

March 21, 2012
Curtis Hall

The regular meeting of the **BOARD OF COMMISSIONERS** was held this evening, President Art Haywood presiding. Members present were Commissioners Hampton, McKeown, Norris, Portner, Sharkey, and Simon. Staff present were Joseph Bagley, Esq., Wisler, Pearlstine, LLP; Charlyn Battle, Human Resources Coordinator; Patrick Duffy, Director of Engineering, Zoning & Inspections; Michael Fleming, Public Works Coordinator; Joseph Galdo, Fiscal Affairs Director; Bryan T. Havir, Assistant Township Manager; Mark McDonnell, Public Works Superintendent; John J. Norris, Chief of Police; Joseph O'Neill, Fire Marshal; and David G. Kraynik, Township Manager. Also present was Stephen Burns, Finance Officer. A Public Attendance List is attached.

1. President Haywood opened the meeting with the Pledge of Allegiance being led by Commissioner Simon.

Mr. Haywood announced that prior to the meeting, the Board of Commissioners held an Executive Session to discuss potential litigation and the sale/lease of property matters.

2. Each member having received a copy of the Commissioners' Regular Meeting Minutes dated February 15, 2012, upon of Mr. Portner, the Minutes were unanimously approved by the Board of Commissioners.

3. Each member having received a copy of the Executive Summary Financial Report of the Manager/Secretary for the month of February, 2012, upon motion of Mr. McKeown, the Report was unanimously approved by the Board of Commissioners and ordered spread in full upon the Minute Book.

4. Each member having received a copy of the Accounts Paid Report for the month of February, 2012, upon motion of Ms. Hampton, the Report was unanimously approved by the Board of Commissioners and ordered spread in full upon the Minute Book.

5. Mr. Sharkey presented awards to the following members of the Cheltenham Police Department, Whitemarsh Township and Lower Merion Township Police Departments:

| | |
|---|--------------------------------------|
| Officer Christopher Poirier | Official Certificate of Commendation |
| Lieutenant John Frye | Official Commendation-Unit Citation |
| Sergeant Gregory Malone | Official Commendation-Unit Citation |
| Sergeant Michael Regan | Official Commendation-Unit Citation |
| Sergeant Michael Eves | Official Commendation-Unit Citation |
| Officer Thad Hoppe | Official Commendation-Unit Citation |
| Officer Kevin O'Donnell | Official Commendation-Unit Citation |
| Officer Brian Griffin | Official Commendation-Unit Citation |
| Officer Ryan Murray | Official Commendation-Unit Citation |
| Officer Jason O'Keefe | Official Commendation-Unit Citation |
| Officer Jaclyn Hinchee | Official Commendation-Unit Citation |
| Officer Mark Bradbury | Official Commendation-Unit Citation |
| Officer Matt Gonglik | Official Commendation-Unit Citation |
| Officer Chad Smith | Official Commendation-Unit Citation |
| Detective Harry Hall | Official Commendation-Unit Citation |
| Detective Denise Chiofolo | Official Commendation-Unit Citation |
| Officer Matt Stadulis (Whitemarsh PD) | Official Commendation-Unit Citation |
| Officer Gerald Bellew (Lower Merion PD) | Official Commendation-Unit Citation |
| Sergeant Michael Regan | Official Commendation-Unit Citation |
| Officer Thomas Fahy | Official Commendation-Unit Citation |
| Detective Daniel Schaefer | Official Commendation-Unit Citation |

6. Upon motion of Mr. Haywood, the Board of Commissioners unanimously approved a Certificate of Appropriateness for Application No. L914 to Quida Murray, owner of 1811 Willow Avenue, La Mott, for the demolition of an existing outbuilding as recommended by the La Mott Board of Historical and Architectural Review.

7. Upon motion of Mr. Haywood, the Board of Commissioners unanimously approved a Certificate of Appropriateness for Application No. L916 to Volodymr Yenyk, owner of 7311 Keenan Street, La Mott, for the replacement of the existing first floor windows with new

vinyl double hung windows and the restoration of the exterior wooden surfaces with new wood or paint as recommended by the La Mott Board of Historical and Architectural Review.

