

(241)

BOARD OF COMMISSIONERS OF NETHER PROVIDENCE TOWNSHIP
LEGISLATIVE MEETING – January 13, 2011

A legislative meeting of the Board of Commissioners of the Township of Nether Providence, duly advertised and posted in accordance with law, was called to order at 7:30 PM on Thursday, January 13, 2011 in the Board of Commissioners' Meeting Room, Township Municipal Building, 214 Sykes Lane, Wallingford, PA 19086. The Pledge of Allegiance was recited by all present.

PRESENT: Commissioner Much
Commissioner Noyes
Commissioner Baker
Commissioner Kenworthy
Commissioner Dougherty

| | |
|-----------------|----------------------------|
| Gary Cummings | Township Manager |
| Joseph Lesniak | Township Solicitor |
| Charles Catania | Township Engineer |
| Thomas Flannery | Chief of Police |
| Dennis Sheehan | Assistant Township Manager |
| Lisa Swan | Finance Director |

EXCUSED: Commissioner Sullivan
Commissioner O'Connor

PUBLIC: Approximately 20 in attendance

PUBLIC COMMENTS

None. Mr Much deferred to Mr Lesniak who introduced the Boy Scouts from Troop 272 who were in attendance. He stated they were here to listen and take notes on the importance of the legislative meeting.

APPOINTMENTS TO BOARDS AND COMMISSIONS

Mr Cummings noted that he will provide a list of those with expiring terms and whether they are interested in being reappointed. He also requested from Mr Harris and Mr. Director a list of those Board and Commission members that are inactive.

APPROVAL OF MINUTES

MOTION TO APPROVE OCTOBER 14th AND NOVEMBER 11th
LEGISLATIVE MEETING MINUTES

Mr Noyes had 2 changes to the October 14th minutes. Mr Much moved to approve both the minutes with changes. Mr Baker seconded the motion which passed 5-0.

MOTION TO APPROVE NOVEMBER 18th, DECEMBER 9th AND JANUARY 6th
EXECUTIVE SESSION MINUTES

Mr Noyes requested a change in the last paragraph of the November 18 executive session minutes. Mr Much moved to approve the minutes with the one change. Mr Kenworthy seconded the motion which passed 5-0.

SOLICITORS REPORT

Mr Lesniak reported he is making progress on reviewing the sign ordinance and that he is looking at the fence ordinance as well. Mr Lesniak stated he received an invoice from Fox Rothchild on behalf of the School District on the Sage tax appeal and recommends the township process the bill.

(242)

ENGINEERS REPORT

Mr Catania reported noting we are receiving bids on January 18 for the Woodward Road culvert. He also noted the contractor for the Boston Court storm sewer is scheduled to begin work on January 17. Mr Noyes asked Mr Catania to keep the Board informed with regular updates on the WES renovation project so they do not have to rely on receiving information solely from the contractors.

MANAGERS REPORT

MOTION TO RATIFY RESOLUTION 2011-1 ESTABLISHING COMMUNITY DEVELOPMENT PRIORITY LIST

Mr Cummings requested the Board to ratify the priority list for Community Development. There was a discussion and Mr Much then made motion to ratify approval of Resolution 2011-01. Mr Dougherty seconded the motion which passed 5-0.

Mr Cummings stated the township continues to receive invoices from the SPCA for animals brought to their location from residents within the township. Mr Cummings stated that while the township invoices the resident that delivers the animals to the SPCA, the Board needs to establish a policy to address this issue.

Mr. Cummings stated he supplied the Board with an election certification for the May primary and asked for corrections. Mr Much note that Mr O'Connor's term expiration should be 2013 not 2011. Mr Cummings noted the change.

FIRE COMMITTEE BUSINESS AND REPORT

Mr Much noted members of the South Media Fire Company were present and asked new Chief Ed Kline to step up to the microphone for the "Introduction of the New Officers of the South Media Fire Company." Mr Kline introduced himself as the new Fire Chief and proceeds to acknowledge all of the new members. Mr Kline mentioned that the fire company has been in existence since 1922 and this year alone they have answered 3805 calls. Mr Dougherty noted that Mr Kline wears a lot of hats as he is also the township's Assistant Emergency Management Coordinator as well as being on the Board of Directors for the local chapter of the American Red Cross. Mr Dougherty and Mr Noyes invited Mr Kline to use the legislative meeting as a means to solicit fire volunteers, as well as platform to request donations. Mr Lesniak thanked Mr Kline and the fire company for all of their outstanding efforts as well as their interest in supporting his Boy Scout Troop 272.

