The stated meeting of the Board of Commissioners of the Township of Abington was held on Thursday, March 12, 2020 at the Township Administration Building, Abington, PA, with President Spiegelman presiding.

CALL TO ORDER: 7:00 p.m.

ROLL CALL:
Present via conference call:
Commissioners THOMPSON,
BRODSKY, BOLE, CARSWELL, ROTHMAN, LUKER,
ZAPPONE, BOWMAN, DiPLACIDO, WINEGRAD,
VAHEY, SCHREIBER, HECKER
Present in person:
Commissioners MYERS,
SPIEGELMAN

Township Manager MANFREDI Township Solicitor CLARKE via conference call - Township Treasurer BLUMENTHAL

PLEDGE OF ALLEGIANCE

BOARD PRESIDENT ANNOUNCEMENTS: None.

PRESENTATIONS: None.

PUBLIC COMMENT ON AGENDA ITEMS:

Lora Lehmann, 1431 Bryant Lane, expressed concern about not being able to speak after each agenda item and that no public comment will be taken at the end of this meeting, and she asked how HUD funds are used.

CONSENT AGENDA:

Vice President Hecker made a MOTION, seconded by Commissioner Myers to approve Items a. - q. as listed under Consent Agenda as follows:

To approve the Minutes from the Board of Commissioners Regular Meeting of February 13, 2020.

To accept DiGiulio's Clothing and Footwear as the lowest responsible bidder for the 2020 Per Diem Employees Union Uniforms and Accessories Bid and enter into a contract for \$42,750.00 as per the bid specifications.

To accept J.D.M. Materials Company as lowest responsible bidder and enter into a contract in the amount of \$16,487.50 for the purchase and delivery of Ready Mix Concrete as per the bid specifications.

March 12, 2020

To accept Eureka Stone Quarry, Inc. as lowest responsible bidder of Part 1 and Part 3 of the Super-Pave Bid and enter into a contract in the amount of \$885,600.00 for the purchase and delivery of Super-Pave paving materials as per bid specifications; and

Glasgow, Inc. as lowest responsible bidder of Part 2 of the Super-Pave Bid and enter into a contract in the amount of \$29,640.00 for the purchase of Super-Pave paving materials as per bid specifications.

To accept Commonwealth Precast, Inc. as the lowest responsible bidder for the 2020 Storm Sewer Inlets and Manhole Structures Bid and enter into a contract for \$64,040.00 as per the bid specifications.

To approve the Second Amendment to Commonwealth Financing Authority Grant No. C000065056 extending the termination date to December 30, 2020.

To approve the Second Amendment to Lease Agreement between Township of Abington and Covanta Abington, LLC for the property located at 995 Fitzwatertown Road, Upper Dublin, PA, 19038.

To approve the proposal for Engineering Design Services – Supplement 1. and to adopt Resolution No. 20-013 authorizing the signature of Right-of-Way Plans for Transportation Set Aside Project.

To promote Detective Anthony Space to the rank of Probationary Sergeant effective March 13, 2020 providing he successfully completes the remaining portions of the promotional process.

To accept Biase Landscaping, LLC bid for the Abington Township Mowing Contract Zone 1 in the amount of \$15,310.00 as per the bid specifications.

The Deck's Landscaping, Inc. bid for the Abington Township Mowing Contract Zone 2 and 3 in the amount of \$24,500.00 per zone as per the bid specifications.

The M & M Lawncare East Inc. bid for the Abington Township Mowing Contract Zone 4 in the amount of \$13,500.00 as per the bid specifications; for a total contract award of \$77,810.00 per year for 2020-2021-2022.

To accept G&B Construction Group, Inc. 632 Davisville Road, Willow Grove, PA as the lowest responsible bidder for the Ardsley Wildlife Sanctuary Streambank Renovations and enter into a contract in the amount of \$59,800 as per the bid specifications.

To renew the Fidelio Dental Insurance Co. agreement for the period April 1, 2020 through March 31, 2024 at an increase of 2% per year.

To approve investments for the month of January 2020. It was noted that investments for the month totaled \$1,344,000.00. Interest rate yields ranged from 1.60% to 1.750%.

To approve the Clearing Fund, the Deferred Revenue/Expense activity and Petty Cash balances for the month of January 2020. Clearing fund receipts and disbursements for the month of January 2020 were \$10,190.12 and (\$9,418.82), respectively. Deferred Revenue/Expense receipts and disbursements for the month of January 2020 were \$0.00 and (\$3,231.54), respectively.

