

December 22, 2010  
Curtis Hall

The regular meeting of the **BOARD OF COMMISSIONERS** was held this evening, President Morton J. Simon, Jr. presiding. Members present were Commissioners Hampton, Haywood, McKeown, Portner, Sharkey, and Swavola. Staff present were Joseph L. Galdo, Jr., Director of Fiscal Affairs; Bryan T. Havir, Assistant Township Manager; John O. Hoover, Jr., Director of Parks and Recreation; Rudy Kastenhuber, Public Works Coordinator; David Lynch, Director of Engineering, Zoning & Inspections; Mark McDonnell, Public Works Superintendent; John J. Norris, Chief of Police; Joseph O'Neill, Fire Marshal; Ruth Littner Shaw, Main Street Manager; ShaVon Y. Savage, Esq., Wisler, Pearlstine, LLP; and David G. Kraynik, Township Manager. A Public Attendance List is attached.

1. President Simon opened the meeting with the Pledge of Allegiance being led by Commissioner Sharkey.
2. Mr. Simon announced that prior to the meeting, the Commissioners held an Executive Session to discuss personnel matters.
3. Each member having received a copy of the Commissioners' Regular Meeting Minutes dated November 17, 2010, upon motion of Mr. Portner, the Minutes were unanimously approved by the Board of Commissioners.
4. Each member having received a copy of the Executive Summary Financial Report of the Manager/Secretary for the month of November, 2010, upon motion of Mr. Sharkey, the Report was unanimously approved by the Board of Commissioners and ordered spread in full upon the Minute Book.

5. Each member having received a copy of the Accounts Paid Report for the month of November, 2010, upon motion of Mr. McKeown, the Report was unanimously approved by the Board of Commissioners and ordered spread in full upon the Minute Book.

6. Mr. Haywood presented a Certificate and Pin to Dennis Murphy for 20-years of service to the Public Works Department.

7. **PUBLIC HEARING:** To receive any and all comments and suggestions from the public regarding the Preliminary Operating, Liquid Fuels and Capital Budgets for 2011 pursuant to Section 1205(d) of the Home Rule Charter.

Mr. Simon opened the hearing. He reported that this was the most intense budget session during his tenure as a Commissioner, and the Commissioners had to make difficult and contentious decisions. He reviewed the impact of economic conditions, the affects of increased fuel costs, reductions in real estate reassessments, the \$3 Million deficit and the process taken to make the necessary cuts to reduce said deficit, Staff's recommendations, costs of entities independent from the Township but had funding from the Township such as the libraries and fire companies, lack of an increase to library funding, funding cuts to the five (5) fire companies, which were cut back to their 2008 budget, cost cutting measures, increases in fees, reductions in staffing including hiring freezes, salary freezes for non-union employees resulting in a \$43,000 savings, elimination of part-time employees and the Main Street Manager for which state funding for that postion has also been eliminated, broad based cuts among various departments, \$1.1 Million from the fund balance being used to cover revenues, lack of concessions by the unions with the exception of the police union, which has not been approached since the bargaining agreement is in arbitration and an award has not yet been determined.

Mr. Simon stated that there will be no increase in real estate taxes but other sources of revenue were reviewed such as increases for pool memberships, trash collection, sewer rates such as the increase in the base rate and excess water rates, sewage treatment costs paid to the City of Philadelphia were high, and it is hoped that the increase in sewage treatment costs will encourage people to conserve.

Mr. Simon asked for comments from the Commissioners and Township Manager.

Mr. Kraynik reviewed certain changes and reported that the Main Street Manager's position has been eliminated but since the employee is one (1) month away from retirement, she will be allowed to retire with benefits rather than be laid off; the current full-time receptionist is retiring and will not be replaced. Instead, the part-time receptionist who was scheduled for layoff will remain with other personnel filling in as needed, and the full-time clerk in the tax office who was scheduled for layoff will remain and also fill in as receptionist.

