

The stated meeting of the Board of Commissioners of the Township of Abington was held on Thursday, July 9, 2015 at the Township Administration Building, Abington, PA., with President Luker presiding.

CALL TO ORDER: 7:30 p.m.

ROLL CALL: Present: Commissioners ZAPPONE, SPIEGELMAN, SANCHEZ, MYERS, MARKMAN, SCHREIBER, BOWMAN, DiPLACIDO, FARREN, GILLESPIE, HECKER, JONES, KLINE, LUKER
Excused: KALINOSKI

Township Manager LEFEVRE
Assistant Township Manager WEHMEYER
Township Tax Collector BLUMENTHAL
Township Solicitor CLARKE
Chief of Police KELLY
Finance Director BARRON
Assistant Township Engineer CLARK
Director of Code Enforcement MATTEO
Director of Parks and Recreation WENDELL
Director of Public Work MICCIOLO
W.W.T.P. WRIGLEY
Fire Marshal CLARK
Community Development Director STROTHER

PLEDGE OF ALLEGIANCE

ANNOUNCEMENT:

President Luker announced that an Executive Session was held this evening to discuss a litigation matter.

Field Dedication – Ardsley Park:

Commissioner Zappone made a MOTION, seconded by Vice President Kline to authorize the dedication of the baseball field closest to Cricket Avenue in Ardsley Park in memory of former Commissioner and Board President Martin Reddington.

President Luker asked for any comments from Commissioners or staff. There were none.

President Luker asked for any public comments. There were none.

MOTION was ADOPTED 14-0.

PRESENTATIONS:

Field Dedication – Ardsley Park in memory of former Commissioner and Board President Martin Reddington

State Representative Dean said it is a privilege to honor this field dedication in Ardsley and more importantly to honor Mr. Martin (Marty) Reddington.

Marty was a role model to her as he was a man of positive spirit; he always had a smile on his face; he was an avid runner and he was very devoted to his family and his community.

State Representative Madeline Dean presented a Citation on behalf of the House of Representatives of the Commonwealth of Pennsylvania to Mrs. Reddington and the Reddington family honoring former Commissioner and Board President Mr. Martin Reddington on this 9th day of July, 2015.

Commissioner Zappone stated that as Commissioner of Ward 9, it is an honor to be part of this process honoring a lifelong member of the Ardsley community and family, a former Commissioner and former President of the Board of Commissioners of the Township of Abington. He has known Marty, Diane and Kevin for some time, and his grandchildren have benefited from the many Easter Egg Hunts that Marty and the Reddington family sponsored for the children of Ardsley and Glenside.

President Luker presented Mrs. Reddington and the Reddington family with Certificate of Commendation in commemoration and grateful acknowledgement of the historic and accomplished Ward 5 Commissionership and Board Presidency of Martin J. Reddington from June 12, 1938 to May 24, 2015. The Board of Commissioners of Abington Township proudly names in Marty's honor, Martin Reddington Field at Ardsley Park on this 9th day of July, 2015.

2015 Robert W. Montgomery Award to Redeemer Valley Community Garden

Commissioner Markman said the Redeemer Valley Community Garden is remarkable. They have 42 active members that grow vegetables and donate them to various charities and they should be proud of themselves as they deserve this award.

Commissioner Markman presented the 2015 Robert W. Montgomery Award to the active members of Redeemer Valley Community Garden, a community organization that has made outstanding contributions promoting, preserving and protecting our community's natural environment. Redeemer Valley's dedication to growing organic food making sustainable organic gardening available to the community and educating the public about sustainable gardening practices exemplifies the spirit of the environmental leadership award and serves as an example for both residences and businesses in Abington Township.

The Board of Commissioners in the name of the entire Township shows its appreciation for Redeemer Valley's community involvement and dedication to Abington Township on this 9th day of July, 2015.

World Champion Senior High Odyssey of the Mind Team

Commissioners DiPlacido said we are now in the presence of World Champions and he introduced the Abington Senior High School Members of the Odyssey of the Mind World Champions 2015.

Odyssey of the Mind was created and founded by Dr. C. Samuel Micklus Professor Emeritus at Rowan University in 1978. It is an international program that provides problem-solving opportunities for students from kindergarten to college. Odyssey of the Mind members applies their creativity to solve problems that range from building mechanical devices and present their own interpretations of literary classes.

At the World Competition, teams from the USA, China, Canada, Germany and Japan face-off to score for their long-term problem solutions; how well they solve spontaneous problems on the spot and the style in which they elaborate their long-term solutions. The winning problem was called, "Pandora's Box."

Abington Senior High School Odyssey of the Mind Team members took part in a five-day competition held at Michigan State University and returned home as World Champions!

He introduced Odyssey of the Mind Team members Christopher Doyle, Robert Galloway, Andrew Giguere, Max Mindel, Tara Santora, Gilbert Wermeling, and Nicholas Fitzpatrick (not present) and support staff Mike Fitzpatrick, Dave Mindel and Coach Anna Mindel.

Commissioner Spiegelman said these are the young people that our schools are producing and these are the young people that our community are producing, and we could not be prouder of them.

Commissioners DiPlacido and Spiegelman presented the exceptional Abington Senior High School Odyssey of the Mind Team Members with Certificates of Commendation in recognition of their extraordinary accomplishment of winning the World Championship at the 2015 Odyssey of the Mind World Finals at Michigan State University on May 20, 2015 on behalf of the Board of the Commissioners of the Township of Abington on this 9th day of July, 2015.