8. Upon motion of Mr. Haywood, the Board of Commissioners unanimously approved a Certificate of Appropriateness for Application No. L919 to Asteria Vives, owner of 7326 Sycamore Avenue, La Mott, for the replacement of damaged wood siding, soffit and fascia board with new white vinyl siding as recommended by the La Mott Board of Historical and Architectural Review.

9. Upon motion of Mr. Haywood, the Board of Commissioners unanimously approved Cheltenham Township's Development Application No. 12-0510 Record Plan 7827 Old York Road Condominiums subject to the following Conditions and Waivers:

A. CONDITIONS

1. That the plan be titled "Record Plan 7827 Old York Road Condominium." (Cheltenham Code Section ("CCS") 260-32.c.(1))
2. That the text "Cheltenham Township Development Application No. 12-0510" be added to the lower right hand corner of all plan sheets.
3. That the Zoning Relief required under Appeal No. 1735 be granted by the Cheltenham Zoning Hearing Board and that a note be added to the plan stating the variances required and the date granted and any conditions imposed. (CCS 260-31.)
4. That new electric and telephone utilities be installed underground. (CCS 260-23.)
5. That the following data be added to the plan:
 - a. Names and address of the Owners. (CCS 260-32.C.(2))
 - b. State highway width, legislative and traffic route numbers. (CCS 260-33.C.(1)(k))
6. That the correct number of sheets be noted on the "Certificate of Accuracy."
7. That the correct number of sheets be noted in the "Certificate of Design."

8. That the following concerns with the “Zoning” notation be addressed:
 - a. In “Side Yard” row, replace text “Side Yard” with text “Side Yard (Single Family Dwelling).”
 - b. Add following to the tabulation:

“Side Yard (Non-Single Family Dwelling)...20' (each side).”
9. That a Detail be added to the plan showing property boundaries for 7827 and 7837 Old York Road and 1509 Ashbourne Road.
10. That street addresses for adjoining properties be shown on the plan.
11. That the following concerns with the property line/easement line data be addressed:
 - a. Clearly indicate Points of Curvature, Points of Tangency and Angle Breaks.
 - b. Add Chord Bearing to Curve Data.
 - c. Clearly indicate what portion of property line/easement lines the partial distances apply to.
12. That the plan be redrafted to eliminate over-printing and to improve clarity.
13. That the following concerns with the General Notes (“GN”) be addressed:
 - a. In GN 1., provide Montco Tax Parcel Numbers associated with this property and indicate which Condo Unit they apply to.
 - b. In GN 1. and 2., show correct total property area.
 - c. In GN 3., provide site addresses/mailling addresses for condo unit owners.
 - d. Strike GN 6.
14. That the Decision under ZHB Appeal No. 1735 be added as a Notation to the plan.
15. That the following boxed Purpose Note be added to the plans:

PURPOSE NOTE

- a. On July 23, 1975, the ZHB under Appeal No. 1735 granted Zoning Relief to use 7837 Old York Road for educational purposes subject to the following conditions:
1. No exterior changes shall be made to the existing buildings on the premises except that the Petitioner shall erect a fire escape on the garage on a side away from his neighbor's property on the southeast corner of Spring Avenue and York Road.
 2. The grant of the special exception herein is made subject to the approval of a development plan on the tract by the Commissioners of Cheltenham Township.
 3. No additional buildings will be built on the premises.
 4. There shall be no inter-connection between the 17 car parking lot and the two car parking area in front of the private garage.
 5. No more than two private cars may use the private right of way from Spring Avenue to the garage, and no more than two cars may park in front of this garage at one time.
 6. No school buses shall be parked at any time in the 17 car parking area or in front of the garage.
 7. Petitioner shall maintain a barrier of shrubs between the 17 car parking lot and the balance of subject premises.
 8. There shall be no student outside activities on the York Road side of the premises.
- b. On August 19, 1975, the Board of Commissioners approved a Record Plan entitled "Plan of Ashbourne School made for Gerald Schatz...." one sheet, dated May 13, 1975, revised thru August 15, 1975, which depicts 7827 Old York Road, 7837 Old York Road and 509 Ashbourne Road (now 1509 Ashbourne Road) and contains as Notations Conditions 1 thru 4 of ZHB Appeal No. 1735; however, there is no Notation on CTWP Plan U-139 stating which Property the Notations apply to.
- c. 7827 Old York Road, 7837 Old York Road and 1509 Ashbourne Road are all separate properties.

