

The stated meeting of the Board of Commissioners of the Township of Abington was held on Thursday, August 9, 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
Township Solicitor CLARKE
Chief of Police MOLLOY
Finance Director BARRON
Director of Engineering MONTGOMERY

THE PLEDGE OF ALLEGIANCE WAS FOLLOWED BY A MOMENT OF SILENCE IN HONOR OF THE RECENT PASSING OF ABINGTON TOWNSHIP POLICE DEPARTMENT'S HIGHLY DECORATED K9 OFFICER BRYAN RICKARDS.

BOARD PRESIDENT ANNOUNCEMENTS:

President Luker announced that funeral arrangements for K9 Officer Bryan Rickards are posted on Township website.

Also, since there were no committee meetings in August, public comment will be allowed after each agenda item for unfinished business and new business agenda items.

Public Statement by Commissioner Mike Thompson - Aqua PA's Abington Township well – North Hills Water Supply:

Commissioner Thompson thanked State Representative Madeline Dean for her leadership in working with the Township on behalf of our residents and for her leadership in Aqua PA's taking off line a water supply well that was of great concern to many residents and he read the attached statement into the record. Also, he thanked his fellow Board members as well as neighboring Commissioners of Springfield, Cheltenham and Upper Dublin Townships for their support.

PRESENTATIONS:

Swearing In of Officer Ryan Hasara:

Chief Molloy introduced Officer Ryan Hasara who just received permanent status in July as an Abington Police Officer and has been recognized with official department commendations for going above and beyond the call of duty.

District Judge John D. Kessler administered the Oath of Office to Police Officer Ryan Hasara of the Abington Township Police Department before the Board of Commissioners of the Township of Abington on this 9th day of August 2018.

Recognition of Connor Penderghest for his contribution to the community:

Commissioner Hecker said Connor Penderghest has assisted him with sharing information about what is happening in the community via a weekly newsletter that has been sent out dating back to April 2013, and Tom's wife, Janella came up with the idea of a column written by children of the community to be included in that newsletter. Connor has been his Press Secretary for more than a year coordinating the schedule of children who were writing the columns and well as writing columns himself. Tomorrow will be the final edition of the Ward 10 Weekly and Connor will write the last column.

Commissioner Hecker presented Certificate of Commendation to Connor Penderghest in recognition of a proud community who thanked him for his hard work and dedication on behalf of the residents of Ward 10. In recognition of Connor's outstanding effort as Press Secretary for Commissioner Hecker in coordinating and writing articles for the Kids Corresponding Connection column of Commissioner Hecker's Ward 10 Weekly, and on behalf of the Board of Commissioners of the Township of Abington, we appreciate Connor's community service and extend our gratitude on this 9th day of August 2018.

President Luker announced that this is Commissioner Hecker's last meeting as Commissioner of Ward 10 as he will be stepping down out of necessity to relocate to another area of Abington Township, and he thanked him for doing a stellar job in representing Ward 10 of Abington Township.

Also, Connor Penderghest has done an outstanding job assisting Commissioner Hecker and is the recipient of the last award to be presented by Commissioner Hecker.

CONSENT AGENDA:

Vice President Kline made a MOTION, seconded by Commissioner Spiegelman to approve items a. – d. as listed under Consent Agenda as follows:

To approve the minutes of the Board of Commissioners meeting of July 12, 2018 and the Special Board Meeting minutes of July 18, 2018.

To authorize the Sale of Township property listed in attachment PW-01-080918A – Vehicles for Auction.

To approve the Clearing Fund, the Deferred Revenue/Expense activity and Petty Cash balances for the month of June as previously circulated to the Board. Clearing fund receipts and disbursements for the month of June 2018 were \$1,259.82 and (\$275.98), respectively. Deferred Revenue/Expense receipts and disbursements for the month of June 2018 were (\$5,945.00) and (\$48.00), respectively.

To approve the Advance and Travel Expense activity for June 2018 as previously circulated to the Board. Advance and Travel Expense reports were \$0.00 and \$2,273.89, respectively. Six-month expenses totaled \$22,363.80.

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

President Luker asked for any public comments.

Lora Lehmann, 1431 Bryant Lane, asked about the clearing fund.

Finance Director Kevin Barron replied the clearing fund item is current activity for the month of June and that is for funds that come in and out of the Township.

Ms. Lehmann expressed concern that she feels “taxpayers cannot see how monies are being spent and also about fee waivers.”

Vice President Kline said the Finance Committee, except for the month of July, meets every month where all expenditures are reviewed and all monies that come into the Township submitted by the Finance Director and that correlates to the budgeted items are examined by the Finance Committee as well as the full Board prior to the general Board meeting.

Manager Manfredi added that there are no fee waivers. The only time a fee would be waived is when it would be before the Board of Commissioners at a public meeting, therefore there are no fees being waived without the public’s knowledge.

MOTION was ADOPTED 15-0.

UNFINISHED BUSINESS:

Public Works Committee –

Item PW-03-080918:

Commissioner Hecker made a MOTION, seconded by Commissioner Kline to advertise Ordinance No. 2158 amending Chapter 132 – “Sewers and Sewage,” of the Code of the Township of Abington, to add new Article XXXIV, titled “Mill Road Sewer District,” establishing a new sewer district in the vicinity of Mill Road; providing for the assessment and recovery of costs and expenses for construction of the sewer collection lines by the foot-front and/or benefit rule; providing for collection of a sewer rental rate from property owners within the sewer district; and providing for the lien of properties subject to assessments.

Commissioner Luker asked for any comments from Commissioners or staff.

Commissioner Gillespie asked for a further explanation on this item.

Solicitor Clarke said this ordinance is to install sewers in an area that does not have sewers, so to assess the property owners for the cost of installing sewers and to set rates for sewer fees and set connection fees, the Township needs to establish a sanitary sewer district by ordinance.

