

**PERKIOMEN TOWNSHIP BOARD OF SUPERVISORS MONTHLY MEETING
MINUTES: APRIL 4, 2006**

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

OTHERS PRESENT: Cecile Daniel, Township Manager
Kenneth Picardi, Township Solicitor
Pamela Stevens, Township Engineer
John Moran, Road Master

MINUTES: The minutes of the March 7, 2006 meeting were approved as presented.

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

CORRESPONDENCE:

- The Lower Frederick Regional Ambulance Report
- CPVRPC- Minutes of their meeting
- PADOT – Minutes of Meeting regarding Plank Road, Ott Road, Meyers Road & Seitz Road
- Letter regard removal of dams
- PSATS Bulletin

SOLICITOR’S REPORT: Kenneth Picardi reported on the purchase of the property owned by the Stephanie Lane Limited Partnership. Settlement took place on March 21, 2006. The purchase of this property was completed with funds from Montgomery County Open Space Program. As part of that program, the Township needs to approve the Declaration of Covenants, Conditions and Restrictions. This document will be recorded once signed by the Township. Mr. Picardi presented the Declaration of Covenants, Conditions and Restrictions for the Stephanie Lane Property. Gordon MacElhenney made a motion, seconded by Edward Savitsky to authorize the Chairman and Secretary to execute the Declaration of Covenants, Conditions and Restrictions on the property the Township purchased from the Stephanie Lane Limited Partnership. There were no public comments on the motion. The motion was carried by a unanimous vote of 5-0. Next, Mr. Picardi informed the Board that everything is in order for the dedication of Phase 4B of the Cranberry Development. A faxed copy of the Settlement Agreement and Limited Release between the homeowners association and the Iacobucci Organization was received. It shows the document being signed by both parties. The Maintenance Agreement has been signed by the Iacobucci Organization, the Maintenance Bond in the amount of \$59,912.00 has been posted, and the Deed of Dedication for Westover Road and Glendale Road has been submitted to the

**PERKIOMEN TOWNSHIP BOARD OF SUPERVISORS MONTHLY MEETING
MINUTES: APRIL 4, 2006**

Township. The only outstanding item is the withdrawal of the lawsuit filed by the Iacobucci Organization against Perkiomen Township concerning dedication of Phase 4B. Mr. Picardi recommended that the Board accept dedication of the roads in Phase 4B conditioned upon the lawsuit being withdrawn. Gordon MacElhenney made a motion seconded by Dean Becker to approve Resolution 2006-14, signifying approval and acceptance of Westover Road and Glendale Road and authorizing the Chairman and Secretary to sign the Maintenance Agreement. This approval is conditioned upon the withdrawal of the lawsuit between the Iacobucci Organization and Perkiomen Township regarding said Dedication. There were no public comments on the motion. The motion was carried by a unanimous vote of 5-0. Regarding the Manns and Meyers Development Rights, he is in the process of preparing the draft agreements to be sent out to the respective individuals.

ROAD MASTER'S REPORT: John Moran submitted his report for March to the board. In addition, Mr. Moran reviewed the 2006-2007 Equipment Rental, Materials, Fuel Bids, Snow & Ice Removal and Open Space Grass Cuttings bids received. The only item that he did not receive any bids for was the line painting. This item will need to be bid out separately. Based upon the bids received it was his recommendation: Road Materials including Super Pave – Highway Materials; Gasoline – Oehlert Brothers; Street Sweeping – P.K. Moyer; Equipment – P.K. Moyer; Snow & Ice – Buck Enterprises & Russo Landscape; and Open Space Grass Cutting – Buck Enterprises. After Mr. Moran reviewed his memo of April 4, 2006, Richard Kratz made a motion, seconded by Dean Becker to Award the 2006-2007 Equipment Rental, Materials, Fuel Bids, Snow & Ice Removal and Open Space Grass Cuttings to the companies recommended in Mr. Moran's memo and as set forth above. There were no public comments on the motion. The motion was carried by a unanimous vote of 5-0.

FIRE MARSHALL'S REPORT: John Moran submitted his March report to the board.

