

The stated meeting of the Board of Commissioners of the Township of Abington was held on Thursday, June 14, 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, DiPLACIDO, SANCHEZ, THOMPSON, SCHREIBER, HECKER, SPIEGELMAN, VAHEY, GILLESPIE, ZAPPONE, BOWMAN, KLINE, LUKER

Also Present: Township Manager MANFREDI
Assistant Township Manager WEHMEYER
Township Solicitor CLARKE

PLEDGE OF ALLEGIANCE

PRESENTATIONS:

Citation presented to Mr. Joseph Wieber:

Commissioner Zappone said three short years ago, Mr. Joseph Wieber was before the Board of Commissioners when he turned 100 years old and now Mr. Wieber has just turned 103 years old. He is the most senior resident and Veteran in Ardsley and he also served in the Battle of the Bulge.

Commissioner Zappone presented a Citation to Mr. Joseph Wieber in recognition of a proud Abington community that celebrates the first 103 years of a great Abington resident, Mr. Joseph Wieber. We are proud of all that he accomplished in his life and for his support to his community, Ardsley. Happy 103rd Birthday, Mr. Joseph Wieber!

Also, Commissioner Zappone noted that these are the seniors and Veterans that he defends and protects every day of his life and he will continue to do that for as long as he lives.

Marine Captain Samuel A. Schultz:

Commissioner Rothman presented the family of Marine Captain Samuel A. Schultz with the following Citation that read as follows:

WHEREAS, Marine Captain Samuel A. Schultz, who was born at Abington Hospital, is an Abington Senior High School 2008 graduate, a Penn State University Class of 2012 graduate, and who enrolled in the Navy ROTC program while at Penn State University before choosing the United States Marine Corps upon his graduation, and;

WHEREAS, Captain Schultz who's work ethic and commitment to volunteerism and service spent his first year in the Navy ROTC program without a scholarship, and who through hard work, a pursuit of extracurricular activities, deployed his incredible work ethic and through his service to people in THON, Habitat for Humanity and in volunteering at football concession stands was able to secure a scholarship, and;

WHEREAS, Captain Schultz's sense of adventure, high-energy and hard work propelled him as a flyer when he was assigned to the Third Marine Aircraft Wing's 465th Squadron out of Miramar Air Station in San Diego.

NOW, THEREFORE, THIS 14TH DAY OF JUNE 2018, be marked and remembered as the day one of Abington Township's own Marine Captain Samuel A. Schultz is honored as a third generation pilot who gave his life in service to all citizens of this great country 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.

Mr. Anthony Luker representing the Office of the Attorney General under the direction and leadership of Attorney General Josh Shapiro presented a Citation to the family of Marine Captain Samuel A. Schultz before the Board of Commissioners of the Township of Abington on this 14th day of June 2018.

Mr. Scott Heppard representing Congressman Brendan Boyle's Office and the United States Congress presented a copy of a Statement that was read into the permanent Congressional Record today to the family of Marine Captain Samuel A. Schultz before the Board of Commissioners of the Township of Abington on this 14th day of June 2018.

Commissioner Rothman announced that Senator Art Haywood could not be here this evening; however, a Citation was previously presented to the family of Marine Captain Samuel A. Schultz.

State Representative Madeleine Dean presented a copy of the Condolence Resolution passed by the House of Representatives of Pennsylvania to the family of Marine Captain Samuel A. Schultz before the Board of Commissioners of the Township of Abington on this 14th day of June 2018.

A MOMENT OF SILENCE WAS HELD IN HONOR OF MARINE CAPTAIN SAMUEL A. SCHULTZ

BOARD PRESIDENT ANNOUNCEMENTS: None.

PUBLIC COMMENT ON AGENDA ITEMS:

Lora Lehmann, 1431 Bryant Lane, was opposed to vacant property ordinance provision in regards to requirement of an appraisal by the owner. Also, she was opposed to the agreement between the Township and School District in regards to waiver of fees.

CONSENT AGENDA:

Vice President Kline noted that business 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 identified and 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. - m. as listed under Consent Agenda.

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

Consent Agenda Items a. - m. were as follows:

To approve the minutes of the Board of Commissioners Meeting of May 20, 2018.