Mr. McKeown stated that he was displeased with the lack of concessions by employee unions. In his opinion, it is unfair that Staff and management are having their salaries frozen but the union employees have not made any concessions.

Mr. Swavola stated that there could have been more use of the fund balance but this would only defer the cost issue to another year. Mr. Simon stated that use of the fund balance affects the Township's bond rating.

Mr. Sharkey asked that the libraries and the Library Board expedite future plans for their facilities. He stated that no Commissioner is totally pleased with this budget.

Mr. Haywood stated that he was not pleased with the lack of cooperation from the unions, using the fund balance was an important issue, and he thanked the Fire Companies for working with the Commissioners during the budget process.

Ms. Hampton stated that she has always been a strong advocate of the libraries but she felt it was time that the libraries move forward and change their sustainability.

Mr. Simon asked for comments from the public.

Joseph Stuckert, Chief of the Glenside Fire Company, addressed the Board, and in particular the \$7,000 cut in funding for each Fire Company. According to Chief Stuckert, the budget misleads people into believing that the Township is funding \$292,000 when this money is actually the result of state funding. Mr. Kraynik responded that this funding would be clarified in the budget. Chief Stuckert stated that donations from the community are down. The five (5) Fire Companies have not asked for any funding increase from the Township. The Fire Companies are comprised of volunteers who give their lives for the community, schools, nursing homes, and volunteer to train and complete drills on their own time. He stated that equipment, fuel, insurance, maintenance of vehicles and buildings is getting expensive, and fire calls have increased, i.e. Glenside Fire Company had 25 more calls than last year. The Fire Companies not only respond to fires but help with emergency management and public works matters. The Fire Companies feel they have been slapped in the face. The Fire Companies feel under-appreciated. Since firefighters are unpaid personnel, there is nothing they can do to reduce personnel. He reviewed the grants obtained by the Fire Companies amounting to hundreds of thousands of dollars for new radios, recruitment and retention. As a result, they did not have to ask the Township for funding. Chief Stuckert stated that unlike the libraries, the Fire Companies did not ask for an increase in funding, they are only asking that their current funding not be cut. The libraries did not receive their requested additional amount of funding but neither did they have their funding cut as did the Fire Companies. Additionally, the Fire Inspectors are being cut at a cost of \$8,000 to which Mr. Kraynik responded that the number of inspections did not warrant keeping the positions. A paid Fire Company would add dramatically to the deficit. He asked the Board to reconsider its funding cut to the Fire Companies.

Thomas McHugh, 127 Hewett Road, stated that the Fire Companies are the heart and soul safety net for the community and are volunteers who should be supported. Regarding, the elimination of the Main Street Manager, he objected to allowing said employee to keep benefits. Mr. McHugh opposed the closing of the Waverly Road Leaf facility and the Public Works facility and sewer rates. When residents dump at Waverly Road and at the Public Works facility,

it saves the Township money. He felt that people would dump outside the gates at Waverly Road when the facility is closed, which would cause more work for Township employees.

Mr. McHugh was concerned about the increase in sewer charges due to surcharges. In his opinion, a lot of water comes from Abington and ends up in the Tookany. Mr. Simon explained the base rate that all households pay and the rise in the excess rate in the hope that people will be encouraged to use less water. Mr. McHugh felt that the base rate takes away the incentive to use less water especially for a one (1) person or small household. He asked about the determination of fixtures, which was explained.

Mr. Simon acknowledged the possible inconvenience to some residents but stated that the leaf facility will only be closed for six (6) months. This budget process was very intense for the Commissioners and Staff and all possibilities, along with all repercussions, had to be considered.

Pauline Kretschmer, 608 Spring Avenue, stated that she is the wife of a volunteer fight fighter and felt their budget cuts are unfair.

Robert DeMaria, 65 Limekiln Pike, asked if the fire equipment needed was to serve the large commercial properties rather than the residential ones. Chief Stuckert responded that equipment is becoming more efficient. It may appear to be larger but it is used for more things. Fire Companies are expected to do more and must carry more equipment. Most of the Fire Companies look at 15-year replacement.

