



## **PERKIOMEN TOWNSHIP BOARD OF SUPERVISORS MONTHLY MEETING MINUTES: DECEMBER 3, 2013**

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**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  
Kevin Conrad, Township Engineer  
Shawn Motsavage, Road Master

Chairman Gordon MacElhenney called the December 3, 2013 Board of Supervisors Meeting to order in the Perkiomen Township Administration Building at 7:00 p.m.

**MINUTES:** The minutes of the November 5, 2013 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 the month of November. Neither comments nor discussion followed.

### **CORRESPONDENCE:**

- **PSATS** Bulletin Report
- **CPVRPC** – Meeting minutes for the November 18, 2013 meeting.
- **TRAPPE AMBULANCE & LOWER FREDERICK REGIONAL AMBULANCE CORPS** – Reports received.

**SOLICITOR'S REPORT:** Mr. Picardi informed the Board that several of the issues he has been working on will be discussed later on the agenda. In addition, Mr. Picardi requested an Executive Session to discuss with the Board a real estate matter that he has been working on.



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**ROAD MASTER'S REPORT:** Shawn Motsavage submitted to the Board his written Report dated December 1, 2013 for activities taking place during the month of November.

**FIRE MARSHALL'S REPORT:** John Moran Sr. was absent from this meeting, but submitted to the Board his written Fire Marshall's Report dated December 1, 2013 for activities taking place during the month of November.

**CODE ENFORCEMENT REPORT:** John Moran Jr. was absent from this meeting, but submitted to the Board his written Report dated December 1, 2013 for activities taking place during the month of November.

**PERKIOMEN TOWNSHIP PLANNING COMMISSION MEETING:** Cecile Daniel reported that the Planning Commission participated with the Board of Supervisors in the Public Hearing that was held on November 18, 2013.

**LOWER PERKIOMEN VALLEY REGIONAL SEWER AUTHORITY:** Richard Kratz discussed with the Board his concern for payment owed to the LPVRSAs for the sewer flow coming from the new Graterford Prison Facility to be treated at the Oaks Wastewater Treatment Plant. The construction of this new prison is underway, but the Commonwealth of Pennsylvania has not paid for capacity for this facility. It is the understanding of Mr. Kratz that the amount owed to the LPVRSAs is approximately 10.7 million dollars. Mr. Kratz explained that anyone else wanting to send sewer flow to the Oaks Wastewater Treatment Plant must first purchase capacity prior to their obtaining a building permit. In the construction of the new prison, Mr. Kratz explained that the Commonwealth did not have to obtain a building permit. Regardless, Mr. Kratz believes the Commonwealth should still have purchase capacity prior to starting construction of the new prison. Second, Mr. Kratz expressed concern that due to budget constraints in the upcoming budget discussions, the Commonwealth may try to either purchase this capacity over time or try and negotiate a reduced amount owed to the LPVRSAs for this sewer capacity. In addition, Mr. Kratz informed the Board that the LPVRSAs did not receive a Pennworks Grant/Loan which they applied for to help with the construction costs for the construction of the upper section of the Middle Interceptor. After discussing these concerns with his fellow Board members, Mr. Kratz requested that the Township Manager be authorized to send a letter to the LPVRSAs. In this letter, Mr. Kratz would like the concerns of Perkiomen Township be expressed so that the LPVRSAs understands



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that Perkiomen Township is not happy that the Commonwealth has not paid for sewer capacity for the construction of the new Graterford Prison Facility. The Board discussed the comments and concerns as expressed and explained by Mr. Kratz and authorized the Township Manager to forward a letter to the LPVRSa regarding the discussion that occurred at this meeting and the concern the Board has in the Commonwealth not paying for sewer capacity for the new Graterford Prison Facility prior to starting construction.

### **MANAGER'S REPORT:**

1. 2014 Budget: At the November Meeting, Ms. Daniel reviewed the proposed 2014 Budget with the Board. The Board authorized the advertising of the proposed budget for consideration at the December meeting. At this meeting, Ms. Daniel reviewed the highlights of the 2014 Perkiomen Township Budget (i.e. General Fund and Capital Reserve Fund; Fire Tax Fund; and Liquid Fuels Fund). The proposed 2014 Perkiomen Township Budget is \$3,176,204.00 and represents no increase in taxes for any portion of the proposed budget. The 2014 budget proposes the elimination of the Street Light Taxes and the Hydrant Taxes. The expenses to cover the cost of the street lights and the hydrants will be paid from the General Fund. The incorporation of the payment of the street lights and hydrants from the General Fund will not create the need for a tax increase to cover these expenses. The proposed 2014 Budget includes the following: General Fund - \$2,374,923.00 - This amount is \$2,107,219.00 (which incorporates the expense of the hydrants: \$51,957.00 and expense of the street lights: \$74,706.00 with no increase in the revenues to cover these costs); plus \$267,704.00 to cover the capital/road projects for 2014 which includes: the repaving of Welsh Road (from Bridge Street to Welsh Road); repaving of Raleigh Road (from Meyers Road to Meyers Road); and the repaving of Horseshoe Road (from Raleigh Road to Raleigh Road); Fire Tax Fund - \$355,650.00; Liquid Fuels Fund - \$445,631.00 (which includes the cost of the installation of a traffic signal at Betcher Road, Route 113, and Iron Bridge Drive; and the repaving and drainage work for the area of Bucher Road that lies within the boundary of Perkiomen Township, and select base repair for areas along Godshall Road. In consideration on the adoption of the 2014 Perkiomen Township Budget, Ms. Daniel present for review by the Board two Resolutions. The first Resolution for consideration was Resolution 2013-14. Resolution 2013-14 would set the tax levy for Perkiomen Township for the year 2014 as follows: Tax rate for General Purposes, the sum of .35 mills and for Fire Tax purposes, the sum of .27 mills. The Board duly considered Resolution 2013-14 and