- d. In August 2008, 7827 Old York Road was converted into a two (2) unit condominium with Unit 1 containing the main building fronting on Old York Road and Unit 2 being the rear parcel with frontage on Ashbourne Road.
- e. In 2009, the Township approved an Age Restricted Development on 1509 Ashbourne Road.
- f. The purpose of this plan is to state that the Notations on CTWP Plan U-139 that restate Conditions 1 thru 4 of ZHB Appeal No. 1735 apply only to 7837 Old York Road and do not apply to 7827 Old York Road.
- g. No improvements or changes to existing Conditions on 7827 Old York Road are being proposed by this Plan.

16. That the following notation be added to the plans:

No trees or plantings shall be removed from this Property (both Condo Unit Nos. 1 and 2) without the written permission of the Township Engineer.

17. That, if the Plan Set exceeds one (1) sheet, that a "Tabulation of Record Plans" with the plans being recorded indicated Notation be added to the plans.

18. That all fees be paid and escrows funded.

B. WAIVERS TO BE GRANTED BY THE BOARD OF COMMISSIONERS

- 1. That the requirement of CCS 260-15. for sidewalks be waived.
- 2. That the requirement of CCS 260-30. for an Environmental Impact Study be waived except for Subsection D. relating to Noise.
- 3. That the requirement of CCS 260-30.G.(3) for a report from a qualified real estate appraiser on property value, density of populations and character and aesthetics be waived.
- 4. That the requirement of CCS 260-32.C.(5) for a note stating the elevation datum is based upon the Cheltenham Township Sanitary Sewer Datum be waived.

5. That the requirement of CCS 260-32.D.(2) for depiction of Planimetric data within 400' of the site be waived.
6. That the requirement of CCS 260-32.D.(4) for the location, size and ownership of all underground utilities and any rights-of-way within the property be waived.
7. That the requirement of CCS 260-32.D.(5) for depiction of topography of the site and within 400' of the site be waived.
8. That the requirement of CCS 260-32.D.(6) for the location, species and size of large trees standing alone be waived.
9. That the requirement of CCS 260-32.D.(7) for proposed contours and for the elevations for the building floors be waived.
10. That the requirement of CCS 260-24. for Property Monuments be waived.
11. That the requirement of CCS 260-32.E.(8) for the depiction of the Building Setback Lines be waived.

10. Upon motion of Mr. Haywood, the Board of Commissioners unanimously approved the request for a waiver of land development requirements for Application No.12-0520 Record Plan Texas Eastern Pipeline Relocation for Ashmead Road Bridge Replacement Project.

11. Upon motion of Mr. Haywood, the Board of Commissioners unanimously adopted **Resolution No. 9-12** authorizing the filing of a grant application for the FY 2012 Keystone Recreation Park and Conservation Fund administered by the Pennsylvania Department of Conservation and Natural Resources in the amount of \$100,000 for Phase 2 restoration of the High School Park Meadow.

**TOWNSHIP OF CHELTENHAM
RESOLUTION NO. 8-12**

**AUTHORIZING THE FILING OF A GRANT APPLICATION FOR THE
FY 2012 KEYSTONE RECREATION PARK AND CONSERVATION FUND
ADMINISTERED BY THE PENNSYLVANIA DEPARTMENT OF
CONSERVATION AND NATURAL RESOURCES**

WHEREAS, the Township of Cheltenham is desirous of seeking State funding to undertake a park development and restoration project totaling \$200,000 to enhance the Edge Community at High School Park and to increase pedestrian accessibility and mobility of park users and provide interpretive educational displays and signage based on implementation of action items identified in the High School Park and Ogontz Park Master Plan for Ecological Restoration, adopted by the Board of Commissioners on March 17, 2009; and

WHEREAS, the general public, including community stakeholders, representatives and members of the Tookany-Tacony/Frankford Watershed Partnership, the Tookany Creek Watershed Steering Committee, the Friends of High School Park and the Cheltenham Township Environmental Advisory Council, all had the opportunity to comment on the proposed project; and

WHEREAS, the Township of Cheltenham understands that the contents of the document entitled "Terms and Conditions of Grant," including appendices referred to therein, will become the terms and conditions of a Grant Agreement between the Township and the Department if the Township is awarded a grant; and

WHEREAS, the Township of Cheltenham understands that, by signing the "Signature Page for Grant Application and Grant Agreement" and submitting it to the Department as part of the grant application, the applicant agrees to the terms and conditions of the grant and will be bound by the Grant Agreement if the Department awards a grant; and

WHEREAS, the Cheltenham Township Board of Commissioners have committed to fund this project through a combination of other grant sources and local funds, in order to make up the necessary fifty (50%) percent match of the total project cost, based on the attached Project Consultant's Cost Estimate (Exhibit A).

