

Board of Commissioners Meeting –
Presentation

September 12, 2019

Presentation began at 7:16 p.m.

Professional Recyclers of Pennsylvania, The Daniel G. Weisenbach 2019 Environmental Stewardship Award:

Commissioner Spiegelman presented Mr. Ed Micciolo and the Public Works Department of Abington Township with the Professional Recyclers of Pennsylvania, The Daniel G. Weisenbach 2019 Environmental Stewardship Award on behalf of the Board of Commissioners of the Township of Abington on this 12th day of September, 2019.

Presentation ended at 7:26 p.m.

The stated meeting of the Board of Commissioners of the Township of Abington was held on Thursday, September 12, 2019 at the Township Administration Building, Abington, PA., with President Luker presiding.

CALL TO ORDER: 7:30 p.m.

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

Township Manager MANFREDI
Assistant Township Manager WEHMEYER
Township Solicitor CLARKE
Director of Engineering/Code MONTGOMERY

PLEDGE OF ALLEGIANCE

BOARD PRESIDENT ANNOUNCEMENTS: None.

PRESENTATIONS: None.

PUBLIC COMMENT ON AGENDA ITEMS:

Joe Rooney, 740 Maple Avenue, requested that the Economic Development Corporation agenda item be removed from the group agenda items until more information has been sent to residents of the Township.

Joe Rozak, 1927 Susquehanna Road, said he is very interested in the Economic Development Corporation and he cannot find the bylaws for the corporation, and until he can read them, he feels it should not be discussed tonight.

Lora Lehmann, 1431 Bryant Lane, asked for Economic Development Corporation to be taken out of the consent agenda because we need to know what is in the bylaws and the public needs to understand it.

Commissioner Vahey clarified that the vote tonight is to advertise an ordinance and it is not the final passage of the Economic Development Corporation.

CONSENT AGENDA:

Commissioner Myers requested that Item PA-02-091219 be removed from Consent Agenda and placed on Public Affairs agenda as she has received a considerable amount of emails about it.

Commissioner Zappone said he also has received a lot of emails/calls about the Economic Development Corporation and the taxpayers need more information, so he is in favor of removing it from Consent Agenda.

Vice President Kline agreed to remove Item PA-02-091219 from Consent Agenda; however, the motion is to advertise for a hearing for an Economic Development Corporation, but in order to do that, we need to have the law firm prepare documents for the EDC such as bylaws and rules for how the EDC will operate, which will become public documents once they are drafted and that is what will be discussed during a public hearing.

Vice President Kline made a MOTION, seconded by Commissioner Spiegelman to approve Items a. - e. and g. - l. of the Consent Agenda as follows:

To approve the minutes of the Board of Commissioners August 8, 2019 Regular Meeting.

To approve a Memorandum of Understanding between PennDOT, DVRPC and Abington Township, Rockledge Borough, Lower Moreland Township and Bryn Athyn Borough for a Regional Traffic Signal Retiming Initiative along the Huntingdon Pike (SR 0232) Corridor.

To approve the Land Development Plan for the replacement of the Woodland Parking Garage structure at the southeast corner of the intersection of Woodland Road and Highland Avenue.

To approve the Land Development Plan for 2907 Jefferson Avenue.

To authorize advertisement for members to be appointed to the Board of Code Appeals.

To award the Base Bid for the 2016 Growing Greener Project for Stormwater Management BMP Control Measures at Roychester Park and Evergreen Manor Park to Land Tech Enterprises, in the amount of \$174,774.00 and to authorize utilizing MS4 Program money from appropriate MS4 program funding, if necessary.

To approve investments for the month of July 2019. It was noted that investments for the month totaled \$245,000.00. Interest rate yield was 2.05%.

To approve the Clearing Fund, the Deferred Revenue/Expense activity and Petty Cash balances for the month of July as previously circulated to the Board. Clearing fund receipts and disbursements for the month of July 2019 were \$27,786.21 and (\$22,749.00), respectively. Deferred Revenue/Expense receipts and disbursements for the month of July 2019 were \$3.00 and (\$3,217.50), respectively.

