

The following presentations were made on Thursday, April 12, 2018 at 7:00 p.m. before the Board of Commissioners of the Township of Abington at the Township Administration Building, Abington, PA.

Boy Scouts:

Commissioner Schreiber presented Boy Scouts Carl Petetti and Joseph Smith with Certificates of Commendation in recognition of their rank of Eagle Scout on behalf of the Board of Commissioners of the Township of Abington on this 12<sup>th</sup> day of April, 2018.

Commissioner Hecker presented Boy Scout Steven Carr with Certificate of Commendation in recognition of his rank of Eagle Scout on behalf of the Board of Commissioners of the Township of Abington on this 12<sup>th</sup> day of April, 2018.

Commissioner Thompson presented Boy Scout Jake Scheuren with Certificate of Commendation in recognition of his rank of Eagle Scout on behalf of the Board of Commissioners of the Township of Abington on this 12<sup>th</sup> day of April, 2018.

Commissioner Sanchez presented Boy Scouts Stephen Maransky, Grayson Meyerowitz and Robert Paul Sutton with Certificates of Commendation in recognition of their rank of Eagle Scout on behalf of the Board of Commissioners of the Township of Abington on this 12<sup>th</sup> day of April, 2018.

Abington High School Basketball Teams:

Commissioner Zappone presented the coaches and all team members of the Abington High School Girls Basketball Team and the Abington High School Boys Basketball Team with Certificates of Commendation on behalf of the Board of Commissioners of the Township of Abington on this 12<sup>th</sup> day of April, 2018.

The stated meeting of the Board of Commissioners of the Township of Abington was held on Thursday, April 12, 2018 at the Township Administration Building, Abington, PA., with President Luker presiding.

**CALL TO ORDER:** 7:30 p.m.

**ROLL CALL:** Present: Commissioners MYERS, BRODSKY, ROTHMAN, SANCHEZ, THOMPSON, SCHREIBER, HECKER, SPIEGELMAN, VAHEY, GILLESPIE, ZAPPONE, BOWMAN, KLINE, LUKER  
Excused: DiPLACIDO

Township Manager MANFREDI  
Assistant Township Manager WEHMEYER  
Township Solicitor CLARKE

**PLEDGE OF ALLEGIANCE**

Commissioner Rothman asked that a moment of silence be held in memory of Captain Samuel Schultz, an Abington resident and Abington High School graduate, who lost his life in a military helicopter crash on April 3, 2018.

**A MOMENT OF SILENCE WAS HELD IN HONOR OF CAPTAIN SAMUEL SCHULTZ**

**BOARD PRESIDENT ANNOUNCEMENTS:** None.

**PRESENTATIONS:**

Arbor Day Proclamation:

President Luker read the Arbor Day Proclamation into the record.

Citation – Ashley Spearman:

Vice President Kline said tonight, we are here to honor Mr. Ashley Spearman who has just retired from the Abington Township Planning Commission as this Township thrives and progresses through the work of the many volunteers of various Boards and Commissions of the Township.

Commissioner Vahey congratulated Mr. Ashley Spearman and thanked him for his many years of service.

Vice President Kline and Commissioner Vahey presented Mr. Ashley Spearman with Certificate of Commendation that read as follows:

WHEREAS, Ashley Spearman is a resident of Ward #12 of the Township of Abington, who chose to settle in the Glenside area to raise his family and operate his architectural business;

WHEREAS, Ashley served on the Abington Township Planning Commission for 16 years from January of 2001 thru December of 2017. Where he served as the Vice Chair for a four year period, he was a guiding hand in his mentoring of newly appointed Planning Commission members over the years, a major contributor to the update and revisions to the Abington Township Zoning Ordinance, committing countless hours to this project over the seven years and as the lead author on several chapters of the ordinance;

WHEREAS, Mr. Spearman also served on the committee that updated Abington Township's Comprehensive Plan and was involved in the Old York Road Corridor Study, providing Township residents with an architectural view on the proposed developments submitted for review and insight on the aesthetics of a development and how a proposed development would fit into an already developed community;

WHEREAS, the biggest asset of having Ashley serve on the Planning Commission was his ability to know how a development comes together. Ashley knew all aspects of a development and how limitations within the zoning ordinance affect the overall plan. He knew the inter-workings of puzzle pieces such as parking, green space, landscaped buffers, impervious coverage, building coverage and that all have to be fitted together to make a development work;

Now, Therefore Be It Proclaimed, on this 12th day of April 2018, that Ashley Spearman be remembered for his countless achievements, and for serving all people of the Township of Abington, with respect and distinction, and is herewith recognized by this formal expression of gratitude and thanks, by the Township Manager and the Township Board of Commissioners of the Township of Abington.

**PUBLIC COMMENT – AGENDA ITEMS:**

Lora Lehmann, 1431 Bryant Lane, expressed concern about the public speaking rules.



**CONSENT AGENDA:**

Vice President Kline noted that items listed under Consent Agenda are considered to be routine and non-controversial and will be enacted by one motion and one vote. There will be no separate discussion of these items. If discussion is desired by members of the Board of Commissioners, that item is to be identified by the Board member and will be removed from consent agenda and will be considered separately at the appropriate place on the agenda. Every one of these agenda items was discussed in detail during committee meetings last week.

Vice President Kline made a MOTION, seconded by Commissioner Spiegelman to approve the following items a.-o. as listed under Consent Agenda.

President Luker asked if any Board member would like to pull any item from Consent Agenda. There were none.

Items a. - o. were as follows:

To approve the minutes of the Board of Commissioners Meeting of March 8, 2018.