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Richard Kratz made a motion seconded by Dean Becker to adopt Resolution 2013-14 setting forth the Tax Rate for the year 2014 in Perkiomen Township. There were no public comments on the motion. The motion was carried by a vote of 5-0. The second Resolution for consideration was Resolution 2013-15. Resolution 2013-15 is for adoption of the 2014 Perkiomen Township Budget. The Board duly considered Resolution 2013-15 and Dean Becker made a motion seconded by William Patterson to adopt Resolution 2013-15. There were no public comments on the motion. The motion was carried by a vote of 5-0.

2. 2014 Meeting Dates: Ms. Daniel presented the Board with proposed meeting dates for the year 2014. These dates cover the meetings to be held at the Perkiomen Township Administration Building as follows: 7:00 P.M. - the Monthly Meeting of the Board of Supervisors to be held on the first Tuesday of each month except the first meeting of the year which must be held on the first Monday in January; 6:00 P.M. the Municipal Authority Meeting to be held the second Tuesday of each month and, if held, at 7:00 P.M. the Park & Recreation Committee to be held the second Tuesday of each month; 7:00 P.M. the Planning Commission to be held the third Tuesday of each month; and 7:00 P.M. Joint Meeting (between Board & Planning Commission) to be held the fourth Tuesday of each month. It will be at the Joint Meetings that the Board will be discussing the process being completed for General Code unless otherwise indicated. The meetings of the Zoning Hearing Board will be established as needed. The Board duly considered the proposed schedule and William Patterson made a motion seconded by Richard Kratz authorizing the advertising of the meeting dates of Perkiomen Township for the year 2014. There were no public comments on the motion. The motion was carried by a vote of 5-0.
3. Water Service and Intermunicipal Ordinance and Agreements: At the November Meeting, the Board discussed the information received regarding the Collegetville Trappe Joint Public Works providing water to four Perkiomen Township properties located on Betcher Road. During the November Meeting, the Board discussed the request to consider the adoption of an Ordinance and two Intermunicipal water agreements that would deal with the issues of supplying public water to these four properties. It was explained by Mr. Picardi and Ms. Daniel that, with the adoption of the Ordinance and execution of the two agreements, Trappe Borough and Collegetville Borough would then be able to consider turning the water service responsibilities over to CTMA as an Operating Authority. Once the transfer is completed to CTMA, the



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two agreements would be terminated. At the November meeting, the Board discussed the proposed Ordinance and the two agreements and authorized the advertisement of Ordinance No. 216. Mr. Picardi informed the Board that Ordinance No. 216: An Ordinance authorizing the execution of the Intermunicipal Water Agreement and the execution of the Intermunicipal Water Service Agreement. Consequently, Ordinance No. 216 including Exhibit A - Intermunicipal Agreement and Exhibit B - Intermunicipal Water Service Agreement were advertised and are now before the Board for consideration. In preparing the documents for advertisement, Mr. Picardi informed the Board that the two agreements were revised should the water service responsibilities not be transferred to CTMA and the two agreements not terminated. It was explained that language has been added to both agreements giving Perkiomen Township the right to terminate the agreements upon ninety days written notice to all parties. This language was added to preserve the Township's right to terminate these agreements should there be an issue in the future as to the water service being provided to those residents in Perkiomen Township affected by these agreements and the responsibility for oversight not be transferred to CTMA as was explained previously. The Board duly reviewed and discussed this request both in November and at this meeting considered Ordinance No. 216. Dean Becker made a motion seconded by William Patterson adopting Ordinance No. 216 and authorized the signing of Exhibit A - the Intermunicipal Agreement and Exhibit B - the Intermunicipal Water Service Agreement. There were no public comments on the motion. The motion was carried by a vote of 5-0.

4. Perkiomen Valley School District: Ms. Daniel explained that a request was sent to the Township from the Perkiomen Valley School District (PVSD). This request asks the Board's consideration to allow the PVSD permission to store their road salt behind the Township Administration Building. In discussing this matter with Shawn Motsavage, Mr. Motsavage does not feel that the amount of road salt the PVSD needs to store would be enough to cause a problem with the storage area needed by the Township in the storage of the Township's road salt. It was recommended that should the Board wish to consider this request a simple agreement be structure between the parties regarding this matter. The Board authorized Kenneth Picardi to prepare an agreement to be forwarded to the PVSD in this matter.