To approve final payment in the amount of \$65,728.73 to Almeida & Hudak Contractors, LLC upon receipt of a satisfactory one-year Maintenance Bond.

To approve the no cost transfer of funds associated with Supplement F (Agreement No. 06132-F) with PennDOT for the Edge Hill Road and Tyson Avenue Reconstruction and Flood Control Project.

To authorize the Solicitor's office to draft and advertise an Ordinance creating a Board of Code Appeals consistent with Section 501 (c) of the Act (35 P.S. 7210.501 (c)), Uniform Construction Code.

To promote Officer Troy Senne to the rank of Probationary Sergeant effective June 15, 2018 providing he successfully completes the remaining portions of the promotional process.

To appoint Aaron Houston from the Certified Civil Service Eligibility List to the position of Probationary Police Officer provided he successfully completes the Background, Physical and Psychological tests and all entry requirements of the Municipal Police Officers' Education and Training Commission for Act 120 Training. Appointment will be effective June 25, 2018.

To ratify the submission of the grant application and to adopt Resolution No. 18-024 authorizing the Township Manager to enter into any agreements between Abington Township and the Commonwealth Financing Authority to facilitate and assist in obtaining the grant.

To adopt Resolution No. 18-025 the amended Pre-FY 2015, FY 2015 and FY 2017 Annual Action Plans are approved as presented. Authorizing the President of the Board of Commissioners to sign and submit the amended Pre-FY 2015, FY 2015 and FY 2017 Annual Action Plans to the U.S. Department of Housing and Urban Development (HUD).

To authorize the CAO and second CAO to execute the Policy Statement and Permanent Agreement by and between the Township of Abington and the Pennsylvania Department of Education (PDE) for the Summer Food Service Program (SFSP). This authorization is also extended to the other related documents required by PDE to be executed and submitted to complete the application, and to further ratify the Township's support of and programming for an Abington Township Summer Food Service Program.

To approve appointments to the Economic Development Committee:

Randee Elton – Term ending 12-31-2020

Naish Patel – Term ending 12-31-2020

Michael Kelly-Cataldi – Term ending 12-31-2020

To approve investments for the month of April as previously circulated to the Board. It was noted that investments for the month totaled \$1,822,000.00. Interest rate yields ranged from 2.00% to 2.25%.

To approve the Clearing Fund, the Deferred Revenue/Expense activity and Petty Cash balances for the month of April as previously circulated to the Board. Clearing fund receipts and disbursements for the month of April 2018 were \$19,531.93 and (\$2,005.83), respectively. Deferred Revenue/Expense receipts and disbursements for the month of April 2018 were \$13,021.00 and (\$0.00), respectively.

To approve the Advance and Travel Expense activity for April 2018 as previously circulated to the Board. Advance and Travel Expense reports were \$0.00 and \$7,897.02, respectively. Four-month expenses totaled \$14,168.87.

MOTION was ADOPTED 15-0.

UNFINISHED BUSINESS:

Item PA-05-061418:

Commissioner Spiegelman made a MOTION, seconded by Commissioner Schreiber to approve the agreement by and between Abington School District and the Township of Abington as recited and contained for the purpose of Township waiver of fees and School District waiver of permit fees.

Commissioner Luker asked for any comments from Commissioners or staff.

Commissioner Kline made a MOTION to AMEND the MOTION to have the reference of the 24-Hour Relay removed from the agreement, seconded by Commissioner Spiegelman. The 24-Hour Relay is a great event, but it is sponsored by CAPT and not by the Township, more specifically by the School District.

Commissioner Kline clarified that in the Board's packet there is a power point presentation of the community partnership and that is not referenced in this agreement. Is that correct?

Manager Manfredi replied that is correct.

Commissioner Myers said she understands what Commissioner Kline is saying; however, CAPT (Citizens and Police Together) is not funded by the Police or Township. A huge part of what CAPT does is to support the Police Department and the funds from 24-Hour Relay event pays for the D.A.R.E. Program.

Commissioner Kline agreed with Commissioner Myers; however, it is a nonprofit organization separate from the Township and the agreement is one between the School District and Township and any reference of nonprofit should not be part of the agreement.

Commissioner Schreiber questioned whether CAPT is a 501C3?

Commissioner Luker replied yes.