Mr. DeMaria stated that the Township has the highest taxes in the County. He reviewed certain cuts in the budget. There is more spent per student in Cheltenham than in Abington, which has lower taxes. He felt there was an inequity in taxes between residential properties and rental units.

Mr. DeMaria reported that his proposal to generate revenue by making ethanol out of leaf mulch was worthwhile to consider. He was informed that it was rejected by Rep. Josh Shapiro but he would submit it again in the spring, and want the Township to consider it further.

Mr. Simon stated that the replacement of equipment does not solely mean equipment in the Operating Budget. Their major purchases are done by capital methods such as grants, loans, etc.

Al Reganhard, President of Glenside Fire Company, stated that it is estimated that the Fire Companies need to save approximately \$90,000 per year to replace equipment on a 25-year basis replacement.

Library President Carrie Turner stated that the libraries are receiving \$200,000 less than two years ago. Regarding sustainability, she stated that the libraries are committed to addressing the Commissioners' desire for the libraries to address this, and that they want to move forward with a model that is sustainable and help the community,

Mr. Swavola noted that the libraries are receiving further state cuts and have received \$200,000 cuts over the last few years, and that is why the Commissioners did not cut them this year.

Mr. Haywood stated that the capital needs of the Fire Companies for equipment replacement will be looked at more closely in the years to come.

Further comments from the public:

Betty Cataldi, 46 Limekiln Pike, asked if all the proposed budget cuts as attached to the agenda this evening were definite. Mr. Simon responded that they were except for the full-time clerk in the Tax Office. Ms. Cataldi objected to keeping said position. She was told that said employee would also fill-in as receptionist when needed.

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

8. Upon motion of Mr. Haywood, the Board of Commissioners unanimously approved a Certificate of Appropriateness for Application No. L880 to Junine Brown, owner of premises known as 1812 Erlen Road, La Mott, to do alterations to the roof, replace windows, repair mortar joints, repair concrete and replace existing front door as recommended by the La Mott Board of Historical and Architectural Review.

Mr. Lynch reported that the applicant for Cheltenham Township Development Application No. 10-0550 Record Plan St. Nicholas Church – 506 Stahr Road, has accepted all the Conditions.

9. Upon motion of Mr. Haywood, the Board of Commissioners unanimously approved Cheltenham Township Development Application No. 10-0550 Record Plan St. Nicholas Church – 506 Stahr Road contingent upon the Applicant's acceptance of the following Conditions, Notes and Waivers:

A. CONDITIONS

1. That the Zoning Relief granted by the Cheltenham Township Zoning Hearing Board under Appeal No. 3370 be noted on the Plan stating the date granted, Zoning Relief required and any conditions imposed. (Copy "Decision") (CCS 260-31.)
2. That new electric and telephone utilities be installed underground. (CCS 260-23.)

3. That monuments be shown at locations designated by the Township Engineer. (CCS 260-24.)
4. That the following data be added to the plan:
  - a. North Point to Location Map (CCS 260-32.C.(5))
  - b. Note that elevation is based upon Cheltenham Township Sanitary Sewer Datum and Location/Elevation of Bench Mark; or, if on a different elevation datum, a Note stating the relationship between the plan elevation datum and the Cheltenham Township Sanitary Sewer Datum.  
(CCS 260-32.C.(6))
  - c. Widths of streets (CCS 260-32.D.(2))
  - d. Location of adjoining property lines and names of adjoining owners (CCS 260-32.D.(2))
  - e. Location of underground utilities on property  
(CCS 260-32.D.(2) and (4))
  - f. Location of existing pipes and monuments (CCS 260-32.D.(3))
  - g. Location/size/species of large trees standing alone.  
(CCS 260-32.D.(6))
  - h. Proposed contours (CCS 260-32.D.(7))
  - i. Proposed elevations at all keypoints (CCS 260-32.D.(7))
  - j. Structure first floor and basement elevations (CCS 260-32.D.(7))
  - k. Location/size of proposed stormwater/management facilities  
(CCS 260-32.E.(7))
  - l. Building setback lines (CCS 260-32.E.(8))
  - m. State highway width, legislative and traffic route numbers  
(CCS 260-33.C.(1)(k))
5. That the Township is in receipt of the Montgomery County Planning Commission Review of this Subdivision/Land Development.
6. That the total number of trees on the property and the number of trees to be removed be noted on the Plans. (CCS 280-9A.(1)(a))
7. That the Stormwater Management System be revised to provide a "future" impervious allowance of 500 S.F. per lot to permit future construction of up to 500 S.F. of impervious surfaces (decks, patios, sheds, additions, etc.) without having to construct additional Stormwater Management Facilities.
8. That the Surveyor's Certificate of Accuracy be added to a plan sheet being recorded.

