TO INS – INSTITUTIONAL DISTRICT; AND; DELAWARE COUNTY FOLIO NOS. 22-03-00505-00, 22-03-00504-00, 22-03-00503-00, 22-03-00502-00, 22-03-00501-00, 22-03-00500-00, 22-03-00858-00 FROM INS – INSTITUTIONAL DISTRICT TO R-4 LOW TO MEDIUM DENSITY RESIDENTIAL DISTRICT .**

**Roll Called.**

**7 Commissioners Voted Yes: Commissioners D'Emilio, Hall, Siegel, Holmes, McGarrity, Wechsler and Oliva.**

**9. Ordinance No. P8-2015                      Garbage, Refuse and Recycling Regulations  
(2<sup>nd</sup> Reading)**

**Motion made by Commissioner Hall and seconded by Commissioner D'Emilio to adopt the second reading of Ordinance No. P8-2015 further amending and supplementing Chapter 95, Garbage, Rubbish and Refuse.**

**Roll Called.**

**7 Commissioners Voted Yes: Commissioners D'Emilio, Hall, Siegel, Holmes, McGarrity, Wechsler and Oliva.**

**10. Ordinance No. P9-2015                      Chronic Nuisance Properties (2<sup>nd</sup> Reading)**

**Motion made by Commissioner D’Emilio and seconded by Commissioner Hall to adopt the second reading of Ordinance No. P9-2015 AMENDING AND SUPPLEMENTING CHAPTER 119, “NUISANCES” BY AMENDING THE FOLLOWING PROVISIONS AND ADDING PROVISIONS FOR CHRONIC NUISANCE PROPERTY.**

**This Ordinance will apply to residential properties. Solicitor’s office will have the ability to file lawsuits.**

**Roll Called.**

**7 Commissioners Voted Yes: Commissioners D’Emilio, Hall, Siegel, Holmes, McGarrity, Wechsler and Oliva.**

**11. Ordinance No. P10-2015                      Traffic (2<sup>nd</sup> Reading)**

**Motion made by Commissioner Hall and seconded by Commissioner McGarrity to adopt the second reading of Ordinance No. P10-2015 authorizing traffic restrictions on the following highway:**

**STICKER PARKING ONLY:**

**On Ralston Avenue, South side, from Belvedere Avenue to the dead end (track bed)**

**Parking of Commercial Vehicles In Excess of 8,000 pounds Prohibited at all Times:**

**On Martin Avenue, north side, from Railroad Avenue to Lancaster Avenue**

**This topic will be added to the next Work Session Agenda.**

**Roll Called.**

**7 Commissioners Voted Yes: Commissioners D’Emilio, Hall, Siegel, Holmes, McGarrity, Wechsler and Oliva.**

**12. Ordinance No. P11-2015 Sign Code Amendment (1<sup>st</sup> Reading)**

**Motion made by Commissioner Holmes and seconded by Commissioner Wechsler to adopt the first reading of Ordinance No. P11-2015 BY REPEALING CHAPTER 154, SIGNS; AMENDING CHAPTER 182, ZONING, BY ADDING A DEFINITION FOR OFF-PREMISES ADVERTISING SIGNS AT §182-106.B; AND AMENDING VARIOUS PROVISIONS OF SECTION 182-701, SIGNS.**

**Discussion began concerns the size, transit shelter signs and purpose section/findings/conclusions.**

**Amendment was made to remove all signs from C1 and C5 districts and add transit shelter signs in 182; including findings. This amendment was disregarded and final motion was:**

**Motion by Commissioner D’Emilio and seconded by Commissioner Holmes (which Commissioner Wechsler agreed to) to:**

**adopt the first reading of Ordinance No. P11-2015 by:**

- **repealing Chapter 154, Signs, placing the provisions of Chapter 154 into Chapter 182,**
- **adding a definition for off-premises advertising signs at §182-106.B,**
- **amending various provisions of Section 182-701, Signs**
- **adding findings of facts that, based upon the record, including the reports and testimony of experts and other consultants, there is no location within Haverford Township at which large off-site advertising (commonly called billboards) may be placed safely within Haverford Township, and that permitting the construction of billboards would adversely affect the historic and scenic environment and create a danger to motorists.**

**Roll Called.**

**7 Commissioners Voted Yes: Commissioners D’Emilio, Hall, Siegel, Holmes, McGarrity, Wechsler and Oliva.**



**13. Contract Awards**

**Motion made by Commissioner Wechsler and seconded by Commissioner McGarrity to award the following contractors for the Community Development Block Grant and HOME Programs in accordance with the published Requests for Proposals and the subsequent evaluations for the period 2015-2020:**

- 1. Public Improvements – Pennoni Associates, Inc.**
- 2. Streets – Pennoni Associates, Inc.**
- 3. Rehabilitation Technical – Pennoni Associates, Inc. as primary provider**
- 4. Lead Testing – Leadco Environmental, Inc. as primary provider**
- 5. Appraisals – none**
- 6. Title Services – Philly Sub Searches**