Mr Noyes noted that Mr Ortoleva reports the middle school renovations are almost complete and that the Fire Marshal is requesting the school start fire drills in the near future. Mr Noyes stated that Mr Ortoleva is working with Summit School to bring everything there up to code. Mr Noyes stated there were 96 unnecessary alarms in the township and that this needs to stop.

BUILDING AND ZONING COMMITTEE BUSINESS AND REPORT

MOTION TO GRANT MPC EXTENSION REQUEST OF HAMPTON INN TO FEBRUARY 28, 2011

Mr Lesniak recommends to the Board that they should approve the extension because the settlement of the litigation is still in the court system. Mr Much so moved. Mr Dougherty seconded the motion which passed 5-0.

Mr Noyes reported that the Rental Inspection Committee met last Thursday and they will meet again next week which they are hoping is their last meeting after which they can report back to the Board their findings. He noted that Plush Mills, while they want to comply with the rental inspections, are hoping for a different inspection process since they are different from most of the rental properties in the township. Mr. Much noted that registration for rental units is still ongoing and that the deadline has passed. The Board urged all landlords to register their rental property to avoid fines.

FINANCE AND ADMINISTRATION COMMITTEE BUSINESS AND REPORT

MOTION TO APPROVE WARRANT LIST

Mr Dougherty moved to approve the Warrant List. Mr Much seconded the motion which passed 5-0 vote.

| | |
|-----------------------|---------------------|
| Procurement Card List | \$ 21,301.07 |
| Prepaid List | \$ 53,312.54 |
| Bills List | <u>\$179,825.79</u> |
| Bills List Total | \$254,439.40 |

MOTION TO AUTHORIZE ADVERTISING OF PENSION PLAN AMENDMENT

Mr Cummings explained the amendment and noted the FOP asked the approval be delayed for one month. He asked to authorize the amendment for the March 10 meeting. Mr Dougherty moved to authorize the advertisement for the March 10 meeting. Mr Kenworthy seconded the motion which passed 5-0.

MOTION ON NDI INVOICES (APRIL, SEPT. & OCT., 2010)

Mr Dougherty noted that he will have a phone conference with NDI to resolve issues. This is tabled until further notice.

MOTION AT THE REQUEST OF ST JOHNS TO WAIVE PERMIT FEES FOR SCHOOL BOILER REPLACEMENT (EXCEPT ACTUAL COSTS)

After discussion, Mr Dougherty moved to waive the permit fee except for actual costs. Mr Much seconded the motion which passed 5-0.

INFRASTRUCTURE COMMITTEE REPORT

Mr, Cummings again noted the township is taking bids on January 18th for the Woodward Road culvert project.

PUBLIC WORKS COMMITTEE BUSINESS AND REPORT

Mr Baker announced the township has three bids to repair the highway building roof. Mr Cummings noted that projects in the amount between \$4,000 and \$10,000 only need to have three telephone quotes, whereas anything over \$10,000 must be advertised. Quotes so far have been in the \$9,000 to \$10,000 range and that the township is ready to proceed with the award and the project. The Board agreed to move on the repairs/replacement of the roof in advance of the funding being available. Mr Baker moved to proceed in lieu of advance funding. Mr Noyes seconded the motion which passed 5-0. Mr Kenworthy asked the Board be immediately notified of any municipal building issues affecting their structural integrity so that the Board can move quickly on the repairs.

The Board reviewed an analysis of road salt funding for the current season and the year. Mr Dixon and Ms Swan were thanked for pulling together the information so quickly.

POLICE COMMITTEE BUSINESS AND REPORT

Mr Much gave the Police Report. He stated that if any solicitors come to visit residents that they should be asked to present their township permit before taking any action. He stated that if the solicitor cannot produce the permit they should be reported to the police immediately.

(244)

COMMUNITY ENHANCEMENT COMMITTEE REPORT

Mr Kenworthy acknowledged the e-mail from Mr. Cummings that funding may be able to be transferred from recycling containers to purchase of a vehicle. He noted the recycling committee discussion is almost complete with their report and they should be able to supply their recommendations concerning the recycling grant next month.

ADJOURNMENT

There being no further business the meeting was adjourned.

The next meeting is a work session on February 3 at 7:30pm.