Commissioner Kline added there was a public meeting with residents of Mill Road in which seven homes do not have sewers. There was a presentation on costs and the process and most of the residents were in favor of it. He asked for the time schedule of this project.

Director of Engineering Amy Montgomery replied the project has been sent out for bid and bids will be opened on August 20th, and results will be presented during committee meeting next month.

MOTION was ADOPTED 15-0.

Administrative Code and Land Use Committee –

Item ACL-01-080918:

Commissioner Sanchez made a MOTION, seconded by Commissioner Kline to approve Ordinance No. 2160 repealing Chapter 62 – “Building Construction,” Article 1 – “General Standards,” Section 2 – “Amendments,” at Subsection G; and creating and enacting Chapter 7 – “Board of Code Appeals,” including Exhibit A, Chapter 7.

Commissioner Luker asked for any comments from Commissioners or staff.

Manager Manfredi clarified that the motion is to authorize advertisement and to approve the language specific to what the role is of those members being appointed to the Board of Code Appeals.

Commissioner Kline clarified that the composition of the Board of Code Appeals is taken from the Uniform Construction Code, and if there is a vacancy on this Board, does it need to be filled with someone who fits into the listed categories?

Solicitor Clarke replied yes, composition of the Board of Code Appeals is taken from the Uniform Construction Code, and if there is a vacancy, it would need to be filled by someone who fits into listed categories; however, if that is not possible the ordinance would need to be amended.

Commissioner Luker asked for any public comments.

Lora Lehmann, 1431 Bryant Lane, expressed concern about the composition of Board of Code Appeals.

Solicitor Clarke said a Board of Code Appeals is required by law.

MOTION was ADOPTED 15-0.

Item ACL-02-080918:

Commissioner Sanchez made a MOTION, seconded by Commissioner Kline to approve the Minor Subdivision application of Harrise Yaron, Jennifer Parke, Scott Taitleman and Jamie Frey for the property located at 936 Moredon Road, and to approve all waiver requests as set forth more fully in Resolution No. 18-030. The waiver section of Section 146-27 of the Township's Subdivision and Land Development Ordinance related to the installation of sidewalks is subject to a note being placed on the minor subdivision plan that the waiver granted from the Township's Subdivision and Land Development Ordinance, Section 146-27 relating to installation of sidewalks on Moredon Road is granted only for the minor subdivision application of Harrise Yaron, Jennifer Parke, Scott Taitleman and Jamie Frey approved by Resolution No. 18-030 of the Abington Township Board of Commissioners. Any future work at 936 Moredon Road that 1) requires subdivision that creates a buildable lot; and/or 2) required land development approval shall be required to install sidewalks and curbing on Moredon Road frontage of 936 Moredon Road and shall not be eligible for a waiver request. All other waiver requests are approved as requested.

Commissioner Luker asked for any comments from Commissioners or staff.

Commissioner Kline commented that he met with the two homeowners of this property and this is the same motion presented before the Board last month with one minor change and that is the requirement of installation of sidewalks for just Moredon Road if there is any future subdivision that creates a buildable lot.

Nick Rose, PE Protract Engineering, representing the applicants, said we are fine with the resolution as presented.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 15-0.

Item ACL-03-080918:

Commissioner Sanchez made a MOTION, seconded by Commissioner Spiegelman to consider waiving of permit fees for the Salem Baptist Church including the construction permit, onsite stormwater management and inspection fees.

Commissioner Luker asked for any comments from Commissioners or staff.

Commissioner Gillespie questioned total amount of waiver fees.

Commissioner Luker asked for any public comments.

Pastor Marshall Mitchell of Salem Baptist Church said the church has always invested in the community in Jenkintown and now in Roslyn. We have more church members from Willow Grove and Roslyn than we ever had in Jenkintown, so we will now be closer to our congregation. We are currently doing a gut-rehab on the school building and that will house an athletic league and continue to house the Nexus School that serves autistic children as well as a daycare. We are investing enormous sums of money to improve the infrastructure of our buildings while hiring local vendors.

Commissioner Kline left the meeting at 8:15 p.m.

Margaret Penderbing, member of the Salem Baptist Church, brought a Gladiola flower from her congregation and presented it to the Township.

Lora Lehmann, 1431 Bryant Lane, said this is a “separation of church and state” and she was opposed to waiver of fees as this would be “setting precedent.”

Melissa Dennis, member of the Salem Baptist Church, said she has been a member of the church for 40 years and she thanked the Board for their cooperation for the church’s success and she is happy to join the Abington community.

Anthony Luker, member of the Salem Baptist Church, echoed the sentiments shared by the other members. This church is a seven-day a week operation and focuses on outreach because part of our mission is to build strategic partnerships and work with other nonprofit agencies such as Abington Township and Abington School District. We are glad to be future residents of this Township and look forward to the support of this Board.

Commissioner Zappone said this is a “church, a House of God and it is about religion, which is the most important thing in our lives, and everything we have today is from Christ himself and we would be giving back to Christ by doing this.”

Commissioner Spiegelman said he knows about the amazing work and the amazing community-focus of Salem Baptist Church, and on behalf of the people of Ward 11, he welcomed Salem Baptist Church to Roslyn.

Commissioner Hecker said he also supports this motion and Commissioner Gillespie’s question about the amount of fees has not been answered yet.

Commissioner Schreiber said this was discussed at the last Board meeting, and because we did not clearly identify what we would do about waiving of permit fees, we were going to grandfather both the Roslyn VFW and Salem Baptist Church. This matter was moved forward because the Board did not know the amount of fees. She welcomed the church as she knows they do good things; however, in the future she will not be supporting any waiver of permit fees and none will be brought before the Board.

Commissioner Myers said this is not setting precedent and the Township has waived construction fees for religious organizations in the past most recently was the First Baptist Church of Crestmont. And this is in the ward that she represents, and she is so proud to be their Commissioner. Also, Abington PAL will be in that building no matter what this vote turns out to be tonight.