Commissioner Myers said the fact is though that this specific event supports the D.A.R.E. program that police officers teach in the elementary schools.

Commissioner Vahey clarified that the reference to 24-Hour Relay is in the recitals of the agreement. Is that correct?

Solicitor Clarke replied yes.

Commissioner Vahey questioned whether the recitals have any binding effect on the Township.

Solicitor Clarke replied yes, they qualify as being part of the agreement.

Commissioner Gillespie asked if this is removed will CAPT need to pay fees for the 24-Hour Relay event.

Manager Manfredi replied by removing it from this agreement, it does not preclude the School District from waiving fees for CAPT or any of the activities they conduct.

Commissioner Vahey said since CAPT is an independent nonprofit and not an entity of the Township, the Township cannot agree on behalf of CAPT.

Commissioner Hecker noted the language as written in the agreement is incorrect because it says, "the District waived payments due from the Township to the District for the following including 24-Hour Relay," and the Township is not responsible for permit fees for 24-Hour Relay.

Commissioner Spiegelman said there is no reason why CAPT *should* pay those fees, but it just does not belong in this document.

Commissioner Zappone suggested the rep of the School District make a commitment while in attendance tonight. Also, he asked for the calculation of amount of permit fees that will be waived with this agreement.

Manager Manfredi replied approximately \$550,000.00.

Dr. Amy Sichel, Superintendent of Abington School District, said when our Solicitor and Board of Directors originally wrote the agreement they included the 24-Hour Relay because it is a large permit that the School District waives every year on behalf of the CAPT organization for the 24-Hour Relay. Following last week's committee meetings, she reached out to the School Board Directors, and if the Township wants it to be stricken from the agreement, we will be happy to strike it out. The School Board has no intention of charging CAPT, but we included it to memorialize them.

There are two agreements; one with and one without the 24-Hour Relay and we would like to see this agreement approved, and once it is approved by the Township, the School Board of Directors will approve it at its next meeting.

Commissioner Bowman agreed with Commissioner Kline's amendment for the reasons stated and he will vote in favor of it.

Commissioner Myers said she will also be voting for the amendment and she just wanted everyone to understand what the 24-Hour Relay event is about.

Commissioner Kline clarified that Solicitor Clarke has reviewed this agreement and that he does not find any fault as it relates to the First Class Township Code or Pennsylvania Law. Is that correct?

Solicitor Clarke replied the Township is completely in its right to enter into this agreement.

MOTION to AMEND the MOTION – PASSED 15-0.

MOTION as AMENDED – PASSED 14-1. Commissioner Zappone opposed.

NEW BUSINESS:

Item ACL-01-061418:

Commissioner Sanchez said on behalf of the request by the applicant for Subdivision Application by Harrise Yaron, Jennifer Parke, Scott Tailteman and Jamie Frey, owners of the properties located at 936 Moredon Road and 1407 Mill Road, Meadowbrook, PA, made a MOTION to reschedule this for the July 2018 Board of Commissioners Meeting, seconded by Commissioner Kline.

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

MOTION was ADOPTED 15-0.

Item ACL-02-061418:

Commissioner Sanchez made a MOTION, seconded by Commissioner Myers to approve the Land Development Application for a three-lot Subdivision and Land Development by Mr. Patrick Deacon, Popper & Deacon, Inc. at 1768 Kimball Avenue, Willow Grove, PA.

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

MOTION was ADOPTED 15-0.

Item ACL-05-061418:

Commissioner Sanchez made a MOTION, seconded by Commissioner Kline to approve the Retained Realty, Inc. Confidential Settlement Agreement and Release.

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

MOTION was ADOPTED 15-0.

Item PS-03-061418:

Commissioner Schreiber made a MOTION, seconded by Commissioner DiPlacido to adopt Resolution No. 2018-026, a Resolution of the Township of Abington, County of Montgomery, Commonwealth of Pennsylvania, establishing a uniform policy and procedure for considering certain traffic regulations and the installing of proper signs and markings.

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

MOTION was ADOPTED 15-0.