To approve the Advance and Travel Expense activity for July 2019 as previously circulated to the Board. Advance and Travel Expense reports were \$0.00 and \$2,443.75, respectively. Seven-month expenses totaled \$36,868.55.

To approve grant an extension of time to the construction contract until December 31, 2019 for the street reconstruction work in the 2200 block of Parkview Avenue.

To adopt Resolution No. 19-025 recognizing that the Township's minimum municipal funding obligation for the calendar year 2020 with respect to the Municipal Non-Uniformed Employee, Police and Non-Uniformed Employee Defined Contribution Plans, is \$653,616; \$2,777,967 and \$140,000.00, respectively.

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

MOTION was ADOPTED 13-0.

UNFINISHED BUSINESS: None.

NEW BUSINESS:

Public Safety Committee -

Item PS-01-091219:

Commissioner Schreiber made a MOTION, seconded by Commissioner Thompson to adopt Ordinance No. 2167, amending Chapter 156 – “Vehicles and Traffic,” Article II – “Traffic Regulations,” Section 9 – “One-Way Highways Established,” at Silver Avenue, Section 14 – “Stop Intersections” at Elizabeth Road, Oakhill Drive, Silver Avenue, Crater Avenue (North & South), Norman Road, Kenmore Avenue and Article III – “Parking Regulations,” Section 25 – “Parking Prohibited At All Times; No Parking Between Signs; No Parking Here To Corner; Parking Prohibited Except Certain Hours; No Stopping or Standing,” at Oakshade Road, Lindsay Lane (West and East), Rothley Avenue, Cricket Avenue, Section 28 – “Special Purpose Parking Zones” at 624 Roberts Avenue.

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

MOTION was ADOPTED 13-0.
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Public Affairs Committee –

Item PA-02-091912:

Commissioner Spiegelman made a MOTION, seconded by Commissioner Schreiber to authorize advertising Ordinance No. 2169, creating an Economic Development Corporation; and approving Obermayer, Rebmann, Maxwell & Hippel, LLC to provide legal services, and at the attached rates up to a soft cap of \$20,000.

President Luker asked for any comments from Commissioners or staff.

Commissioner Myers said the reason why she asked for this item to be removed from Consent Agenda was not to change anything about the motion, but because not enough information has been sent out. She asked for the information to be posted on Township website so others can learn about the plusses and be better informed in advance of a public hearing.

Manager Manfredi said once the ordinance is authorized to be advertised all of the information will be publicized and there will be a hearing. We will post the information that we currently have on the website as well as the draft ordinance following advertisement.

Vice President Kline clarified that the motion to advertise does not include a date-certain for a hearing because there is no schedule yet. Is that correct?

Manager Manfredi replied that is correct. The soonest may be November.

Commissioner Spiegelman agreed that more information needs to be communicated with the Township as whole as a lot of incorrect information is floating around and it is incumbent on us to dispel that, and he is willing to discuss this with anyone whenever or wherever.

MOTION was ADOPTED 11-2. Commissioners Zappone and Gillespie opposed.

Commissioner Myers clarified that it is agreed upon that there will be information posted on Township website prior to the public hearing because it is very important that residents understand the benefits for Abington Township.

Manager Manfredi replied we will certainly do that.

Item PA-04-091219:

Commissioner Spiegelman made a MOTION, seconded by Commissioner Vahey to adopt Ordinance No. 2168, creating Chapter 64, Contractor Anti-Discrimination.

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

MOTION was ADOPTED 13-0.

Finance Committee –

Commissioner Vahey announced that the Township Treasurer's report is available in the Township Manager's Office for review.