9. That the following boxed purpose note be added to these plans:

PURPOSE NOTE

The purpose of this Record Plan is as follows:

10. That the concerns of the Fire Marshal for fire protection of the land development be satisfactorily addressed.
11. That the following concerns with the "Zoning Data" notation be addressed:
- a. Show lot width to tenth of a foot.
  - b. Provide calculations demonstrating "Existing/Proposed" Building Coverage is 30% (include Storage Shed Area).
  - c. In "Side Yard" row, "Required" column, replace text "10 LF with text "20 LF."
  - d. What do "\*" and "\*\*\*" refer to?
12. That the "Owner's Acknowledgement" notation be replaced with one reflecting the ownership of the property by the Church (not "Howard and Cynthia Gale").
13. That a "Tabulation of Record Plans" be added to a Plan Sheet being recorded; indicate which Plans are being recorded.
14. That the "Zoning Relief Requested" notation be struck.
15. That GN 7. be struck.
16. That the following concerns with Site Landscaping be addressed:
- a. Eliminate proposed seven (7) Arborvitae along southern property line.
  - b. Provide shade tolerant landscaping along southern property line (including relocated shed).
  - c. Change nine (9) Siberian Arborvitae along Church Road to thirteen (13) Techney Single Stem Arborvitae spaced at 5' apart.
  - d. Submit revised Landscape Plan to Township Engineer for review and approval.  
(STAC Conditions)

17. That the following concerns with site lighting be addressed:

- a. Add details on all new lighting fixtures to the Plan.
- b. Add following notation to Plan:

Lighting fixtures shall not be directly visible from off-site.

18. That the following concerns with Stormwater Management be addressed:

- a. Provide calculations for sizing of Drywell for 100 Year Design Storm Runoff from
  - i. Concrete pad (403 SF)
  - ii. Concrete pad (306 SF)
  - iii. New sidewalk (190 SF + 211 SF)
  - iv. Concrete pad (150 SF)
  - v. Trash storage concrete pad (90 SF)
  - vi. Shed
  - vii. 500 SF "Future" allowance.

(All new impervious areas)

- b. Provide PennDOT Type "M" charging inlet(s) with 2' deep Grit Pit and bottom drainage.
- c. If elect to connect building downspouts into Drywell, use inverted Ys and splash blocks at each downspout tied-in.
- d. Re-label Section Line "1/C-3" as "2/C-3."
- e. Show Stormwater Management System/Storm Drainage System on Plan Sheet being recorded.
- f. Add following notation to Plan Sheet being recorded:

**OPERATION AND MAINTENANCE OF DRYWELL ("DW")**

The DW as with all BMP's, requires routine inspection and maintenance throughout the life of the system. The principal maintenance objective is to prevent clogging of the system, which may lead to system failure.

Routine maintenance shall be performed every three months, as well as after each runoff producing event. This maintenance includes:

Inspection of the Charging Inlet(s) ("CI"). Any accumulations of sediment and debris captured shall be removed. This may be done manually, or with a vacuum pump.