To accept the lowest responsible bids and authorize the Township Manager to enter into contracts for the purchase of materials with the companies listed in the bid summary as depicted in Exhibit 1 dated 4-4-18 and attached hereto.

To authorize the Township Manager and Township Solicitor to develop a revised draft ordinance that amends the appropriate ordinances to regulate noise and reduce the hours of operation for activities that interfere with resident's ability to enjoy the use of their property.

To promote Sergeant Kevin Magee to the rank of Probationary Lieutenant effective April 16, 2018 provided Sergeant Kevin Magee successfully completes the remaining portions of the promotional process.

To amend the FY2018 Budget to reallocate appropriations from line items:

- 525-7517 Body Camera 2016 \$8,621.34
- 525-7520 Police Vehicle Digital System \$757.29
- 525-7523 Body Cameras \$10,000.00
- 525-7525 In-Car Video Replacement \$17,812.06
- 525-7526 Police Vehicle Digital System \$15,000.00
- 525-7527 Body Cameras \$10,000.00
- 525-7531 In-Car Video Replacement \$30,000.00 to budget line item 07-04-525-7533 for a specific purpose of a multi-year Body Camera purchase in the total amount of \$112,190.69.



To approve submitting a grant application to the Delaware Valley Regional Planning Commission for a feasibility study for a new sidewalk project at Old Welsh Road in the Willow Grove section of the Township with funding through our CDBG program.

To approve to submitting a grant application to the Delaware Valley Regional Planning Commission for the Transportation & Community Development Initiative to create an Easton Road Revitalization Plan with funding through our CDBG program.

To advertise Ordinance No. 2154 adopting a certain inter-municipal agreement for the purchase of pool chemicals and supplies among numerous municipalities.

To accept the Watershed Restoration and Protection Program grant from the Department of Community & Economic Development (DCED) in the amount of \$100,000.00 to support the Ardsley Wildlife Sanctuary Project: for the construction and engineering relating to the expansion of a stormwater basin and streambank stabilization at the Ardsley Wildlife Sanctuary.

To approve the application for a grant for the Ardsley Wildlife Sanctuary Basin Retrofit and Stream Restoration not to exceed \$250,000.00.

To approve investments for the month of February 2018 as previously circulated to the Board. It was noted that investments for the month totaled \$245,000.00. Interest rate yields were 1.850%.

To approve the Advance and Travel Expense activity for February 2018 as previously circulated to the Board. Advance and Travel Expense reports were \$0.00 and \$724.02, respectively. One-month expenses totaled \$4,636.58.

To approve the Clearing Fund, the Deferred Revenue/Expense activity and Petty Cash balances for the month of February 2018 as previously circulated to the Board. Clearing fund receipts and disbursements for the month of February 2018 were \$19,789.01 and (\$13,073.37), respectively. Deferred Revenue/Expense receipts and disbursements for the month of February 2018 were \$0.00 and (\$0.00), respectively.

To adopt Resolution No. 18-017 to appoint Richard J. Manfredi as second alternate voting delegate for the Tax Collection Committee, effective April 13, 2018 due to the retirement of Michael LeFevre.

To adopt Resolution No. 18-018 authorizing the disposition of certain Human Resources records as set forth in Exhibit "A."

MOTION was ADOPTED 14-0.

**NEW BUSINESS:**

Item OTM-01-041218:

Commissioner Hecker made a MOTION, seconded by Commissioner Spiegelman to approve Resolution No. 18-022 in opposition to the proposed rate increase of PECO Energy Company.

Commissioner Luker asked for any comments from Commissioners or staff.

Commissioner Kline said the idea of the Board of Commissioners proposing to adopt a resolution in opposition of rate increase of PECO reached PECO's representative of Montgomery County and there was a meeting held that included himself, President Luker and Manager Manfredi with Ms. Ryan, rep of PECO. Ms. Ryan indicated that she will work on how to address concerns by the Board of Commissioners and many Township residents during recent storms; however, a specific timeline was not provided nor do we have an understanding as to when the PUC will consider PECO's proposed rate change and when public hearings will be held.

Even without that information, he would like to have this motion passed and the Board of Commissioners instruct Township Manager to hold the resolution until such date when PECO informs the Township on how they will make changes or the actual date that this resolution would need to be submitted.

In part, the resolution was read into the record as follows:

**NOW, THEREFORE**, the Board of Commissioners of the Township of Abington does hereby RESOLVE as follows:

- a. The Board of Commissioners of the Township of Abington respectfully requests that the company's \$82 million rate request, overall energy delivery rates that beginning January 1, 2019, would increase about 2.2 percent over current rates or for a typical residential electric customer using about 700 kilowatt hours of electricity, would increase by about 3.2 percent, be denied. In the alternative, the Board of Commissioners of the Township of Abington requests that the determination regarding the proposed rate increase be postponed unless and until the PECO Energy Company provides a comprehensive plan regarding improvements to the infrastructure in Abington Township and its plans to more timely and efficiently address power outages within the Township. Particularly regarding large power outages, PECO Energy Company shall provide measurable means to address excessive restoration times, service reliability and real time communication with its customers during times of power outages especially during declared States of Emergency.



The Board of Commissioners authorizes and directs the Township Manager to complete any necessary documents or forms to effectuate the intent of this resolution, including the filing of any necessary informal complaint or protest with the Public Utility Commission.

Commissioner Rothman said if the Board votes now to approve it, do we need take any further action to take the next step at the appropriate time.

Manager Manfredi replied the Board would be conditionally approving the authorization of the resolution to be submitted, but if PECO is willing to work with the Township in regards to the intent of the resolution, the resolution would not be submitted, or if we get a date that pushes the submission passed the next meeting, he would not submit it.

