

September 19, 2012
Curtis Hall

A regular meeting of the **BOARD OF COMMISSIONERS** was held this evening, President Art Haywood presiding. Members present were Commissioners McKeown, Norris, Portner, Sharkey, and Simon.

Staff present were Michael Fleming, Public Works Coordinator; Joseph Galdo, Fiscal Affairs Director; Joseph O'Neill, Fire Marshal; Carmen Reitano, Assistant to the Township Engineer; Police Lt. John Weed, and Bryan T. Havir, Acting Township Manager. Also present was Joseph M. Bagley, Esq., Solicitor. A Public Attendance List is attached.

1. Mr. Haywood opened the meeting with the Pledge of Allegiance being led by Commissioner Portner.
2. Mr. Haywood called for a moment of silence to honor fallen police officer Bradley Fox of Plymouth Township.
3. Each member having received a copy of the Commissioners' Regular Meeting Minutes dated August 19, 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 August, 2012, upon motion of Mr. Sharkey, the Report was unanimously approved by the Board of Commissioners.
4. Each member having received a copy of the Accounts Paid Report for the month of August, 2012, upon motion of Mr. Portner, the Report was unanimously approved by the Board of Commissioners.
5. Mr. Norris presented a **Certificate** and **Pin** to Bruce Rangnow upon completion of 20-years of service as an employee of the Accounting Department.
6. Mr. Portner presented **Posthumous Resolution No. 29-12** to Mrs. Joseph Nejman honoring her late husband Joseph Martin Nejman for his years of service to the children of the Township (see attached).
7. Mr. Sharkey presented **Posthumous Resolution No. 30-12** to the family of the late John R. Donahoe honoring his years of service as a volunteer fire fighter for the Township (see attached).
8. Mr. Sharkey presented **Resolution No. 32-12** to Nicholas D'Amico, III for his efforts in accomplishing the design and painting of a mural in downtown Glenside (see attached).

Mary Galbally, representing the Downtown Community Partnership, presented Mr. D'Amico with an award on behalf of that organization.

9. Mr. Sharkey presented a **Community Service Award** to Moses DeHart for his work in rebuilding the pedestrian footbridge at Grove Park.

10. Ms. Susan Miller, Chair of the Substance Abuse and Mental Health Committee, presented that committee's 2012 Essay Contest awards to the following students:

William Hisey	Ancillae-Assumpta Academy	8 th Grade
Isabella Cocozza	Ancillae-Assumpta Academy	7 th Grade
Declan Mirabella	Ancillae-Assumpta Academy	7 th Grade
Michaela Wajda	Presentation BVM School	7 th Grade
Brian White	Presentation BVM School	7 th Grade
Rebecca Banner	Elkins Park Middle School	5 th Grade
Annabelle Leister	Elkins Park Middle School	5 th Grade

11. The Board of Commissioners reviewed the Public Works Committee Meeting Minutes dated September 12, 2012.

a. Upon motion of Mr. Sharkey, the Board of Commissioners unanimously approved the 2012-2013 Snow and Ice Reimbursement Agreement with Montgomery County for Easton Road in the amount of \$5,727.57.

b. Upon motion of Mr. Sharkey, the Board of Commissioners unanimously approved a Certificate of Appropriateness ("COA") for Application No. L928 to Stephanie Cameron, owner of 1810 Chelsea Road, La Mott, relating to demolishing the existing deck and constructing a new L-shaped deck at the rear and at the front of her property as recommended by the La Mott Board of Historical and Architectural Review.

c. Upon motion of Mr. Sharkey, the Board of Commissioners unanimously approved a Certificate of Appropriateness ("COA") for Application No. W915 to Jacob and Emily Stine, 101 Cliff Terrace, Wyncote, relating to removal of existing roofing material from sides of four dormers and replacing it with cedar shakes to match existing cedar shakes on the side of the house as recommended by the Wyncote Board of Historical and Architectural Review.

d. Upon motion of Mr. Sharkey, the Board of Commissioners unanimously approved a Certificate of Appropriateness ("COA") for Application No. W916 to Gregory D. Smith for Roger A. Smith, owner of 100 Woodland Road, Wyncote, relating to his plans for a roof, half-round gutters and round corrugated downspouts as recommended by the Wyncote Board of Historical and Architectural Review.

e. Upon motion of Mr. Sharkey, the Board of Commissioners unanimously approved the request for a waiver of land development requirements for Application No. CTDA 12-0580, Genesis Healthcare Hopkins Center – Emergency Generator, 8100 Washington Lane, Wyncote.

f. Upon motion of Mr. Sharkey, the Board of Commissioners unanimously accepted the Public Works Committee Regular Meeting Minutes dated September 12, 2012.