Items PS-04-061418:

Commissioner Schreiber made a MOTION, seconded by Commissioner Spiegelman to advertise Ordinance No. 2157, amending Chapter 156 – “Vehicles and Traffic,” Article II – “Traffic Regulations,” Section 14 – “Stop Intersections,” and Article III – “Parking Regulations,” at Sections 25 – “Parking Prohibited At All Times; No Parking Between Signs; No Parking Here to Corner,” and 28 – “Special Purpose Parking Zones,” to add stop intersections on King Road, Garden Road and Wesley Avenue; add “No Parking Here to Corner” signs on Keswick Avenue; repeal “No Parking Here to Corner” signs on Fairhill Avenue, add “Special Purpose” parking restrictions on Rockwell Road and repeal “Special Purpose” parking restrictions on Arlington Avenue, all as more fully set forth in the Ordinance.

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

MOTION was ADOPTED 15-0.

Item PA-02-061418:

Commissioner Spiegelman made a MOTION, seconded by Commissioner Schreiber to adopt Ordinance No. 2156, amending Chapter 126 – “Real Estate Registry – Vacant Properties,” at Section 126-4 – “Registration Statement and Fees; Local Agent,” Subsection D – “Waiver of Registration Fee.”

Manager Manfredi said it was discussed during committee meeting that there is an amendment to Section 1. D. 1. “The Board of Commissioners *or Township Manager* may grant a waiver of fees,” Also adding to Section 3. iii – “Other *commercially reasonable* valuation method upon approval of the Board of Commissioners.” The motion would need to be amended to include these two changes if the Board is inclined to do so.

Commissioner Spiegelman made a MOTION to AMEND the MOTION so that Ordinance No. 2156 will be revised as follows: Section 1. D. 1. “The Board of Commissioners *or Township Manager* may grant a waiver of fees,” Also adding to Section 3. iii – “Other *commercially reasonable* valuation method upon approval of the Board of Commissioners,” seconded by Commissioner Sanchez.

MOTION to AMEND the MOTION – PASSED 15-0.

Commissioner Kline commented that previously discussed was waiving fees for other types of permits other than for vacant properties, and he suggested creating a policy on what fees will be waived such as building permits.

Commissioner Gillespie clarified that the Manager will be able to waive fees without Board approval. Is that correct?

Manager Manfredi replied that is correct due to expediency.

Commissioner Spiegelman noted that the VPRB (Vacant Property Review Board) discussed that rather than extend the time period for every waiver request conditionally approved by the VPRB and then bringing it before the Board of Commissioners for final approval, it would be more expedient to have the Manager waive those fees as a designated agent of the Board.

Commissioner Zappone asked for the amount of fee waivers.

Commissioner Schreiber replied it starts at \$500 and every six months the fee increases if the space is not filled. She is fine with it being just the Board of Commissioners waiving fees; however, the fear of the VPRB was that the request for a fee waiver would not be answered for several months while going through the process and meanwhile the building is sitting vacant.

Manager Manfredi added that fee is \$500 up to a maximum of \$2,000.

Commissioner Kline asked for the circumstances for waiving fees.

Bob Greaves, Chairman of the VPRB, replied with respect to fee waivers; there are 24 properties at the current time and the Board could be considering a large number of them at every meeting. He suggested criteria be developed, that after a certain period of time, vacant property owners would come before the Board. Waiving of fees is a good-faith effort such as actively trying to market the property and they may need more time.

Commissioner Spiegelman said if it were to remain only the Board of Commissioners who has the authority to grant waivers, we would then need to consider changing the VPRB meeting schedule because right now, we meet the first Thursday of the month, which is the day after committee meetings, so there would be a month lag time.

Commissioner Zappone said if permit fees have been established over decades, why are they now being eradicated.

Manager Manfredi read from the ordinance that the waiver shall be granted if the owner demonstrates the following items as listed in the ordinance.

Commissioner Bowman commented that if the Chairman of the VPRB and Commissioner Spiegelman feel it is appropriate to add the Manager to the ordinance; he agrees and will vote in favor of it.

Commissioner Spiegelman said majority of the vacant property owners on the list do pay fees and there are strict criteria for waivers. The ordinance is not to “squeeze” property owners as we want to work with them and the goal is get these properties filled by current owners or sold to someone who will fill them and not have them sitting vacant for decades. The notion to add Township Manager to the list of authorities who can grant waivers is to be flexible and work with property owners towards that goal.