To adopt Fair Housing Resolution No. 20-015 and grant the authority to publicly advertise a Fair Housing Officer for the Township of Abington.

To approve the public advertisement for a public hearing to discuss the needs of the community for the use of Community Development Block Grants.

To approve final payment in the amount of \$16,997.46 to Land-Tech Enterprises, Inc. for completion and final project payment from Account No. 06-07-302-5305.

President Spiegelman asked for any comments from Commissioners. There were none.

MOTION was ADOPTED 15-0.

UNFINISHED BUSINESS:

Public Works Committee -

Item PW-01-021220:

Commissioner Rothman made a MOTION, seconded by Commissioner Carswell to remove from the table and adopt Resolution No. 20-006, Township of Abington Act 537 Plan Revision.

President Spiegelman asked for any comments from Commissioners. There were none.

MOTION was ADOPTED 15-0.

Land Use Committee -

Item LU-01-021320:

Commissioner Thompson made a MOTION, seconded by Vice President Hecker to reconsider approving the Subdivision Application for a lot line change for the properties located at 1528 and 1540 Bryant Lane, Meadowbrook, PA.

Commissioner Thompson asked for further clarification.

Manager Manfredi replied this is a motion for reconsideration with conditions that the applicant has within a six-month period to obtain approval from the Zoning Hearing Board or move the shed on the property and add a note on the plan indicating as such. If the motion includes those conditions, it would satisfy concerns of the Township.

Vice President Hecker said Mr. Fishberg is a resident of Ward 1 and the Board approved this unanimously last month. There is a time consideration for Mr. Fishberg in that the neighbor who he is purchasing this property from is about to put the entire property up for sale because they are moving. In order for the Township to sign off on this transaction and have it recorded at the County, the Board needs to approve it with those conditions otherwise there will be more complications for Mr. Fishberg, and he urged the Board to approve it unanimously this evening.

Mr. Bruce Fishberg, 1528 Bryant Lane, thanked Commissioner Hecker for his assistance, and expressed concern about having to reprint all sheets of the plan to add a note and questioned whether that note can be separate from the plans for the County.

Solicitor Clarke replied the reason for the note on the plan is the only way for any potential purchaser for either one of these properties to have proper notice that there is a condition that requires approval by the Zoning Hearing Board or move the shed within six months. Note of conditions do not need to be printed on every Mylar recorded with the County.

MOTION approving the Subdivision Application for a lot line change for the properties located at 1528 and 1540 Bryant Lane, Meadowbrook, PA, includes a condition that the applicant has within a six-month period to obtain approval from the Zoning Hearing Board or move the shed on the property and that a note will be placed on the plan indicated as such – PASSED 15-0.

NEW BUSINESS:

Public Works Committee -

Item PW-09-031220:

Commissioner Rothman made a MOTION, seconded by Commissioner Carswell to adopt Resolution No. 20-014 authorizing the submission of a grant application for the 2020 round of the Montco 2040 Implementation Grant Program for the Fairway Trail and Noble Mobility Improvement project.

President Spiegelman asked for any comments from Commissioners. There were none.

MOTION was ADOPTED 15-0.

Item PW-10-031220:

Commissioner Rothman made a MOTION, seconded by Commissioner Carswell to approve agreement between the Township of Abington and the Abington Per Diem Employees Union.

President Spiegelman asked for any comments from Commissioners. There were none.

MOTION was ADOPTED 15-0.

Public Safety Committee –

Item PS-02-031220:

Commissioner Schreiber made a MOTION, seconded by Commissioner Rothman to adopt Ordinance No. 2172, amending Chapter 156 – "Vehicles and Traffic," Article II – "Traffic Regulations, Section 7 – "Speed Limits 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; Parking Prohibited Except Certain Hours; No Stopping or Standing," Section 26 – "Parking Prohibited During Certain Hours" and Section 28 – "Special Purpose Parking Zones" to add speed limits on Oak Hill Drive and Hidden Pond Drive; add "Stop" Intersections on the east and west side of Shoemaker Road at Edmund Road and on the east and west side of Ferndale Avenue at Rubicam Avenue; add "No Parking" on both sides of Huntingdon Pike and the east side of Lindsay Lane; add "No Parking Here To Corner" on the east side of Kelly Lane; add "No Parking" M-F 8 a.m.-5 p.m. on Lindsay Lane – west side and add "Handicapped Parking" on Tyson Avenue.