Commissioner Rothman clarified that if PECO meets some of the conditions then the Board would reconvene and revise the resolution. Is that correct?

Manager Manfredi replied yes. This resolution will not formally be submitted or considered approved unless the Township gets confirmation that this has to be submitted by a certain date to the PUC prior to the next Board meeting.

Commissioner Rothman said he is in favor of this resolution being approved.

Commissioner Vahey respectfully requested to table this motion as he does not want to conditionally approve the resolution. He cannot vote for this without knowing what the rate increase is for or what the plans are.

Commissioner Spiegelman said regarding PECO's potential response that would cause this resolution not to be submitted; would the Board evaluate whether PECO's response is sufficient enough to not submit this resolution.

Manager Manfredi replied the Board would need to advertise and hold a special public meeting and deliberate it in public.

Solicitor Clarke said the PUC website does not indicate a notice of any public hearing scheduled regarding PECO's proposed rate increase. PECO's rate increase was filed on March 29, 2018. Although, there is notice for three public hearings for PPL's electric utilities rate increase in which they filed in 2015 and hearings are just now being scheduled by the PUC, so he feels there is time before the May Board meeting before anything would happen in this matter.

Commissioner Gillespie clarified that this is just our Township opposing PECO's rate increase, so if the PUC decides to approve it, they will do so. Is that correct?

Manager Manfredi replied that is correct. We are only speaking on behalf of Abington Township and the PUC will give whatever weight they want to on it.



Commissioner Kline said following discussion with Ms. Ryan of PECO; he would be fine with tabling it, but we did not get enough information about when the date-certain will be to submit resolution of opposition to PECO's rate increase, and he does not want to miss that time period if it happens before the next Board meeting.

Also, the Board of Commissioners does not set public utility rates, it is done by the PUC, and whatever they decide will affect everyone within the PECO service area.

Commissioner Zappone agreed with Commissioner Vahey about tabling this motion. He had residents of Tyson Avenue who lost power for over a week and his vote will be to table it as it makes perfect sense.

Manager Manfredi said motion on the floor is to approve the resolution with an understanding and not conditions. If the Commissioners who made the motion and seconded it withdraw it then another motion could be made to table the matter.

Commissioner Luker questioned whether PECO rep indicated when she would inform the Township as to when a date would be set for a public meeting.

Manager Manfredi replied PECO rep indicated there is a date for public comments that would be some time in June, but the Office of Administrative Law Judge has not set a date so we do not have a definitive date.

Commissioner Kline said he would be o.k. with the motion being withdrawn and the resolution being pushed back to May, but hopes we do not lose the opportunity as he wants to make a statement specifically for residents of his ward.

Commissioner Myers said putting the rate increase aside; she was always under the impression that we were going to schedule a public meeting with reps of PECO so that residents would have an opportunity to speak to representative of PECO. Certainly all of our wards experienced long power outages, but the most frustrating thing was that residents received automated messages telling them 'their power has been restored' when it had not been. We need to have a public conversation with PECO about it, and although we are not the only Township that experienced this, if we do not start somewhere, it will not be changed.

Manager Manfredi replied PECO rep indicated they are committed to having that meeting, but they want to combine it with Cheltenham Township.

Commissioner Myers said Abington Township should schedule a public meeting and have it in Abington Township.

Manager Manfredi replied they are not inclined to do that and they are calling it an 'Open House' and want to combine it with Cheltenham Township.

Commissioner Myers said that is extremely disappointing. If we get our State Representative and State Senator involved, who have influence with the PUC, we could have a meeting here in Abington.

Manager Manfredi replied both State Representative and State Senator have reached out to PECO about that.

Commissioner Kline added that they received the same response in which PECO wants to have a joint meeting with Abington and Cheltenham Townships.

Commissioner Rothman said it is absurd to combine Abington with another municipality. The message needs to be sent now on behalf of our residents and he does not want to wait.

Commissioner Spiegelman proposed to adopt the resolution without condition, which will send the strongest message and potentially inspire other municipalities to pass resolutions so that PUC will take a collective voice seriously and PECO will realize how serious it is.

Commissioner Kline agreed with Commissioner Spiegelman and noted that he reached out to elected officials of other municipalities of Cheltenham, Upper Merion, Upper Dublin, Lower Moreland and Whitepain Townships as well as County officials for support in this matter.

Commissioner Schreiber questioned whether passing this resolution would help with that dialog with other municipalities.

Commissioner Kline replied he did not share this proposed resolution, but he will when it is adopted.

Commissioner Schreiber said she is not in favor of tabling this resolution.

Commissioner Kline suggested voting on the motion on the floor without an amendment.

Commissioner Hecker agreed that PECO's response has been insufficient and we should send a message.

Commissioner Gillespie commented that an adopted resolution can be passed onto other municipalities, so that after review, there would be more than one voice.

Commissioner Hecker called the question.

MOTION to adopt Resolution No. 18-022 in opposition to the proposed rate increase of PECO Energy Company – PASSED 10-4.

**UNFINISHED BUSINESS:**

Item ACL-01-041218:

**Presentation by Arthur Herling –**

Commissioner Sanchez said the applicant is here tonight with direction from committee to make a more in-depth presentation showing how conditions placed on approval of the plan have been met.