MOTION as AMENDED – PASSED 14-1. Commissioner Zappone opposed.

Township Treasurer’s Report:

Commissioner Kline said Township Treasurer Jay W. Blumenthal is not present this evening, therefore his report is on file at the Township Manager’s Office for review.

Item FC-02-051618:

Commissioner Kline made a MOTION, seconded by Commissioner Sanchez to approve the April expenditures as previously circulated to the Board, in the amount of \$2,931,713.40 and salaries and wages in the amount of \$1,779,566.91, and authorizing the proper officials to sign vouchers in payment of bills and contracts as they mature through the month of July 2018.

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

Roll Call resulted in motion being passed 15-0.

PUBLIC COMMENT:

Lora Lehmann, 1431 Bryant Lane, was opposed to the agreement with the School District and also opposed to amended Ordinance No. 2156.

Max Rothstein, International WeLoveU Foundation, said we are an international foundation of volunteers that perform cleanups, blood drives, etc., and he asked how they can make an impact in Abington Township. Literature about the organization was provided to the Manager.

REMARKS OF COMMISSIONERS:

Commissioner Bowman announced that this is Flag Day, and on this date in 1777, the Second Continental Congress adopted the original design for the American Flag as it was composed by Betsy Ross.

Commissioner Zappone commented that we work very hard every year to balance our budget so we can take care of our residents, and tonight we are “giving away all of this free money,” and he does not understand it.

Commissioner Gillespie wished everyone a Happy Flag Day! Also, the 4th of July will be held before our next meeting and the Greater Glenside Patriotic Association Full Family Fun Day will begin with a children’s program at War Memorial Park at 10 a.m. in Cheltenham Township, followed by a parade and ending with fireworks at 9 p.m. at Abington High School.

Commissioner Vahey thanked Commissioner Gillespie for all of her hard work as well as the committee of the 4th of July Parade. Also, the EDC has awarded our first grant from the Small Business Grant Program to Monahan-Lang Chiropractic, LLC in the amount of \$4,000 for new signage. Any applicant who would like to improve their store front, please contact the Township and we will be happy to consider their application.

Commissioner Spiegelman wished everyone a Happy Flag Day! Also, tonight's ceremony and memorial honoring Marine Captain Samuel A. Schultz for his family was really moving, and so many serve our country in uniform and sacrifice and their families' sacrifice including those who have made the ultimate sacrifice.

Also, he thanked Commissioner Bowman for chairing the Public Affairs Committee meeting last week for him as he did a great job.

He announced that on Saturday, June 23rd at the Public Safety Training facility on Florey Lane will be a rain barrel workshop hosted by the EAC.

He wished everyone an early Happy 4th of July!

Commissioner Hecker said "Anything with a Plug" Recycling event will be held on Saturday, June 16th at the Township Yard on Florey Lane from 9-12 p.m. Partnered with that event will be a can food drive benefiting the Interfaith Food Cupboard located in Roslyn. The following week the County will be sponsoring a Household Hazardous Waste Collection at the Junior High School from 9 a.m. – 3 p.m. on Saturday, June 23rd.

Commissioner Schreiber reminded everyone that on Monday, June 18th will be when the Summer Youth Meal Program begins and there will be free lunch available for anyone 1 - 18 years old from 11:30 a.m. – 12:30 p.m. at the Clubhouse in Crestmont Park.

Commissioner Myers thanked Mr. Andy Oles, Ms. Jessica Tholey and Manager Manfredi for working to make special accommodations for a special child who will be able to enjoy the pools like everyone else.

Commissioner Brodsky wished everyone a Happy Flag Day and an enjoyable summer!

Commissioner Rothman thanked Township staff for their help organizing tonight's ceremony and he also thanked the elected officials who sent their representatives here for the ceremony. His thoughts are with the Schultz family.

Also, the July 4th Parade at the McKinley Fire Station will kickoff at 9:15 a.m. with the National Anthem and then the parade.

Commissioner DiPlacido congratulated all of the Abington graduates today especially his daughter who will be moving onto 9th grade. Also, kids are out of school so “when driving through Abington Township, please drive like your kids live here.”

Commissioner Thompson invited everyone to have “Coffee with a Cop” that will be held on Saturday, June 16th from 9 a.m. -11 a.m. at the Edge Hill Fire Company.