CODE ENFORCEMENT REPORT (EXECUTIVE SESSION): Mr. Patterson informed the public that the Board held an executive session prior to this meeting. The purpose of this Executive Session was to discuss a personnel issue. Mr. Patterson informed the public that Richard Dillon has submitted his resignation as Code Enforcement Officer to Perkiomen Township. Mr. Patterson introduced John Moran Jr. Mr. Moran had been working as an assistant to Richard Dillon. Edward Savitisky made a motion seconded by Gordon MacElhenney to appoint John Moran Jr. as Perkiomen Township Code Enforcement Officer and Spotts, Stevens, & McCoy as third-party inspection by Resolution, known as Resolution 2006-15. There were no public comments on the motion. The motion was carried by a unanimous vote of 5-0. John Moran reviewed his memo dated March 28, 2006 regarding the 4th of July Tent Sale @ Bids and Beyond. In his memo, Mr. Moran informed the Board that Keystone Novelties submitted documentation, including a Certificate of Insurance, to sell fire works from June 23 through July

**PERKIOMEN TOWNSHIP BOARD OF SUPERVISORS MONTHLY MEETING
MINUTES: APRIL 4, 2006**

5, 2006. The information submitted indicates that the company will be selling items that are allowed by Act 204 of 2004. The Keystone Novelties is looking for a letter from him. Based upon the information submitted to the Board for review, the Board authorized Mr. Moran to submit the letter.

PLANNING COMMISSION REPORT: The Planning Commission held their meeting on March 21, 2006. The following item were discussed at that meeting: Submission of a Preliminary Subdivision for property located at Seitz Road and Harrison Avenue. The Board recently approved Mrs. Kriebel's rezoning request to allow for the property to be designated R-1.

ENGINEERS REPORT: Pamela Stevens was present to review the following items:

- **WYNNEWOOD DEVELOPMENT:** Ms. Stevens informed the Board that everything is in order for the dedication of Wynnewood Drive. Eric Frey submitted, on behalf of his client Gambone Bros. Development Company, the executed Storm Sewer Easements, Deed of Dedication for Wynnewood Drive, Deed of Dedication for the Open Space, the Maintenance Bond, and the Maintenance Bonds in the amount of \$33,071.55. Ms. Stevens recommended that the Board accept Wynnewood Drive, the open space, and the storm sewer easements for dedication. Richard Kratz made a motion seconded by Gordon MacElhenney to approve Resolution 2006-13, signifying approval and acceptance of Wynnewood Drive, authorizing the Chairman and Secretary to sign the Maintenance Agreement, and acceptance of the open space and storm sewer easements. There were no public comments on the motion. The motion was carried by a unanimous vote of 5-0.
- **CRANBERRY PRD:** Ms. Stevens reviewed her letter of March 24, 2006 regarding traffic calming. Based upon the discussion at the March Board meeting, she researched other traffic calming measures. One of the traffic calming measurers was the installation of transverse pavement markings. According to her information, these markings are double thick thermoplastic pavement markings. They usually consist of 5 transverse 6-inch wide strips 2 foot on center and are repeated every 100 feet. The manually pointed out that one of the drawbacks is the noise they make when cars drive over them. Although the idea is to slow the traffic down, the cars make a "thumping noise" as they cross over the markings. The use of these markings does not need the extensive review and criteria of speed humps. It is unclear and uncertain whether they will have an affect, but it is a way the Board may wish to consider in order to see how it may affect the traffic. Based upon the information presented, the Board authorized that these transverse pavement markings be placed on Forge Road and Brandywine Road. The installation of these should be added to the contract of the line painting company. William McGill of the Cranberry Homeowners Association mentioned that most of the people that he has been

**PERKIOMEN TOWNSHIP BOARD OF SUPERVISORS MONTHLY MEETING
MINUTES: APRIL 4, 2006**

made aware

of are crossing as Stuart Road and Countryside Court and asked about a crosswalk in this area.

RECEIPTS AND EXPENDITURES: The treasurer read the receipts and expenditures for the month of March. After review of same, Dean Becker made a motion seconded by Richard Kratz to authorize payment of the March bills. There were no public comments on the motion. The motion was carried unanimously by a vote of 5-0.