**Roll Called.**

**6 Commissioners Voted Yes: Commissioners Hall, Siegel, Holmes, McGarrity, Wechsler and Oliva.**

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

**Public Works Department – Emergency Road Repairs to Highland Avenue**

**Motion made by Commissioner Wechsler and seconded by Commissioner McGarrity to award the Emergency Road Repairs to Highland Avenue contract to Charlestown Paving & Excavating, Inc., Devault, PA, in the amount of \$51,050.00, submitting the lowest responsible quote.**

**Roll Called.**

**6 Commissioners Voted Yes: Commissioners Hall, Siegel, Holmes, McGarrity, Wechsler and Oliva.**

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

**Traffic Signal Maintenance Contract and Traffic Adaptive Installation Contract Award**

**Motion made by Commissioner Wechsler and seconded by Commissioner Siegel to award the 2015 Traffic Signal Maintenance Contract No. T-6 to Signal Service, Inc., West Chester, PA, in the amount of \$38,849.00, submitting the lowest responsible bid; contingent upon their execution of the Contract and supply of the required Bonds and Insurance.**

**Roll Called.**

**5 Commissioners Voted Yes: Commissioners Hall, Siegel, Holmes, Wechsler and Oliva.**

**Commissioner McGarrity abstained**

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

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

**This item was previously done.**

**15. New business**

**Commissioner McGarrity read a letter aloud concerning the recent oil found at the former McCandless property (which was sold to developers). A sample of the soil was tested and it was not contaminated. They have suggested installing a fence drain.**

**Commissioner Siegel asked the Solicitor to speak on signs on private property because he has been receiving complaints.**

**Township Solicitor stated that political signs are difficult to do away with; however, commercial signs can be regulated and easier for someone to be in violation.**

**Commissioner Siegel researched and clarified the YMCA vote from the Minutes:**

**1<sup>st</sup> Reading in 2008 – Condemnation – 7-2 – Commissioners D'Emilio and Broido voted No.**

**2<sup>nd</sup> Reading in 2008 – Condemnation 9-0**

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**1<sup>st</sup> Reading in 2010 – 8-1 – Commissioner D’Emilio voted No.**

**2<sup>nd</sup> Reading in 2010 – 7-0-1 – Commissioner D’Emilio abstained.**

**Commissioners Hall and Siegel, at their last constituent meeting, invited the YMCA.**

**They are requesting that the Y representatives speak at a few work sessions on a regular basis.**

**Commissioners are concerned that the Y does not have a cap on membership and residents are concerned about excessive parking on their streets.**

**Commissioner Siegel, on behalf of absent Commissioner Heilmann, announced that Commissioner Heilmann is appointing Mary Ann Barson as the 5<sup>th</sup> Ward Representative on the Senior Citizen’s Advisory Council.**

**16. Other business**

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

**Commissioner D’Emilio congratulated Officer McGibney for receiving this year’s Officer of the Year Award.**

**He indicated that this season’s Hav-A-Good Times brochure is one of Recreation’s best. There are many summer activities for the children in the township.**

**He also stated that he is offended by Mr. Levin’s comments towards Dave Pennoni, Township Engineer. Mr. Pennoni is open and tells it like it is.**

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

Commissioner Hall thanked Lori and staff for all the work that they did on the new building.

She announced that this Saturday, May 16<sup>th</sup>, 10:30 a.m. will be the Joe Cirillo Baseball Field dedication at Grasslyn Field.

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

Commissioner Siegel thanked every resident for coming to the last constituent meeting. There was great dialogue.

Commissioner Siegel announced that this Saturday, May 16<sup>th</sup>, is the annual joint “Anything with a Plug” drop off on the corner of Malin Road and West Chester Pike.

This Saturday, 8:00 a.m. is the Paddock Farm Yard Sale.

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

Commissioner Holmes reminded everyone of the St. Denis Fun Fair and to begin thinking of all the individuals that served in the War. Memorial Day is Monday, May 25<sup>th</sup>.

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

Commissioner McGarrity attended this past Saturday’s K9 presentation. Haverford did very well.

He also mentioned the St. Denis Fair, the upcoming Joe Cirillo Dedication, this Sunday’s Music Festival, Election Day, May 19<sup>th</sup> and the Memorial Day Ceremony on May 25<sup>th</sup> at 11:00 a.m.

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

Commissioner Wechsler also spoke on honoring all those that served in the military.

His upcoming constituent meeting will be held on May 28<sup>th</sup> at the Bon Air Fire Company.

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

**Commissioner Oliva also announced this upcoming Music Festival this Sunday, May 17<sup>th</sup> from 12 noon to 7 p.m.**

**The 9<sup>th</sup> Annual Heritage Festival will be held Sunday, June 7<sup>th</sup> on Karakung Drive.**

**The June Commissioner's Meeting will be held on TUESDAY, JUNE 9<sup>TH</sup> due to Haverford's Graduation on Monday evening.**

**17. All Commissioners agreed to adjourn.**