Oily water shall be vacuumed out of the CIs every three months.

CIs shall be inspected and kept clear of accumulated debris such as leaves and sticks. Debris shall be removed when it reaches a depth of 6".

CIs shall be inspected after each runoff producing storm event. Water may appear in the CIs; however, if it does not drain within three days, it may indicate a clogged drain field.

A more thorough inspection shall be performed annually. This inspection shall include monitoring of the CIs after a storm event to confirm that the systems are draining within three days. This shall be documented each year so that an indication of system clogging may be observed.

Normal maintenance of the "Snout" shall consist of annual inspection and rinsing with a hose or pressure washer during the cleaning sequence of the catch basin, in addition, the anti-siphon vent shall be flushed with water or air to verify that it is clear.

Inspection/Maintenance Logs shall be kept and maintained on a three-year rolling basis; copies of these logs shall be furnished to the Township Engineer quarterly.

A failed system requires complete re-excavation of the DW, disposal at an approved facility of all stone aggregate and geotextile, re-scarification of trench sides and bottom, placement of new geotextile, placement of new clean stone aggregate, re-installation of cleaned piping and chambers and connection of DW piping to storm drainage system.

g. Eliminate "Drywell Yard Drains"  
(Planning Commission and STAC Condition)

19. That the Silt Fence Location be shown on the Plans.

20. That Details on the following be added to the Plans:

- a. Sidewalk
- b. CMU Retaining Wall
- c. Concrete pad(s)
- d. Steps (inc. rails)
- e. Inverted Ys (if used)
- f. Type "M" Inlet with 2' Grit Pit, bottom drainage and

- g. "Snout"  
"Snout" water quality device.

21. That the following concerns with the "Trash Storage Area" be addressed:
  - a. Replace "Crushed Stone" with "Concrete Pad"
  - b. Show "Screen Fence" at 6' high
  - c. Add Detail Call "2/C-2" to "Screen Fence."
22. That the existing 8' high chain link be replaced with a 6' high chain link fence.

B. NOTES TO BE ADDED TO THE PLAN VERBATIM

1. This Land Development/Subdivision shall be constructed in accordance with all Cheltenham Township Ordinances.
2. All proposed improvements (roads, grading, paving, curbing, storm sewer pipe, inlets, manholes, etc.) shall be constructed in accordance with applicable portions of the PennDOT Publication 408 Standards and Specifications and with all Township standards and specifications.
3. These drawings indicate the approximate location of existing subsurface utilities in the vicinity of the project and are not guaranteed for accuracy and/or completeness. Pennsylvania Act 38 requires that contractors determine the location of all utility, sewerage and water lines before commencing construction (1-800-242-1776) File \_\_\_\_\_.
4. All new public utilities, including but not limited to, electric, gas and telephone, shall be placed underground within the Land Development/Subdivision. Such utilities shall be installed in strict accordance with the prevailing standards and practices of the utility or other company providing service, except where it is demonstrated to the satisfaction of the Board of Commissioners that underground installations are not feasible because of physical conditions of the land.
5. Any utility conflicts with proposed construction are to be brought to the immediate attention of the Township Engineer and the Engineer of Record. All existing utilities that are to be relocated or altered in any manner are to be done in accordance with the respective utility company standards. All existing utilities exposed during construction are to be supported until backfill is in place. Any crossing less than one foot clear is to be supported with a saddle (concrete or sand as noted).
6. The Township has reviewed and approved the Storm Drainage System, the Stormwater Management System and the Erosion and Sedimentation Control Plan. However, site conditions may dictate that during

construction, additional silt fence, other methods of sediment control or stormwater management measures or storm drainage measures may be required. Therefore, the Township may direct the installation of additional means of stormwater management and/or erosion and sediment control and/or storm drainage to prevent poor drainage and/or discharge of sediment from the site be made.

