

6:15 PM Stated Meeting

6:45 PM Special Budget Meeting

- G Motion to adopt Resolution to establish 2016 Budget.
- H Motion to adopt 2016 Budget Ordinance and Appropriation.
- I Motion to adopt Ordinance to establish 2016 Real Estate Tax Millage.

STATED MEETING AGENDA

BOARD OF COMMISSIONERS OF UPPER DUBLIN TOWNSHIP
TUESDAY, DECEMBER 8, 2015

Pledge of Allegiance

Presentation

Commendation Certificates to Wesley Wolf and Hilary Hartman

Correspondence and Announcements

Committee Reports:

Economic Development & Finance Committee
Public Safety, Works & Services Committee
Planning, Parks & Library Committee

- A Move to accept the minutes of November's Stated Meeting and Budget Hearings of November 17, 2015 and November 21, 2015 without reading.
- B Move to approve the Treasurer's Report for the month of November.
- C Call on Township Engineer for his report.
- D Call on the Manager for his monthly report, Questions, Move to accept.
- E Move to accept the disbursements from the various Township accounts for the month of November.

Discussion Items

- F Discuss Zoning Hearing Board Cases for December.
- Discuss TMDL, Public Informational Meeting.

Public Comment

Action Items

- K Consider approval of Resolution for Grant Application to PennDOT's Multimodal Transportation Fund for Transportation Improvements in the Fort Washington Office Park, Cross County Trail and Road Diet-Mid-Section.
- L Consider motion to Approve Resolution Authorizing Transportation Alternatives Program Federal-Aid Reimbursement Agreement for the Fort Washington Office Park, Cross County Trail and Road Diet.
- M Consider motion to Approve Resolution for Traffic Signal Changes at Welsh Road and Twining Road.
- Mc Consider motion to Approve Commissioners Compensation Ordinance.
- N Consider motion to Approve Police Radio Purchase Ordinance.

- O Consider authorize Promissory Note, 2015 Series, for Repayment of Montgomery County Loan for the Police Radio Purchase.
- P Consider motion to Approve Collective Bargaining Agreement - AFSCME.

- Consider action on appointments to Environmental Protection Advisory Board, Historical Commission, Planning Commission.

Farewell to John Minehart, Stanley Ropski, Chet Derr

ADJOURN

A Stated Meeting of the Board of Commissioners (BOC) of Upper Dublin Township (UDT) was held on Tuesday, December 8, 2015, in the Township Building, Ira Tackel presiding.

In attendance were Commissioners John Minehart, Sharon Damsker, Ronald Feldman, Ira Tackel, Chester Derr, Stanley Ropski, and Rebecca Gushue. Also present were Paul Leonard, Township Manager; Jonathan Bleemer, Finance Director and Assistant Township Manager; Richard Barton, Community Planner and Zoning Officer; Tom Fountain, Township Stormwater Engineer; Gilbert High, Township Solicitor; and Jeff Wert, Township Engineer.

The meeting began and 6:15 PM and BOC entered into executive session to discuss personnel matters. At 6:45 PM the BOC conducted the Special Budget Meeting then continued the Stated meeting.

CORRESPONDENCE AND ANNOUNCEMENTS:

1. Wesley Wolf, Chairperson of the Planning Commission (PC), has resigned his position after 14 years of service on the PC and Planning Agency Advisory Board (PAAB). On behalf of the BOC, Mr. Tackel presented a plaque commemorating Mr. Wolf's dedication to UDT.
2. Hilary Hartman who has spent 9 years on the PC has also resigned her position. She too will be recognized for her years of service at the next PC meeting.
3. It is most likely that an expo center will become a reality in the Fort Washington Office Park (FWOP). In addition to Montgomery County, there is a collaborative effort within UDT to make such an endeavor happen.

TAB A – Motion to Accept the Minutes of Several Meetings Without Reading.