Manager Manfredi said for phase 1 construction, the permit fees are approximately \$63,000.00; however, it is not known what phase 2 will cost.

John Mitchell, Real Estate Consultant for Salem Baptist Church, said church renovations were divided into phases and the first phase is the school that will cost approximately \$2.7 million and phase 2 will be renovating the senior center. Administration building will not be renovated as the church does not have the money at this time.

Commissioner Luker said this is an entire campus of renovations and it would be difficult to provide a hardcore number due to the magnitude of the project. Either we waive all permit fees or none.

Commissioner Gillespie said she appreciates all of what the church does; however, we do not have a cost amount.

John Mitchell continued that the only portion of the project that the church has not submitted permits for is under \$500,000.00, which is for the administration building. We applied for permits for all major buildings such as the school, the sanctuary and the convent.

Commissioner Schreiber said she has a hard time voting for an unknown amount of waiver fees.

John Mitchell suggested that the Board place a cap on the amount of fees to be waived.

Solicitor Clarke said the Board could place a not-to-exceed amount.

Commissioner Rothman said if the Board is going to approve waiver of fees, we need to provide discrepancy of how much more will be waived because costs increase and then the applicant would not need to come back before the Board.

Commissioner Bowman said he would vote for it as is, but if we need to cap it so that it is approved, then he would be in favor of that and suggested capping waiver of fees in the amount of \$100,000.00.

Commissioner Bowman made a MOTION to AMEND the MOTION to cap the waiver of permit fees at \$100,000.00, seconded by Commissioner Zappone.

MOTION to AMEND the MOTION- PASSED 14-0.

MOTION as AMENDED - PASSED 14-0.

Manager Manfredi said the Board has approved permit fee waivers up to or not-to-exceed \$100,000.00 for the Salem Baptist Church construction project.

Also, the Board has affirmed that they will no longer waive any permit fees therefore, he will not be bringing any fee waiver requests before them.

NEW BUSINESS:

Public Works Committee –

PW-02-080918:

Commissioner Hecker made a MOTION, seconded by Commissioner Spiegelman to adopt Resolution No. 18-031 authorizing and approving the Township Manager to submit the applications for traffic signal approval to PennDOT and to sign this application on behalf of the Municipality.

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

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 14-0.

Item PW-04-080918:

Commissioner Hecker made a MOTION, seconded by Commissioner Sanchez to authorize the installation of a segment of sidewalks on Dale Road at Huntingdon Pike.

Commissioner Luker asked for any comments from Commissioners or staff.

Commissioner Brodsky noted that this is an area of high speed traffic and he is in favor of it.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 14-0.

Item PW-05-080918:

Commissioner Hecker made a MOTION, seconded by Commissioner Zappone to adopt Resolution No. 18-033 authorizing the approval of extension of time for completion of work and services under part II-final design of the original engineering agreement and supplements thereto with the Project Engineer, Pennoni Associates Inc., for the road reconstruction project located along or near State Route 2034 (Edge Hill Road), Section MGI R/W, and /or State Route 2036 (Tyson Avenue), Section MGI R/W, Federal project number X064193-L240, Pennsylvania Department of Transportation Project MPMS57865.

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

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 14-0.

Item PW-06-080918:

Commissioner Hecker made a MOTION, seconded by Commissioner Sanchez to approve Resolution No. 18-035, a resolution authorizing submission of a grant application for the 2018 round of the County of Transportation Program to obtain \$53,570 from the County Transportation Program to match the local funding commitment for the Greenwood Road/Washington Lane and Jenkintown Road/Meetinghouse Road Traffic Signal Modernization project; and

MOTION to approve Resolution No. 18-036, a resolution authorizing submission of a grant application for the 2018 round of County of Transportation Program to obtain \$37,310 from the County Transportation Program to match the local funding commitment for the Fitzwatertown Road and Woodland Road/North Hills Road Traffic Signal Modernization project.

Commissioner Luker asked for any comments from Commissioners.

Commissioner Vahey questioned whether there is a local match.

Anton Kuhner, Traffic Engineer with McMahon Associates, replied there is no match requirement as it is part of a match for Green Light Go grant from PennDOT received for these two locations.

Commissioner Sanchez said he is in favor of this project and asked for support from his fellow Board members.

Commissioner Luker asked for any public comments. There were none.

MOTIONS were ADOPTED 14-0.

Administrative Code and Land Use Committee -

Item ACL-04-080918:

Commissioner Sanchez said this is to consider amending Ordinance No. 2055 amending Chapter 108 – “Nuisances,” Section 12 – “Weeds,” to add enforcement provisions. (Bamboo Regulations)

Commissioner Luker asked for any comments from Commissioners or staff.

Commissioner Vahey questioned whether Exhibit “A” is the amendment.

Manager Manfredi replied this is an agenda item for discussion on the issue of whether this can be enforced.

Commissioner Myers said there is a property with almost the entire backyard of bamboo that the current owner did not plant and with the heat and humidity it travels fast. It is now affecting four other property owners and they want it removed. The current retired disabled property owner is unable to afford removal as estimates received by Township staff for removal are approximately \$15,000-\$18,000. It is requested by the homeowner for the Township to remove it and then lien the home.

Commissioner Kline reentered the meeting at 9:04 p.m.

Solicitor Clarke said there is not an amended ordinance before the Board, but it is the existing ordinance adopted a few years ago. Existing ordinance allows the Township to remove bamboo when it is encroaching from a private property onto Township property and then the Township can lien the property owner whose property the bamboo comes from. During the time existing ordinance was considered, the Board was clear that they did not want the Township getting involved in disputes between two private property owners, so the Township would not take on any enforcement when the dispute is between two private property owners. The ordinance was written to allow the Township to have a cause of action when bamboo encroaches onto Township property.

