

**PERKIOMEN TOWNSHIP BOARD OF SUPERVISORS MONTHLY MEETING MINUTES:
APRIL 7, 2009**

BOARD MEMBERS PRESENT: Edward Savitsky, Chairman
Richard Kratz, Vice-Chairman
William Patterson, Member
Dean Becker, Member
Gordon MacElhenney, Member

OTHERS PRESENT: Cecile Daniel, Township Manager
Kenneth Picardi, Township Solicitor
Chuck Frantz, Township Engineer
John Moran Jr., Code Enforcement Officer
John Moran Sr., Road Master

MINUTES: The minutes of the March 3, 2009 Board of Supervisors meeting were approved upon a motion made by Dean Becker and seconded by William Patterson. There were no public comments on the motion. The motion was approved by a unanimous vote of 5-0.

EXECUTIVE SESSION: The Board announced that it held an Executive Session immediately before the April Board meeting in order to discuss the possibility of acquiring property located on Bridge Street across from the Birchwood Development.

POLICE REPORT: The Board reviewed the PA State Police Report for March.

CORRESPONDENCE:

- CPVRPC – Minutes of their meeting for March.
- PSATS Bulletin
- Trappe Ambulance Report: Report for March
- Letter to Board from the Rodzinaks regarding police. Letter sent in response to the Rodzinaks' letter.

SOLICITOR'S REPORT: Kenneth Picardi reported on the following activities:

- (1) HYK: Mr. Picardi responded to Paul Ober – The final details of a Stipulation and Settlement Agreement are now being worked out between Mr. Picardi and Mr. Ober;
- (2) Hoffman: This matter is scheduled before the Zoning Hearing Board on for April 22, 2009. Mr. Picardi informed the Board that the applicant posted the \$5,000.00 to cover the engineering review of the plans. Attorney Sean Cullen signed an extension letter for the Applicant with regard to the pending Conditional Use Application. The Board directed Mr. Picardi to attend the public hearing to ensure that all conditions that may

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arise from the review by the Township Engineer are met.

- (3) Caprio Matter – This matter is scheduled before the Zoning Hearing Board for April 22, 2009. Mr. Picardi will be present at this public hearing to ensure that the interests of the Board are considered during the public hearing.
- (4) Chantel Cleason Matter - Per the discussion at the March meeting, a License Agreement was drafted and sent to Ms. Cleason for consideration.
- (5) Dog Waste Ordinance – Per the discussion at the March meeting, Mr. Picardi is in the process of drafting an Ordinance for the Board’s consideration.
- (6) Swede/Swarr Subdivision - Letter of Credit – Mr. Picardi informed the Board that National Penn Bank advised the Township that it decided not to renew the Letter of Credit for the Swede/Swarr Subdivision being constructed by Kelly Homes. The Board directed Mr. Picardi to write to Kelly Homes and inform the company that they had thirty days to either replace the Letter of Credit with a new one or put up cash to cover the amount remaining in the Letter of Credit. If Kelly Homes does not do either within the thirty days, the Board authorized Mr. Picardi to call the Letter of Credit.

ROAD MASTER’S REPORT: John Moran Sr. submitted his report for April to the Board.

FIRE MARSHALL’S REPORT: John Moran Sr. submitted his report for April to the Board.

CODE ENFORCEMENT REPORT: John Moran Jr. submitted his April report to the Board

PLANNING COMMISSION REPORT: The Planning Commission held their meeting on March 17, 2009. **LIGHT INDUSTRIAL DISTRICT:** The Planning Commission discussed the creation of regulations governing the Light Industrial District being proposed on the remaining 20 acres owned by P.V. Associates.

MANAGER’S REPORT:

- (1) New Truck: During the review and approval of the 2009 Budget, money was set aside to purchase equipment. At the time of the Budget Review, no final decision was made as to the purchase of equipment. John Moran Sr. requested quotes from the vendors on the Co-Stars Program to purchase a 2010 Work Truck. This equipment would replace the 1991 Blazer. The amount of the proposal to purchase the truck, plow, bed liner, spreader and accessories is \$42,293.00. The purchase of this equipment is less than the amount set aside in the 2009 Budget. Mr. Moran reviewed with the Board the quotes that he received from the Co-Stars’ Vendors. Dean Becker made a motion, seconded by Richard Kratz to authorize the purchase of a new 2010 Non-Retail GMC Sierra 3500HD 4WD Crew Cab 167” SRW Work Truck, with a plow, spreader, and accessories in the amount of \$42,293.00. There were no public comments on the motion. The motion was

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approved by a unanimous vote of 5-0.