Mr. Feldman motioned, with Ms. Gushue seconding, to approve the Minutes of the November 2015 Stated Meeting and Budget Hearings of November 17, 2015 and November 21, 2015 without reading.

VOTE ON MOTION ALL YES MOTION CARRIED

Tab B – Motion to Approve the Treasurer's Report for the Month of November 2015 Without Reading:

Mr. Feldman motioned, with Ms. Gushue seconding, to approve the Treasurer's Report for the month of November 2015 without reading.

VOTE ON MOTION ALL YES MOTION CARRIED

Tab C – Call on Township Engineer for his Report:

Mr. Wert submitted his written report and highlighted the following.

Township Projects:

Curb, Sidewalk and Paving Project: Concrete work completed from Bannockburn to alley and alley to Trinity on left side of Renfrew (looking uphill).

Tab D – Call on Manager for his Monthly Report:

Mr. Leonard presented his written report for the month of November and highlighted the following:

LuLu Country Club’s (LuLu) building was completely destroyed by a large fire. Messrs. High and Leonard met with representatives of LuLu regarding UDT ordinances and their leases/ownership status. LuLu has legal representation and has hired an engineer. LuLu intends to move forward with a building plan sometime in the near future.

Mr. Feldman motioned, with Ms. Gushue seconding, to approve the Manager’s Report for the month of November 2015.

VOTE ON MOTION ALL YES MOTION CARRIED

Tab E - Motion to Accept the Disbursements from the Various Accounts for the Month of November 2015:

Mr. Minehart motioned, with Mr. Feldman seconding, to accept the disbursements from the various Township accounts in the amount of \$1,980,699.66 as follows:

Total of Proposed Disbursements	\$966,688.39
Estimated Payroll	875,000.00
Interim Check Run Expenses	135,644.61
Earned Income Tax Refunds and Payments to Other Taxing Districts	3,366.66
Grand Total	\$1,980,699.66

VOTE ON MOTION ALL YES MOTION CARRIED

Questions/Comments:

Mr. Ropski questioned an invoice for one set of pliers in the amount of \$257.53. Mr. Bleemer will investigate and report back.

DISCUSSION ITEMS:

Tab F – Discuss Zoning Hearing Board (ZHB) Cases for November 2015:

Mr. Barton discussed the ZHB cases for December 2015 as follows:

#2168: *Nak Won Presbyterian Church, 3364 Susquehanna Road, Dresher, PA 19025* seeks a special exception under Section 255-42.B(1) and a variance from Zoning Code Section 255-135.B(1), Off-Street Parking, to expand the nonconforming parking area on the subject property by 44 parking spaces, a 19 percent increase in impervious coverage. The total impervious coverage would be 55.3 percent, where 30 percent is permitted. The property is zoned ‘B’ Residential.

This application was previously scheduled for October 26, but was postponed due to the death of the applicant’s attorney, Richard Berlinger.

#2176: *Spring House Land, Inc., 1120 Bethlehem Pike, Spring House, PA 19477* requests a variance from Section 255-161.E to do construction within the horizontal floodplain buffer area at 1901 Pennsylvania Avenue. It is proposed to install a 30 inch stormwater pipe, rip-rap, and a rain garden with related grading. The work is associated with the proposed subdivision of the Piszek Tract, zoned 'A' Residential.

#2177: *Samuel Frand-Ilgın Special Needs Trust and Kara M. Frand and Emre Ilgin, wife and husband, at 114 Executive Drive, Ambler, PA 19002* request dimensional variances from Section 255-43.B in order to construct a wheelchair-accessible residential addition, to include an emergency egress, porch, and ramp. Variances are requested to allow a side yard building setback of 18 feet vs. 25 feet; building coverage of 18.72 percent vs. 15 percent; and total impervious coverage of 29.6 percent vs. 25 percent. The property is zoned 'A' Residential.