NEW BUSINESS:

- **PERKIOMEN WATERSHED CONSERVANCY:** Crystal Gilchrist of the Perkiomen Valley Watershed was before the Board to discuss a project that is being completed by an Eagle Scout. This project involves the replacement of the existing split rail fence around the building where the Conservancy is presently located. The Eagle Scout is working with a vendor who is willing to donate the fence. Ms. Gilchrist was before the Board to discuss the fee for the fence. The Township charges a permit fee of \$35.00. The request is to consider waving that fee. The replacement fence will also be split rail and will be located in its present location. The only reason for replacement of the fence is due to the poor condition of the existing fence. As to the required paperwork, the Conservancy will still complete what ever paperwork that is required by the Township. In consideration of Crystal Gilchrist's request, Dean Becker made a motion, seconded by Edward Savitsky to waive the fence permit fee of \$35.00. There were no public comments on the motion. The motion was carried by a unanimous vote of 5-0.

- **PERKIOMEN GREENE:** Frank Pizzi resides at 1100 Cornwallis Way. A letter was received from Mr. Pizzi regarding an existing fence in the Township's Open Space. The area of this open space is located along the back side of Cornwallis Way and Betcher Road. Mr. Pizzi explained that the fence was constructed when Westrum still owned the property and prior to the Township taking dedication of the open space. Mr. Pizzi is requesting permission to keep his fence in its present location. He said that he would be willing to take the fence down when he sold the house. The Board discussed Mr. Pizzi's request. Mr. Picardi indicated that the Board could grant the property owner a license to keep the fence and reserve the Township's right to have the fence removed in the future if it so decided. Richard Kratz made a motion, seconded by Dean Becker to approve the request of Mr. Pizzi and authorized the Township Solicitor to issue a letter to Mr. Pizzi regarding a license to allow the fence to remain on Township property. There were no public comments on the motion. The motion was carried by a unanimous vote of 5-0.

**PERKIOMEN TOWNSHIP BOARD OF SUPERVISORS MONTHLY MEETING
MINUTES: APRIL 4, 2006**

- **GRASS ORDINANCE:** Kenneth Picardi reviewed the draft of the proposed Grass Ordinance. Mr. Picardi indicated that this would be an Ordinance that would restrict the height of brush, grass, weeds and other vegetations. It would provide for that abatement as a nuisance and establish procedures for enforcement of the Ordinance and prescribe penalties for violation of the Ordinance. Based upon the discussion at the March Meeting, he revised the language in Subparagraph B as the Ordinance would apply to lots that are one gross acre or more. Mr. Picardi also reviewed the list of items where Section 2 would not apply. Those exempt areas would be as follows: agricultural lands, detention basins, floodplains, open space areas (except as otherwise listed in Section 2B ii, riparian corridor, steep slopes, wetlands, or woodlands. There was discussion regarding areas where it may not be feasible to cut the weeds, but which are not listed in the Ordinance. In that case, the Ordinance would need to be amended every time something like that was to occur. This may not be feasible; therefore, the discussion was to provide language in the Ordinance that would allow the Code Enforcement Officer to use his/her discretion in determining whether the height of the weeds violates the intent of the Ordinance. In all other respects the draft Ordinance was okay. Dean Becker made a motion, seconded by Gordon MacElhenney to authorize advertisement of Ordinance No. 194. There were no public comments on the motion. The motion was carried by a unanimous vote of 5-0.

COMMENTS FROM THE PUBLIC

There were comments from the public regarding ATVs. Cecile Daniel indicated that for Township owned property, the Board may wish to look at restricting on ATVs. Regarding restrictions on property owned by others, whether they are private property owners or property owned by a homeowners association, they may need to make that determination themselves since it was unclear if the Township could prevent or restrict the use of ATVs on private property. The Solicitor was authorized to further investigate this issue.

SUPERVISORS COMMENTS

William Patterson mentioned the Perkiomen Township Community Day scheduled for September 10, 2006.

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