Item FC-02-091219:

Commissioner Vahey made a MOTION, seconded by Commissioner Winegrad to approve July expenditures as previously circulated to the Board in the amount of \$4,280,569.22 and salaries and wages in the amount of \$2,031,009.42 and authorizing the proper officials to sign vouchers in payment of bills and contracts as they mature through the month of October 2019.

Roll call resulted in motion being passed 13-0. Commissioners Rothman and Bowman were absent during roll call.

PUBLIC COMMENT:

The following resident's comments were summarized and not transcribed verbatim:

Joe Rooney, 740 Maple Avenue, commented that he believes there was vote to spend up to \$20,000, and what does an Economic Development Corporation have to offer that an Economic Development Committee cannot already do and should \$20,000 be spent to research that.

Tim Lonesky, 1310 Rothley Avenue, questioned whether another group of people is needed for those to get permission to build as long as it is within the zoning laws. He questioned spending \$20,000 to put something together that may or may not happen and maybe there should be public comments before that expenditure.

Natalie Sherstyuk, 1165 Delene Road, commented that she is appalled by this course of action taken regarding the EDC that was voted on when the public had no knowledge of using tax dollars for this start-up corporation and that personnel will be used for \$1 a year

while this is being setup. She requested that two informational meetings be held so residents have time to understand the proposal.

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Lora Lehmann, 1431 Bryant Lane, commented that she feels that a quasi-governmental corporation is not o.k. and that it is a conflict and residents need to have informational sessions to fully understand it.

Joe Rozak, 1927 Susquehanna Road, expressed concern that the EDC will bypass government regulations and those regulations are there for a reason; he needs to see the bylaws and also expressed concern about who will serve on the EDC and that the corporation will limit contact by the Board with the public.

REMARKS OF COMMISSIONERS:

Commissioner Zappone announced that the Ardsley Community Association is finalizing plans for our “8th Annual Ardsley Family Day” to be held on October 19th at the Ardsley Community Center from noon-5 p.m., and all residents of Abington Township are welcome to attend.

Commissioner Vahey announced that October 5th will be Keswick Village’s Fall Festival and Sunday, October 27th will be the Trick-or-Treating tradition of the past 25 years. Also, no action with regards to the Economic Development Corporation is final. The purpose of this vote was to publicize it so we can conduct a hearing with input from residents. Nothing has been finalized and anything else is just misinformation.

Commissioner Carswell thanked the residents of Ward 10 who participated in traffic safety discussions and she also thanked the police officers who helped to map out solutions, and although there is more work to be done, she is excited about the progress being made.

Commissioner DiPlacido said school is back in session, “so please, when driving through Abington, drive like your kids live here.”

Commissioner Winegrad congratulated Mr. Micciolo as he has done a lot for this Township and he is very proud of Ed.

Commissioner Schreiber announced that “Angels in Motion” along with CAPT are having a “Blessing Bag” event at our Training Annex on Saturday, September 28th from 11:30 a.m. – 1:30 p.m. and they are looking for volunteers as well as more things to add to the blessing bags.

President Luker announced that “Unity Day” will be held on Saturday, September 14th of the Willow Grove Chapter of the NAACP from 10 a.m. – 4 p.m. at Crestmont Park and all are invited to attend. Also, an Executive Session will be held at the conclusion of our formal business meeting to discuss a personnel matter.

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ADJOURNMENT: 8:11 p.m.

Respectfully submitted,

Richard J. Manfredi, Township Manager/Secretary

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Note: The following resolution and ordinances were adopted by the Board of Commissioners on September 12, 2019:

Resolution No. 19-025

Ordinance No. 2167

Ordinance No. 2168

RESOLUTION NO. 19-025

MINIMUM MUNICIPAL OBLIGATION

WHEREAS, the Township of Abington does maintain three pension plans;

WHEREAS, said plans are known as the Township of Abington Municipal Non-Uniformed Employees' Pension Plan, the Township of Abington Police Pension Plan and the Township of Abington Non-Uniformed Employees' Defined Contribution Pension Plan;