7. No additional impervious areas (decks, additions, patios, sheds, walkways, etc.) from that shown on this plan set shall be added to these lots without mitigating stormwater management measures approved by Township Engineer to ensure no additional stormwater runoff occurs.
8. It shall be the responsibility of the property owner to properly maintain, repair and/or replace the stormwater management facilities located on its property. The maintenance, repair and/or replacement of the stormwater management facilities shall be to the degree considered satisfactory by the Township.
9. During construction, the Developer/Owner is solely responsible for insuring the proper functioning of the erosion and sediment control measures. The Developer/Owner shall take whatever measures are required to insure that no sediment leaves the site.
10. All swales with slopes greater than 5%, all cut slopes greater than 4:1 and all embankment slopes greater than 4:1 shall be stabilized with jute netting at the time of raking and seeding or with sodding.
11. The Developer/Owner shall be responsible for supervising debris disposal from all contractors on the site (whether employed by the Developer/Owner or not) from the start of construction to the issuance by the Township of the Certificate of Occupancy. The Developer/Owner shall bear the expense of any cleanup operations indicated by the Township.
12. No debris disposal pits shall be permitted.
13. No open burning shall be permitted.
14. There shall be no shrubs or visual barriers higher than 2' above grade placed within the triangular area of 35' of any intersection measured along the street and/or driveway centerline. The Township shall have full authority to require the owner to remove violations.
15. All exterior lighting fixtures shall be shielded to deflect lighting from adjacent residential properties and from passing motorists.
16. The initial appearance of any note language, tables, details, etc. that is repeated within this plan shall be taken as the definitive version of such

note language, tables, details, etc.; subsequent versions of such note language, tables, details, etc. within the plan set are void insofar as they conflict with the initial version.

17. The landscaping installed in accordance with this Plan Set and all existing trees greater than 6" caliper on the property shall be subject to the following requirements:
  - a. No trees or plantings shall be removed without written permission from the Township Engineer;
  - b. The property owner shall appropriately maintain the trees and plantings; the Township may direct the property owner to take appropriate measures to maintain the trees and plantings if the Township deems it necessary.
  - c. If any of the trees or plantings die, the property owner shall replace same on a one for one basis with trees and/or plantings acceptable to the Township Engineer; the minimum replacement tree size shall be 2" to 3" caliper trees.
18. All existing, proposed or future HVAC units shall be shielded with appropriate sound baffling materials, as approved by the Township Engineer, if the sound emanating therefrom is objectionable to the neighbors.
19. Dry wells ("DW") shall be inspected at the following checkpoints:
  - Inspection of trench sides and bottom prior to placement of geotextile
  - Placement of geotextile, stone, and pipe.
  - Connection of pipe to downspout collection system and to storm inlets.
  - Backfilling over stone bed.

Two (2) working days notice must be given to arrange for inspection.

The Developer/Owner shall furnish the Township Engineer with weigh slips for each load of aggregate placed in the DW.

The mouth of all inlet pipes to DW will be covered with a geotextile secured to the inlet with wood nailers; the geotextile screening shall remain in place until 75% of the pervious areas draining to the DW have been permanently stabilized, at which time the geotextile screening shall be removed. If the geotextile screening is missing prior to the 75% stabilization point, the Developer/Owner shall reconstruct the DW from the initial placement of the geotextile (including).

20. The Developer/Owner shall replace any tree larger than 6" dbh that dies due to construction activities during the period from the start of construction to eighteen (18) months after the issuance of the Certificate of Final Completion.
21. The Developer/Owner shall replace any curb and/or sidewalk along its road frontages identified by the Township as having to be replaced pursuant to the requirements of Cheltenham Code, Chapter 255, prior to the Certificate of Occupancy being issued for the proposed building.
22. The Township Engineer or his designee shall have the right to inspect the proposed site improvements on the property and to direct the Owner/Developer to correct any deficiencies; no escrows shall be released until all deficiencies are corrected.
23. The Township Engineer shall be notified, in writing, two (2) calendar weeks prior to the placement of any landscape materials in order for the Township Engineer or his designee to arrange for and inspect the landscape materials.