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Cheltenham, County of Montgomery, Commonwealth of Pennsylvania, that the Township Administration be authorized to submit a grant application to the Department of Conservation and Natural Resources for FY 2012 funding in the amount of \$100,000 for the project described herein, and furthermore that:

1. The official with the title of Township Manager or his designee be authorized to sign the "Signature Page for Grant Application and Grant Agreement," including any amendments made a part thereof and attached hereto on behalf of the

Township of Cheltenham, in accordance with the provisions of the Cheltenham Township Home Rule Charter, enacted November 2, 1976.

2. If this official signed the "Signature Page for the Grant Application and Grant Agreement," prior to the passage of this Resolution, this grant of authority applies retroactively to the date of signing.
3. If the Township of Cheltenham is awarded a grant, the "Signature page for Grant Application and Grant Agreement," including any amendments made a part thereof and attached hereto, signed by the above official, will become the grantee's executed signature page for the Grant Agreement, and the grantee will be bound by the Grant Agreement.

I HEREBY CERTIFY that the foregoing resolution was adopted by the Board of Commissioners of the Township of Cheltenham, County of Montgomery, Commonwealth of Pennsylvania, at its meeting held at Curtis Hall, 1250 West Church Road, Wyncote, Pennsylvania 19095 on March 21, 2012.

TOWNSHIP OF CHELTENHAM



Art Haywood, President
Board of Commissioners

ATTEST



David G. Kraynik, Secretary/Manager

(SEAL)

12. Upon motion of Mr. Haywood, the Board of Commissioners unanimously approved a Certificate of Appropriateness for Application No. L920 to Loretta Reed, owner of 1726 Chelsea Road, La Mott, for the replacement of the existing damaged front porch roof shingles with new asphalt shingles replacing in-kind as recommended by the La Mott Board of Historical and Architectural Review.

13. Upon motion of Mr. Haywood, and unanimously approved by the Board of Commissioners, the Public Works Committee Regular Meeting Minutes dated March 14, 2012, were received.

14. Upon motion of Ms. Hampton, the Board of Commissioners unanimously adopted **Resolution No. 9-12** establishing an equal opportunity purchasing policy.

CHELTENHAM TOWNSHIP

RESOLUTION NO. 9-12

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF CHELTENHAM ESTABLISHING A POLICY AFFORDING AN EQUAL OPPORTUNITY TO ALL VENDORS AND SUPPLIERS OF MATERIALS AND SERVICES TO THE TOWNSHIP OF CHELTENHAM; AND FURTHER PROVIDING FOR THE SOLICITATION OF MINORITY-BASED ENTERPRISES, WOMEN-BASED ENTERPRISES, DISADVANTAGED BUSINESS ENTERPRISES AND BUSINESSES PHYSICALLY LOCATED IN CHELTENHAM TOWNSHIP WHEN CONSISTENT WITH LOCAL, STATE AND FEDERAL LAW

WHEREAS, the Township of Cheltenham ("Township") desires to promote equal opportunity and nondiscrimination; and

WHEREAS, the Township desires to afford equal opportunity to all vendors and suppliers of materials and services to the Township government; and

WHEREAS, the Township is committed to not discriminating on the basis of actual or perceived race, color, age, religious creed, ancestry, sex, national origin, handicap or disability, use of guide or support animals and/or mechanical aids because of the blindness, deafness or physical handicap of the user or because the user is a handler or trainer of support or guide animals, or because of an individual's actual or perceived sexual orientation, gender identity or gender expression.

NOW, THEREFORE, the Board of Commissioners of the Township hereby **RESOLVES** as follows:

The Township shall solicit bids and proposals at all times so as to further the principles of non-discrimination and equal opportunity.