WHEREAS, Act 205 of 1984 mandates that the governing body of said "plans" recognize their minimum obligation on or before September 30 of a given year;

NOW, THEREFORE, BE IT RESOLVED, that based upon the following Actuarial Development of Pension Plan Funding Cost of the Abington Non-Uniformed Employees, Police, and Non-Uniformed Employees' Defined Contribution Pension Plans of the Township of Abington, County of Montgomery, State of Pennsylvania, the Board of Commissioners acknowledges the funding requirements for the above mentioned plans to be \$653,616, \$2,777,967 and \$140,000.00, respectively. These actuarial costs have been submitted pursuant to an actuarial valuation completed as of January 1, 2019 by AON Consulting.

THEREFORE, the Board of Commissioners recognizes these funding requirements and makes provisions for these costs as part of their budget for the year 2020.

RESOLVED, at the meeting of the Board of Commissioners this 12th day of September, 2019.

ABINGTON TOWNSHIP
BOARD OF COMMISSIONERS

By: Wayne C. Luker
Wayne C. Luker, President

ATTEST:

Richard J. Manfredi
Richard J. Manfredi,
Township Manager & Secretary

**FINANCIAL REQUIREMENT AND MINIMUM MUNICIPAL
OBLIGATION BUDGET FOR 2020**

NAME OF MUNICIPALITY:
COUNTY:

ABINGTON TOWNSHIP
MONTGOMERY

NON-UNIFORMED
PENSION PLAN

1	TOTAL ANNUAL PAYROLL Estimated Payroll	\$9,260,000
2	NORMAL COST AS A PERCENTAGE OF PAYROLL (Derived from latest actuarial valuation)	12.44% 1/1/19
3	TOTAL NORMAL COST (Item 1 x Item 2)	\$1,151,944
4	AMORTIZATION REQUIREMENT (Derived from latest actuarial valuation)	\$0
5	TOTAL ADMINISTRATIVE EXPENSES (Based on Estimate)	\$40,000
6	FINANCIAL REQUIREMENT (+ Item 3 + Item 4 + Item 5)	\$1,191,944
7	TOTAL MEMBERS CONTRIBUTIONS	\$463,000
8	FUNDING ADJUSTMENT (Derived from latest actuarial valuation)	\$75,328
9	MINIMUM MUNICIPAL OBLIGATION (+ Item 6 - Item 7 - Item 8)	\$653,616
10	MINIMUM MUNICIPAL OBLIGATION BASED UPON MARKET VALUE OF ASSETS	\$2,087,953

I elect line 9 (9 or 10) as my 2020 MMO in the amount of \$ 653,616


Signature of Chief Administrative Officer

9-12-19
Date Certified to Governing Body

**FINANCIAL REQUIREMENT AND MINIMUM MUNICIPAL
OBLIGATION BUDGET FOR 2020**

NAME OF MUNICIPALITY:
COUNTY:

ABINGTON TOWNSHIP
MONTGOMERY

POLICE
PENSION PLAN

1	TOTAL ANNUAL PAYROLL Estimated Payroll	\$10,400,000
2	NORMAL COST AS A PERCENTAGE OF PAYROLL (Derived from latest actuarial valuation)	13.26% 1/1/19
3	TOTAL NORMAL COST (Item 1 x Item 2)	\$1,379,040
4	AMORTIZATION REQUIREMENT (Derived from latest actuarial valuation)	\$1,874,927
5	TOTAL ADMINISTRATIVE EXPENSES (Based on Estimate)	\$44,000
6	FINANCIAL REQUIREMENT (+ Item 3 + Item 4 + Item 5)	\$3,297,967
7	TOTAL MEMBERS CONTRIBUTIONS	\$520,000
8	FUNDING ADJUSTMENT (Derived from latest actuarial valuation)	\$0
9	MINIMUM MUNICIPAL OBLIGATION (+ Item 6 - Item 7 - Item 8)	\$2,777,967
10	MINIMUM MUNICIPAL OBLIGATION BASED UPON MARKET VALUE OF ASSETS	\$4,434,495

