



## PERKIOMEN TOWNSHIP BOARD OF SUPERVISORS MONTHLY MEETING MINUTES: JULY 5, 2023

---

**BOARD MEMBERS PRESENT:** Adam Doyle, Chairman  
Pamela Margolis, Vice-Chairperson  
Dean Becker, Member  
Albert Campion, Member

**ABSENT:** Gary Filzen, Member

**OTHERS PRESENT:** Cecile Daniel, Township Manager  
Kenneth Picardi, Township Solicitor  
Nicholas Szeredai, Township Engineer  
Jeffrey Thoms, SSM  
Shawn Motsavage, Township Road Master

**CONSENT AGENDA:** Albert Campion made a motion, seconded by Dean Becker, to approve the consent agenda items as follows: a) Draft Minutes for June 6, 2023; b) Monthly Reports: PA State Police Reports for June, Ambulance Reports, Perkiomen Township Fire Company Report, and Fire Marshall Report; c) Financial Matters: Authorize for Payment of Bills for June in the amount of \$599,369.69 and the Treasurer's Report to be placed on file for audit. There were no public comments. The motion carried by a vote of 4-0.

**PUBLIC COMMENTS:** There were no public comments made at this meeting.

### **OLD/NEW BUSINESS:**

- Ataxia Bike Ride Fundraiser: The Freidreich Research Alliance submitted a request for permission to use certain Township roads for its annual Bike Ride Ataxia which is to be held on October 8, 2023. The list includes Schoolhouse Road, Kagey Road, and Wartman Road. Solicitor Picardi reviewed the Certificate of Insurance and found the information to be acceptable. Albert Campion made a motion, seconded by Dean Becker, to approve the Special Events Permit Application for October 8, 2023. This approval authorizes the issuance of an Event Permit by John Moran. There were no public comments. The motion carried by a vote of 4-0.

**SOLICITOR'S REPORT:** Kenneth Picardi submitted to the Board his written report.

- In addition to his report, Solicitor Picardi updated the Board on the proposed Fireworks Ordinance. At the April and May meetings, there was a discussion regarding the creation of an Ordinance to restrict the use of Fireworks as authorized by Act 74. At the June meeting, the Board authorized the advertisement of this Ordinance. Upon

**PERKIOMEN TOWNSHIP BOARD OF SUPERVISORS MONTHLY MEETING  
MINUTES: JULY 5, 2023**

---

further review, Solicitor Picardi determined that he should pull back the Ordinance because he wanted to take a closer look at some of the restrictions being proposed. One item for discussion was under Section 2 – Consumer Fireworks. This section provides for applications requesting exceptions to this Ordinance. As part of the application process, there must be sufficient evidence provided to demonstrate that the ordinance criteria would not be violated. There is a list containing six criteria in the Ordinance which is verbatim to what is set forth in Act 74. The applicant must indicate how they will be in conformity with the Act. Of the six criteria, there was a discussion regarding the second which reads: “(2) that Consumer Fireworks will not be used on private property or on public property, including, but not limited to, streets, parking lots, sidewalks and parks, without the express permission of the owner or entity that controls the property.” The key words in this section are “public property, including, but not limited to, streets, parking lots, sidewalks and parks, without the express permission of the owner or entity that controls the property.” Further on under the Consumer Fireworks, there is another subsection that states: “No permission is granted by the Perkiomen Township Board of Supervisors to any person to ignite or discharge Consumer Fireworks on the streets or sidewalks in Perkiomen Township or on any property owned or occupied by Perkiomen Township or other governmental entity, including without limitation, all of Perkiomen Township’s parks and buildings.” Under the first subsection, fireworks cannot be used on public property (streets, parking lots, sidewalks, etc.) without permission of the Board of Supervisors. This subsection gives the Board an option to consider allowing an exception should it choose to do so as provided for under Act 74. In the second subsection, the ability to make that decision has been removed because it states that no permission can be granted. Also, the paragraph includes the words “other governmental entity”. This clause would include property owned by the Perkiomen Valley School District and Montgomery County. There was a discussion on how the language that is presently set forth in the Ordinance could affect the Township, the School District, and the County as it relates to granting exception for property owned by the governmental entity. A second item discussed was the issue of applications/permits. Applications filed for exceptions near Animal Housing Facilities must be approved by the Board of Supervisors. For all other applications for exemptions, there was a discussion as to who should be authorized to issue these permits. Since John Moran was not present at this meeting, the Board discussed pushing this discussion to the August meeting. It was agreed to move this matter to the August meeting and Ms. Daniel will review with Mr. Moran the issues discussed at this meeting.

**ROAD MASTER’S REPORT:** Shawn Motsavage submitted to the Board his Road Master Report dated July 3, 2023, on activities occurring during the month of June.

**PERKIOMEN TOWNSHIP BOARD OF SUPERVISORS MONTHLY MEETING  
MINUTES: JULY 5, 2023**

---

**CODE ENFORCEMENT REPORT:** John Moran, Jr. was not in attendance at this meeting, but submitted his written Code Enforcement Report to the Board dated July 1, 2023, on activities that occurred during the month of June.

**PERKIOMEN TOWNSHIP PLANNING COMMISSION MEETING:** Cecile Daniel informed the Board that there was no Planning Commission meeting in June.

**PARK AND RECREATION REPORT:** Kevin Motsavage submitted his written report to the Board.

**LOWER PERKIOMEN VALLEY REGIONAL SEWER AUTHORITY:** William Patterson informed the Board that only routine business was discussed at the LPVRS meeting.