If the Township wants to get involved in disputes between private property owners, the ordinance would need to be amended in that regard, although this would not help with the property owner who Commissioner Myers spoke about because the Township would not be first in line to receive money from a lien placed on the property.

Manager Manfredi said there is no action to be voted on regarding this item. It is on the agenda for consideration of amending the ordinance and what that amendment would be.

Jim Salanik, Township Code Enforcement Officer, said the ordinance requires that if there is bamboo on private property the homeowner needs to maintain it at their property line.

Solicitor Clarke added that the property owner cannot allow the bamboo to encroach onto to someone else's property; however, if it does, it is still a dispute between two private property owners.

Ms. Montgomery said at the current time, the Township does not provide any assistance to private property owners regarding this matter.

Commissioner Myers said although she does not have a solution to this issue, it is something the Township will need to consider as it will get worse and not better. How many times can the same property owner be cited for the same issue?

Solicitor Clarke replied property owners can be cited daily for failure of remediation of the problem.

Commissioner Schreiber suggested not amending existing ordinance; however, consider another solution besides citing property owners every day. Also, Township staff could review ordinances adopted by other municipalities.

Commissioner Kline questioned why the Township would decide not to cite the property owner when that is in the ordinance and how does staff decide who is cited and who is not, which would be problematic for the Township.

Solicitor Clarke replied it should be uniform.

Manager Manfredi said if no amendment is put forth by the Board, code enforcement officer will continue to enforce regulations as currently written and the property owners will be advised that this is a private matter between property owners. If the Board would like to have this matter placed as an agenda item, we can revisit it.

Public Safety Committee –

Item PS-02-080918:

Commissioner Schreiber made a MOTION, seconded by Commissioner DiPlacido to adopt Ordinance No. 2159, amending Chapter 156 – “Vehicles and Traffic,” Article II – “Traffic Regulations,” Section 10 – “U-Turns,” and 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 No U-Turns on Cedar Road; add Stop intersections on Fern Road, Garden Road, Geneva Avenue, Rosemore Avenue, Arden Avenue, Wyndale Avenue, Cadwalader Avenue, Felix Avenue, Leona Avenue, Stanley Avenue and Kenmore Avenue; add “No Parking Here to Corner” sign on Cricket Avenue and Susquehanna Road (east of Westmont Avenue); add “No Parking Between 12 AM and 7 AM” sign on Old York Road and repeal Special Purpose Parking restrictions on Fairview Avenue and Woodlyn Avenue, all as more fully set forth in the ordinance.

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

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 15-0.

Item PS-03-080918:

Commissioner Schreiber made a MOTION, seconded by Commissioner Zappone to approve other traffic safety locations as experimental regulations as listed in Table 1.

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

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 15-0.

Presentation:

Police Chief Pat Molloy along with Deputy Chief Kelley Warner presented Commissioner Tom Hecker with a small token of a coin with their badge on one side and patch with the department's core values on the other side on behalf of the Police Officers who have had the pleasure to work with Tom as he is a scholar and gentleman and will be missed.

Public Affairs Committee –

Item PA-01-080918:

Public Hearing - to consider adopting Resolution No. 18-032 approving the transfer of Restaurant Liquor License No. R-19554 into the Township of Abington from Upper Moreland Township.

Commissioner Luker opened Public Hearing at 9:45 p.m.

Stenographer transcribed testimony from public hearing.

Commissioner Luker closed Public Hearing at 9:58 p.m.

Commissioner Luker made a MOTION, seconded by Commissioner Sanchez to adopt Resolution No. 18-032 approving the transfer of Restaurant Liquor License No. R-19554 into the Township of Abington from Upper Moreland Township.

MOTION was ADOPTED 15-0.

Item PA-02-080918:

Commissioner Spiegelman made a MOTION, seconded by Commissioner Thompson to adopt Resolution No. 18-034 resolution in support of House Bill 705 of 2018 an act providing for safe drinking water and indicating support for the Commonwealth of Pennsylvania Environmental Quality Board to set lower limits of contaminants for higher standards for safe drinking water in Abington Township.

Commissioner Luker asked for any comments from Commissioners or staff.

Commissioner Spiegelman thanked Commissioner Thompson for his proactive and nonstop work on this matter.

Commissioner Luker asked for any public comments.

Cakky Evans, 1132 Lindsay Lane, said on behalf of the EAC we are in support of this resolution.

MOTION was ADOPTED 15-0.

FINANCE COMMITTEE:

Treasurer's Report:

Commissioner Kline said Township Treasurer's report is on file at the Township Manager's office.

Item FC-01-080918:

Commissioner Kline made a MOTION, seconded by Commissioner Sanchez to approve investments for the month of June as previously circulated to the Board. It was noted that investments for the month totaled \$923,000.00. Interest rate yields ranged from 2.350% to 2.450%.

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

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 15-0.

Item FC-02-080918:

Commissioner Kline made a MOTION, seconded by Commissioner Sanchez to approve the June expenditures, as previously circulated to the Board, in the amount of \$4,038,435.11 and salaries and wages in the amount of \$1,834,155.63, and authorizing the proper officials to sign vouchers in payment of bills and contracts as they mature through the month of September 2018.

Roll call resulted in motion being PASSED - 15-0.

PUBLIC COMMENT:

Herb McMahon, 1046 Huntingdon Road, asked for the process of the BET/YMCA proposal to be stopped right now as it is inconsistent with the Abington Township 2017 Zoning Ordinance; it is against the recommendation of the Montgomery County Planning Commission and the residents are strongly opposed to this development. Text amendment is "outrageous and should be stopped immediately with no further meetings."

Margaret Palmer, 1660 Park Avenue, thanked the Board of Commissioners, President Luker, Van Strother, and Andy Oles on behalf of her brother Johnny as well as her family in appreciation of Certificate of Commendation to Johnny as well as the plaque and the new sign that will be put on the new clubhouse.