State Representative Madeline Dean commented that this competition involved more than one million participants from 50 states and 20 countries. Abington Senior High's Odyssey of the Mind Team won first place with a score of 344.95 under the expert guidance of Anna Mindel.

She presented a Citation to the Abington Senior High School Odyssey of the Mind Team members on behalf of the House of Representatives of the Commonwealth of Pennsylvania congratulating them on their outstanding accomplishment and extending best wishes for continued success in future endeavors on this 9th day of July, 2015.

Representative Robin Beall, Community Outreach Director from the Pennsylvania State Senator's Office on behalf of Senator Haywood presented Senatorial Certificates to each member of the Abington Senior High School Odyssey of the Mind Team recognizing their World Champion status in the 2015 Odyssey of the Mind Competition on May 23, 2015 who was deserving of honor and recognition of this stellar level of accomplishment. Therefore, Senator Art Haywood of the 4th District of Pennsylvania extends his sincere congratulations and best wishes for success in the future on this 9th day of July, 2015.

Senatorial Certificates were also presented to the coaches of team members of the Odyssey of the Mind Championship.

Representative Anthony Luker, on behalf of Congressman Brendan F. Boyle representing Pennsylvania's 13th Congressional District, presented Congressional Citations to the Abington Senior High School Odyssey of the Mind Team in congressional recognition for excellence of the World Odyssey of the Mind Champions for 2015 on this 9th day of July, 2015. Congratulations!

Congressional Citations were also presented to the teachers and parents of team members of the Odyssey of the Mind Championship.

APPROVAL OF MINUTES:

Vice President Kline made a MOTION, seconded by Commissioner Spiegelman to approve the minutes of the Board of Commissioners Meeting of June 11, 2015.

MOTION was ADOPTED 14-0.

PUBLIC WORKS COMMITTEE:

Wissahickon Valley Watershed Association – Wissahickon Creek TMDL

Commissioner Bowman announced that this item has been deleted from the agenda.

For Professional Services – EPA’s Wissahickon Creek TMDL

Commissioner Bowman made a MOTION, seconded by Commissioner Jones to authorize the participation and equal sharing of consultant’s fees associated with hiring John Hall Associates to evaluate and prepare a response to EPA’s proposed total phosphorous limit of 0.04 for the Wissahickon Creek Watershed area including the Sandy Run Creek in Abington Township in an amount not to exceed \$10,000.00, to be funded from Sewer Operating Retained Earnings.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 14-0.

Final Payment for Contract No. 144 – Structural/Mechanical

Commissioner Bowman made a MOTION, seconded by Commissioner Spiegelman to authorize payment of \$36,972.50 to Eastern Environmental Contractors, Inc. as final payment for the Centrifuge Installation contract to be funded from Account No. 02-00-000-7449.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 14-0.

Final Payment for Contract No. 145- Electrical

Commissioner Bowman made a MOTION, seconded by Commissioner Spiegelman to authorize the payment of \$10,627.00 to AJM Electric, Inc. as final payment for the Centrifuge Installation contract to be funded from Account No. 02-00-000-7449.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 14-0.

Emergency Repair Storm Sewer System – 900 Block Rydal Road and Penbryn Park Pool House

Commissioner Bowman made a MOTION, seconded by Commissioner Hecker to approve the Engineering Department to hire a contractor to repair the large elliptical metal pipe in the 900 block of Rydal Road and the inlet and pipe in front of Penbryn Park Pool pump house, at a cost not to exceed \$28,350. To be funded from surplus funds from the 2014 Bond Issue.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 14-0.

Purchase (2) Two Chassis for Automated Trash Truck

Commissioner Bowman made a MOTION, seconded by Commissioner Zappone to purchase (2) Two Chassis to be used for the Automated Side Loaders at a cost of \$243,000. The funds for these Chassis to be drawn from Refuse Fund Balance.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 14-0.

Expanding our Current Overlay Program

Commissioner Bowman made a MOTION, seconded by Commissioner Spiegelman to expend \$180,000 to mill various streets in Abington Township with funds to be drawn from Pennsylvania Improvement Fund.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments.

Lora Lehmann, 1431 Bryant Lane, expressed concern that she feels the amount budgeted for repaving of roadway should be increased.

Commissioner Kline clarified that this item was thoroughly explained in committee by Mr. Micciolo, and he advised residents to view that meeting so they can get a full understanding of the situation as opposed to comments made by the speaker.

MOTION was ADOPTED 14-0.

CODE ENFORCEMENT AND LAND DEVELOPMENT COMMITTEE:

Ordinance No. 2097 – Ordinance Enacting Chapter 126 “Real Estate Registry Vacant Properties”

Commissioner Sanchez made a MOTION, seconded by Commissioner Spiegelman to adopt Ordinance No. 2097, Enacting Chapter 126 – “Real Estate Registry Vacant Properties.”

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 14-0.