#2178: *Daniel DeCastro of 934 E. Butler Pike, Ambler, PA 19002* requests a special exception under Zoning Code Section 255-27.E.1, to establish an in-law suite. The property, zoned 'B' Residential, would be converted from a duplex to a single family residence with an in-law suite.

Discuss Total Maximum Daily Limits (TMDL) Public Informational Meeting:

Tom Fountain presented the TMDL design strategy as follows:

- The TMDL program is for the removal of sediment and pollution from the waterways of UDT. It is part of an original Environmental Protection Agency (EPA) program that was mandated on all states. States passed the mandate down to municipalities, and now UDT has been dealing with it for three years and will be dealing with it for seven more.
- Most of the TMDL strategy is technical in nature.
- The TMDL design strategy has been publically advertised. No comments have been received.
- UDT is required to present this at a public meeting as well as accepting any public comment.
- Some of the projects over the past few years include basin retro-fits, stream bank stabilization, and the two dams.

<u>Little Nashaminy</u>	<u>Pennypack</u>	<u>Wissahickon</u>
<ul style="list-style-type: none"> • UDT has done several projects. • UDT removed 90% of the sediment. There are seven years yet from this permit period and the next permit period to remove the other 10%. 	<ul style="list-style-type: none"> • Even though it is listed as an impaired watershed, there are no TMDL limits established by the EPA yet. 	<ul style="list-style-type: none"> • UT has done several projects. • So much sediment was removed from the Wissahickon that UDT removed twice what the EPA says needs to be removed.

The following discussion took place:

- Mr. Leonard:
- The cost estimates for the proposed TMDL for phosphorous are staggering.
 - UDT has spent in excess of \$30 million in capital improvements, including the dams.
 - The amount UDT may need to spend will depend upon what phosphorous level is decided upon.

- There were two strategic decisions by the BOC: the sale of the sewage treatment plant and conveyance system as well as being able to get the dams in place.
- The foregoing put UDT in a significantly different position than any other municipality.
- There are expenses that cannot be pinned down until the TMDL regulation is in effect.

Mr. Feldman: Asked staff to write a letter to the state representatives.

- Mr. Leonard:
- The TMDLs are not going away.
 - The TMDLs were established on the Chesapeake and are now established on the Susquehanna River for all communities.
 - The costs are being borne by towns, boroughs, sewage treatment plants, farmers, etc.
 - Compliance with the Clean Water Act of 1983 has not been achieved nationwide.
 - A goal is to get the Wissahickon, the Sandy Run, and the Nashaminy to be clean running streams.
 - The Chesapeake and the Susquehanna are now being forced to clean up under the penalty of fines.

- Mr. Fountain:
- It took the EPA 15 years to get to the point where sediment is being removed.
 - Now that the EPA is talking about reintroducing nutrients and phosphorus, it could take another 10 to 15 years.

- Mr. Leonard:
- There are 16 wastewater sewage plants on the Wissahickon.
 - UDT used to own part of one and all of another.
 - All of the plants have already made investments to meet phosphorus and all the other standards.
 - Cleaning up the streams is going to be very expensive, but is something that everyone will be forced to do.
 - Until final numbers for the TMDL and phosphorus are seen, staff will not know what the costs will be.

Mr. Feldman: Suggested a 10 year plan to figure out what UDT needs.

- Mr. Leonard
- UDT is in a significantly better position than almost anyone else in the watershed because it has built the dams, public works cleans the streets (which other municipalities do not), and the basins have been retrofitted.

Mr. Minehart:

- The presentation by the Wissahickon Valley Watershed Association (WVWA) a few months ago was enlightening about the floodplains.
- It is imperative that UDT continues to develop the Fort Washington Office Park (FWOP).
- The BOC is also faced with making sure that UDT incorporates a floodplain strategy because if that is done correctly, water will actually filter before it gets to the Wissahickon.
- If UDT can manage these two things and create progress with the development of the FWOP along with trying to use the natural resources of a floodplain, it will be able to be successful with that development. That would be the best way to go forward.