Vice President Kline wished everyone a Happy Father’s Day!

President Luker announced there was a ribbon-cutting ceremony at the new clubhouse at Crestmont Park and there was a neighborhood dedication for that building to Mr. Johnny Palmer that was very moving, and he thanked Commissioner Myers and Mr. Mark Penecale who were there. He also thanked Mr. Van Strother for his work in regards to that building as well as that event.

Also, he thanked Commissioner Zappone for his presentation tonight as well as Commissioner Rothman as it was a very moving and well-thought out ceremony and for having the representatives attend to make their presentations.

Commissioner Gillespie congratulated the Abington High School Graduates and her granddaughter who graduated last night.

President Luker wished everyone a Happy Father’s Day!

ADJOURNMENT: 8:50 p.m.

Respectfully submitted,

Richard J. Manfredi, Township Manager/Secretary

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*Approved
July 12, 2018*

The following resolutions and ordinance were adopted by the Board of Commissioners on June 14, 2018:

1. Resolution No. 2018-024
2. Resolution No. 2018-025
3. Resolution No. 2018-026
4. Ordinance No. 2156

**ABINGTON TOWNSHIP
RESOLUTION NO. 2018- 026**

**A RESOLUTION OF ABINGTON TOWNSHIP,
COUNTY OF MONTGOMERY, COMMONWEALTH OF PENNSYLVANIA,
ESTABLISHING A UNIFORM POLICY AND PROCEDURE FOR CONSIDERATION OF
TRAFFIC REGULATIONS AND THE INSTALLATION OF PROPER SIGNS AND MARKINGS**

WHEREAS, in 1996 the Township of Abington Township Board of Commissioners established by Resolution 1996 – 018 a Resolution establishing a uniform traffic safety policy to protect the health, safety and welfare of motorists, and desired to facilitate the safe and effective movement of traffic throughout the Township, and;

WHEREAS, the Township of Abington Township Board of Commissioners recognized then and recognizes now that a responsible traffic safety program must adhere to and provide consistent, clear and current standards and guidelines, for sound decision-making for traffic safety requests by the public and Board of Commissioners.

NOW, THEREFORE, BE IT RESOLVED that the Township of Abington Township Board of Commissioners hereby repeals Resolution 1996-018 and herewith establishes a uniform policy and procedure whereby new traffic control signals, signs, and regulations shall be approved in accordance with the following procedure:

1. A request for a traffic safety review or installation of a traffic control device shall be submitted on forms approved by the Chief of Police to a designated individual in the Traffic Safety Division;
2. The Officer in Charge (OIC) within the Traffic Safety Division shall assure the request is reviewed and a recommendation is made to the Chief of Police or his designee in a timely manner;
 - a. The Chief of Police or his designee shall make a determination on the request. In evaluating the request, and in determining the appropriate measure, current regulations, standards and guidelines, and assuring the public's safety is enhanced by and not made less safe by the traffic safety measure, shall be considered.
3. The Chief of Police shall forward a written determination to the Township Manager for consideration by the specific Ward Commissioner;
4. The Ward commissioner, may accept or reject the police department determination. If the determination is **not** accepted by the Ward commissioner:

- a. The Township Manager, at the request of the Ward Commissioner may, if budgeted funds are available, engage a Township traffic engineer to review the request and determination, and make a written recommendation, or
- b. The Township Manager may schedule the request for consideration at a public meeting for the Board of Commissioners to authorize experimental regulations in accordance with Chapter 156, Vehicles and Traffic, subsection 156-4.

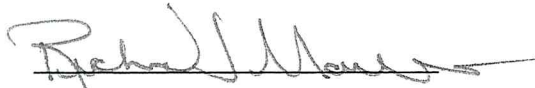
FURTHER, that exceptions to the above-stated policy will be considered only after the Board of Commissioners, by majority vote, has determined that "such unique and compelling conditions exist in the specific case before the Board that a significant risk to the health, safety and welfare of the public will be created if such exception is not considered."

RESOLVED this 14th day of June, 2018, by the Abington Township Board of Commissioners.

I HEREBY CERTIFY that this Resolution was adopted by Abington Township at its public meeting held on the 14th day of June, 2018.