12. The Committee reviewed the Public Affairs Committee Meeting Minutes dated September 5, 2012.

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f. Upon motion of Mr. Sharkey, the Board of Commissioners unanimously accepted the Public Works Committee Regular Meeting Minutes dated September 12, 2012.

12. The Committee reviewed the Public Affairs Committee Meeting Minutes dated September 5, 2012.

a. Upon motion of Mr. Sharkey, the Board of Commissioners unanimously approved the scheduling of a **Public Hearing** on Wednesday, October 17, 2012 to consider the adoption of an Ordinance amending the Home Rule Charter relating to the bid threshold and publication for competitive bidding (see attached).

b. Upon motion of Mr. Sharkey, the Board of Commissioners unanimously adopted **Resolution No. 34-12** honoring John Civello and **Resolution No. 35-12** honoring Garland Doughty upon their retirement from the Public Works Department (see attached).

c. Upon motion of Mr. Haywood, the Board of Commissioners adopted **Resolution No. 33-12** opposing the new law requiring all voters to have identification (see attached).
AYES: Haywood, Norris, Portner, Simon; ABSTAIN: McKeown, Sharkey).

d. Upon motion of Mr. Sharkey, the Board of Commissioners unanimously accepted the Public Works Committee Regular Meeting Minutes dated September 12, 2012.

e. Upon motion of Mr. Sharkey, the Board of Commissioners unanimously accepted the Public Affairs Committee Regular Meeting Minutes dated September 15, 2012.

13. The Board of Commissioners reviewed the Public Safety Committee Meeting Minutes dated September 5, 2012.

a. Upon motion of Mr. Sharkey, the Board of Commissioners unanimously adopted **Ordinance No. 2247-12** amending Chapter 285 of the Township Code entitled "Vehicles and Traffic" (see attached).

b. Upon motion of Mr. Sharkey, the Board of Commissioners unanimously accepted the Public Safety Committee Regular Meeting Minutes dated September 5, 2012, were received.

14. The Board of Commissioners reviewed the Parks and Recreation Committee Meeting Minutes dated September 12, 2012.

a. Upon motion of Mr. Simon, the Board of Commissioners unanimously awarded a Professional Services Contract to NAM Planning and Design for a Conservation and Landscape Management Plan for Curtis Arboretums in the amount of \$38,495 being the lowest responsible bidder meeting Township specifications and being within budgetary limitations.

b. Mr. Simon corrected the spelling of the name of Mr. Ed Landau in the Minutes.

c. Upon motion of Mr. Simon, and unanimously approved by the Board of Commissioners, the Parks and Recreation Committee Regular Meeting Minutes dated September 12, 2012, were received, as amended.

15. Under Old Business: There was a discussion regarding the archiving of the videos of meetings of the Board of Commissioners and Standing Committees of the Board, the taking of Minutes of said meetings, and the taking of Minutes of citizens' committees.

Mr. Havir reviewed the following points: how said records would be stored; taking of Minutes as "sense notes" that would abbreviate the Minutes but still incorporate the essence of

the topics of discussion; the Solicitor's advice of compliance with the Sunshine Law; a policy for the completion and dissemination of citizens' committee minutes; and the possibility of keeping copies at libraries for borrowing.

Mr. Havir stated that meetings are becoming more complex, expectations have increased among the public, and it is difficult for the minute takers, who are not court reporters and who take minutes by hand, to keep up with changing times. Mr. Havir suggested that members of citizens committees might be considered as taking their own meeting minutes rather than secretaries.

The Committee reviewed Staff's report of said subject from four (4) municipalities that also televise their meetings. There is no consensus of opinion. Each municipality has different procedures.

Mr. Bagley needed to review the cost of purchasing a video copy of a meeting once it went off the air.

The Board discussed whether or not a Right to Know ("RTK") request was needed for either the video copy of a meeting or a copy of the minutes. It was Mr. Bagley's opinion that a "Right to Know" might be needed for a copy of the tapes. Discussion ensued. Messrs. Simon and Norris questioned this. Mr. Simon questioned whether or not the RTK regulations have to be complied with for a tape/document for which an RTK request is not required. Mr. Simon supported availability of the video as the libraries. The Board asked that Staff and the Solicitor review this further and that the guidelines set forth by the Pennsylvania Historical and Museum Commission be reviewed.