Consistent with local, state and Federal law, the Township shall solicit bids and proposals from vendors and suppliers who, among others, are minority-owned businesses, also known as minority-based enterprises (hereinafter "MBEs"); women-owned businesses, also known as women-based enterprises, (hereinafter "WBEs"); disadvantaged business enterprises (hereinafter "DBEs"); and businesses physically located within the boundaries of the Township, also known as Cheltenham-based enterprises, (hereinafter "CBEs").

The Township shall maintain records which identify MBEs, WBEs, DBEs and CBEs, categorized by the business in which they are engaged.

The term "minority-based enterprise" as used herein means a business which is at least 51% owned, operated and controlled on a daily basis by one or more (in combination) American citizens of the following ethnic minority classifications: (1) African American, (2) Asian American, (3) Hispanic American or (4) Native American.

The term "women-owned business" as used herein means a business that is at least 51% owned, operated and controlled on a daily basis by one or more women.

The term "disadvantaged business enterprise" as used herein means a business certified as a disadvantaged business enterprise by one of the following certifying agencies: (1) the Pennsylvania Unified Certification Program; or (2) the Commonwealth of Pennsylvania, Department of General Services.

The phrase "consistent with local, state and Federal law" as used herein shall be interpreted and construed to mean that the principles of nondiscrimination espoused herein are intended to comply with the Township Home Rule Charter, the First Class Township Code, other applicable procurement laws of the Commonwealth of Pennsylvania, any applicable Federal law, and sexual orientation, gender identity and gender expression as defined in the Cheltenham Township Human Relations Ordinance, shall be treated as if they are a protected class under those laws.

The phrase "consistent with local, state and Federal law" as used herein shall further be interpreted and construed to mean that the principles of nondiscrimination espoused herein are not intended to prevent (and not be in conflict with laws which allow) the Township from "piggybacking" on bids of Commonwealth agencies pursuant to 71 P.S. §633(h) and similar laws of the Commonwealth of Pennsylvania, in an effort to minimize costs to the Township.

This Resolution shall be interpreted and construed to allow the Township to exercise its right to utilize the exceptions to competitive bidding set forth in the laws of the Commonwealth of Pennsylvania and the Home Rule Charter, including, but not limited to, patented and manufactured goods, professional services and emergency contracts and the other exceptions set forth in 53 P.S. §56802(d) and the Home Rule Charter, as amended from time to time.

RESOLVED, this **21st** day of **March, 2012** by the Board of Commissioners of the Township of Cheltenham.

TOWNSHIP OF CHELTENHAM

Attest: 
David G. Kraynik, Secretary


By: _____
Arthur Haywood, President
Board of Commissioners

15. Upon motion of Ms. Hampton, and unanimously approved by the Committee, it is recommended to the Board of Commissioners the adoption of **Resolution No. 10-12** approving a grant application for the road reconstruction of John Russell Circle North.

**TOWNSHIP OF CHELTENHAM
RESOLUTION NO. 11-12**

**RESOLUTION AUTHORIZING THE FILING OF AN
APPLICATION FOR FY 2012 COMMUNITY
DEVELOPMENT BLOCK GRANT PROGRAM**

WHEREAS, the Montgomery County Department of Housing Services has been allocated monies by the U.S. Department of Housing and Urban Development (HUD) for its 2012 Fiscal Year Community Development Block Grant Program; and

WHEREAS, the Township of Cheltenham has executed a Cooperation Agreement with Montgomery County for conducting Community Development activities and is a participant in the Montgomery County Community Development Block Grant (CDBG) Program; and

WHEREAS, the Township of Cheltenham Board of Commissioners held public meetings on March 7 & 21, 2012 to review the Community Development Block Grant Program proposal with the public and gave the Township citizenry an opportunity to review and comment on proposals as it relates to the CDBG program rules, regulations, and eligible activities promulgated by the U.S. Department of Housing and Urban Development, Community Development Block Grant Program (24 CFR Part 570); and

WHEREAS, it is recognized that in order to be eligible for program participation, the use of funds may be for the construction, reconstruction, rehabilitation or installation of public facilities and improvements, including but not limited to streets, curbs, sidewalks, streetscape improvements, community centers, storm drainage and sanitary sewers which directly benefits those person which reside in a particular pre-determined low and moderate income neighborhood, as well as primarily benefiting all residents of the Township, which is one of the criteria for satisfying the national objectives of the Department of HUD under the CDBG Program; and

