

**PERKIOMEN TOWNSHIP BOARD OF SUPERVISORS MONTHLY MEETING
MINUTES: SEPTEMBER 4, 2012**

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

OTHERS PRESENT: Cecile Daniel, Township Manager
Kenneth Picardi, Township Solicitor
Daniel Coghlan, Township Engineer
John Moran, Jr., Code Enforcement/Zoning Officer
Shawn Motsavage, Road Master

MINUTES: The minutes of the August 7, 2012 Board of Supervisors meeting were approved upon motion of Dean Becker and seconded by Janet Heacock. There were no public comments on the motion. The motion was carried by a vote of 5-0.

POLICE REPORT: The Board reviewed the written State Police Report for August.

CORRESPONDENCE:

- **CPVRPC** – No Meeting in August.
- **TRAPPE AMBULANCE & LOWER FREDERICK AMBULANCE** – Report
- **PSATS** – News Bulletin
- **LOWER PERKIOMEN VALLEY REGIONAL SEWER AUTHORITY** – Letter regarding the Lower Perkiomen Valley Regional Sewer Authority (LPVRS) Position with regard to the Middle Interceptor

SOLICITOR’S REPORT: Kenneth Picardi reported that:

1. **Real Estate Matter:** Mr. Picardi reported that Susan Mruskovic has agreed to sell the 19.5 acres to the Township for \$250,000.00. The purchase price was based upon an appraisal performed by Karl Glocker at the request of the Township. When the Planning Commission met in August, the matter was tabled until its September meeting due to issues that required further discussion. Due to this situation, Mr. Picardi recommended that the Board postpone the public hearing date from October 2, 2012 to November 6, 2012. With the recommendation of Mr. Picardi, Dean Becker made a motion seconded by William Patterson to move the public hearing for the purchase of the 19.5 acres with Open Space funds to November 6,

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2012. There were no public comments on the motion. The motion was carried by a vote of 5-0. In addition, Mr. Picardi requested an Executive Session to discuss additional details of this purchase with the Board.

2. Liberty Alley: Mr. Picardi informed the Board that the Township has received the fully executed Agreements from the Lemieux's and the Rankin's, and, the fully executed Easement documents from Mr. Lee and from Harvey Leshner. The only outstanding Easement document is in the hands of Franklin Leshner. Mr. Leshner was temporarily re-assigned to Louisiana to assist in Hurricane Isaac relief. Mr. Picardi expects to receive the signed Easement document from Mr. Leshner soon after he returns to the area. Once all the documents have been received, the project can begin.

ROAD MASTER'S REPORT: Shawn Motsavage submitted to the Board his Road Master's Report dated September 1, 2012 for activities taking place during the month of August. In addition to his report, Mr. Motsavage informed the Board that he received three bids for Snow and Ice Removal during the 2012/2013 winter season. Based upon the bids received, it was Mr. Motsavage's recommendation that Zone 1 be awarded to P.K. Moyer & Sons and Zone 2 be awarded to Buck Enterprises. With the recommendation of Mr. Motsavage, William Patterson made a motion seconded by Janet Heacock to award the 2012/2013 Snow and Ice Contract as follows: P.K. Moyer & Sons for Zone 1 and Buck Enterprises for Zone 2. There were no public comments on the motion. The motion was carried by a vote of 5-0.

FIRE MARSHALL'S REPORT: John Moran Sr. submitted to the Board the Fire Marshall's Report dated September 1, 2012 for activities taking place during the month of August.

CODE ENFORCEMENT REPORT: John Moran Jr. submitted to the Board his Code Enforcement Report dated September 1, 2012 for activities taking place during the month of August. In addition to his report, Mr. Moran informed the Board that he received an application to the Zoning Hearing Board from Anthony Lepore. This request is a dimensional variance to construct a single family dwelling on an existing non-conforming lot. The ZHB has scheduled a hearing for September 26, at 7:30 p.m. The Board discussed this application and determined that the Township Solicitor does not need to attend the hearing on this application.

PERKIOMEN TOWNSHIP PLANNING COMMISSION MEETING: Cecile Daniel reported that the Planning Commission held their August meeting on August 21, 2012. At that meeting, the Planning Commission discussed the S.H. Bio-Waste Conditional Use Application and the purchase of the 19.5 acres of property by the Board of Supervisors.