Public Comment:

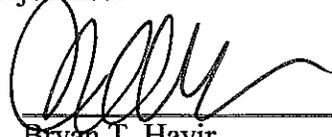
Kurt Watkins, 426 Greenwood Avenue, supported the availability of the videos as the libraries; if a video is purchased, employee labor should be factored into the cost as well as the cost of the tape; they should be streamed on the website.

The Board of Commissioners unanimously agreed to table a decision on the matter until the Public Affairs Committee meeting on October 3, 2012.

16. Under New Business: 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 appointment to the Environmental Advisory Council ("EAC") for the advice and consent of the Board of Commissioners.

Upon motion of Mr. Sharkey, the Board of Commissioners unanimously approved the appointment of Martin Carey to the Environmental Advisory Council to fill an unexpired term that expires January 1, 2013 as presented by the Board President.

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

A handwritten signature in black ink, appearing to read 'Bryan T. Havir', written over a horizontal line.

Bryan T. Havir
Acting Township Manager

as per Anna Marie Felix

Resolution No. 29-12
of the Board of Commissioners of Cheltenham Township

Whereas, THE BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, Montgomery County, Pennsylvania, with deep sorry and respect, posthumously honors **JOSEPH MARTIN NEJMAN**, of Elkins Park, for his various contributions to the community; and

Whereas, **JOSEPH MARTIN NEJMAN** worked in the Social Studies and Physical Education Departments at Cheltenham High School for 34 years, where he was valued as a teacher and mentor to many students. He also coached the Cheltenham High School football team, among many others, in addition to serving as the backfield coach for Temple University and scout for the San Francisco 49ers; and

Whereas, **JOSEPH MARTIN NEJMAN** also founded Camp Anglewood, a day camp in Elkins Park now celebrating its 60th year. Many boys, and some girls, spent their summers learning to swim, tracking the "Anglewood Monster," playing "Capture the Flag" and enjoying sports and other camp fun. On numerous occasions **JOSEPH MARTIN NEJMAN** generously welcomed campers even when their families were unable to pay.

NOW, THEREFORE, BE IT RESOLVED that the BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, duly convened in regular session this Nineteenth Day of September, A.D., 2012, does hereby officially honor **JOSEPH MARTIN NEJMAN** for his many laudable contributions to the Cheltenham community. It is further directed that this Resolution be spread in full upon the minutes of this meeting and that a copy thereof be presented to his family.

IN WITNESS WHEREOF, I, ART HAYWOOD, President of the BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, have hereunto set my hands and caused the Seal of the Township of Cheltenham to be made a part thereof. DONE AT ELKINS PARK, PENNSYLVANIA, in the year of the Township of Cheltenham, the one hundred and thirteenth.

**BOARD OF COMMISSIONERS
OF CHELTENHAM TOWNSHIP**



By: _____
Art Haywood, President



Attest: _____
Bryan T. Havir, Acting Township
Manager and Secretary

Resolutionn No. 30-12
of the Board of Commissioners of Cheltenham Township

Whereas, THE BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, Montgomery County, Pennsylvania, with deep sorry and respect, posthumously honors **JOHN R. DONAHOE** for his various contributions to his community; and

Whereas, **JOHN R. DONAHOE** was a long-time resident of Cheltenham Township before relocating to nearby Jenkintown Borough. After serving his country in World War II, during which he became a prisoner of war in Germany, **JOHN R. DONAHOE** began a 41-year career with the U.S. Post Office. He ultimately served as postal manager for Germantown, East Germantown and Elkins Park; and

Whereas, **JOHN R. DONAHOE** was a life member of the Ogontz Fire Company, serving as a volunteer fire fighter with the company for over 50 years. He provided leadership for the company as chief for five years and president for another five years. He was also a member of the Pioneer Fire Company in Jenkintown for 25 years and commander of the Veterans of Foreign Wars Post in Jenkintown for several years.

NOW, THEREFORE, BE IT RESOLVED that the BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, duly convened in regular session this Nineteenth Day of September, A.D., 2012, does hereby officially honor **JOHN R. DONAHOE** for his many laudable contributions to Cheltenham Township and other nearby communities. It is further directed that this Resolution be spread in full upon the minutes of this meeting and that a copy thereof be presented to his family.

IN WITNESS WHEREOF, I, ART HAYWOOD, President of the BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, have hereunto set my hands and caused the Seal of the Township of Cheltenham to be made a part thereof. DONE AT ELKINS PARK, PENNSYLVANIA, in the year of the Township of Cheltenham, the one hundred and thirteenth.