Walter Draving, 1431 Bryant Lane, read a statement into the record from resident Amanda Detweiler regarding her being opposed to the BET/YMCA proposal and her request to end the string of meetings and to deny the proposal.

PRESENTATION:

President Luker announced that August 15, 2018 will be Commissioner Tom Hecker's last day as Commissioner of Ward 10 and the Board of Commissioners will appoint a successor for Tom within 30-days from that date and details will be forthcoming to everyone in the Township.

President Luker presented to Commissioner Tom Hecker of Ward 10 the following Proclamation on behalf of the Board of Commissioners of the Township of Abington:

WHEREAS, Thomas R. Hecker, III was first sworn into the office of Township Commissioner for Ward 10 on the sixth day of January 2014, and then again on the second day of January 2018, and;

WHEREAS, Mr. Hecker has served as a member on the Public Works Committee from 2014-2015, Chair of the Public Works Committee from 2016-2018, Chair of the Pension Committee from 2014-2015 and Vice Chair of the Finance Committee from 2014-2018, and;

WHEREAS, Township Commissioner Tom Hecker has always placed the people of Ward 10 and this Township ahead of himself in his deliberations.

NOW, THEREFORE BE IT PROCLAIMED, *this 9th day of August 2018*, that Thomas R. Hecker, III be remembered for his many accomplishments and achievements, and for serving the people of the Township of Abington with honor, integrity and distinction and is herewith recognized for his exemplary service above self by this formal expression of gratitude and thanks by the Board of Commissioners of the Township of Abington.

REMARKS OF COMMISSIONERS:

Commissioner Bowman said he is glad to see Salem Baptist Church/School being renovated. He wished "Good Luck" to Commissioner Hecker.

Commissioner Zappone said to Commissioner Hecker: "Tom, Good Luck and it was nice working with you."

Commissioner Gillespie congratulated our new Police Officer. To Commissioner Hecker: "Tom, you know how I feel."

Commissioner Vahey said to Commissioner Hecker: "Tom, you have set an example for us all."

Commissioner Spiegelman gave his personal condolences and sentimental feelings to the families of both Dan Buckley and Bryan Rickards who left a legacy in our Township especially our Police Department.

To Commissioner Hecker: “You have raised the bar for all of us and have made me a better Commissioner. You and Janella have set a standard for public service and dedication to your community as an example for everyone. You and I will always be friends and your absence on this Board will be felt.”

Commissioner Schreiber said to Commissioner Hecker that she will call him and say goodbye later. Officer Rickards had been involved with the Roslyn Pet Fair. Also, she announced that the Roslyn Fall Festival & Car Show will be held on Saturday, September 22, 2018 from 12-5 p.m., more info can be found at www.abington.org/roslynfallfest and rain date will be September 23rd.

Commissioner Myers said to Commissioner Hecker: “Tom you have been a wonderful Commissioner and you should be very proud of your service. Personally, you have been extremely kind, and you set an example to all of us in how we should treat each other and thank you for that. I wish you the best of luck and the only good part of this is that you will still be in Abington.”

Commissioner Brodsky said to Commissioner Hecker: “It is almost one year to the day that I was appointed to the Board and you stepped up for me personally and that will always be etched in my memory. You exemplify not only being a great Commissioner, but a great individual. Thank you and you will be missed and I wish you the best of luck to you and your family.”

Commissioner Rothman said to Commissioner Hecker: “In life some people are lucky to have people who inspire them and then become friends and I had that with you, Tom. Thank you for everything and I’ll see you soon.”

Commissioner DiPlacido said to Commissioner Hecker: “It was 2013 and we were campaigning and we would call each other on a regular basis and there was one time when you called me and you were screaming mad and it was there and then I knew you had the drive and compassion and it inspired me to do the same to move forward. Thank you so much as I have learned so much from you and hope you stay around.”

Commissioner Sanchez said to Commissioner Hecker: “I will not be accepting your resignation because I will still be calling you as I have trusted your judgment and you have been a leader and handled yourself with grace in adversity and challenges and you are an inspiration. Thank you.”

Commissioner Thompson said to Commissioner Hecker: "Tom, thank you for the warmth and wisdom welcoming me to the Board. You set the bar high for me and I thank you for that. Best of luck to you and please stay involved."

President Luker said to Dr. Hecker: "It has been a pleasure and an honor working with you and everyone has said such nice things about you, but underneath it all, there is a "bulldog" being tough when you have to. I couldn't have worked with a better person on this Board and to you and your lovely wife, Janella, I hope her health improves and I hope you and your children enjoy your new home. God Bless you and your family and thank you for everything you have done for the Township."

ADJOURNMENT: 10:34 p.m.

Respectfully submitted,

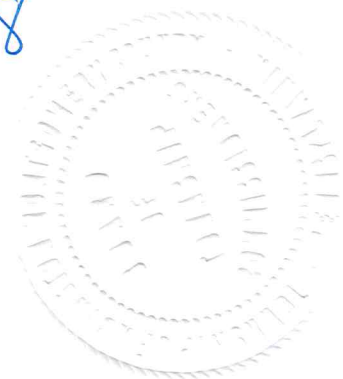
Richard J. Manfredi, Township Manager/Secretary

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The following resolutions and ordinances were adopted by the Board of Commissioners on August 9, 2018:

1. Resolution No. 18-031
2. Resolution No. 18-033
3. Resolution No. 18-035
4. Resolution No. 18-036
5. Resolution No. 18-032
6. Resolution No. 18-034

Approved
9.13.18





TOWNSHIP OF ABINGTON

Public Statement: Commissioner Mike Thompson

AQUA PA'S ABINGTON TOWNSHIP WELL

NORTH HILLS WATER SUPPLY

PLEASE ALLOW ME TO BEGIN MY REMARKS BY THANKING STATE REPRESENTATIVE MADELINE DEAN FOR HER LEADERSHIP IN WORKING WITH THE TOWNSHIP ON BEHALF OF OUR RESIDENTS AND FOR HER LEADERSHIP IN AQUA PA'S TAKING OFF LINE A WATER SUPPLY WELL THAT WAS OF GREAT CONCERN TO MANY RESIDENTS.