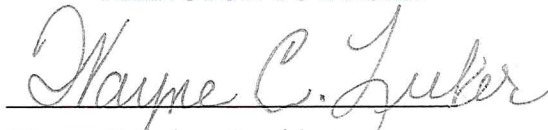
ATTEST:

ABINGTON TOWNSHIP



Richard J. Manfredi

Township Secretary



Wayne C. Luker, President

Board of Commissioners

**TOWNSHIP OF ABINGTON
MONTGOMERY COUNTY, PENNSYLVANIA
RESOLUTION NO. 18-025**

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF
ABINGTON, MONTGOMERY COUNTY, PENNSYLVANIA AMENDING THE PRE-FY 2015, FY
2015, AND FY 2017 CDBG PROGRAM.**

Whereas, the Township of Abington, Pennsylvania is a recipient of grant funds under the Community Development Block Grant (CDBG) Program administered by the U.S. Department of Housing and Urban Development (HUD); and

Whereas, the Township of Abington had previously approved budgets and Annual Action Plans for the Pre-FY 2015, FY 2015, and FY 2017 Program; and

Whereas, HUD permits grant recipients to revise and amend its previous budgets and Annual Action Plans; and


Whereas, in accordance with the Federal Regulations governing the CDBG Program certain changes and revisions to the Annual Action Plans may be considered a substantial amendment as outlined in the Township of Abington's Citizen Participation Plan; and

Whereas, it has been determined that the proposed changes and revisions to Pre-FY 2015, FY 2015, and FY 2017 CDBG Program are a substantial amendment and the Township's Citizen Participation Plan has been followed.

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


Section 1. The amended Pre-FY 2015, FY 2015, and FY 2017 Annual Action Plans are approved as presented, and as shown in the budgets for each program year which is attached and marked EXHIBIT "A."

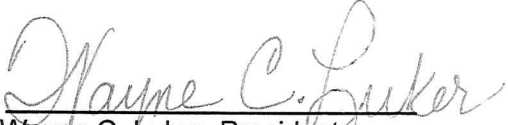
Section 2. The President of the Board of Commissioners is hereby authorized to sign and submit the amended Pre-FY 2015, FY 2015, and FY 2017 Annual Action Plans to the U.S. Department of Housing and Urban Development.

 **RESOLVED** and **ADOPTED** at its public meeting held on the 14th day of June, 2018.

ATTEST:

ABINGTON TOWNSHIP


Richard J. Manfredi
Township Secretary


Wayne C. Luker, President
Board of Commissioners

Resolution #18-024

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF
ABINGTON, MONTGOMERY COUNTY, PENNSYLVANIA, FOR A GREENWAYS,
TRAILS, AND RECREATION PROGRAM (GTRP) GRANT FOR THE WAR
MEMORIAL ISLAND**

BE it RESOLVED, that the Township of Abington of Montgomery County hereby request a Greenways, Trails, and Recreation Program (GTRP) grant of \$107,000 from the Commonwealth Financing Authority to be used for upgrades, walkways, etc. to the War Memorial Island.

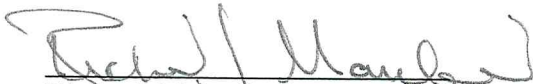
Be it FURTHER RESOLVED, that the Applicant does hereby designate Richard J. Manfredi, Township Manager as the official to execute all documents and agreements between the Township of Abington and the Commonwealth Financing Authority to facilitate and assist in obtaining the requested grant.

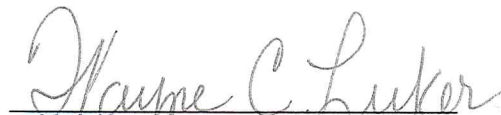
I, Richard J. Manfredi, duly qualified Secretary of the Township of Abington, Montgomery County, PA, hereby certify that the forgoing is a true and correct copy of a Resolution duly adopted by a majority vote of the Board of Commissioners at a regular meeting held June 14, 2018 and said Resolution has been recorded in the Minutes of the Township of Abington and remains in effect as of this date.

IN WITNESS THEREOF, I affix my hand and attach the seal of the Township of Abington, this 14TH day of June, 2018.