**TOWNSHIP OF ABINGTON
MONTGOMERY COUNTY, PENNSYLVANIA**

ORDINANCE NO. 2097

**AN ORDINANCE ENACTING CHAPTER 126 – “REAL ESTATE REGISTRY –
VACANT PROPERTIES”**

WHEREAS, the Township of Abington is a Township of the First Class, duly organized and existing pursuant to the applicable laws of the Commonwealth of Pennsylvania; and

WHEREAS, pursuant to section 1502.44 of the First Class Township Code of the Commonwealth of Pennsylvania, 53 P.S. §56544, the Board of Commissioners has the authority to enact and amend provisions of the Abington Township Code (“Code”) at any time it deems necessary for the health, safety, morals, general welfare, cleanliness, beauty, convenience and comfort of the Township and the inhabitants thereof; and

WHEREAS, pursuant to section 1502.10 of the First Class Township Code of the Commonwealth of Pennsylvania, 53 P.S. §56510, the Board of Commissioners has the authority to take all needful means for securing the safety of persons or property within the Township; and

WHEREAS, the Board of Commissioners of the Township of Abington has determined that Chapter 126 – “Real Estate Registry – Vacant Properties,” should be enacted for the health, safety, morals, general welfare, cleanliness, beauty, convenience and comfort of the Township and the inhabitants thereof.

NOW, THEREFORE, the Board of Commissioners of the Township of Abington does hereby **ENACT** and **ORDAIN** as follows:

1. Chapter 126 – “Real Estate Registry – Vacant Properties” is hereby enacted as reflected in Exhibit “A” attached hereto.
2. All other ordinances, portions of ordinances, or any section of the Code inconsistent with

this Ordinance are hereby repealed.

3. This Ordinance shall become effective five (5) days after enactment.


ORDAINED AND ENACTED this 9th day of July, 2015.

TOWNSHIP OF ABINGTON
BOARD OF COMMISSIONERS

Attest:



Michael LeFevre, Secretary

By: 
Wayne Luker, President

Ordinance No. 2098 – Ordinance Enacting Chapter 49 – “Vacant Property Review Board”

Commissioner Sanchez made a MOTION, seconded by Commissioner Spiegelman to adopt Ordinance No. 2098 Enacting Chapter 49 – “Vacant Property Review Board.”

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments.

Lora Lehmann, 1431 Bryant Lane, commented that a few years ago, “Mr. Lahaza put together a real estate register at taxpayers’ expense building a realtor site competing with realtors in the Township.” Also, she feels “there should be strong laws about how blighted buildings are kept and to enforce it.”

Commissioner Markman noted there was discussion during the Montgomery County Redevelopment Authority that it has been practice in other municipalities where 95% of the time these ordinances force property owners to fix up their properties.

Commissioner Schreiber clarified that Mr. Lahaza’s posting on the website was not taking business away from realtors. As a courtesy, he listed vacant properties sending business to realtors.

MOTION was ADOPTED 14-0.

TOWNSHIP OF ABINGTON
MONTGOMERY COUNTY, PENNSYLVANIA

ORDINANCE NO. 2098

AN ORDINANCE ENACTING CHAPTER 49 – “VACANT PROPERTY REVIEW
BOARD”

WHEREAS, the Township of Abington is a Township of the First Class, duly organized and existing pursuant to the applicable laws of the Commonwealth of Pennsylvania; and

WHEREAS, pursuant to section 1502.44 of the First Class Township Code of the Commonwealth of Pennsylvania, 53 P.S. §56544, the Board of Commissioners has the authority to enact and amend provisions of the Abington Township Code (“Code”) at any time it deems necessary for the health, safety, morals, general welfare, cleanliness, beauty, convenience and comfort of the Township and the inhabitants thereof; and

WHEREAS, pursuant to section 1502.10 of the First Class Township Code of the Commonwealth of Pennsylvania, 53 P.S. §56510, the Board of Commissioners has the authority to take all needful means for securing the safety of persons or property within the Township; and

WHEREAS, pursuant to 35 P.S. §1712.1, the Board of Commissioners is empowered to create a Blighted Property Review Board, and

WHEREAS, the Board of Commissioners of the Township of Abington has determined that Chapter 49 – “Vacant Property Review Board,” should be enacted for the health, safety, morals, general welfare, cleanliness, beauty, convenience and comfort of the Township and the inhabitants thereof.

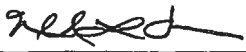
NOW, THEREFORE, the Board of Commissioners of the Township of Abington does hereby ENACT and ORDAIN as follows:


1. Chapter 49 – “Vacant Property Review Board” is hereby enacted as reflected in Exhibit “A” attached hereto.
2. All other ordinances, portions of ordinances, or any section of the Code inconsistent with this Ordinance are hereby repealed.
3. This Ordinance shall become effective five (5) days after enactment.

ORDAINED AND ENACTED this 9th day of July, 2015.

TOWNSHIP OF ABINGTON
BOARD OF COMMISSIONERS

Attest:


Michael LeFevre, Secretary

By: 
Wayne Luker, President

Resolution No. 15-024 – Transfer of Liquor License No. R-19572 – Oreland Associates II, LLC – Bernie’s Restaurant – 391 Highland Avenue

Commissioner Sanchez made a MOTION, seconded by Commissioner Markman to advertise the public hearing on Resolution No. 15-024, scheduled for 7:30 p.m. on Thursday, August 13, 2015, in the 2nd Floor boardroom of the Abington Township Administration Building, located at 1176 Old York Road, Abington, PA., 19001.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 14-0.