Mr. Arthur Herling introduced Mr. Nick Rose, P.E. with Protract Engineering who was there to answer any questions. The plan is to develop vacant lot located at 1043 Easton Road and build four single-family attached dwellings with private driveway and parking in the rear of the building as shown on the rendering. He met with the Township's Planning Commission who made recommendations such as a landscape plan in which he complied. Also added to the plan was sidewalk along the frontage of the property including a crosswalk connecting one side of the sidewalk to the other. A landscape plan was presented showing a buffer fence around the property line in compliance with the ordinance and based on our calculations all required plantings are shown of various types of trees.

There are two stormwater seepage pits on the property and the first is to capture stormwater in the parking area and the larger pit is to capture water that hits the roof and there is also a drain towards the bottom of the driveway. 11 parking spaces are proposed; two per dwelling and a few extra for guests. He received a revised staff review letter dated, April 10, 2018 and he will comply.

Commissioner Luker asked for any comments from Commissioners.

Commissioner Gillespie questioned whether the dwellings will be for sale or rental.

Mr. Herling replied they will be leased and then at some point sold.

Commissioner Spiegelman asked for the location of the sidewalk.

Mr. Herling replied a four-foot sidewalk will run along frontage with a six-foot privacy fence along property line.

Commissioner Thompson said revised staff review letter was received by the applicant on April 10<sup>th</sup> and what has changed on the plan since then?



Amy Montgomery, Director of Engineering/Code, replied she met with applicant to discuss original staff review letter and the applicant addressed a number of those comments, and following committee meetings last week, the applicant requested a reduced version of staff review letter so items previously addressed would not be topic of discussion.

Commissioner Thompson questioned whether substantial items remain.

Ms. Montgomery replied no, but there is a list of waivers requested by the applicant.

Commissioner Kline asked about handicapped accessible parking spaces on the property.

Ms. Montgomery replied in discussion with Mr. Penecale a determination was made that, because it is only four units, no handicap spaces are required.

Mr. Blumenthal clarified that there will be sprinklers on proposed property. Is that correct?

Mr. Herling replied that is correct.

Commissioner Luker asked for any public comments.

John Schema, 1028 Edge Hill Road, said his property abuts proposed property and expressed concern about the height of retaining wall, the buffer and no trees are marked to be removed on the plan as well as sidewalk location and onsite stormwater management.

Nick Rose, P.E. Protract Engineering, said he is the design engineer of the plan and he previously addressed concerns expressed by Mr. Schema. The plan shows a number of plants that are eight feet high; the fence and new plants. Stormwater will be managed by seepage bed system as shown on the plan. Proposed sidewalk is along entire frontage of the property with two ADA ramps at both ends and there is proposed sidewalk in the back of the units down to the new sidewalk on Easton Road. All of the revisions were reviewed by Township Engineer and there is an extensive landscaping table on the landscaping plan that lists all plants proposed as well as the height of the plants, so that information is on the plan as submitted to the Township that is before the Board this evening.

Commissioner Spiegelman said this is the kind of housing stock we need in the Township in general, and in Ward 11 specifically; however, the Board has asked to see a rendering of what this property will look like from all angles and the information presented is still incomplete.

Commissioner Luker questioned whether this project is ready to be voted on this evening.

Manager Manfredi said due to timelines of the MPC, he suggested that the applicant provide the Township with a waiver of another 30-60 days to review this plan, otherwise a vote this evening would need to be taken.

Mr. Herling granted the Board of Commissioners a waiver from requirements of the MPC (Municipalities Planning Code) to allow more time to review the proposed plan until the Board of Commissioners Meeting of May 10, 2018.

Manager Manfredi said we will schedule a land use staff meeting with the applicant.

**NEW BUSINESS:**

Item ACL-02-041218:

Commissioner Sanchez made a MOTION, seconded by Commissioner Kline to approve the Land Development Application by Abington Friends School.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

MOTION was ADOPTED 14-0.

Item ACL-04-041218:

Commissioner Sanchez made a MOTION, seconded by Commissioner Kline to approve the scope and duties for reviewing, revising and updating the Township Subdivision and Land Development Ordinance.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

MOTION was ADOPTED 14-0.

Item PS-03-041218:

Commissioner Schreiber made a MOTION, seconded by Commissioner Spiegelman to adopt Ordinance No. 2153 amending Chapter 156 (Vehicles and Traffic) Article III (Parking Regulations) Section 25 – (Parking Prohibited At All Times; No Parking Between Signs; No Parking Here to Corner; Parking Prohibited Except Certain Hours and Section 28 (Special Parking Zones) that will establish the following: No Parking Here to Corner on the southbound side of Roberts Avenue 30 feet north of the “Stop” sign at Ardsley Avenue; No Parking on the south side of Moreland Road from Melmar Road (west to the end of the shoulder), No Parking Between Signs 5 ft. north of the driveway for 781 Jackson Avenue and 2 ft. south of the driveway at 801 Jackson Avenue, Handicapped Parking in front of 1753 Fairview Avenue, Repeal Handicapped Parking in front of 2422 Avondale Avenue.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

MOTION was ADOPTED 14-0.

Item PA-06-041218:

Commissioner Spiegelman made a MOTION, seconded by Commissioner Schreiber to authorize proper Township officials to contract with Louis F. Biase, Landscape Contractor, for the 2018 service year in an amount not to exceed \$100,000 for the Business District Landscape Maintenance Contract. Funds will be drawn from economic development capital accounts reserved for this purpose.

Commissioner Luker asked for any comments from Commissioners or staff.

Commissioner Vahey clarified that this item was not subject to public bid. Is that correct?

Manager Manfredi replied it was publicly bid two years ago for a three-year period, but the bid was awarded and then the work was approved each of the following three years. That will be changed next year so that it will be awarded and contracted for the three-year period.