The Centers for Disease Control, via the Agency for Toxic Substances and Disease Registry (ATSDR) released a voluminous report called "Toxicological Profile for Perfluoroalkyls" addressing, in part, two types of Perfluoroalkyls (PFAS) compounds in particular- Perfluorooctanoic acid (PFOA) and Perfluorooctane sulfonic acid (PFOS). These chemical compounds were commonly found in firefighting foam that was routinely used at NAS Willow Grove in Horsham, as well as the Naval Air Warfare Center in Warminster.

On July 25, 2018, The Environmental Protection Agency (EPA) held a Per- and Polyfluoroalkyl Substances (PFAS) community engagement meeting in Horsham, Pennsylvania. This listening Community Engagement Session made clear that there is still confusion as to what is an acceptable level. Given this discussion we immediately began to work with Representative Dean and Aqua for what is in the best interest of the North Hills Community.

On August 2, 2018 Representative Dean hosted a Public Meeting and invited federal elected officials, representatives from the Pennsylvania Department of Environmental Protection, U.S. Environmental Protection Agency and the federal Centers for Disease Control. Many questions were asked and many, not all questions, were answered.

This evening this Board of Commissioners will increase our efforts, work and diligence by presenting and passing a Resolution to encourage and influence Pennsylvania's legislature to enact a law that results in a change in environmental regulations to provide safe drinking water for our residents. We will work with Aqua and examine every aspect of our business relationship with Aqua to assure that they are doing all that they should be doing to protect our residents; including installing Granular Activated Carbon (GAC) or Resin filters on their wells to reduce the levels of PFOS and PFOA compounds to nearly non-detectable limits, and working with our legislators, State and Federal agencies and PA Public Utility Commission to assure that they, who are the people and agencies with authority and jurisdiction over Aqua eliminate this health concern.

RESOLUTION #18-031

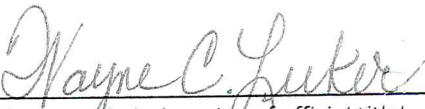
A RESOLUTION, BY AUTHORITY OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF ABINGTON, MONTGOMERY COUNTY, PENNSYLVANIA
AUTHORIZING AND DIRECTING THE TOWNSHIP MANAGER TO SUBMIT APPLICATIONS FOR TRAFFIC SIGNAL APPROVAL TO THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION

Be it RESOLVED, by authority of the Board of Commissioners of the Township of Abington, Montgomery County, and it is hereby resolved by authority of the same, that the Township Manager of said MUNICIPALITY is authorized and directed to submit the attached Application for Traffic Signal Approval to the Pennsylvania Department of Transportation and to sign this Application on behalf of the MUNICIPALITY.

ATTEST:

TOWNSHIP OF ABINGTON
(Name of MUNICIPALITY)


(Signature & designation of official title)
Richard J. Manfredi, Secretary
Township Manager

By: 
(Signature & designation of official title)
Wayne C. Luker, President
Board of Commissioners

I, Wayne C. Luker, President of the Board of Commissioners of the Township of Abington do hereby certify that the foregoing is a true and correct copy of the Resolution adopted at a regular meeting of the Board of Commissioners held this 9th day of August, 2018.

DATE: August 14, 2018


(Signature & designation of official title)
Wayne C. Luker, President
Board of Commissioners

**TOWNSHIP OF ABINGTON
RESOLUTION NO. 2018 - 032**

**A RESOLUTION OF THE TOWNSHIP OF ABINGTON, COUNTY OF
MONTGOMERY, COMMONWEALTH OF PENNSYLVANIA, APPROVING THE
TRANSFER OF
RESTAURANT LIQUOR LICENSE NO. R-19554 INTO THE TOWNSHIP OF
ABINGTON
FROM UPPER MORELAND TOWNSHIP**

WHEREAS, Act 141 of 2000 [the Act], which amends the Commonwealth's Liquor Code, authorizes the Pennsylvania Liquor Control Board to approve, in certain instances, the transfer of Restaurant Liquor Licenses across municipal boundaries within the same county regardless of the quota limitations provided for in Section 461 of the Liquor Code if sales of liquor and malt or brewed beverages are legal in the municipality receiving the license; and

WHEREAS, [the Act] requires the applicant to obtain from the receiving municipality a resolution approving the inter-municipal transfer of the liquor license prior to an applicant's submission of an application to the Pennsylvania Liquor Control Board; and

WHEREAS, following the public hearing, the receiving municipality must issue a Resolution either approving or denying the application to transfer the license into the municipality; and

WHEREAS, amendments to the Liquor Code stipulate that prior to adoption of a resolution by the receiving municipality, at least one hearing be held for the purpose of receiving comments and recommendations from interested individuals residing within the municipality concerning the applicant's intent to transfer a liquor license into the municipality; and

WHEREAS, proper notice of the public hearing held on this date was published as required.

Now, Therefore, Be It Resolved, that Whole Foods Market Group, Inc. has requested the approval of the Township of Abington Board of Commissioners for the proposed transfer of Pennsylvania Restaurant Liquor License No. R-19554 (Mandarin Garden, Inc., 91 North York Road, Willow Grove, Upper Moreland Township, Montgomery County, Pennsylvania) by Whole Foods Market Group, Inc., Inc. to restaurant facility within the Township of Abington to be located at 1575 The Fairway, Jenkintown, Pennsylvania 19046 with the understanding that said transfer must be approved at a later date by the Pennsylvania Liquor Control Board; and

Be It Further Resolved, that based on the application and the testimony at the advertised public hearing held on August 9, 2018, the Board of Commissioners of the Township of Abington find that transfer of Restaurant Liquor License No. R-19554 will/will not adversely affect the welfare, health, peace and morals of the Township of Abington or its residents; and

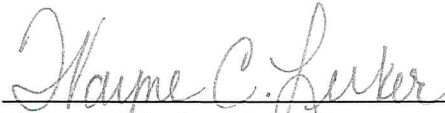
Be It Further Resolved, that the application filed by Whole Foods Market Group, Inc. for the inter-municipal transfer of Restaurant Liquor License No. R-19554 into the Township of Abington is hereby APPROVED/DENIED.