**ENGINEERS REPORT:** Nicholas Szeredai submitted his written report to the Board.

In addition, Mr. Szeredai discussed the following:

- Perkiomen Creek Tributary Floodplain Restoration (PRP): Mr. Szeredai presented to the Board Application for Payment No. 3 and Change Order No. 2 for the improvements for the Perkiomen Creek Tributary Floodplain Restoration Project. The request for payment was a partial payment application received from Flyway Excavating, Inc. Application for Payment No. 3 was in the amount of \$42,061.75. The work completed under the payment application was installed according to the project specifications; therefore, Mr. Szeredai's recommendation was to approve the partial payment application. After review of the payment application, Albert Campion made a motion, seconded by Dean Becker, to approve Application for Payments No. 3 in the amount of \$42,061.75. There were no public comments. The motion carried by a vote of 4-0. Next, Mr. Szeredai informed the Board that Flyway submitted Change Order No. 2 for the Board's consideration. According to the contractor there is a plant deficiency of 250 Mount Mint DP50 plug plantings. In lieu of ordering these plants, the contractor is offering credit in the amount of \$1,000.00 for these missing plugs. Mr. Szeredai had a conversation with LandStudies about this offer. LandStudies supported this approach as this reduction in the plantings will have only a minimal impact on the overall stabilization. In addition, these plugs are not available for purchase at this time. Flyway has also requested a time extension to complete this project to December 31, 2023. According to Mr. Szeredai some of the other live stake plantings will be installed in the fall. The Board discussed this. Dean Becker made a motion, seconded by Pamela Margolis, to approve Change Order No. 2 for a credit of \$1,000.00 for the landscaping and an extension in the contract term until December 31, 2023 so the live stake plantings can be installed in the fall. There were no public comments. The motion carried by a vote of 4-0.

**PERKIOMEN TOWNSHIP BOARD OF SUPERVISORS MONTHLY MEETING  
MINUTES: JULY 5, 2023**

---

- Municipal Building Upgrades Project: Jeffrey Thoms was present at this meeting to discuss this project. The construction contracts for Uhrig Construction and MJ Electric are completed. Under the construction contract for Hirschberg Mechanical, there are items that still need to be completed. Next, Mr. Thoms continued the discussion on the salt sheds. After the June Meeting, Mr. Thoms met with the site civil group regarding the installation of a catch basin in the parking lot and discharging the stormwater into the existing basin. The group felt that this was not the way to proceed as it would require too much excavation work. It was recommended that Mr. Thoms return to the original idea of allowing the water to sheet flow between the buildings. This approach could work by regrading the parking lot area and directing the water to the riprap area located next to the parking lot. The riprap area will need to be modified so that it captures the water. If the Board moves forward with this approach, then Mr. Thoms can hold the fee set forth in the Confirmation of Services that was submitted a few months ago for the south salt shed addition design. As to the repair of the crack located in the original salt shed, this work can be covered under the original Confirmation of Services. Mr. Thoms is proposing pinning the wall and stabilizing the cracking located in the south corner of this structure with rebar. Bidding of this work can be included with whatever work is decided upon for the south salt shed addition. The next step is for the Board to consider the Confirmation of Services. After discussing the recommended approach to handling this project, Dean Becker made a motion, seconded by Albert Champion, to approve the Confirmation of Services for the Salt Shed Addition Design at the estimated cost of \$53,300.00. There were no public comments. The motion carried by a vote of 4-0.

At the June meeting, Mr. Thoms' recommended that the use of the existing salt shed, located on the eastern side of the parking lot, no longer be used to store salt. Mr. Thoms opined that the shed could still be safely used for open-coverage storage for Township equipment with nothing being pushed against the walls. There was a brief discussion at this meeting on Mr. Thoms' recommendation, which the Board agreed with. Ms. Daniel informed the Board this decision will affect an existing License Agreement with the Perkiomen Valley School District. Under that Agreement, the School District is allowed to use one of the bins to store salt. The termination of this Agreement requires a 180-day notification to the School District. In keeping with the objective of no longer storing salt in this salt shed, Pamela Margolis made a motion, seconded by Albert Champion, authorizing Cecile Daniel, Township Manager, to write a letter to the Perkiomen Valley School District informing them that the License Agreement is being terminated. Under the terms of the Agreement, the School District can only store salt in the Township's salt shed for 180 days from the notification. At the end of this time, the School District will need to find another location to store its salt. There were no public comments. The motion carried by a vote of 4-0.

**PERKIOMEN TOWNSHIP BOARD OF SUPERVISORS MONTHLY MEETING  
MINUTES: JULY 5, 2023**

---

**MANAGER’S REPORT:** Cecile M. Daniel

- 2022 Hazard Mitigation Plan: Ms. Daniel explained that FEMA has approved the 2022 Hazard Mitigation Plan for Montgomery County. This plan is now available for consideration by the Municipalities in Montgomery County. In order to be eligible for FEMA funding of projects under the Hazard Mitigation Program and to receive disaster mitigation funding should a disaster declaration be issued; the Board will need to approve this plan. Ms. Daniel recommended the Board approve Resolution 2023-17. By adoption of this Resolution, the Board will be adopting the Montgomery County 2022 Hazard Mitigation Plan. With the recommendation of Ms. Daniel, Albert Campion made a motion, seconded by Pamela Margolis, to adopt Resolution 2023-17. There were no public comments. The motion carried by a vote of 4-0.

**SUPERVISORS COMMENTS:** Pamela Margolis commented on the fast response of the Perkiomen Township Fire Company to a fire that took place in the Fox Heath Development. Mrs. Margolis and her fellow Supervisors were proud of the performance of the Fire Company. Albert Campion commented on how quickly certain roads in the Township were cleaned after the issue of littering was discussed at a previous monthly meeting.

There being no further business, the July public meeting was adjourned upon motion made by Dean Becker and seconded by Albert Campion.

Respectfully Submitted,

*Cecile M. Daniel*

---

Cecile M. Daniel  
Township Manager