MOTION was ADOPTED 14-0.



**UNFINISHED BUSINESS:**

Item FC-05-022018:

Commissioner Sanchez made a MOTION, seconded by Commissioner Vahey to authorize a budget transfer of \$5,600.00 from 2017 Contingency expense account #01-01-002-5299 for chillers additional months for cooling units during library air conditioner replacement.

Commissioner Luker asked for any comments from Commissioners or staff.

Commissioner Kline said the reason why he did not make this motion is because, as stated in Finance Committee, he will not be voting in favor of this. The Township has transferred approximately \$22,000.00 to the library for this project and there should be some money from unspent capital expense account of the library to pay for this issue that should not have arisen from the beginning.

MOTION was ADOPTED 10-4.

**NEW BUSINESS:**

Treasurer Report:

Township Treasurer Jay W. Blumenthal reported that monies received from various departments and deposited into Republic Bank for March 2018 was \$15,131,523 representing an increase over prior year of \$2,899,002; YTD \$20,706,166 representing an increase over prior year of \$3,217,004. Deposits of Real Estate Taxes and fees transferred to Finance Department in March 2018 were \$13,199,072; YTD \$14,088,207 and balance to collect of \$13,001,818 representing an increase over prior year of \$4,981,018.

Item FC-02-032018:

Commissioner Kline made a MOTION, seconded by Commissioner Vahey to approve the February 2018 expenditures as previously circulated to the Board in the amount of \$1,316,363.24 and salaries and wages in the amount of \$1,934,566.13, and authorize proper officials to sign vouchers in payment of bills and contracts as they mature through the month of May 2018.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Roll Call resulted in motion being passed 14-0. Commissioner DiPlacido was absent during roll call.

Item FC-07-032018:

Commissioner Kline made a MOTION, seconded by Commissioner Myers to adopt Resolution No. 18-021 designating the Treasurer as Tax Collector of Business Taxes and to set compensation and approve the agreement between the Township of Abington and Jay W. Blumenthal.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

MOTION was ADOPTED 14-0.

**PUBLIC COMMENT:**

Lora Lehmann, 1431 Bryant Lane, asked for information on firewalls and she expressed concern that she is not receiving emails.

**REMARKS OF COMMISSIONERS:**

Commissioner Zappone announced that Ardsley Community Association will host its Fourth Annual “Designer Bag Bingo” event on Friday, April 20, 2018 at the VFW on Jenkintown Road. Doors open at 6 p.m. This event is open to all Township residents and to please contact him for tickets.

Commissioner Gillespie announced that the “Keep the Parade Running/5K” event will be held on Saturday, April 14<sup>th</sup> beginning at 8 a.m. from the North Penn VFW on Jenkintown Road.

Commissioner Vahey thanked the neighbors who came out on Sunday to clean up Glenside/Weldon fields as it was much needed and appreciated.

Commissioner Hecker announced that on Saturday, April 14<sup>th</sup> from 9-12 p.m. will be the Shredding Event sponsored by the Township’s Department of Public Works. Also, the Township’s EAC will be sponsoring a food can drive located in Roslyn.

Commissioner Schreiber announced that on Saturday, April 14<sup>th</sup> is Roslyn’s Community Day with the “Designer Bag Bingo” event held at the Roslyn Boys and Girls Club.

Commissioner Myers said at the committee meeting; she asked Township Solicitor about whether Commissioners who send private emails using their own purchased email system were legally bound to send to everyone in the ward and the Township Solicitor's answer was 'no.' There was no judgment and she does not know why the resident is not getting emails. The question was simply a legal one. Also, on the subject of HUD money, she did not say "it is not tax money," she said, "this was not money acquired from Abington property taxes."

Commissioner Rothman announced that the Pixie Dust Wishes Festival event in memory of Dylan Singer will be held on Sunday, April 15<sup>th</sup> from 9:30-4 p.m. at Alverthorpe Park that includes a 5K in the morning and food trucks.

Also, Alverthorpe Parks Yard Sale will be held on Saturday, April 28<sup>th</sup> beginning at 7 a.m. Contact Parks and Recreation Department if interested in selling items.

Commissioner Thompson announced there will be park clean up in Penbryn Park on Earth Day, Sunday, April 22<sup>nd</sup>.

Vice President Kline said at the request of President Luker he will repeat the information that he provided last month to the resident who keeps asking the same question. The Township does not have a specific ordinance called the "Firewall Ordinance." The Township has an ordinance, which is an amendment to the Building Code that is a noncombustible ordinance for building in commercial districts.

During the time of the rewrite of the Zoning Ordinance hearings and eventual adoption; there was concern by the Fire Marshal's Office about that amendment to the building code being preserved and there was questions as to whether that ordinance was properly brought forward and those became mute because we worked with Township Solicitor's Office and Fire Marshal's Office to come up with language that was put into the Zoning Ordinance that would not supersede or null and void the noncombustible ordinance. So the noncombustible ordinance is an enforceable ordinance of the Township of Abington even with the zoning ordinance change.

President Luker announced that on Thursday, April 19<sup>th</sup>, we will be having a ribbon cutting ceremony for the new clubhouse in Crestmont Park in place of the old roundhouse that stood for 70 years and he invited everyone to attend.