ATTEST:

ABINGTON TOWNSHIP


Richard J. Manfredi,
Township Secretary


Wayne C. Luker, President
Board of Commissioners

**TOWNSHIP OF ABINGTON,
MONTGOMERY COUNTY, PENNSYLVANIA**

ORDINANCE NO. 2156

**AN ORDINANCE AMENDING CHAPTER 126 – “REAL ESTATE REGISTRY – VACANT
PROPERTIES,”**

**AT SECTION 126-4 – “REGISTRATION STATEMENT AND FEES; LOCAL AGENT,”
SUBSECTION D – “WAIVER OF REGISTRATION FEE”**

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, the Board of Commissioners of the Township of Abington has determined that Chapter 126 – “Real Estate Registry – Vacant Properties,” should be amended at Section 126-4 – “Registration Statement and Fees; Local Agent,” Subsection D – “Waiver of Registration Fee,” for the health, safety, morals, general welfare, cleanliness, beauty, convenience and comfort of the Township and the inhabitants thereof.

NOW, THEREFORE, be it and it is hereby resolved as follows:

1. The Board of Commissioners of the Township of Abington hereby amends Chapter 126, “Real Estate Registry – Vacant Properties,” at Section 126-4, “Registration Statement and Fees; Local Agent,” Subsection D – “Waiver of Registration Fee,” which shall read as follows, with the underlined text indicating the revised portions of the code:

D. Waiver of Registration Fee

1. Upon written application of the owner and upon satisfaction of the requirements set forth below, the Board of Commissioners or Township Manager may grant a waiver of the Five Hundred Dollar (\$500.00) registration fee referenced in paragraph C(2) above. The waiver shall automatically expire after six (6) months from the date the property first becomes vacant. Upon expiration of the waiver, all provisions of this Chapter shall apply. No more than four (4) waivers shall be granted per property. The waiver shall be granted if the owner satisfactorily demonstrates the following:
 - i. The owner is in the process of demolition, rehabilitation, or other substantial repair of the vacant building; and
 - ii. The anticipated length of time for the demolition, rehabilitation or other substantial repair of the vacant building; and
 - iii. The owner is actively attempting to sell or lease the property at reasonable terms, including a price reflecting fair market value, during the vacancy period; and
 - iv. All past due vacant registration fees, if any, and all other financial obligations and/or debts owed to the Township in connection with the vacant property have been paid.
2. The initial application shall be submitted to the Township Manager, or his/her designee, who shall review the application and make a recommendation to the Board of Commissioners based on the criteria set forth above. The Board of Commissioners shall consider the Township Manager's recommendation within sixty (60) days of the date of receipt of the written application.
3. The Township Manager, or his/her designee, and the Board of Commissioners may require specific documentation to support the owner's valuation and pricing

of the property. An application for waiver shall be denied upon determination by the Board of Commissioners that the property is not being marketed at a reasonable price. Fair market value of the property may be supported by:

- i. Professional appraisal performed by a certified real estate appraiser;
- ii. Comparative market analysis conducted by a licensed real estate agent; or
- iii. Other commercially reasonable valuation method upon approval of the Board of Commissioners.

4. At all times, the burden of proof shall remain upon the owner of the building to demonstrate that the waiver is appropriate in light of the above factors. It is recommended that the owner submit any available photos, plot plan, layout plan, price, appraisal, comparative market analysis, or other documentation concerning fair market value and agent information with the application for fee waiver to demonstrate the active marketing of the property.

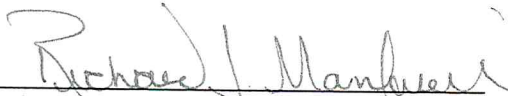
2. All other ordinances, portions of ordinances, or any section of the Code inconsistent with this Ordinance, are hereby repealed.

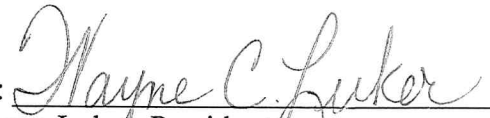
3. The Ordinance shall be effective five (5) days after enactment.

ORDAINED AND ENACTED this 14th day of June, 2018.

TOWNSHIP OF ABINGTON
BOARD OF COMMISSIONERS

Attest:


Richard J. Manfredi
Township Manager, Secretary

By: 
Wayne Luker, President