I elect line 9 (9 or 10) as my 2020 MMO in the amount of \$ 2,777,967


Signature of Chief Administrative Officer

9-12-19
Date Certified to Governing Body

**FINANCIAL REQUIREMENT AND MINIMUM MUNICIPAL
OBLIGATION BUDGET FOR 2020**

NAME OF MUNICIPALITY: ABINGTON TOWNSHIP
COUNTY: MONTGOMERY

	NON-UNIFORMED DEF. CONT.
1. TOTAL ANNUAL PAYROLL (Estimated payroll)	2,800,000
2. RATE OF CONTRIBUTION AS A % OF PAYROLL (Derived from latest actuarial valuation) 1/1/19	5.00%
3. TOTAL CONTRIBUTION COST (Item 1 times Item 2)	140,000
4. TOTAL ADMINISTRATIVE EXPENSES	0
5. TOTAL FINANCIAL REQUIREMENT (+Item 3 +Item 4)	140,000
6. MINIMUM MUNICIPAL OBLIGATION	140,000



Signature of Chief Administrative Officer

9-12-19

Date Certified to Governing Body

**TOWNSHIP OF ABINGTON
MONTGOMERY COUNTY, PENNSYLVANIA**

ORDINANCE NO. 2167

**AN ORDINANCE AMENDING
CHAPTER 156 – “VEHICLES AND TRAFFIC,”
ARTICLE II – “TRAFFIC REGULATIONS,”
SECTION 9 – “ONE-WAY HIGHWAYS ESTABLISHED,”
SECTION 14 – “STOP INTERSECTIONS”; AND
ARTICLE III – “PARKING REGULATIONS”
SECTION 25 – “PARKING PROHIBITED AT ALL TIMES; NO PARKING BETWEEN
SIGNS; NO PARKING HERE TO CORNER, ”
SECTION 28 – “SPECIAL PURPOSE PARKING ZONES”**

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

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

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

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

WHEREAS, the Board of Commissioners of the Township of Abington has determined that the Code of Ordinances of the Township of Abington shall be amended at Chapter 156 – “Vehicles and Traffic,” Article II – “Traffic Regulations,” Sections 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,” should be amended for the health, safety, morals, general welfare, cleanliness, beauty, convenience and comfort of the Township and the inhabitants thereof.

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

1. The Code of the Township of Abington is amended at Chapter 156 - “Vehicles and Traffic,” Article II – “Traffic Regulations,” at Section 9 – “One-Way Highways Established,” to **repeal** the following restrictions:

Name of Highway	Side	Location
Silver Avenue	South	Between Cleveland Avenue and Edge Hill Road, on school days between a.m. and 4:00 p.m.

2. The Code of the Township of Abington is amended at Chapter 156 - “Vehicles and Traffic,” Article II – “Traffic Regulations,” at Section 14 – “Stop Intersections,” to **add** the following restrictions:

Name of Highway	Side	Location
Elizabeth Road	Eastbound	At Old Huntingdon Pike
Oakhill Drive	North Side	At Huntingdon Pike
Silver Avenue	Southbound	At Edge Hill Road
Norman Road	West	At Osbourne Avenue
Kenmore Avenue	Eastbound	At Stewart Avenue
Crater Avenue	South	At Hower Avenue
Crater Avenue	North	At Elkins Avenue

3. The Code of the Township of Abington is amended at Chapter 156 - "Vehicles and Traffic," Article III – "Parking Regulations," at Section 25 – "Parking Prohibited at All Times; No Parking Between Signs; No Parking Here to Corner," to **add** the following restrictions:

No Parking	Side	Location
Lindsay Lane	West Side	20 ft. South of the Driveway at 1310 Lindsay Lane all of the way North to the start of Meadowbrook Train Station
Lindsay Lane	East Side	20 ft. South of the driveway at 1315 Lindsay Lane all the way to Mill Road
Rothley Avenue	North Side	From the property line of 1310 Mildred Avenue
Cricket Avenue	West Side	5 ft. south of the driveway at 218 Cricket Avenue to the existing NO Parking across from lot to the Edge Hill Fire Company
Oakshade Road	North Side	From the dead end to the driveway at 535.