**BOARD OF COMMISSIONERS
OF CHELTENHAM TOWNSHIP**



By: _____
Art Haywood, President



Attest: _____
Bryan T. Haver, Acting Township
Manager and Secretary

Resolution No. 32-12

of the Board of Commissioners of Cheltenham Township

Whereas, THE BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, Montgomery County, Pennsylvania, with sincere admiration and gratitude, honors **NICHOLAS D'AMICO, III**, a local muralist also known as "Nickelangelo," for painting a wonderful mural at 146 South Easton Rd in Downtown Glenside; and

Whereas, **NICHOLAS D'AMICO, III**, who is from Glenside, studied at the University of the Arts in Philadelphia, majoring in sculpture. He also pursued additional studies in stone and ceramic sculpture in Florence, Italy. He has won awards for 2424 Studios Gallery Philadelphia Best Art Installation and SACI Gallery Best Marble Display. In addition, he previously participated in the Roberts Block murals in Glenside; and

Whereas, At the owner's request, the new mural on the side of the Lewis Paint Store reflects a Glenside theme, depicting its past and representing its future through a green field made up of children's handprints. Working from a three-story scaffold, **NICHOLAS D'AMICO, III**, and his friends took 19 days to paint the mural, plus four days to prepare the wall. The final artwork has been well-received by the entire community.

NOW, THEREFORE, BE IT RESOLVED that the BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, duly convened in regular session this Nineteenth Day of September, A.D., 2012, does hereby officially honor **NICHOLAS D'AMICO, III**, for his impressive contribution to Glenside. It is further directed that this Resolution be spread in full upon the minutes of this meeting and that a copy thereof be presented to Mr. D'Amico.

IN WITNESS WHEREOF, I, **ART HAYWOOD**, President of the BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, have hereunto set my hands and caused the Seal of the Township of Cheltenham to be made a part thereof. DONE AT ELKINS PARK, PENNSYLVANIA, in the year of the Township of Cheltenham, the one hundred and thirteenth.

**BOARD OF COMMISSIONERS
OF CHELTENHAM TOWNSHIP**



By _____ wood, President



Attest: _____
Bryan T. Havir
Acting Township Manager and
Secretary

Resolution No. 35-12
of the Board of Commissioners of Cheltenham Township

Whereas, THE BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, Montgomery County, Pennsylvania, with deep respect and appreciation, salutes **GARLAND DOUGHTY, SR.**, of Philadelphia, on the occasion of his retirement after 30 years of service with the Township; and

Whereas, **GARLAND DOUGHTY, SR.**, joined the Township team as a Public Works Laborer on August 9, 1982. The focus of his lengthy career focused primarily on refuse and recycling collection. He ultimately rose to the position of Forman/Group Leader in the Public Works Refuse/Recycling Division; and

Whereas, During his extensive career **GARLAND DOUGHTY, SR.**, performed numerous hours of overtime on Saturdays to open the Public Works Facility so residents could drop off materials and in response to snowstorms. He was a dedicated employee who rarely missed work due to illness. His knowledge and good humor will be missed by all of his friends and colleagues following his retirement on August 9, 2012.

NOW, THEREFORE, BE IT RESOLVED that the BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, duly convened in regular session this Nineteenth Day of September, A.D., 2012, does hereby officially honor **GARLAND DOUGHTY, SR.**, for his dedicated service to the Cheltenham community and wishes him the best of luck in all his future endeavors. It is further directed that this Resolution be spread in full upon the minutes of this meeting and that a copy thereof be presented to Mr. Doughty.

IN WITNESS WHEREOF, I, ART HAYWOOD, President of the BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, have hereunto set my hands and caused the Seal of the Township of Cheltenham to be made a part thereof. DONE AT ELKINS PARK, PENNSYLVANIA, in the year of the Township of Cheltenham, the one hundred and thirteenth.

**BOARD OF COMMISSIONERS
OF CHELTENHAM TOWNSHIP**



By: _____
Art Haywood, President



Attest: _____
Bryan T. Havir, Acting Township
Manager and Secretary

Resolution No. 34-12
of the Board of Commissioners of Cheltenham Township

Whereas, THE BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, Montgomery County, Pennsylvania, with deep respect and appreciation, salutes **JOHN D. CIVELLO, JR.**, of Huntingdon Valley, on the occasion of his retirement after 31 years of service with the Township; and

Whereas, **JOHN D. CIVELLO, JR.**, joined the Township team as a Public Works Laborer on August 3, 1981. During his lengthy career, he performed many of the essential duties that keep the Township operational for the public, including road repair, snow plowing and salting, black topping and sign work. He ultimately rose to the position of Driver/Operator in the Public Works Highway Division; and

Whereas, During his extensive career **JOHN D. CIVELLO, JR.**, performed numerous hours of overtime in response to snowstorms, downed trees, sewer emergencies, flooding rains and more. His dedication, knowledge and positive outlook will be missed by all of his friends and colleagues following his retirement on August 3, 2012.