Court of Common Please of Montgomery County Docket No. 2015-05079 – Greater Glenside Civic Association vs. Abington Township Board of Commissioners and Duke Real Estate Partners, Inc.

Commissioner Sanchez made a MOTION, seconded by Commissioner Myers to approve the settlement Order; Docket No. 2015-05079 between Greater Glenside Civic Association, Inc., Abington Township Board of Commissioners and Duke Real Estate Partners, LLC.

Commissioner Luker asked for any comments from Commissioners or staff.

Commissioner Farren commented that he spoke with representatives of the civic association and the property owner and there was an amicable solution moving forward, and he thanked the Greater Glenside Civic Association and the property owner. He asked his fellow Board members for their support.

Commissioner Luker asked for any public comments.

Lora Lehmann, 1431 Bryant Lane, asked for an explanation on this item.

Solicitor Clarke replied a settlement conference was held two weeks ago at which time attorneys representing the civic association and Duke Real Estate Partners agreed to an Order that will be entered by Judge Del Ricci. It sets certain guidelines that if there is a change in use of the proposed restaurant that it would need to come back before the Board of Commissioners for a new conditional use hearing.

In addition, if there was any reallocation of space within the restaurant that also would need to come back before the Board of Commissioners for a conditional use hearing.

Kathleen Herring, 2034 Wharton Road, read a statement into the record from Robert Eyre, President of the Greater Glenside Civic Association, who was unable to attend the meeting.

Kimberly Martin, 2067 Kenmore Avenue, commented that the reason we reached a settlement is that we are relying on the Board of Commissioners to enforce the ordinance to maintain a “family-style” character of this restaurant to protect the neighborhood. Members of the civic association expressed our concern about potential adverse effects on our neighborhood.

We sought to impose reasonable and objective restrictions such as closing at midnight Sunday through Thursday, but there were no conditions placed on this restaurant.

MOTION was ADOPTED 14-0.

PUBLIC SAFETY COMMITTEE:

Ordinance No. 3001 – To Amend Chapter 156 (“Vehicles and Traffic”), Article III – (“Parking Regulations”). Section 25 “Parking Prohibited At All Times; No Parking Between Signs; No Parking Here to Corner; Parking Prohibited Except Certain Hours; No Stopping or Standing” and Section 28 – (Special Purpose Parking Zones)

Commissioner Schreiber made a MOTION, seconded by Commissioner Spiegelman to adopt Ordinance No. 3001 amending Chapter 156 (“Vehicles and Traffic”), Article III – (“Parking Regulations”). Section 25 – (“Parking Prohibited At All Times; No Parking Between Signs; No Parking Here to Corner; Parking Prohibited Except Certain Hours; No Stopping or Standing”) and Section 28 – (Special Purpose Parking Zones)

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments.

Greg Kuklinks, 1068 Huntingdon Pike, commented that regarding an ordinance forcing “No Parking;” he has not seen any enforcement on neighboring streets off of Huntingdon Pike as there are a number of problems.

Commissioner Luker suggested that Chief Kelly speak with this resident following the meeting.

MOTION was ADOPTED 14-0.

**TOWNSHIP OF ABINGTON
MONTGOMERY COUNTY, PENNSYLVANIA**

ORDINANCE NO. 3001

**AN ORDINANCE AMENDING CHAPTER 156 – “VEHICLES AND TRAFFIC,”
ARTICLE III – “PARKING REGULATIONS”
SECTION 25 – “PARKING PROHIBITED AT ALL TIMES; NO PARKING BETWEEN
SIGNS; NO PARKING HERE TO CORNER; PARKING PROHIBITED EXCEPT
CERTAIN HOURS; NO STOPPING OR STANDING”
SECTION 28 – “SPECIAL PURPOSE PARKING ZONES”**

WHEREAS, the Township of Abington is a Township of the First Class, duly organized and existing pursuant to the applicable laws of the Commonwealth of Pennsylvania; and

WHEREAS, pursuant to section 1502.44 of the First Class Township Code of the Commonwealth of Pennsylvania, 53 P.S. §56544, the Board of Commissioners has the authority to enact and amend provisions of the Abington Township Code (“Code”) at any time it deems necessary for the health, safety, morals, general welfare, cleanliness, beauty, convenience and comfort of the Township and the inhabitants thereof; and

WHEREAS, pursuant to section 1502.10 of the First Class Township Code of the Commonwealth of Pennsylvania, 53 P.S. §56510, the Board of Commissioners has the authority to take all needful means for securing the safety of persons or property within the Township; and

WHEREAS, pursuant to section 1502.49 of the First Class Township Code of the Commonwealth of Pennsylvania, 53 P.S. §56549, the Board of Commissioners has the authority to regulate parking; and

WHEREAS, the Board of Commissioners of the Township of Abington has determined that Chapter 156 – “Vehicles and Traffic,” Article III – “Parking Regulations,” Sections 25 “Parking Prohibited At All Times; No Parking Between Signs; No Parking Here To Corner;

Parking Prohibited Except Certain Hours; No Stopping Or Standing” and 28 “Special Purpose Parking Zones,” should be amended for the health, safety, morals, general welfare, cleanliness, beauty, convenience and comfort of the Township and the inhabitants thereof.