WHEREAS, the Township Staff has recommended to the Cheltenham Township Board of Commissioners that a project dealing with the roadway reconstruction of John Russell Circle, located in the targeted low income program-eligible Census Tract 2024.01, Block Group 1, be submitted for funding under the Township's application as part of the FY 2012 Montgomery County CDBG Program.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Cheltenham, Montgomery County, Commonwealth of Pennsylvania, that the Township Administration be authorized to submit to the Montgomery County Department of Housing and Community Development, a CDBG funding application for FY 2012 in the amount of \$235,323.60, for the following project:

Roadway Reconstruction of John Russell Circle (North) – 1422’X 36’ linear feet (starting at Lucretia Mott Way to Humphrey Merry Way proceeding east:

| 1.) Construction | Unit | Est. Qty | Unit | Total |
|-------------------------------------|------|----------|----------|---------------------|
| Milling 3-1/2” | SY | 51,192 | 2.00 | \$102,384.00 |
| Base Repair | SY | 300 | 55.00 | \$ 16,500.00 |
| Replace 2” Binder Course | Tons | 739.4 | 80.00 | \$ 59,155.20 |
| Replace 1-1/2” Wearing Course | Tons | 511.9 | 79.00 | \$ 35,834.40 |
| Remove & Replace Concrete Curb | LF | 75 | 30.00 | \$ 2,250.00 |
| Install ADA Curb Ramps | EA | 12 | 1,600.00 | <u>\$ 19,200.00</u> |
| | | | | \$235,323.60 |
| 2.) Engineering Consultant Services | | | | <u>\$ 35,000.00</u> |
| TOTAL | | | | \$270,323.60 |

| | | |
|------------------------------|-------------------------------|----------------------------|
| CDBG Request \$235,323.60 | Township Match \$35,000.00 | Total Cost \$270,323.60 |
|------------------------------|-------------------------------|----------------------------|

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Board of Commissioners of Cheltenham Township hereby authorizes the Township Manager to execute all requests, applications, agreements and contracts required by and with Montgomery County to participate in the Program.

DONE IN ELKINS PARK, PENNSYLVANIA, under my hand and the Seal of the Township of Cheltenham, this twenty-first day of March, A.D., 2012, in the year of the Township of Cheltenham the one hundred thirteenth. Resolved and adopted this **21st** day of **March, A.D., 2012**.

TOWNSHIP OF CHELTENHAM



Art Haywood, President
Board of Commissioners

ATTEST



David G. Kraynik, Manager/Secretary
(SEAL)

16. Upon motion of Ms. Hampton, the Board of Commissioners adopted **Resolution No. 12-12** recognizing Verlyn Price Palmer, a resident of La Mott for 92-years and longest participant at the La Mott Community Garden. Said Resolution to be presented to Mr. Palmer at a future time.

17. Upon motion of Ms. Hampton, and unanimously approved by the Board of Commissioners, the Public Affairs Committee Meeting Minutes dated March 7, 2012, were received.

18. Upon motion of Mr. Sharkey, the Board of Commissioners unanimously adopted **Ordinance No. 2239-12** amending Chapter 285, thereof, entitled "Vehicles and Traffic".

**CHELTENHAM TOWNSHIP
ORDINANCE NO. 2239-12**

AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF CHELTENHAM, CHAPTER 285 THEREOF, ENTITLED VEHICLES AND TRAFFIC, BY AMENDING CERTAIN STREET AND PARKING REGULATIONS.

The Board of Commissioners of the Township of Cheltenham hereby ordains:

SECTION 1. The Code of the Township of Cheltenham, Chapter 285, Article IV, entitled Schedule of Traffic Regulations, Section 285-43 thereof is hereby amended by **ADDING** the following:

- | | | |
|-----------------|------|---|
| CENTRAL AVENUE | (4) | STOP STREET at Laurel Avenue. |
| JENKINTOWN ROAD | (9) | NO TRUCKS, except residential delivery, Church Road to Township Line Road. |
| MARVIN ROAD | (11) | NO TRUCKS, except residential delivery, New Second Street to Jenkintown Road. |
| THOMPSON ROAD | D. | NO TRUCKS, except residential delivery, Church Road to Township Line Road. |

SECTION 2. That in all other respects Chapter 285 of the Code of the Township of Cheltenham is hereby approved and accepted as amended, and shall continue in full force and effect.