ATTEST:

TOWNSHIP OF ABINGTON:



Richard J. Manfredi, Secretary
Township Manager



Wayne C. Luker, President
Board of Commissioners

RESOLUTION 2018- 033

**RESOLUTION OF THE TOWNSHIP OF ABINGTON
AUTHORIZING THE APPROVAL OF EXTENSION OF TIME FOR COMPLETION
OF WORK AND SERVICES UNDER PART II-FINAL DESIGN OF THE ORIGINAL
ENGINEERING AGREEMENT AND SUPPLEMENTS THERETO WITH THE
PROJECT ENGINEER, PENNONI ASSOCIATES INC., FOR THE ROAD
RECONSTRUCTION PROJECT LOCATED ALONG OR NEAR STATE ROUTE 2034
(EDGE HILL ROAD), SECTION MG1 R/W, AND/OR STATE ROUTE 2036 (TYSON
AVENUE), SECTION MG1 R/W, FEDERAL PROJECT NUMBER X064193-L240,
PENNSYLVANIA DEPARTMENT OF TRANSPORTATION PROJECT MPMS 57865**

WHEREAS, the Township of Abington, Montgomery County, Pennsylvania, is a township of the first class, organized and operating in accordance with the laws of the Commonwealth of Pennsylvania (the "Township"); and

WHEREAS, the Township, in the exercise of its lawful powers, intends to make certain roadway and other public improvements along or near State Route 2034 (Edge Hill Road), Section MG1 R/W, and/or State Route 2036 (Tyson Avenue), Section MG1 R/W, for the Edge Hill Road and Tyson Avenue Reconstruction Project, Federal Project Number X064193-L240, Pennsylvania Department of Transportation (the "Department") Project MPMS 57865 (the "Project"); and

WHEREAS, the Township and Pennoni Associates Inc. (the "Engineer), under date of June 29, 2004, entered into an agreement designated in the Department's files as Agreement No. 064132 (the "Original Agreement"), in which the Engineer agreed to perform all services and work, and furnish all equipment and materials not otherwise provided, for the preliminary engineering and final design for the Project; and

WHEREAS, the Township and the Engineer supplemented the Original Agreement, for various reasons set forth therein, with Supplemental Agreement No. 064132-A under date of February 27, 2007 ("Supplemental Agreement A"), Supplemental Agreement No. 064132-B

under date of March 19, 2015 (“Supplemental Agreement B”), Supplemental Agreement No. 064132-C under date of March 30, 2016 (“Supplemental Agreement C”), Supplemental Agreement No. 064132-D under date of May 9, 2016 (“Supplemental Agreement D”), and Supplemental Agreement No. 064132-E under date of October 4, 2017 (“Supplemental Agreement E”); and

WHEREAS, Paragraph 7 of Supplemental Agreement E provides that the time for completion for work and services under Part II-Final Design of the Original Agreement and supplements thereto is August 1, 2018; and

WHEREAS, the Department has revised and extended the Project let date to approximately the end of September, 2018; and

WHEREAS, in order to continue the services of the Engineer through the extended Project let date, the Engineer has requested the further supplementation of the Original Agreement and supplements thereto to extend the time for completion for work and services under Part II-Final Design of the Original Agreement and supplements thereto from August 1, 2018 to October 31, 2018, which request is set forth in the letter dated July 25, 2018 from the Engineer to the Township and attached hereto as Exhibit A and incorporated herein by reference; and

WHEREAS, the Township will not incur any increase in costs under the Original Agreement and supplements thereto in relation to the extension of time requested by the Engineer in the letter dated July 25, 2018 and attached hereto as Exhibit A; and

WHEREAS, in order to continue the services of the Engineer through the extended Project let date, the Township has indicated its willingness to amend the Original Agreement and supplements thereto to extend the time for completion for work and services under Part II-Final

Design of the Original Agreement and supplements thereto from August 1, 2018 to October 31, 2018; and

WHEREAS, the Engineer has requested that the Township provide a letter addressed to the Engineer, which extends the time for completion for work and services under Part II-Final Design of the Original Agreement and supplements thereto from August 1, 2018 to October 31, 2018, in the form attached hereto as Exhibit B and incorporated herein by reference.

NOW, THEREFORE, BE IT RESOLVED that, the Township hereby approves the letter attached hereto as Exhibit B.

FURTHER RESOLVED, that the proper officers of the Township, along with the Township Manager and Solicitor of the Township, are authorized and directed to take all steps necessary to carry out the purposes of this Resolution including, but not limited to, the signing of the letter attached hereto as Exhibit B; the signing of an additional supplement to the Original Agreement (“Supplemental Agreement F”) which extends the time for completion for work and services under Part II-Final Design of the Original Agreement and supplements thereto from August 1, 2018 to October 31, 2018; the completion, signing or other disposition of any other requisite forms; and the satisfaction of any other requirements of the Pennsylvania Department of Transportation for the Project; and

FURTHER RESOLVED, this Resolution shall be effective immediately upon its adoption.

ADOPTED at a regular meeting of the Board of Commissioners of the Township of Abington this 9th day of August, 2018.