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

Name of Highway	Authorized Purpose of Vehicle	Location
Roberts Avenue	Handicapped Parking	In front of 642 Roberts Avenue

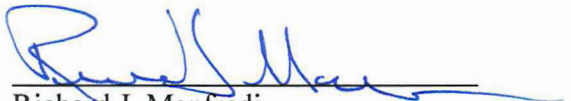
5. All other ordinances, portions of ordinances, or any section of the Code inconsistent with this Ordinance are hereby repealed.


6. This Ordinance shall become effective five (5) days after enactment.

ORDAINED AND ENACTED this 12th day of September, 2019.

TOWNSHIP OF ABINGTON
BOARD OF COMMISSIONERS

Attest:


Richard J. Manfredi,
Township Manager & Secretary

By: 
Wayne C. Luker, President

**TOWNSHIP OF ABINGTON
MONTGOMERY COUNTY, PENNSYLVANIA**

ORDINANCE NO. 2168

**AN ORDINANCE CREATING
CHAPTER 64 – “CONTRACTOR ANTI-DISCRIMINATION,”**

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;

WHEREAS, the Board of Commissioners of the Township of Abington has determined that the Code of Ordinances of the Township of Abington shall be amended at Part II – “General Legislation,” to create Chapter 64, “Contractor Anti-Discrimination” for the health, safety, morals, general welfare, cleanliness, beauty, convenience and comfort of the Township and the inhabitants thereof.

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

1. The Code of the Township of Abington is amended at Article II - “General Legislation,” to create Chapter 64 “Contractor Anti-Discrimination” to read as follows:

“§64-1. Title.

This chapter shall be known and may be cited as the “Abington Township Contractor Anti-Discrimination Ordinance.”

§64-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

TOWNSHIP

Abington Township.

CONTRACTOR

A for-profit or not-for-profit entity that has a Township contract.

§64-3. Contractor Anti-Discrimination Provision.

1. All contracts between the Township and contractors will include the following non-discrimination clause:

During the term of this Contract, Contractor agrees as follows:

a. Contractor shall not discriminate against any employee, applicant for employment, independent contractor, or any other person because of actual or perceived race, color, religious creed, ancestry, sex, national origin, handicap or disability, use of guide or support animals because of blindness, deafness or physical handicap of the user or because the user is a handler or trainer of support of guide animals, or because of sexual orientation, gender identity, or gender expression.

2. The Township shall not contract for public goods or services that does not include the Contractor Anti-Discrimination Provision.
3. Township departments that contract for public goods or services shall amend their procurement procedures to enforce this Ordinance.
4. Any contract or contract renewal entered into the Township on or after the effective date of this Ordinance shall include a binding agreement consistent with this section.”

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

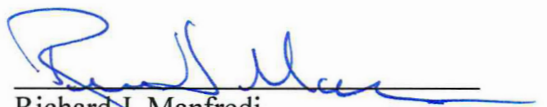
3. This Ordinance shall become effective five (5) days after enactment.

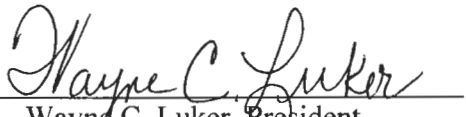
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ORDAINED AND ENACTED this 12th day of September, 2019.

TOWNSHIP OF ABINGTON
BOARD OF COMMISSIONERS

Attest:


Richard J. Manfredi,
Township Manager & Secretary

By: 
Wayne C. Luker, President