SECTION 3. This Ordinance shall take effect and be in force from and after its approval as required by law.

ENACTED into an Ordinance this **21st day of March, A.D., 2012.**

BOARD OF COMMISSIONERS
TOWNSHIP OF CHELTENHAM



By _____
Art Haywood, President

ATTEST: 
David G. Kraynik, Secretary

19. Upon motion of Mr. Sharkey, and unanimously approved by the Board of Commissioners, the Public Safety Committee Meeting Minutes dated March 7, 2012, were received.

20. Upon motion of Mr. Simon, and unanimously approved by the Board of Commissioners, the Building and Zoning Committee Meeting Minutes dated March 7, 2012, were received.

21. Upon motion of Mr. Norris, the Board of Commissioners denied the request for waiver of the late fee on Township taxes for the property located at 1112 Orleans Road, Cheltenham, Pennsylvania (AYES: Haywood, McKeown, Portner, Sharkey Simon; NAYES: Hampton, Norris).

22. Upon the motion of Mr. Norris, and approved by the Committee, it was recommended to the Board of Commissioners that **Resolution No. 13-12** be adopted supporting proposed legislation to amend the Pennsylvania Municipal Claims and Tax Liens Law, giving municipalities the choice on how to collect delinquent real estate taxes.

CHELTENHAM TOWNSHIP

RESOLUTION NO. 13-12

A RESOLUTION OF SUPPORT FOR HOUSE BILL 1877 AND SENATE BILLS 1207 AND 1208, AMENDING THE MUNICIPAL CLAIMS AND TAX LIENS LAW GIVING MUNICIPAL GOVERNMENTS THE ABILITY TO CHOOSE HOW DELINQUENT REAL ESTATE TAXES ARE COLLECTED.

WHEREAS, to be fair to all Cheltenham Township taxpayers, it is necessary for Cheltenham Township to pursue the collection of delinquent real estate taxes; and

WHEREAS, Cheltenham Township has determined that it should have the ability and the opportunity to choose how to collect its delinquent real estate taxes and that it be able to utilize the Municipal Claims and Tax Liens Act, 53 P.S. §7101 et. Seq., to pursue such tax claims; and

WHEREAS, Cheltenham Township does not wish to be forced to collect delinquent taxes under the Real Estate Tax Sale Law and pay a 5% commission for the collection of unpaid taxes; and

WHEREAS, there is important legislation before the Pennsylvania House of Representatives, House Bill 1877, and before the Pennsylvania State Senate, Senate Bills 1207 and 1208, that would allow Cheltenham Township and other cities, townships, boroughs and school districts the ability to choose how their delinquent real estate taxes are collected;

NOW, THEREFORE, it is hereby resolved by the Board of Commissioners of Cheltenham Township that it supports House Bill 1877 and Senate Bills 1207 and 1208, and urges that the Pennsylvania General Assembly quickly consider and approve the legislation and that a copy of this resolution be transmitted to the Township's elected representatives in the Pennsylvania General Assembly.

Duly resolved this 21st day of **March, 2012** by the Board of Commissioners of the
Township of Cheltenham.

TOWNSHIP OF CHELTENHAM



By: _____
Art Haywood, President
Board of Commissioners

Attest:

By: 

David G. Kraynik
Township Manager

23. Upon motion of Mr. Norris, and unanimously approved by the Board of Commissioners, the Finance Committee Minutes dated March 14, 2012, were received.

24. Under New Business:

a. In accordance with the Code of the Township of Cheltenham and Article XIII, Section 1302, of the Home Rule Charter, the President of the Board presented a new committee appointment for the advice and consent of the Board of Commissioners.

Upon motion of Mr. McKeown, the Board of Commissioners unanimously approved the following appointment as submitted by the Board President:

| <u>Name</u> | <u>Committee</u> | <u>Term Expiration</u> |
|--------------------|---------------------------------|------------------------|
| Steven C. Tolliver | Economic Development Task Force | January 1, 2014 |

There being no further business, upon motion of Mr. McKeown, and unanimously approved by the Board of Commissioners, the meeting was adjourned.



David G. Kraynik
Township Manager

as per Anna Marie Felix