Ms. Gushue:

In theory, that is why UDT has the TDR. It is also why UDT has the CORE Committee, and the BOC is pushing to keep wetlands as wetlands and encouraging development on the higher ground.

Lindsey
Blanton of the
WVWS:

- The EPA has issued their draft TMDL for phosphorous with a very low number (which is generally agreed not technologically feasible right now).
- The EPA and the Department of Environmental Protection (DEP) are proposing an alternative option to have everyone collaboratively discuss a plan that might include more things that are being taken into account to customize an alternative approach since the number they have proposed for phosphorous is really not technically achievable.
- The alternative process has been going on since March 2015.
- There is a deadline (January 29, 2016) whereby municipalities in the Wissahickon Watershed need to indicate whether or not they are interested in continuing to find an alternative approach instead of accepting the EPA's draft TMDL, which would be unbelievably expensive because there is literally not the technology to get to that phosphorous point.
- There was a resolution put forth by the Montgomery County Planning Commission to indicate municipalities' interest in being involved in this.
- The WVWA is holding a Stormwater Finance Workshop on January 15, 2016 during which they will be going over cost barriers to effectively manage stormwater with possible options and solutions.

PUBLIC COMMENT:

Joe Koenig of Dresher expressed several minor concerns about the budget that was adopted earlier this evening.

ACTION ITEMS:

Tab K – Consider Approval of Resolution for Grant Application to PennDOT’s Multimodal Transportation Fund for Transportation Improvements in the FWOP, Cross County Trail and Road Diet-Mid-Section:

Mr. Ropski motioned, with Ms. Gushue seconding, to adopt Resolution No. 15-2210 for grant application to PennDOT’s multimodal transportation fund for transportation improvements in the FWOP, Cross County Trail and Road Diet mid-section.

VOTE ON MOTION ALL YES MOTION CARRIED

Tab L – Consider Motion to Approve Resolution Authorizing Transportation Alternatives Program Federal-Aid Reimbursement Agreement for the FWOP, Cross County Trail and Road Diet:

Ms. Damsker motioned, with Mr. Feldman seconding, to adopt Resolution No. 15-2211 authorizing Transportation Alternatives Program Federal Aid Reimbursement Agreement for the FWOP, Cross County Trail and Road Diet.

VOTE ON MOTION ALL YES MOTION CARRIED

Tab M – Consider Motion to Approve Resolution for Traffic Signal Changes at Welsh Road and Twining Road:

Mr. Derr motioned, with Ms. Gushue seconding, to adopt Resolution No. 12-2212 for traffic signal changes at Welsh Road and Twining Road.

VOTE ON MOTION ALL YES MOTION CARRIED

Tab Mc – Consider Motion to Approve Commissioners’ Compensation Ordinance:

Mr. Ropski motioned, with Mr. Derr seconding, to adopt Ordinance No. 15-1311 approving Commissioners’ Compensation Ordinance. Explanations of the changes are outlined below:

Section 2. Pursuant to Sections 603 and 703 of the First Class Township Code, 53 P.S. §§603, 703, the compensation of the Township Commissioners whose terms commence on or after January 1, 2016, shall be established at \$4,375.00 per year.

Section 3: Incumbent Township Commissioners shall continue to receive compensation in the amount of \$3,300.00 per year until the expiration of their existing term.

ROLL CALL VOTE ON MOTION	YES	COMMISSIONERS MINEHART, DERR, AND ROPSKI
	NO	COMMISSIONERS DAMSKER, AND FELDMAN
	ABSTAIN	COMMISSIONERS GUSHUE, AND TACKEL
		MOTION CARRIED

Tab N – Consider Motion to Approve Police Radio Purchase Ordinance:
Mr. Derr motioned, with Ms. Gushue seconding, to adopt Ordinance No. 15-1312 approving the police radio purchase.