**ADJOURNMENT:** 9:10 p.m.

Respectfully submitted,

Richard J. Manfredi, Township Manager/Secretary

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The following resolutions and ordinance were adopted by the Board of Commissioners on April 12, 2018:

1. Resolution No. 18-017
2. Resolution No. 18-018
3. Resolution No. 18-022
4. Ordinance No. 2153
5. Resolution No. 18-021

Approved May 10, 2018

**RESOLUTION NO. 18-017**

**Appointing Delegate and Alternate Delegates  
for Tax Collection Committee (TCC)**

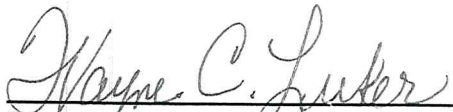
**WHEREAS**, Act 32 § 505(b) requires the governing bodies of townships, boroughs, cities, and school districts to appoint one voting delegate and one or two alternate delegates to be their Tax Collection Committee (TCC) representative. The purpose of this resolution is to appoint the required delegates.

**NOW, THEREFORE, BE IT RESOLVED** by the Commissioners of the Township of Abington that the following individuals are hereby appointed as TCC delegates for the Township of Abington:

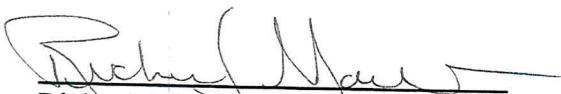
1. Primary voting delegate: Kevin S. Barron
2. First alternate voting delegate: Jeannette M. Hermann
3. Second alternate voting delegate: Richard J. Manfredi
4. If the primary voting delegate cannot be present for a TCC meeting, the first alternative voting delegate shall be the representative at the TCC meeting. If both the primary voting delegate and first alternative voting delegate cannot be present for a TCC meeting, the second alternate voting delegate shall be the representative at the TCC meeting. The work address for both the primary and alternate delegates is 1176 Old York Road, Abington, PA 19001, and the phone number is 267-536-1000.
5. These appointments are effective April 13, 2018 and shall continue until successors are appointed. The delegates shall serve at the pleasure of the Commissioners and may be removed at any time.
6. The Township Manager is hereby directed to send copies of this Resolution to the Superintendent of the Abington School District, the Montgomery County Board of Commissioners, and the Governor's Center for Local Government Services of the Pennsylvania Department of Community and Economic Development.

**ADOPTED** this 12<sup>th</sup> day of April, 2018.

TOWNSHIP OF ABINGTON

  
\_\_\_\_\_  
Wayne C. Luker, President  
Board of Commissioners

ATTEST:

  
\_\_\_\_\_  
Richard J. Manfredi, Secretary

**TOWNSHIP OF ABINGTON  
MONTGOMERY COUNTY, PENNSYLVANIA**

**RESOLUTION NO. 18-018**

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF  
ABINGTON, MONTGOMERY COUNTY, PENNSYLVANIA, AUTHORIZING THE  
DISPOSITION OF CERTAIN HUMAN RESOURCE RECORDS**

WHEREAS, by virtue of Resolution No.11-009, adopted March 10, 2011, the Township of Abington declared its intent to follow the schedules and procedures for the disposition of records as set forth in the Municipal Records Manual approved December 16, 2008, and,

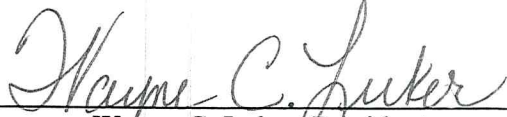
WHEREAS, in accordance with Act 428 of 1968 each individual act of disposition shall be approved by resolution of the governing body of the municipality;

NOW, THEREFORE, BE IT RESOLVED this 12<sup>th</sup> day of April, 2018, that the Board of Commissioners of the Township of Abington, Montgomery County, Pennsylvania, in accordance with the above-cited Municipal Records Manual, hereby authorizes the disposition of the public records as set forth in Exhibit "A" hereto.

Attest:

  
Richard J. Manfredi, Secretary

TOWNSHIP OF ABINGTON

By:   
Wayne C. Luker, President  
Board of Commissioners



**RESOLUTION NO. 18-018 (continued)**

**Page Two**

**EXHIBIT "A"**

**DISPOSITION OF HUMAN RESOURCES OFFICE RECORDS  
AS LISTED BELOW:**

- 2015 and prior Applications for Employment (Not Hired)
- Retain 2 years ( as stated in Municipal Records Manual approved December 16, 2008 reference PS-2; Personnel Records - 1)
- 2010 and prior Retiree Reimbursement Records – Original Requests
- Retain 7 Years (as stated in Municipal Records Manual approved December 16, 2008 – reference FN-2 Account Payable Files and Ledgers; Financial and Purchasing - 1)
- 2010 and prior Random Drug Test Invoices - Originals
- Retain 7 Years (as stated in Municipal Records Manual approved December 16, 2008 – reference FN-2 Account Payable Files and Ledgers; Financial and Purchasing - 1)
- 2014 and prior Health Benefit Waiver Forms
- Retain as long as of administrative value (as stated in Municipal Records Manual approved December 16, 2008 – reference AL-1 Administrative and Subject Files; Administrative and Legal - 1)
- 2015 and prior Internal Flu Shot Schedules and Sign-up Sheets – no medical information included
- Retain as long as of administrative value (as stated in Municipal Records Manual approved December 16, 2008 – reference AL-1 Administrative and Subject Files; Administrative and Legal - 1)
- 2014 and prior Random Drug Test Results – DOT, NON-DOT and Police personnel
- Retain as stated in Municipal Records Manual approved December 16, 2008 reference PS-4 Comply with retention requirements promulgated by the appropriate licensing agency.
  - U.S. Department of Transportation, Office of the Secretary, Office of Drug & Alcohol Policy & Compliance
    - FMCSA – Motor Carrier, 49 CFR part 382.401
      - Retain 1 year : Negative drug test results  
Alcohol test results less than 0.02
- 2010 and prior Health Insurance Invoices
- Delaware Valley Health Trust – Medical
  - Delaware Valley Health Trust – Delta Dental
  - Fidelio Dental Insurance
  - AETNA Medicare
  - Retain 7 Years (as stated in Municipal Records Manual approved December 16, 2008 – reference FN-2 Account Payable Files and Ledgers; Financial and Purchasing - 1)
- 2014 and prior Time Off Request Forms for HR Assistant
- Retain 3 years (as stated in Municipal Records Manual approved December 16, 2008 Reference PL-14 Time Cards and Attendance Records- Includes Vacation and Leave Slips and Work Schedules; Payroll Records – 3)