NOW, THEREFORE, the Board of Commissioners of the Township of Abington does hereby **ENACT** and **ORDAIN** as follows:

- Chapter 156 – “Vehicles and Traffic,” Article III, “Parking Regulations,” Section 25 – “Parking Prohibited At All Times; No Parking Between Signs; No Parking Here To Corner; Parking Prohibited Except Certain Hours,” shall be amended to **add** the following restrictions:

Name of Highway	Side	Location
Brown Avenue	West	30 feet north of the posted Stop Sign at Rockledge Ave
Brown Avenue	East	30 feet from the corner of Rockledge Ave
Corinthian Avenue	North	30 feet west of Harding and on the north side of Corinthian Ave
Corinthian Avenue	North	30 feet east of the Stop Sign at Harding Ave
Corinthian Avenue	South	30 feet west of the Stop Sign at Harding Ave
Harding Avenue	East	30 feet south of the posted Stop Sign at Moreland Rd
Harding Avenue	West	30 feet north and 30 feet south of Corinthian Ave
Harding Avenue	East	30 feet north of Corinthian Ave
Maple Avenue	West	30 feet north of the posted Stop Sign at Mount Carmel Avenue
Susquehanna Road	North	3 feet west of the driveway at 2651 Susquehanna Road

2. Chapter 156 – “Vehicles and Traffic,” Article III, “Parking Regulations,” Section 28 – “Special Purpose Parking Zones,” shall be amended to **add** the following restriction:

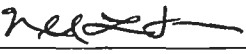
Name of Highway	Authorized Purpose of Vehicle	Location
Rockwell Road	Handicapped Parking	12 feet south of the DO NOT PASS sign in front of 1736 Rockwell Rd
Ruscombe Ave	Handicapped Parking	in front of 118 Ruscombe Ave

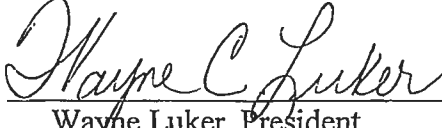
3. All other ordinances, portions of ordinances, or any section of the Code inconsistent with this Ordinance are hereby repealed.
4. This Ordinance shall become effective five (5) days after enactment.

ORDAINED AND ENACTED this 9th day of July, 2015.

TOWNSHIP OF ABINGTON
BOARD OF COMMISSIONERS

Attest:


Michael LeFevre, Secretary

By: 
Wayne Luker, President

Ordinance No. 3002 – To Amend Chapter 156 (“Vehicles and Traffic”), Article III - (“Parking Regulations”), Section 25 “Parking Prohibited At All Times; No Parking Between Signs; No Parking Here to Corner; Parking Prohibited Except Certain Hours; No Stopping or Standing”

Commissioner Schreiber made a MOTION, seconded by Commissioner Hecker to advertise Ordinance No. 3002 amending Chapter 156 (Vehicles and Traffic), Article III (Parking Regulations), Section 25 – (“Parking Prohibited At All Times; No Parking Between Signs; No Parking Here to Corner; Parking Prohibited Except Certain Hours; No Stopping or Standing”) for adoption at the regularly scheduled meeting of the Board of Commissioners on August 13, 2015 at 7:30 PM.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 14-0.

First Conditional Appointment – Probationary Police Officer

Commissioner Schreiber made a MOTION, seconded by Commissioner Jones to appoint candidate Adrian McMenamin from the certified Civil Service Eligibility List to the position of Probationary Police Officer provided he successfully completes the Background, Physical and Psychological tests and all entry requirements of the Municipal Police Officers’ Education and Training Commission for Act 120 Training. Appointment will be effective September 28, 2015.

Commissioner Luker asked for any comments from Commissioners or staff.

Commissioner Jones commented that Adrian McMenamin is a resident of Abington as well as a resident of Ward 3, and a great individual. He asked his fellow Board members for their support.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 14-0.

Second Conditional Appointment – Probationary Police Officer

Commissioner Schreiber made a MOTION, seconded by Commissioner DiPlacido to appoint candidate Marc Laing from the certified Civil Service Eligibility List to the position of Probationary Police Officer provided he successfully completes the Background, Physical and Psychological tests and all entry requirements of the Municipal Police Officers' Education and Training Commission for Act 120 Training. Appointment will be effective September 28, 2015.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 14-0.

PUBLIC AFFAIRS COMMITTEE:

Resolution No. 15-023 – Annual Action Plan, Five-Year Consolidated Plan, Analysis of Impediments to Fair Housing Choice and the Citizen Participation Plan for the Use of Federal CDBG Funds

Commissioner Spiegelman made a MOTION, seconded by Commissioner DiPlacido to adopt Resolution No. 15-023 approving Abington Township's Five-Year Consolidated Plan, Annual Action Plan, Analysis of Impediments to Fair Housing Choice and the Citizen Participation Plan for the use of the Federal Community Development Block Grant (CDBG) funds.

Commissioner Luker called on Manager LeFevre.

Manager LeFevre explained that in regards to the use for Federal CDBG funds for the next fiscal year; the budget presented before the committee has been revised at the recommendation of staff. After review of proposals, staff recommends that the stormwater project on Westbury Road be removed from consideration and instead be replaced with a curbing, sidewalks and stormwater project on the 2700 block of Old Welsh Road in the amount of \$85,000; \$5,000 for lighting in Grove Park; and an additional \$10,000 for home improvements for owner-occupied.