President Spiegelman asked for any comments from Commissioners.

Commissioner Zappone questioned whether the areas where there is "No Parking Here To Corner" signs posted will be monitored and reported.

Lt Porter replied yes, they will be monitored and reported.

Commissioner Rothman asked for the locations of where the "No Parking" on Huntingdon Pike will be.

Lt. Porter replied it has been a problem where tractor trailers are parking on Huntingdon Pike presenting hazardous conditions for residents of Meadowbrook Apartments.

Commissioner Brodsky said he appreciates Commissioner Rothman reporting this as it affects Ward 2 as well.

MOTION was ADOPTED 15-0.

Finance Committee –

Receive Treasurer's Report – Township Treasurer Jay W. Blumenthal:

Treasurer Blumenthal reported that monies deposited into Republic Bank in February 2020 was in the amount of \$4,652,533 representing an increase over prior year of \$494,616: YTD \$5,929,993 representing a decrease of (\$152,058). Real estate taxes collected in February 2020 was in the amount of \$1,026,803 with a balance to be collected of \$28,453,606.

Item FC-02-021320:

Commissioner Vahey made a MOTION, seconded by Commissioner Winegrad to approve the January expenditures in the amount of \$2,732,474.72 and salaries and wages in the amount of \$3,272,796.44 and authorize the proper officials to sign vouchers in payment of bills and contracts as they mature through the month of April 2020.

President Spiegelman asked for any comments from Commissioners. There were none.

Roll call resulted in motion being passed 15-0.

ADJOURNMENT: 7:29 p.m.

Respectfully submitted,

Liz Vile, Minutes Secretary

The following resolutions and ordinance were adopted by the Board of Commissioners on March 12, 2020:

Resolution No. 20-013 Resolution No. 20-015 Resolution No. 20-006 Resolution No. 20-014 Ordinance No. 2172

Approved - 04.07.20

TOWNSHIP OF ABINGTON MONTGOMERY COUNTY, PENNSYLVANIA

ORDINANCE NO. 2172

AN ORDINANCE AMENDING CHAPTER 156 – "VEHICLES AND TRAFFIC," ARTICLE II – "TRAFFIC REGULATIONS," SECTION 7 – "SPEED LIMITS 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; PARKING PROHIBITED EXCEPT CERTAIN HOURS; NO STOPPING OR STANDING" SECTION 26 – "PARKING PROHIBITED DURING CERTAIN HOURS" 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 9.2 – "No Left Turn," 11 – "Turns at Intersections," and 14 - "Stop Intersections," and Article III – "Parking Regulations," Sections 25 – "Parking Prohibited at All Times; No Parking Between Signs; No Parking Here to Corner, Parking Prohibited Except Certain Hours, No Stopping and Standing," and 27 – "Parking Prohibited During Certain Hours," Section 28 – "Special Purpose Parking Zones," should be amended for the health, safety, morals, general welfare, cleanliness, beauty, convenience and comfort of the Township and the inhabitants thereof.

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

 The Code of the Township of Abington is amended at Chapter 156 - "Vehicles and Traffic," Article II – "Traffic Regulations," at Section 7 – "Speed Limits Established," to <u>add</u> the following restrictions:

Name of Highway	Speed Limit	Location
		Entire Tall Trees
Oak Hill Drive	15 MPH	Development
		Entire Tall Trees
Hidden Pond Drive	15 MPH	Development

 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 <u>add</u> the following restrictions:

Stop Sign On Shoemaker Road Shoemaker Road **Direction of Travel** East Side West Side At Intersection of Edmund Road Edmund Road

Ferndale Avenue Ferndale Avenue East Side West Side Rubicam Avenue Rubicam 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, Parking Prohibited Except Certain Hours, No Stopping or Standing" to <u>add</u> the following restrictions:

No Parking	Side	Location
		From Pennypack Creek to
Huntingdon Pike	Both Sides	Holy Redeemer Hospital
		From Randolph Road to
Lindsay Lane	East Side	Gilbert Road
No Parking Here to	1	Location
Corner	Side	
Kelly Lane	East	At Tague Ave.

4. Chapter 156 – "Vehicles and Traffic," Article III, "Parking Regulations," Section 26 – "Parking Prohibited During Certain Hours" shall be amended to <u>add</u> the following restrictions:

No Parking M-F 8am-5pm	Side	Location
		From Randolph Road to just
		across the street, south edge
Lindsay Lane	West Side	of 1349 Lindsay Lane

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

	Authorized Purpose of	
Name of Highway	Vehicle	Location
		In front of 782 Tyson
Tyson Avenue	Handicapped Parking	Ave.