**ABINGTON TOWNSHIP  
RESOLUTION NO. 2018-022**

**A RESOLUTION OF ABINGTON TOWNSHIP,  
COUNTY OF MONTGOMERY, COMMONWEALTH OF PENNSYLVANIA,  
IN OPPOSITION TO THE PROPOSED RATE INCREASE OF PECO ENERGY  
COMPANY**

**WHEREAS**, PECO Energy Company (“PECO”) provides electricity service throughout Abington Township (“Township”); and

**WHEREAS**, the Township has learned that PECO has applied to the Pennsylvania Public Utility Commission (“PUC”) for permission to increase its rates; and

**WHEREAS**, the Board of Commissioners of the Township has serious concerns regarding the infrastructure within the Township, as well as PECO’s response to large power outages within the Township; and

**WHEREAS**, the Board of Commissioners of the Township desire to convey these concerns to the PUC and respectfully request that any request for a rate increase be denied or postponed unless and until PECO presents a comprehensive plan regarding the infrastructure within the Township and a plan to more timely and efficiently address power outages within the Township, particularly in cases of large power outages.

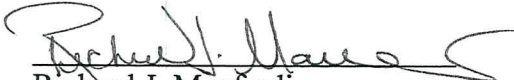
**NOW, THEREFORE**, the Board of Commissioners of the Township of Abington does hereby RESOLVE as follows:

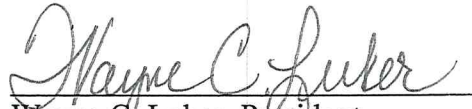
- a. The Board of Commissioners of the Township of Abington respectfully requests that the company’s \$82 million rate request, overall energy delivery rates that beginning January 1, 2019, would increase about 2.2 percent over current rates or, for a typical residential electric customer using about 700 kilowatt hours of electricity, would increase by about 3.2 percent, be denied. In the alternative, the Board of Commissioners of the Township of Abington requests that the determination regarding the proposed rate increase be postponed unless and until the PECO Energy Company provides a comprehensive plan regarding improvements to the infrastructure in Abington Township and its plans to more timely and efficiently address power outages within the Township. Particularly regarding large power outages, PECO Energy Company shall provide measurable means to address excessive restoration times, service reliability and real time communication with its customers during times of power outages; especially during declared states of emergency.
- b. The Board of Commissioners authorizes and directs the Township Manager to complete any necessary documents or forms to effectuate the intent of this Resolution, including the filing of any necessary informal complaint or protest with the Public Utility Commission.
- c. This Resolution shall be effective as of the date of adoption.

April **RESOLVED** and **ADOPTED** at its public meeting held on the 12<sup>th</sup> day of \_\_\_\_\_, 2018.

ATTEST:

ABINGTON TOWNSHIP

  
Richard J. Manfredi,  
Township Secretary

  
Wayne C. Luker, President  
Board of Commissioners



**TOWNSHIP OF ABINGTON  
MONTGOMERY COUNTY, PENNSYLVANIA**

**ORDINANCE NO. 2153**

**AN ORDINANCE AMENDING CHAPTER 156 – ARTICLE III – “PARKING  
REGULATIONS”**

**SECTION 25 – “PARKING PROHIBITED AT ALL TIMES; NO PARKING BETWEEN  
SIGNS; NO PARKING HERE TO CORNER; PARKING PROHIBITED EXCEPT  
CERTAIN HOURS; NO STOPPING OR STANDING”  
SECTION 28 – “SPECIAL PURPOSE PARKING ZONES”**

**WHEREAS**, the Township of Abington is a Township of the First Class, duly organized and existing pursuant to the applicable laws of the Commonwealth of Pennsylvania; and

**WHEREAS**, pursuant to section 1502.44 of the First Class Township Code of the Commonwealth of Pennsylvania, 53 P.S. §56544, the Board of Commissioners has the authority to enact and amend provisions of the Abington Township Code (“Code”) at any time it deems necessary for the health, safety, morals, general welfare, cleanliness, beauty, convenience and comfort of the Township and the inhabitants thereof; and

**WHEREAS**, pursuant to section 1502.10 of the First Class Township Code of the Commonwealth of Pennsylvania, 53 P.S. §56510, the Board of Commissioners has the authority to take all needful means for securing the safety of persons or property within the Township; and

**WHEREAS**, pursuant to section 1502.49 of the First Class Township Code of the Commonwealth of Pennsylvania, 53 P.S. §56549, the Board of Commissioners has the authority to regulate parking; and

**WHEREAS**, the Board of Commissioners of the Township of Abington has determined that Chapter 156 – “Vehicles and Traffic,” Article II – “Traffic Regulations,” Section 10 “U-Turns,” and Section 14 “Stop Intersections,” and Article III – “Parking Regulations,” and Section

25 “Parking Prohibited At All Times; No Parking Between Signs; No Parking Here To Corner; Parking Prohibited Except Certain Hours; No Stopping Or Standing,” and Section 28 “Special Purpose Parking Zones” should be amended for the health, safety, morals, general welfare, cleanliness, beauty, convenience and comfort of the Township and the inhabitants thereof.