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LOWER PERKIOMEN VALLEY REGIONAL SEWER AUTHORITY: Richard Kratz updated the Board members on the ongoing situation regarding the planning and location of the construction of the Middle Section of the Perkiomen Interceptor.

MANAGER’S REPORT:

1. Conditional Use Application: Both Ms. Daniel and Mr. Picardi updated the Board regarding the Conditional Use Application filed by S. H. Bio-Waste LTD. This business, located off Iron Bridge Road, seeks to expand its operation by adding an autoclave to sterilize and sanitize the bio-waste which it collects. Presently, the company collects the bio-waste and trucks it to a landfill in Maryland. If the autoclave is approved, the resulting bio-waste will be trucked to a local trash-to-steam plant. The Applicant made a lengthy presentation before the Planning Commission, which voted unanimously to recommend approval of the closed autoclave system to the Board. At the Planning Commission Meeting, there was a representative from SSM, with expertise relative to autoclaves, to ask questions regarding this application. Mr. Picardi recommended that this same expert be present at the public hearing. After discussing this matter, it was agreed that SSM will have the same expert attend the public hearing to give expert and unbiased information and guidance to the Board.

2. Dunkin Donuts: A request has been made by E.T. Foods, LLC (Dunkin Donuts) to release their escrow money for the installation of the improvements as part of the Conditional Use Application filed by E.T. Foods for the drive-through window located as the Dunkin Donut site at 125 Gravel Pike. The Township Engineer reviewed the request and recommended the release of \$28,931.56. With the recommendation of the Township Engineer, William Patterson made a motion seconded by Dean Becker to release to E.T. Foods, LLC the amount of \$28,931.56. There were no public comments on the motion. The motion was carried by a vote of 5-0.

3. Road Projects: Ms. Daniel updated the Board as to the following road projects:
 - Route 73 – Skippack Pike Bridge. This project will involve the replacement of the superstructure with prestressed concrete NEXT beams and construct new pier caps. The design engineer anticipated that the letting date for this project to be the end of November. Ms. Daniel indicated that PENNDOT, gave a date of April 27, 2013 with a July, 2103 construction date. It is anticipated that it will take between three to four months to replace this bridge. Plank Road/Route 73 is listed as the proposed detour route. PENNDOT is proposing the installation of a temporary traffic signal at Plank Road & Route 29 during this construction.

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- SR4044 Project – (Scope of Work) From Route 73 at Plank Road in Skippack Pike, along Plank Road, Ott Road and Meyers Road to Seitz Road & Township Line Road in Perkiomen Township and Cemetery Road in Limerick Township. Phase 1 covers the area from Route 73 at Plank Road to the proposed realignment of Ott Road with Route 29/Plank Road (skips the middle section which is presently known as Phase 2) and continues from Seitz/Meyers Road intersection to Township Line Road. The anticipated let date for Phase 1 is February, 2014. During late Fall, 2012 through 2013, Penn Dot anticipates acquiring the necessary rights-of-way for this project. Phase 2 is anticipated to have a let date of 2019. Presently, Perkiomen Township will be the permit holder for the traffic signal at Route 29, Ott Road, & Plank Road and the second traffic signal at Township Line Road and Seitz Road & Cemetery Road. At this time, no Traffic Signal Permit Plan has been submitted to the Township for either of these traffic signals. During the discussion on this topic, Dean Becker asked the status of the bridge that crosses the Perkiomen Creek at Bridge Street into Skippack Township. Mr. Becker asked if it would be possible to use the bridge as a connection to the Perkiomen Trail. The plan would be to use the bridge as an access to the Perkiomen Trail until such time as the bridge is in such disrepair it should be taken down. At this time, it was Ms. Daniel's understanding that this bridge is to be removed as part of the construction project for the new Graterford Prison. Ms. Daniel indicated she will try to see what information she can gather for the Board.

- Betcher Road: At one time Penn Dot was looking to complete a road project that would have begun at Route 29 & Route 113 and continue to Route 113 and Ridge Pike. Part of that project included dealing with the intersection of Route 113 & Betcher Road & Iron Bridge Drive. At this time, this project does not appear to be moving forward. In looking at the road projects over the next couple of years, the Board informed Ms. Daniel they will add this intersection to the list as a possible road project in the future.