TOWNSHIP OF ABINGTON

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

ATTEST:

Richard J. Manfredi
Richard J. Manfredi, Secretary

**TOWNSHIP OF ABINGTON
BOARD OF COMMISSIONERS**

RESOLUTION NO. 18-034

**RESOLUTION IN SUPPORT OF HOUSE BILL 705 OF 2018 AN ACT PROVIDING FOR
SAFE DRINKING WATER AND INDICATING SUPPORT FOR THE COMMONWEALTH
OF PENNSYLVANIA ENVIRONMENTAL QUALITY BOARD TO SET LOWER LIMITS
OF CONTAMINANTS FOR HIGHER STANDARDS FOR SAFE DRINKING WATER IN
ABINGTON TOWNSHIP**

WHEREAS, House Bill 705, known as the "Pennsylvania Safe Drinking Water Act" has been recently introduced into the Pennsylvania legislature; and

WHEREAS, the Pennsylvania Environmental Quality Board is considering setting maximum contaminant levels (MCLs) for Perfluorooctanoic acid (PFOA) levels; and

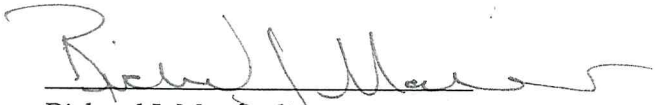
WHEREAS, Perfluorooctanesulfonic acid (Perfluorooctane acid or PFOS) is a related toxic compound of concern to the Abington Township Board of Commissioners for which the Pennsylvania Environmental Quality Board is being encouraged to set a maximum contaminant level;

WHEREAS, Abington Township Board of Commissioners supports safe drinking water and is concerned about these contaminants; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Abington Township supports and encourages adoption of House Bill 705 and further encourages the Pennsylvania Environmental Quality Board to set lower apparently safer standards for these contaminants and encourages the Local Representatives in Pennsylvania State Legislature to vote in support of this bill.

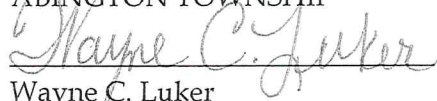
RESOLVED, this 9th day of August, 2018.

ATTEST:



Richard J. Manfredi
Township Manager/Secretary

BOARD OF COMMISSIONERS
ABINGTON TOWNSHIP



Wayne C. Luker
President

RESOLUTION No. 18-035

A RESOLUTION AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION FOR THE

2018 ROUND OF THE COUNTY TRANSPORTATION PROGRAM

Whereas, Montgomery County has established the County Transportation Program as a competitive funding program to assist municipalities with improving transportation infrastructure throughout the county; and

Whereas, the County is accepting grant applications to cover part of the local match of PennDOT Green-Light Go project awards, which include projects involving traffic signal part replacements, upgrades, and retimings; and

Whereas, PennDOT awarded the Greenwood Road \ Washington Lane and Jenkintown Road \ Meetinghouse Road Traffic Signal Modernization project a Green Light-Go grant in 2018; and

Whereas, applications and projects must meet all stated requirements within the County Transportation Program Guidebook; and

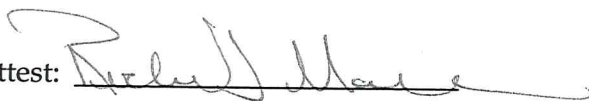
Whereas, Abington Township wishes to obtain \$53,570 from the County Transportation Program to match the local funding commitment for the Greenwood Road \ Washington Lane and Jenkintown Road \ Meetinghouse Road Traffic Signal Modernization project.

I, Richard Manfredi, duly qualified Secretary of the Board of Commissioners of Abington Township, 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 August 9, 2018 and said Resolution has been recorded in Minutes of the Board of Commissioners and remains in effect as of this date.

IN WITNESS THEREOF, I affix my hand and attach the seal of the Abington Township Board of Commissioners this 9th day of August 2018.

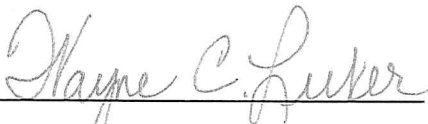
ABINGTON TOWNSHIP

Attest:



Richard J. Manfredi, Secretary
Township Manager

By:



Wayne C Luker, President
Board of Commissioners

RESOLUTION No. 18-036

**A RESOLUTION AUTHORIZING THE SUBMISSION OF
A GRANT APPLICATION FOR THE**

2018 ROUND OF THE COUNTY TRANSPORTATION PROGRAM

Whereas, Montgomery County has established the County Transportation Program as a competitive funding program to assist municipalities with improving transportation infrastructure throughout the county; and

Whereas, the County is accepting grant applications to cover part of the local match of PennDOT Green-Light Go project awards, which include projects involving traffic signal part replacements, upgrades, and retimings; and

Whereas, PennDOT awarded the Fitzwatertown Road and Woodland Road \ North Hills Road Traffic Signal Modernization project a Green Light-Go grant in 2017; and

Whereas, applications and projects must meet all stated requirements within the County Transportation Program Guidebook; and

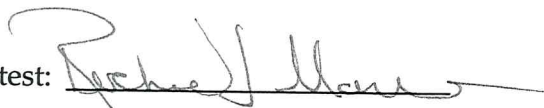
Whereas, Abington Township wishes to obtain \$37,310 from the County Transportation Program to match the local funding commitment for the Fitzwatertown Road and Woodland Road \ North Hills Road Traffic Signal Modernization project.

I, Richard Manfredi, duly qualified Secretary of the Board of Commissioners of Abington Township, 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 August 9, 2018 and said Resolution has been recorded in Minutes of the Board of Commissioners and remains in effect as of this date.

IN WITNESS THEREOF, I affix my hand and attach the seal of the Abington Township Board of Commissioners this 9th day of August 2018.

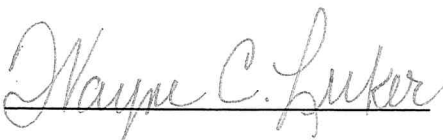
ABINGTON TOWNSHIP

Attest:



Richard J. Manfredi, Secretary
Township Manager

By:



Wayne C Luker, President
Board of Commissioners