**NOW, THEREFORE**, the Board of Commissioners of the Township of Abington does hereby **ENACT** and **ORDAIN** as follows:

- Chapter 156 – “Vehicles and Traffic,” Article III, “Parking Regulations,” Section 25 – “Parking Prohibited At All Times; No Parking Between Signs; No Parking Here To Corner; Parking Prohibited Except Certain Hours,” shall be amended to **add** the following restrictions:

<b>Name of Highway</b>	<b>Side</b>	<b>Location</b>
Moreland Road	South	From Melmar Road (west to the end of the shoulder)
Roberts Avenue	South	30 feet north of the stop sign at Ardsley Ave
Jackson Avenue		Jackson Avenue at Spear Avenue

- Chapter 156 – “Vehicles and Traffic,” Article III, “Parking Regulations,” Section 28 – “Special Purpose Parking Zones” shall be amended to **add** the following restriction:

<b>Name of Highway</b>	<b>Authorized Purpose of Vehicle</b>	<b>Location</b>
Fairview Avenue	Handicapped Parking	in front of 1753 Fairveiw Avenue

3. Chapter 156 – “Vehicles and Traffic,” Article III, “Parking Regulations,” Section 28 – Special Purpose Parking Zones” shall be amended to **repeal** the following restriction:

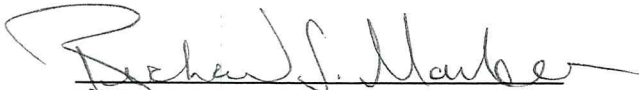
<b>Name of Highway</b>	<b>Authorized Purpose of Vehicle</b>	<b>Location</b>
Avondale Avenue	Handicapped Parking	in front of 2422 Avondale Avenue

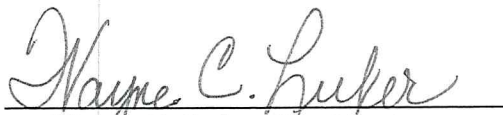
4. All other ordinances, portions of ordinances, or any section of the Code inconsistent with this Ordinance are hereby repealed.
5. This Ordinance shall become effective five (5) days after enactment.

ORDAINED AND ENACTED this 12<sup>th</sup> day of April, 2018.

TOWNSHIP OF ABINGTON  
BOARD OF COMMISSIONERS

Attest:

  
Richard J. Manfredi, Secretary

By:   
Wayne C. Luker, President



**ABINGTON TOWNSHIP  
RESOLUTION NO. 2018-021**

**A RESOLUTION OF ABINGTON TOWNSHIP,  
COUNTY OF MONTGOMERY, COMMONWEALTH OF PENNSYLVANIA,  
TO DESIGNATE THE TREASURER AS TAX COLLECTOR OF BUSINESS TAXES  
AND TO SET COMPENSATION**

**WHEREAS**, Jay W. Blumenthal is the duly elected Tax Collector and appointed Treasurer for the Township of Abington; and

**WHEREAS**, Act No. 511 of the 1965 General Assembly of the Commonwealth of Pennsylvania, enacted December 31, 1965, and effective January 1, 1966, known as the "Local Tax Enabling Act" ("Act 511"), authorizes certain political subdivisions, including the Township of Abington, to levy, assess and collect a mercantile or business privilege tax on gross receipts or part thereof, and a local services tax, generally referred to as "Business Taxes;" and

**WHEREAS**, Section 10 of said Act 511, specifies that any political subdivision may provide for the creation of such bureaus or the appointment and compensation of such officers, clerks, collectors and other assistants and employees as may be deemed necessary for the assessment and collection of taxes imposed by authority of that Act; and

**WHEREAS**, by Ordinance No. 1266, the Township of Abington enacted a Mercantile License Tax pursuant to Act 511; and

**WHEREAS**, by Ordinance No. 1622, the Township of Abington enacted a Business Privilege Tax pursuant to Act 511, as amended; and

**WHEREAS**, by Ordinance No. 1954, the Township of Abington enacted a Local Services Tax pursuant to Act 511, as amended; and

**WHEREAS**, the Board of Commissioners of the Township of Abington desires to designate the Tax Collector as the collector of Business Taxes and to provide for the compensation of the Tax Collector for his duties as the collector of Business Taxes.

**NOW, THEREFORE**, the Board of Commissioners of the Township of Abington does hereby RESOLVE as follows:

1. The duly elected Township Tax Collector, Jay W. Blumenthal, is hereby appointed the collector of the Business Taxes of the Township of Abington, retroactively to January 1, 2018.
2. The President and Secretary of the Board of Commissioners are hereby authorized and directed to execute an Agreement with the Tax Collector memorializing said appointment and setting the Tax Collector's compensation for calendar year 2018 for collection of Business Taxes.
3. All resolutions or parts of resolutions that are inconsistent with this Resolution shall be and hereby are repealed to the extent of such inconsistency.
4. This Resolution shall be effective as of the date of adoption.

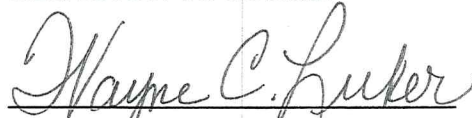
**RESOLVED** and **ADOPTED** at its public meeting held on the 12<sup>th</sup> day of April, 2018.

ATTEST:



Richard J. Manfredi  
Township Secretary

ABINGTON TOWNSHIP



Wayne C. Luker, President  
Board of Commissioners