6. Chapter 156 – "Vehicles and Traffic," Article III, "Parking Regulations," Section 28 "Special Purpose Parking Zones" shall be amended to <u>remove</u> the following restrictions:

No Parking	Side	Location From 1315 Lindsay
Lindsay Lane	Both Sides	Lane to Mill Road From 1310 Lindsay
		Lane to the Meadowbrook Train
Lindsay Lane	Both Sides	Station

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

 "2-hour parking on Tague Avenue" was removed from this ordinance for adoption based on discussion and action of the Public Safety Committee on February 5, 2020.

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

ORDAINED AND ENACTED this day of 2020.

TOWNSHIP OF ABINGTON BOARD OF COMMISSIONERS

Attest:

Richard J. Manfredi, Township Manager & Secretary

elman, President

RESOLUTION NO. 20-006

FOR PLAN REVISION

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF ABINGTON, MONTGOMERY COUNTY, PENNSYLVANIA (hereinafter "the municipality").

WHEREAS, Section 5 of the Act of January 24, 1966, P.L. 1535, No. 537, known as the "Pennsylvania Sewage Facilities Act" as amended, and the Rules and Regulations of the Department of Environmental Protection (Department) adopted thereunder, Chapter 71 of Title 25 of the Pennsylvania Code, required the municipality to adopt an Official Sewage Facilities Plan (Facilities Plan), providing for sewage services adequate to prevent contamination of water and/or environmental health hazards with sewage wastes, and to revise said plan whenever it is necessary to meet the sewage disposal needs of the municipality; and

WHEREAS, Cheltenham Township has prepared a "Act 537 Special Study for the Cheltenham Township Sanitary Sewer System" dated May 2019, which provides for sewage facilities serving a portion of ABINGTON TOWNSHIP; and

WHEREAS, the plan supplement was developed to address the Department's planning requirements for the sale of a public wastewater collection system, the Cheltenham Township Sanitary Sewer System (CTSSS) to a private entity, Aqua Pennsylvania, Inc. Topics covered include previous wastewater planning, written description of the existing assets being sold in relation to municipal boundaries and physical characteristics, future growth and how that will be addressed, evaluation of alternatives, institutional evaluation, a description of the legal and administrative activities leading to support the implementation of the asset transfer and future ongoing operation and maintenance of the transferred assets and,

WHEREAS, ABINGTON TOWNSHIP finds that the Special Study described above conforms to applicable zoning, subdivision, other municipal ordinances and plans and to a comprehensive program of pollution control and water quality management.

NOW, THEREFORE, BE IT RESOLVED that the BOARD OF COMMISSIONERS of ABINGTON TOWNSHIP, hereby adopt and submit to the Department for its approval as a revision to the "Official Plan" of the municipality, the above referenced Special Study. The municipality hereby assures the Department of the complete and timely implementation of the said study as required by law. (Section 5, Pennsylvania Sewage Facilities Act as amended).

I, RICHARD J. MANFREDI, Secretary, of ABINGTON TOWNSHIP, the Township Board of Commissioners hereby certify that the foregoing is a true copy of the Township's Resolution No. 20-006, adopted this 12th day of March, 2020.

BY:

AUTHORIZED SIGNATURE

RICHARD J. MANFREDI, TOWNSHIP MANAGER & SECRETARY

TOWNSHIP OF ABINGTON

JOHN L. SPIECELMAN, PRESIDENT BOARD OF COMMISSIONERS

ABINGTON TOWNSHIP RESOLUTION NO. 20-013

A RESOLUTION OF ABINGTON TOWNSHIP, COUNTY OF MONTGOMERY, COMMONWEALTH OF PENNSYLVANIA, AUTHORIZING THE SIGNATURE OF RIGHT OF WAY PLANS FOR TRANSPORTATION SET ASIDE PROJECT

WHEREAS, the Township has developed a master bike plan for a multimodal trail (the 'Trail") to be constructed to provide connections to Alverthorpe Park and the existing trail system (the 'Trail Project"); and

WHEREAS, portions of the Trail will be constructed within areas of right-of-way of Washington Lane, Greenwood Avenue, and Jenkintown Road and areas of easements which the Township intends to acquire from owners of real property along the subject roadways; and