NOW, THEREFORE, BE IT RESOLVED that the BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, duly convened in regular session this Nineteenth Day of September, A.D., 2012, does hereby officially honor **JOHN D. CIVELLO, JR.**, for his dedicated service to the Cheltenham community and wishes him the best of luck in all his future endeavors. It is further directed that this Resolution be spread in full upon the minutes of this meeting and that a copy thereof be presented to Mr. Civello.

IN WITNESS WHEREOF, I, ART HAYWOOD, President of the BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, have hereunto set my hands and caused the Seal of the Township of Cheltenham to be made a part thereof. DONE AT ELKINS PARK, PENNSYLVANIA, in the year of the Township of Cheltenham, the one hundred and thirteenth.

**BOARD OF COMMISSIONERS
OF CHELTENHAM TOWNSHIP**



By: _____
Art Haywood, President



Attest: _____
Bryan T. Havir, Acting Township
Manager and Secretary

CHELTENHAM TOWNSHIP

RESOLUTION NO. 33-12

RESOLUTION OPPOSING LEGISLATION BY THE COMMONWEALTH OF PENNSYLVANIA REQUIRING ALL REGISTERED VOTERS TO PROVIDE IDENTIFICATION

WHEREAS, the Commonwealth of Pennsylvania enacted stringent additional voter proof of identification requirements for registered voters in Act 18 of 2012 ("Act") to prevent voter fraud and voter impersonation in Pennsylvania;

WHEREAS, Cheltenham has no recorded incident of voter fraud or impersonation;

WHEREAS, the Act is unnecessary because voting procedures and practices are in place in Cheltenham to prevent voter fraud or impersonation;

WHEREAS, certain registered voters do not have and shall not obtain the photo identification required under the Act to vote;

WHEREAS, registered voters in Cheltenham may be denied the right to vote due to the photo identification requirements provided in the Act;

WHEREAS, turmoil and delays on Election Day are anticipated concerning new proof of identification requirements provided by the Act;

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners urges the legislature of the Commonwealth of Pennsylvania to repeal the Act and permit registered voters to vote without the additional proof of identification requirements provided in the Act.

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 W. Church Road, Wyncote, Pennsylvania 19095 on the 19th day of September, 2012.

TOWNSHIP OF CHELTENHAM



Art Haywood, President
Board of Commissioners

ATTEST:



Bryan T. Havir, Acting Secretary/Manager



PUBLIC ATTENDANCE LIST



Board of Commissioners Meeting

Wednesday, September 19, 2012 @ 7:30 P.M.

Curtis Hall

1250 W. Church Road, Wyncote, PA 19095

(Please Print Clearly)

Print Name	Mailing Address	Telephone Number	E-mail Address
Susan Miller	8360 Fairview Rd.	215-635-6596	susanb901@gmail.com
Deb Gibby	139 Carroll Ave	215-884-0975	
Steve Bogdan	307 Ashmead Rd.	215-379-5974	Hisflyingtune@hotmail.com
ERIC BRASCUOSS	1102 PROSPECT AVE	267-363-5255	ERICBRASCUOSS@YAHOO.COM
Dottie Baumgartner	145 Harrison Ave	215-889-2882	dottiebaumgartner@jmail.com
Mary Galbally	225 Lismore Ave	215-887-2340	mpg@snip.net
Emily Stare	105 Cliff Tr	215-275-7333	
Maureen Hoff	224 Berkeley Rd	215-817-4174	Sweetmay geersoc@gmail.com
BRUCE RANGNOR	118 Bancroft Rd	215-635-0559	Bruce@CheltenhamSports.org
ED CASSELL	7 E CHURCH RD	215-663-8146	
Betty Cataldi	Glenside		bcataldi@verizon.net
KIRK WATKINS	426 Greenwood	215-886-2882	/

**CHELTENHAM TOWNSHIP
ORDINANCE NO. 2247-12**

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:

BICKLEY (16) **HANDICAPPED PARKING** at 149. This addition is effective for the duration period that this resident is eligible for a reserved handicapped parking space.

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 **19th of September, A.D., 2012.**

BOARD OF COMMISSIONERS
TOWNSHIP OF CHELTENHAM



By _____
Art Haywood, President

ATTEST:  _____
Bryan I. Havir, Acting Township Manager