Also, at the Public Affairs meeting last week, a request was made by reps of the Crestmont Community Center Committee for funding their project and staff is not in the position of recommending approval for those funds at this time. But staff has indicated their willingness to work with the Crestmont Community Center Committee to provide technical assistance, so they can accomplish the same goals they hope to acquire, which is a feasibility study for the project, and so they will be in the position to come before the Board for consideration in a future funding cycle.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments.

Louise E. Twyman, 1672 Franklin Avenue, commented that she continues to get a petition signed by residents of Ward 5 in support of a community center, and she believes the Township will be able to find the money to help build one. She asked for the Township to supply the land, the architecture and a project manager to build a “much-needed” community center, and the Willow Grove Civic Association will raise funds to help sustain the operation and activities of it.

Margaret Pinder Bing, resident of Crestmont, commented that she feels young people need to be involved to the commitment of this project.

Several young residents spoke in favor of a community/recreation center in Crestmont.

Robert Long, 1672 Franklin Avenue, commented that he lives across from Rubicam Park, and he sees that the young people in the park have nowhere to go, so why don't we build them a community center to give them something to look forward to.

Donna Brewer, 1644 Arnold Avenue, expressed concern that a portion of the Federal funds will not go towards this low-income community.

Commissioner Kline clarified that Township staff reviewed all requests for the consolidated plan for CDBG funds. Is that correct?

Manager LeFevre replied that is correct. The Township does not designate which areas qualify for funding. It is determined by the Federal government.

Commissioner Kline clarified that the areas proposed for the consolidated plan meet the requirements for CDBG funding. Is that correct?

Manager LeFevre replied yes, they do.

Doug Vaughn, 1747 Easton Road, expressed his concern and disappointment in regards to this matter.

MOTION was ADOPTED 14-0.

TOWNSHIP OF ABINGTON
MONTGOMERY COUNTY, PENNSYLVANIA
RESOLUTION NO. 15-023

The Board of Commissioners of the Township of Abington approving the 2015-2019 Five-Year Consolidated Plan, FY 2015 Annual Action Plan, 2015 Analysis of Impediments to Fair Housing Choice and the Citizen Participation Plan for the use of Federal CDBG Funds.

WHEREAS, the Township of Abington expects to initiate its FY 2015 Program Year Community Development Block Grant Program in October, 2015; and

WHEREAS, the Township has prepared the 2015-2019 Five-Year Consolidated Plan, FY 2015 Annual Action Plan, 2015 Analysis of Impediments to Fair Housing Choice and the Citizen Participation Plan for the use of Federal CDBG Funds; and

WHEREAS, the Township anticipates the entitlement funding for FY 2015 CDBG Funds to be \$706,700.00.

NOW, THEREFORE, be it resolved by the Board of Commissioners of the Township of Abington that the Five-Year Consolidated Plan, Analysis of Impediments to Fair Housing Choice and the Citizen Participation Plan for the use of Federal CDBG Funds is hereby approved for submission to the U.S. Department of Housing and Urban Development.

APPROVED:

**ABINGTON TOWNSHIP
BOARD OF COMMISSIONERS**

July 9 2015
Date

Wayne C. Luker
Wayne C. Luker, President

ATTEST:

Michael LeFevre
Michael LeFevre, Township Manager

ADOPTED: July 9, 2015

Resolution No. 15-025 – Economic Development Multimodal Transportation Fund Program

Commissioner Spiegelman made a MOTION, seconded by Commissioner Sanchez to adopt Resolution No. 15-025 approving Abington Township to submit an application to the Department of Community and Economic Development for the Multimodal Transportation Fund Program. The grant submission will support the Old York Road/Susquehanna Road project.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 14-0.

**ABINGTON TOWNSHIP
RESOLUTION NO. 15-025**

**A RESOLUTION OF ABINGTON TOWNSHIP,
COUNTY OF MONTGOMERY, COMMONWEALTH OF PENNSYLVANIA,
REQUESTING A MULTIMODAL TRANSPORTATION FUND GRANT AND
DESIGNATING AN OFFICIAL TO EXECUTE ALL DOCUMENTS**

WHEREAS, the Board of Commissioners of the Township of Abington desires to request a Multimodal Transportation Fund Grant in the amount of \$ TBD _____, from the Commonwealth Financing Authority; and

WHEREAS, the Board of Commissioners of the Township of Abington intends to use the grant funds for the purpose of purchasing 1100, 1102, 1104 and 1106 Old York Road, and 1907 Susquehanna Road, Abington Township, Montgomery County, Pennsylvania, in order to support the vision of the Old York Road / Susquehanna Road project, which will address the demolition, alignment and reconstruction of the intersection of Old York Road and Susquehanna Road, enhance traffic flow, and provide better access in turning onto Old York Road; and

WHEREAS, the Board of Commissioners of the Township of Abington desires to designate an official to execute all necessary agreements and documentation related to the grant.

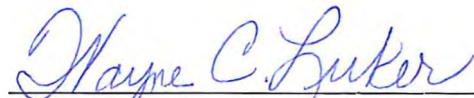
NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Township of Abington, Montgomery County does hereby request a Multimodal Transportation Fund grant of \$ TBD _____ from the Commonwealth Financing Agency to be used for the purpose of purchasing 1100, 1102, 1104 and 1106 Old York Road, and 1907 Susquehanna Road, Abington Township, Montgomery County, Pennsylvania, as well as the demolition, alignment and reconstruction of the intersection of Old York Road and Susquehanna Road.