WHEREAS, the Township's engineering consultant, McMahon Associates, Inc., has prepared the attached right of way plans titled, "Drawings Authorizing Acquisition of Right of Way for State Route <u>2021 Section JEN R/W</u>" consisting of <u>10</u> sheets (the "Right of Way Plans") which must be approved by the Pennsylvania Department of Transportation ("Penn DOT'} before the Township may negotiate to acquire the necessary easements for construction, maintenance and installation of the Trail; and

WHEREAS, before PennDOT can approve the Right of Way Plans, they must be approved and signed by the Board of Commissioners;

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of Abington Township that the Township approves the Right of Way Plans and authorizes the President of the Board of Commissioners to sign the same prior to submission to PennDOT.

IN WITNESS THEROF, I affix my hand and attach the seal of the Abington Township Board of Commissioners this 12th day of March 2020.

BINGTON TOWNSHIP

/ John L. Spiegelman, President Board of Commissioners

ATTEST:

Richard J. Manfredi, Township Manager & Secretary

RESOLUTION NO. 20-014

A RESOLUTION AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION FOR THE 2020 ROUND OF THE MONTCO 2040 IMPLEMENTATION GRANT PROGRAM

WHEREAS, Montgomery County has established the Montco 2040 Implementation Grant Program as a competitive funding program to assist municipalities in implementing the goals of the county comprehensive plan, *Montco 2040: A Shared Vision;* and

WHEREAS, the County is accepting applications for projects that advance specific goals under either of the county comprehensive plan's three themes: Connecting Communities, Sustainable Places, and a Vibrant Economy; and

WHEREAS, applications and projects must meet all stated requirements within the Montco 2040 Implementation Grant Program Guidebook; and

WHEREAS, Abington Township wishes to obtain \$179,710 from the Montco 2040 Implementation Grant Program to provide funding for the Fairway Trail and Noble Mobility Improvement Project which is based upon recommendations that have been identified in the Abington Township Master Bicycle Plan, Walk, Park, Train Abington, Walk Montco and Bike Montco planning documents; and

WHEREAS, Abington Township is aware that this grant program will require a local match and the Township intends to exceed a 20% match; and

IN WITNESS THEROF, I affix my hand and attach the seal of the Abington Township Board of Commissioners this 12th day of March 2020.

ABINGTON TOWNSHIP

John L. Spiegelman, President Board of Commissioners

ATTEST:

Richard J. Manfredi.

Township Manager & Secretary

TOWNSHIP OF ABINGTON MONTGOMERY COUNTY, PENNSYLVANIA

FAIR HOUSING - RESOLUTION NO. 2020-015

LET IT BE KNOWN TO ALL PERSONS of the Township of Abington that discrimination in the sale, rental, leasing, financing of housing or land to be used for construction of housing, or in the provision of brokerage services because of race, color, religion, ancestry, sex, national origin, handicap or disability is prohibited by Title VIII of the Civil Rights Act of 1968 (Federal Fair Housing Law) and the Pennsylvania Human Act. It is the policy of the Township of Abington to implement programs to ensure equal opportunity in housing for all persons regardless of race, color, age, familial status (families with children) 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 or guide animals, or because of an individual's sexual orientation, gender identity or gender expression. Therefore, the Township of Abington does hereby pass the following resolution.

BE IT RESOLVED, that within available resources the Township of Abington will assist all persons who feel they have been discriminated against because of race, color, age, familial status (families with children) 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 or guide animals, or because of an individual's sexual orientation, gender identity or gender expression to seek equity under federal and state laws by filing a complaint with the Pennsylvania Human Relations Commission and the U.S. Department of Housing and Urban Development.

BE IT FURTHER RESOLVED, that the Township of Abington shall publicize this Resolution and through this publicity shall cause owners of real estate, developers, and builders to become aware of their respective responsibilities and rights under the Federal Fair Housing Law, the Pennsylvania Human Relations Act, and any local laws or ordinances.

FURTHER PUBLICITY will at a minimum include, but not to be limited to: (1) the printing and publicizing of this resolution and other applicable fair housing information through local media and community contracts: (2) distribution of posters, flyers, and any other means which will bring to the attention of those affected, the knowledge of their respective responsibilities and rights concerning equal opportunity in housing.

EFFECTIVE DATE: March 12, 2020.

ATTEST:

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Richard J. Manfredi, Township Manager & Secretary

ABINGTON TOWNSHIP

John L. Spiegelman, President Board of Commissioners