- (2) **Municipal Authority:** The Municipal Authority is working on their I&I Program. Phase 2 is being worked on for bidding purposes. This project will be located in the Village of Rahns, at the Rahns Construction Site down to the Perkiomen Interceptor.
- (3) **Highland Subdivision:** A proposed layout of the water line located through the Huber Tract was forwarded to the Township. The water line is shown as a connection from the water line in Township Line Road to the proposed Highland Subdivision. The water line is being proposed on the east side of the property. The engineer for the developer, Kirk Clauss is trying to set up a meeting between his client, Perkiomen Township, and Aqua. Before we move forward on this meeting, Mr. Clauss would like feedback from the Township on where he has proposed this water line. The Board directed Chuck Frantz to review the proposed location before any comments are given to Mr. Clauss. In review of the proposed layout, consideration should be given to the installation of a sewer line. The area where the Huber Property is located on Township Line Road does not have access to public sewer. The homes along Township Line Road are on on-site sewer systems. Some of these on-site sewer systems are old, may eventually fail, and need to be replaced.
- (4) **Betcher Road:** Trappe Borough sent a letter regarding the installation of pavement markings on Betcher Road. The proposal is to install four “25 MPH” markings and one “Slow & Arrow” marking. The markings would be installed with waterborne paint with reflective glass beads. Trappe Borough would like to split the expense to install these five pavement markings. The cost to Perkiomen Township would be \$500.00. The Board review the information submitted to them from Trappe Borough. The Board is okay with the location of these five pavement marking locations and in sharing the expense (up to \$500.00) to install these markings. The Board authorized Ms. Daniel to inform Trappe Borough of the Board’s decision.
- (5) **Perkiomen Valley School District Site:** A letter was received from the Perkiomen Valley School District regarding the proposed STA bus terminal. Based upon this letter, it appears that there is an inconsistency with what the School District indicated STA will be providing and past information given to the Township regarding STA’s operation. In order to clarify the position of STA and the PVSD a meeting was held between all parties to ensure that there is a clear understanding as to the role of STA in using this bus terminal. In order to facilitate this project, the Township will need to make some amendments to its Zoning Ordinance. At the same time, Gorski Engineering has been hired by STA to prepare the necessary land development plan for the bus terminal.

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- (6) Shopping Center: The Planning Commission continues to work on the proposed Renninger/Landis Shopping Center. In addition, there have been discussions between the Planning Commission and P.V. Associates, the owner of the remaining parcel of ground behind this shopping center. P.V. Associates is looking to try and rezone the remaining twenty acres to Light Industrial. The remaining twenty acres are presently zoned Commercial. This proposed Zoning Amendment will now go to the Central Perkiomen Valley Regional Planning Commission for review.

ENGINEERS REPORT: Chuck Frantz was present to review the following items:

- **2009 ROAD PROEJCT – STATUS REPORT:** Mr. Frantz informed the Board that he has received the Adequacy letter from the Montgomery County Conservation District. The letter and the necessary paperwork have been sent to the PADEP for the G.P. Permit. The specifications for this project have been prepared. Copies of the final specifications have been given to John Moran Sr., Kenneth Picardi, and Cecile Daniel for review. Mr. Frantz is requesting authorization from the Board to advertise this project. The present schedule is to advertise this project on April 14th and April 17th, hold the mandatory pre-bid meeting on April 21st and open the bids on April 28th. The award would be made at the Board's May 5th meeting. Dean Becker made a motion, seconded by Richard Kratz to authorize advertisement of the 2009 Road Project as follows: advertisement dates of April 14th and April 17th, mandatory pre-bid meeting April 21st and bid opening on April 28th and award at the May 5th meeting. There were no public comments on the motion. The motion was approved by a unanimous vote of 5-0. Next, Mr. Frantz and Mr. Picardi reviewed the proposed Resolution regarding the Bituminous Adjustment Clause. Mr. Frantz explained again that this clause may affect the price of purchasing the bituminous materials. The project will be awarded in May, but the paving work will not be completed until July or August. The amount paid for the bituminous will be based upon the cost of the material when the product is purchased and used. Due to the fluctuation in oil prices, the cost of purchasing the bituminous will fluctuate. In order for this clause to go into affect, the differential in the price between the bid price and the actual price must have increased or decreased by ten percent. Gordon MacElhenney felt that this adjustment in the bituminous cost should not be allowed. He believes that a contractor, when pricing the job, should take into consideration the future expense of bituminous and factor that information into the bid price. Richard Kratz made a motion seconded by Dean Becker to approve Resolution 2009-12 – Bituminous Adjustment Clause. There were no public comments on the motion. Resolution 2009-12 was approved by a vote of 4 (yes) – 1 (no) Gordon MacElhenney. The last item discussed was the detour plan for the 2009 Road Project. The major component of this project is the replacement of the culvert in Seitz Road. This will require Seitz Road to be closed for approximately two months. The proposed detour plan shows the traffic being

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detoured from Seitz Road, down Fox Heath Boulevard to Bridge Street, back to Seitz Road. With this proposed detour route, the Township would not need to use any state roads; thereby avoiding a time delay in the project because permission must be granted by the State before any state road can be used as a detour. The Board reviewed the proposed plan and informed Mr. Frantz that they are okay with this proposed detour route.