BE IT FURTHER RESOLVED, that the Board of Commissioners of Abington township does hereby designate Wayne C. Luker, President of the Board of Commissioners and Michael

LeFevre, Township Manager, as the official(s) authorized to execute all documents and agreements between the Township of Abington and the Commonwealth Financing Authority to facilitate and assist in obtaining the requested grant.

RESOLVED and **ADOPTED** this 9th day of July, 2015.


ABINGTON TOWNSHIP



Wayne C. Luker, President
Board of Commissioners

I, Michael LeFevre, duly qualified Secretary of the Township of Abington, Montgomery County, Pennsylvania, hereby certify that the foregoing is a true and correct copy of a Resolution duly adopted by a majority vote of the Board of Commissioners at a regular meeting held on July 9, 2015 and said Resolution has been recorded in the minutes of the Township of Abington and remains in effect as of this date.

IN WITNESS WHEREOF, I affix my hand and attach the seal of the Township of Abington this 9th day of July, 2015.



Michael LeFevre, Secretary

Name of Applicant: Township of Abington

County: Montgomery

Economic Development Traffic Planning and Design, Inc. Agreement

Commissioner Spiegelman made a MOTION, seconded by Commissioner Zappone to approve the Professional Services Agreement from Traffic Planning and Design, Inc. (TPD) in the amount not to exceed \$7,900.00 to be used from contingency funds.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 14-0.

Field Dedication – Ardsley Park

Commissioner Spiegelman announced that this was handled by Commissioner Zappone at the beginning of the meeting.

Dedication Policy

Commissioner Spiegelman announced that this item has been deleted.

FINANCE COMMITTEE:

Treasurer's Report:

Township Treasurer Jay W. Blumenthal reported monies deposited into Republic Bank for June 2015 was in the amount of \$897,693 representing an increase over prior year of \$58,516; YTD \$10,745,807 representing an increase over prior year of \$479,047. The Tax Office collected \$2,692,862 in real estate taxes for June, 2015 representing an increase over prior year of \$908,730; YTD \$25,360,670 leaving a balance to be collected in the amount of \$987,194.

Expenditures/Salaries and Wages

Motion to:

- (A) Approve the May expenditures as previously circulated to the Board, in the amount of \$3,500,861.39 and salaries and wages in the amount of \$2,600,932.45.
- (B) Authorize the proper officials to sign vouchers in payment of bills and contracts as they mature through the month of August 2015.

Commissioner Luker asked for any comments from Commissioners. There were none.

Commissioner Luker asked for any public comments. There were none.

Roll Call resulted in motion being passed 14-0. Commissioner Kalinoski was absent during roll call.

Training and Conference Expenses

Commissioner Kline made a MOTION, seconded by Commissioner Jones to approve the Advance and Travel Expense activity for May 2015 as previously circulated to the Board. Advance and Travel Expense reports were \$0.00 and \$6,257.46, respectively.

Five-month expenses totaled \$21,920.17.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 14-0.

Clearing Fund/Deferred Revenue and Expense/Petty Cash

Commissioner Kline made a MOTION, seconded by Commissioner Jones to approve the Clearing Fund, the Deferred Revenue/Expense activity and Petty Cash balances for the month of May as previously circulated to the Board.

May Petty Cash balances previously circulated to the Board.

Clearing fund receipts and disbursements for the month of May 2015 were \$18,068.09 and (\$17,218.70), respectively.

Deferred Revenue/Expense receipts and disbursements for the month of May 2015 were \$53.16 and (\$17.72), respectively.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 14-0.

PENSION COMMITTEE:

Resolution No. 15-021 – Amendment to Article IV Section 4.03 Abington Township
Police Pension Plan

Commissioner Hecker made a MOTION, seconded by Commissioner Spiegelman to adopt Resolution No. 15-021, amending the Police Pension Plan Document for disability benefits.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 14-0.

RESOLUTION NO. 15-021

AMENDING POLICE PENSION PLAN DOCUMENT
PERTAINING TO DISABILITY BENEFIT

WHEREAS, the Township of Abington (the "Employer") previously established, by Resolution dated January 1, 2001, the Police Pension Plan for the Township of Abington (the "Plan"); and

WHEREAS, the applicable statute provides that the establishment of such pension plan may be made by Ordinance or Resolution; and

WHEREAS, the "Employer" does, in fact, from time to time, modify and/or amend the "Plan"; and

WHEREAS, any and all amendments and modifications to the "Plan" are required to adhere to all regulations as per applicable pension law (Act 600); and

WHEREAS, the "Employer", elects to amend Article IV entitled "Retirement Benefits", Section 4.03 entitled "Disability Benefits", and

WHEREAS, this amendment will be effective January 1, 2015;

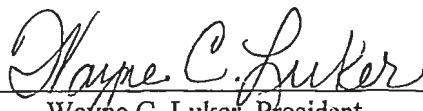
NOW, THEREFORE, BE IT RESOLVED, this 11th day of June, 2015, that Article IV, Section 4.03 shall be amended in its entirety to read as follows:

ARTICLE IV

RETIREMENT BENEFITS

4.03 Disability Benefit. In the case of the payment of pensions for permanent injuries incurred in service, the amount and commencement of the payments shall be fixed by regulations of the governing body of the Township of Abington Police Department and shall be calculated at a rate no less than fifty per centum of the member's salary at the time the disability was incurred, provided that any member who receives benefits for the same injuries under the Social Security Act (49 Stat. 620, 42 U.S.C § 301 et. seq.) shall have his disability benefits offset or reduced by the amount of such benefits.