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5. Lodal Creek Nature Park: As part of the development of the Lodal Creek Nature Park, Ms. Daniel informed the Board that she has been working with the Perkiomen Watershed Conservancy on obtaining a Tree Vitalization Grant. This Grant would provide funds to aid in the planting of trees and bushes along the Lodal Creek. The installation of these trees and bushes would be located on both sides of the Lodal Creek as shown on the concept plan that was prepared by the Montgomery County Planning Commission. Installation of these trees and bushes will aid to impeding the erosion of banks of the Lodal Creek. The Watershed Conservancy is partnering with the Township and the Watershed would be the applicant for this grant. As part of the grant application, the Watershed is requesting a Letter of Support from the Township. Ms. Daniel explained that there is no cash match required by the Township, but there will be a need for some personnel assistance such as the road crew helping by use of the Township's backhoe. The Board discussed this project with Ms. Daniel and Richard Kratz made a motion seconded by Janet Heacock authorize the Township Manager to send a Letter of Support in the Tree Vitalization Grant being filed by the Perkiomen Watershed Conservancy. There were no public comments on the motion. The motion was carried by a vote of 5-0.
  
6. Limerick Township: Perkiomen Township received a letter from Limerick Township requesting participation with Limerick Township in the response that the PA Department of Environmental has issued in the matter of the Landis Creek Contamination. In its request, Limerick Township feels that the installation of public water is the solution in this matter versus the PADEP's intent to supply house carbon filters and maintenance for a period of two years. Based upon information given to Perkiomen Township from the PADEP, there were no homes in Perkiomen Township that violated the PADEP Guidelines for Level of Contaminates; therefore, there would be no homes in Perkiomen Township affected by PADEP's solution to this water contamination issue. The Board discussed the request of Limerick Township in pursuing the installation of public water and connection of properties to public water. The Board authorized the Township Manager to reply to Limerick Township and indicate that Perkiomen Township considered this request, but does not wish to participate at this time. The Board requests that Limerick Township keep Perkiomen Township apprised of the situation should the Board of Perkiomen Township change their viewpoint in the future when dealing with the matter.



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**ENGINEERS REPORT:** Kevin Conrad reviewed the following items:

1. Wartman Road Rehabilitation Project: Mr. Conrad informed the Board that the work being completed by Allan Myers on Wartman Road is complete. Mr. Conrad informed the Board that Allan Myers has submitted Payment Application No. 3 in the amount of \$2,500.00. This request represents the amount of money being retained for the completion of the punchlist work. This request does not include any payment for the wearing course tonnage overrun which is the matter of dispute between Perkiomen Township and Allan Myers. Mr. Conrad is recommending the Board approve the payment request in the amount of \$2,500.00. With the recommendation of Mr. Conrad, William Patterson made a motion seconded by Dean Becker to approve Payment Application No. 3 to Allan Myers in the amount of \$2,500.00. There were no public comments on the motion. The motion was carried by a vote of 5-0.
3. Bridge Street Storm Sewer Project: Mr. Conrad informed the Board that this project is almost complete. The project should be completed by the middle of December. Based upon that schedule, the request for payment by the contractor for this project will be on the Board's January Meeting Agenda for consideration.
4. Township Building Improvement Project: Mr. Conrad informed the Board that he is in receipt of the final payment application from the electrical contractor for the improvements to the Township Administration Building. For the electrical contractor, MJF Electric, Mr. Conrad reviewed Payment Application No. 4 (final) in the amount of \$2,100.00. This payment application represents the final payment for this project. With the recommendation of Mr. Conrad to approve this payment, Janet Heacock made a motion seconded by Richard Kratz to award Payment Application No.4 (final payment) in the amount of \$2,100.00 to MJF Electrical Contracting. 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 November. After review of same, Dean Becker made a motion seconded by Richard Kratz to authorize payment of the November bills. There were no public comments on the motion. The motion was passed by a vote of 5-0.



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### **NEW BUSINESS:**

1. 5K Run: The Collegeville Rotary submitted their request for their 10th annual Collegeville Rotary Run-Around 5K which is to be held on April 5, 2014. The Collegeville Rotary is requesting to use certain Township roads for this run. The roads to be used are Kagey Road, Cranberry Boulevard, Stewart Road, Longwood Road, Tudor Road, Forge Road, and Trappe Road. A Certificate of Insurance has been received from the Collegeville Rotary and found to be acceptable by Kenneth Picardi. In order for the Collegeville Rotary to use these Township roads, the Board needs to approve their request. The Board considered the request of the Collegeville Rotary and Dean Becker made a motion seconded by William Patterson to approve the Rotary's request to use the following roads for their "Running A-Round to Make Better Communities 5K Run" on April 5, 2014: Kagey Road, Cranberry Boulevard, Stewart Road, Longwood Road, Tudor Road, Forge Road, and Trappe Road. There were no public comments on the motion. The motion was passed by a vote of 5-0.

There being no further business, the meeting was adjourned upon motion made by Dean Becker and seconded by William Patterson.