VOTE ON MOTION ALL YES MOTION CARRIED

Tab O – Consider Authorization of Promissory Note, 2015 Series, for Repayment of Montgomery County Loan for the Police Radio Purchase:
Mr. Ropski motioned, with Mr. Derr seconding, to authorize Promissory Note, 2015 Series, for repayment of Montgomery County loan for the police radio purchase.

VOTE ON MOTION ALL YES MOTION CARRIED

It was noted that the promissory note is for \$240,000 and is interest free for five years.

Tab P – Consider Motion to Approve Collective Bargaining Agreement – AFSCME:
Mr. Derr motioned, with Mr. Feldman seconding, to approve the collective bargaining agreement for AFSCME which represents a 2% raise in 2016, 2.5% in 2017, and 2.5% in 2018.

VOTE ON MOTION ALL YES MOTION CARRIED

Consider Action on Appointments:

Mr. Feldman motioned to appoint Linda Schatz to the Environmental Protection Advisory Board for a term ending 6/30/18.

Mr. Derr motioned to close nominations.

Linda Schatz was appointed to an unexpired position on the Environmental Protection Advisory Board for a term ending 6/30/18.

Mr. Feldman motioned to appoint Michael Haas to the Environmental Protection Advisory Board for a term ending 6/30/17.

Mr. Derr motioned to close nominations.

Michael Haas was appointed to an unexpired position on the Environmental Protection Advisory Board for a term ending 6/30/18.

Mr. Feldman motioned to appoint Ian Riccaboni to the Historical Commission for a term ending 12/31/18.

Mr. Derr motioned to close nominations.

Ian Riccaboni was appointed to a position on the Historical Commission for a term ending 12/31/18.

Mr. Feldman motioned to appoint Donah Zack Beale to the Historical Commission for a term ending 12/31/18.

Mr. Derr motioned to close nominations.

Donah Zack Beale was appointed to a position on the Historical Commission for a term ending 12/31/18.

Mr. Feldman motioned to appoint Cheryl Clark to the Historical Commission for a term ending 12/31/18.

Mr. Derr motioned to close nominations.

Cheryl Clark was appointed to a position on the Historical Commission for a term ending 12/31/18.

Mr. Feldman motioned to appoint Avis Wanda McClinton to the Historical Commission for a term ending 12/31/17.

Mr. Derr motioned to close nominations.

Avis Wanda McClinton was appointed to an unexpired position on the Historical Commission for a term ending 12/31/17.

Mr. Feldman motioned to appoint Dr. Paul Halpern to the Planning Commission for a term ending 12/31/19.

Mr. Derr motioned to close nominations.

Dr. Paul Halpern was appointed to a position on the Planning Commission for a term ending 12/31/19.

Mr. Feldman motioned to appoint Glenn A. Griffin to the Planning Commission for a term ending 12/31/19.

Mr. Derr motioned to close nominations.

Glenn A. Griffin was appointed to a position on the Planning Commission for a term ending 12/31/19.

Mr. Feldman motioned to appoint Priscilla Nieto McDonald to the Planning Commission for a term ending 12/31/18.

Mr. Derr motioned to close nominations.

Priscilla Nieto McDonald was appointed to a position on the Planning Commission for a term ending 12/31/18.

FAREWELL TO THREE COMMISSIONERS:

John Minehart, Stanley Ropski, and Chet Derr terms will end as Commissioners of UDT at the end of December. They were recipients of compliments and appreciation from the BOC, Township staff, and the office of Representative Murt. John Minehart served one four year term as Commissioner. Stanley Ropski served two terms for eight years as Commissioner. Chet Derr served four terms for 16 years as Commissioner and was Vice President of the Board from 2002 to 2005.

ADJOURNMENT:

There being no further business to discuss, the meeting was adjourned.

VOTE ON MOTION

ALL YES

MOTION CARRIED

Respectfully submitted:



Louise S. Birett, Recording Secretary

ATTEST:



Ira Tackel, Chairperson