TOWNSHIP OF ABINGTON

By: 
Wayne C. Luker, President
Board of Commissioners

ATTEST:


Michael LeFevre, Secretary

COMMENTS FROM CITIZENS:

Lora Lehmann, 1431 Bryant Lane, expressed concern about the schedule for the HUD properties and how the money is being spent.

REMARKS OF COMMISSIONERS:

Commissioner Bowman commented that recently vandalism has occurred in Roslyn Park and he asked residents to keep an eye out for it and to please notify the police if they see any graffiti or any type of negative behavior.

Also, the only community center that he would support would be an “Abington Township” Community Center that would be open to everyone in the Township and not just for one particular neighborhood.

In regards to speakers’ comments made tonight about President Luker; the Township and his ward are ably represented by Commissioner Luker and they were way off-base.

Commissioner DiPlacido commented that if any of the Commissioners are interested, he has a copy of the winning performance of the Odyssey of the Mind Team.

Also, “When driving through Abington, please drive like your kids live here.”

Commissioner Farren thanked Chief Kelly as well as a few officers who he has worked with recently regarding issues in Glenside. He reminded everyone to please lock your cars, windows and doors.

He thanked everyone who was involved with the Glenside 4th of July Parade as it was amazing.

Also, an Adult GYAC Softball League was initiated, and tonight was the first game, but he had to miss it due to the meeting. Best Wishes to Team 3 and the new GYAC Softball League.

Commissioner Gillespie thanked everyone who participated in the Greater Glenside Patriotic Association’s Parade and it was a great day. She also thanked the Abington Township Police Officers for their help as well.

Commissioner Hecker expressed his deep concern about comments made tonight as personal attacks are being wrapped up in the cloak of community betterment and that needs to stop!

There is no one sitting on this Board who is not sympathetic to the idea of a community center to benefit Township children and Township residents, and he is included.

There have been offers by Commissioner Markman and others to further the dialog and Mr. Van Strother is one of the best in this business at what he does. Commissioner Luker stands up for his constituents of Ward 5 and will continue to do so.

Commissioner Jones thanked Mr. Matteo and his staff for holding a community meeting in the rain in regards to a situation in Ward 3, and he greatly appreciated it.

He announced that on Saturday, July 18, 2015 from 9-1pm will be a Fill-A-Police-Car Food Drive sponsored by CAPT., Abington Township Police Association, Abington Township Police Department and Giant Food Store.

He thanked Mr. Micciolo and his staff for their assistance in Ward 3.

Commissioner Kline commented that he has been on this Board of eight years and he cannot ever remember thinking about discriminating between communities and he is personally offended by the comments made by some of the speakers tonight.

Also, he read a letter into the record from one of his constituents thanking Officer Wiley of the Abington Police Department for his assistance and kindness.

Commissioner Zappone thanked Manager LeFevre, Township Solicitors and Mr. Powers for their participation and assistance in the annual Tyson/ Edge Hill Update Meeting.

Commissioner Spiegelman announced that this coming Saturday will be the Township's Paper Shredding Event from 9-noon at the Highway Yard on Florey Lane, and the EAC will be holding a food drive at that event.

Next week, the EAC will be at the Safety Training Annex to hold a rain barrel workshop.

He thanked Mr. Matteo and his staff for their assistance as well as Mr. Micciolo for his assistance.

He also thanked Officer Freed and Manager LeFevre for their assistance.

He also thanked Assistant Township Manager Wehmeyer and Mr. Jim Marshall for their assistance on the Old York and Susquehanna Roads project.

He thanked Mr. Van Strother, Community Development Director for his assistance on many projects.

He thanked Commissioner Luker for his leadership on this Board and for his assistance and mentorship.

Commissioner Sanchez thanked those who attended the walkability audit at the Noble Train Station area. Recommendations were made and will be compiled into a report to improve pedestrian's experience. Comments can be made at www.montcopa.org/WalkMontco.

Commissioner Myers commented that when she first became Commissioner, she wondered how and why all of the HUD funding was assigned to Ward 5 and how Ward 8 could get some of it in which it never did. She asked Manager LeFevre for an accounting of the last few years of how much HUD funding has gone into Ward 5 by the next meeting.

To Commissioner Luker: "No one has worked on this Board longer than I have and we have maintained a very long and friendly relationship and we come from different isles of the pew. You have on this Board, and always have been, the fairest man I have ever known."

Commissioner Markman said he feels the attack motive is not the best way to go, and if they want something built, they should not attack other people. He echoed the sentiments of his fellow Board members about Commissioner Luker, who is an excellent leader and Commissioner.

Commissioner Luker thanked Commissioner Farren for doing a great job chairing the Public Affairs Committee meeting this month.

He also thanked Township Solicitors for their guidance and support to the Board of Commissioners.

He also thanked Margaret Pinder Bing for her assistance with the VFW Post 3398 on the 4th of July celebration.

ADJOURNMENT: 9:17 p.m.

Respectfully submitted,

Michael LeFevre, Township Manager

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