- **2009 AHU REPLACEMENT AND MODIFICATION:** Mr. Frantz informed the Board that he had completed the bid specifications for the AHU Replacement and Modification Project. The project specifications are proposed to be bid in three sections. The first section will be the base bid. This section will include the replacement and modifications to the thermostats and the dampers. The second section will be Alternative Bid #1. This section will be the replacement of AHU Unit #2. The third section will be Alternative Bid #2. This section will be Alternative Bid #2. William Patterson made a motion seconded by Richard Kratz to authorize the 2009 AHU Replacement and Modification Project be authorized be advertised for April 14th, and April 17th with a bid opening of April 28th and the bid award scheduled for May 5th. There were no public comments on the motion. The motion was approved by a unanimous vote of 5-0.

- **2008 GUIDERAIL PROJECT:** The question that was raised at the March meeting was whether or not the Township could purchase the wooden planks and install them in the guiderail on Mayberry Road. The Board directed Mr. Frantz to look into the cost and return with this information at the April Board meeting. Mr. Frantz informed the Board that Bishop Wood Products provided a unit cost of approximately \$9.00/LF. This cost does not provide for a delivery fee or a cost to pre-drill the holes. A second cost was received from ARKCO Timberworks Inc. Their cost was approximately \$5.00/LF and would include pre-drilled holes. There was a third option which was called the Ironwood Guiderail System. This is a metal reinforced wooden panel guiderail system. The material cost for this system is approximately \$41.00/LF. This cost includes all parts necessary for installation. Gordon MacElhenney and Dean Becker felt that safety and aesthetics both need to be considered when determine what type of guiderail should be installed in a location. In the Mayberry Road situation, aesthetics was not taken into consideration. In moving forward, a policy should be established that takes into account the safety factor as well as the aesthetics. The other members agreed and Richard Kratz made a motion, seconded by William Patterson establishing a policy that would require that guiderail projects when bid will be bid as galvanized metal and as an alternative the installation of the Ironwood System or wooden guiderail. In determining whether to use galvanized versus the Ironwood or Wooden Guiderail, safety as well as aesthetics will be taken into consideration. There were no public comments on the motion. The motion was approved by unanimous vote of 5-0.

RECEIPTS AND EXPENDITURES: The treasurer read the receipts and expenditures for the

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month of March. After review of same, Richard Kratz made a motion seconded by William Patterson to authorize payment of the March bills. There were no public comments on the motion. The motion was approved by a unanimously vote of 5-0.

NEW BUSINESS:

- **FIRE POLICE SERVICES:** The Board had before for it two requests for Special Fire Police. The first request was from Collegeville Borough for traffic control assistance on Saturday, May 16, 2009. This traffic control assistance is for the Commencement Exercise at Ursinus College. The second request is from Ringing Hill Fire Company for traffic control assistance on Saturday, May 2, 2009. This traffic control assistance is for the housing of new equipment. Mr. Moran Jr. informed the Board that the Special Fire Police have been notified and are available. Richard Kratz made a motion, seconded by William Patterson to approve the request of Collegeville Borough and Ringing Hill Fire Company. There were no public comments on the motion. The motion was approved by a unanimous vote of 5-0.

- **FONTAINE:** The Board received an application for a Conditional Use from Brian and Penny Fontaine. This Conditional Use Application was for retroactive approval for their encroachment into the steep slopes for the installation of a driveway into their home located on Merion Lane. Dean Becker made a motion, seconded by Gordon MacElhenney to set the public hearing for the May Board meeting, May 5th. If the applicant cannot make that date, then the date shall be set for the May Joint Meeting, May 26th. There were no public comments on the motion. The motion was approved by a unanimous vote of 5-0.

SUPERVISORS COMMENTS

Edward Savitsky asked about the status of those individuals who have shown an interest in being a part of the Township's committees. The Board has received letters of interest for the Planning Commission and the Park and Recreation Committee. The Board indicated that they would meet with the individuals prior to the next meeting to discuss the residents' interest being on one of the Township's Committees.

There being no further business, the meeting was adjourned upon a motion made by Dean Becker and seconded by Gordon MacElhenney.