ENGINEERS REPORT: Daniel Coghlan was present to review the following item:

1. 2012 Perkiomen Township Road Projects and 2012 Perkiomen Township Parking Lot Projects: Mr. Coghlan informed the Board that construction for the 2012 Road Projects continues. Greenshire Estates curb replacement is complete and the Cranberry Boulevard retaining wall is in progress, but slightly behind schedule. In his report, Mr. Coghlan informed the Board that an issue has arisen regarding the Cranberry Boulevard retaining wall. PECO Electric has submitted an agreement to the Township to reimburse the Township for the Township's Contractor, Floyd G. Hersh, Inc. to install conduit during the backfill of the retaining wall. The conduit has

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been supplied by PECO Electric. In order for this work to be completed, the Board of Supervisors needs to consider approval of Change Order No. 3. Change Order No. 3 will cover the cost for Floyd G. Hersh, Inc. to install this conduit. The change order will result in a net increase in the contract price by \$520.00 and would ultimately be reimbursed by PECO Electric to the Township per the aforementioned agreement. It was the recommendation of Mr. Coghlan to approve the agreement with PECO Electric and approve Change Order No. 3. With the recommendation of Daniel Coghlan, Dean Becker made a motion seconded by Richard Kratz to approve the agreement between PECO Electric and Perkiomen Township for reimbursement of the cost to install the conduit and the approval of Change Order No. 3 with Floyd G. Hersh, Inc. in the amount of \$520.00. There were no public comments on the motion. The motion was carried by a vote of 5-0.

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

In addition to this report, Ms. Daniel informed the Board that she received a letter from the Perkiomen Township Fire Company requesting consideration by Board to amend the 2012 Perkiomen Township/2012 Fire Tax Budget and transfer \$65,000.00 from the unrestricted balance of the Fire Tax Account to the Fire Tax Budget to purchase a used fire service truck for the Perkiomen Township Fire Company. Mr. Patterson explained that the Bridgeport Fire Company is selling a used service truck which the Perkiomen Township Fire Company would like to purchase. This vehicle will be used to carry equipment for Haz Mat incidents, water rescues, vehicle accidents, and other matters. The vehicle will be equipped with a 6,000 watt light tower, 6 bottle cascade system, and a 25kw generator. Mr. Patterson explained that the Perkiomen Township Fire Company is not adding to their fleet, when this service vehicle is placed into service, one of the fire engines will be sold. The Board discussed this request and Dean Becker made a motion seconded by Janet Heacock to resolve that the 2012 Perkiomen Township/2012 Fire Tax Budget be amended to approve the transfer of \$65,000.00 from the unrestricted balance of the Fire Tax Account to purchase a used fire service truck for the Perkiomen Township Fire Company. There were no public comments on the motion. The motion was carried by a vote of 5-0.

NEW BUSINESS:

1. Richard Berardi Memorial 5k Run: Cecile Daniel explained that a request was received from the Schwenksville Fire Company asking permission from Perkiomen Township to close Limerick Road between Schwenksville Borough and Limerick Township. Diane Melville was present to answer the Board's questions. After

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discussing this request, Richard Kratz made a motion seconded by William Patterson to approve the request of Schwenksville Fire Company subject to receipt of a waiver of liability and a Certificate of Insurance from the Schwenksville Fire Company. There were no public comments on the motion. The motion was carried by a vote of 5-0.

2. Montgomery County Association of Township Officials (MCATO): The Board received notification that the fall meeting of MCATO will be held on Friday, September 28, 2012. Ms. Daniel needs to let MCATO know who from Perkiomen Township will be in attendance. Due to everyone's schedule, no one from Perkiomen Township can make the meeting.

COMMENTS FROM THE PUBLIC

Mr. Nice from Godshall Road informed the Board that he and his wife had contacted the owner of the 19.5 acres of property. Mr. Nice and his wife were hoping to purchase a piece of this property so they could do some organic gardening. Mr. Nice wanted to let the Board know that he and his wife would be willing to purchase a piece of the property for farming. Mr. Nice indicated that he and his wife would be willing to purchase this piece of property with restrictions so that it was clear that this property could be used for farming and not development. The Board indicated that at this time, the purchase of the property has yet to take place.

A resident on Haldeman Road gave the Board a letter that was sent to Lower Salford Township regarding Barnside Farm Composting. In this letter, the consultant for Barnside Farm indicated that the owner of the site intends to accept and compost food scrap waste using a controlled and monitored program of waste acceptance. The letter was given to Ms. Daniel.

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