No landscape materials shall be placed without being inspected and approved by the Township Engineer or his designee.

All rejected landscape materials shall be immediately removed from the site and replaced with acceptable landscape materials. No substitutions for landscape materials are accepted unless approved by the Township Engineer, in writing.

24. The Owner of this property is responsible for the maintenance, repair and/or replacement of the following, as directed by the Township to do so.
  - a. All existing site elements: landscaping, sidewalk, chain link fence, etc.
  - b. All proposed site elements: landscaping, sidewalks, drywell(s), retaining walls, concrete pads, screen fence, chain link fence, steps, etc.
  - c. Existing stone masonry wall along Church Road and Stahr Road frontages.

25. CERTIFICATIONS

CERTIFICATE OF ACCURACY

I, \_\_\_\_\_, hereby certify that I am a Professional Land Surveyor in the State of Pennsylvania and that the plan shown and described hereon, consisting of \_\_\_\_\_ sheets, represents a survey made by \_\_\_\_\_ and is true and correct to the

accuracy required by accepted surveying standards and practices and by the Cheltenham Township Subdivision and Land Development Regulations to the extent it describes the bearings and distances of the property, the location of planimetric features, and that the existing monuments shown herein actually exist and that their positions are accurately shown.

\_\_\_\_\_, 20\_\_\_\_

\_\_\_\_\_  
Professional Land Surveyor

PA License No. \_\_\_\_\_

26.

MCPC NO. _____
PROCESSED and REVIEWED. A report has been prepared by the Montgomery County Planning Commission in accordance with the Municipalities Planning Code.
Certified this date _____
_____ For the Director
<b>MONTGOMERY COUNTY PLANNING COMMISSION</b>

C. WAIVER 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 260-32.D.(2) for depiction of Planimetric data within 400' of the site be waived.
4. That the requirement of CCS 260-32.D.(5) for depiction of topography within 400' of the site be waived.
5. That the requirement of CCS 260-32.D.(2) and (4) for the location of underground utilities near the site be waived.

10. Upon motion of Mr. Haywood, the Board of Commissioners unanimously denied Gun Yub Kim's request for a waiver from the requirement of Chapter 260 that a Land Development Plan be required for the placement of an 8' x 20' trailer to accommodate H-Mart's employees for their lunch breaks.

11. Upon motion of Mr. Haywood, the Board of Commissioners unanimously denied Keystone Outdoor Advertising Company, Inc.'s request for a waiver from the requirement of Chapter 260 that a Land Development Plan be required for the erection of a white plastic post and rail fence around the billboard, the planting of landscape trees around its perimeter and to construct a stone entrance at Ogontz Avenue and Limekiln Pike.

12. Upon motion of Mr. Haywood, the Board of Commissioners unanimously approved Cheltenham Township Development Application No. 10-0650 Record Plan 7901 High School Road HVAC Units subject to the following Conditions and Waivers:

A. CONDITIONS

1. That the text "Cheltenham Township Development Application No. 10-0650" be added to the lower right hand corner of the plan.
2. That General Note 7. be replaced with the following:

All existing, proposed or future HVAC units on all buildings on the property and/or exterior to all buildings on the property shall be shielded with appropriate sound baffling materials, as approved by the Township if the sound emanating therefrom exceeds the manufacturers' specifications included herein.

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 260-32.C.(3) which requires that the plan be prepared by an Engineer or Surveyor be waived.

4. That the requirement of CCS 260-32.C.(6) 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.(1) for a property survey be waived.
6. That the requirement of CCS 260-32.D.(2) for depiction of Planimetric data within 400' of the site be waived.
7. That the requirement of CCS 260-32.D.(4) for location, size and ownership of all underground utilities and any rights-of-way within the property except around the Development Footprint be waived.
8. That the requirement of CCS 260-32.D.(5) for depiction of topography of the site and within 400' of the site be waived.
9. That the requirement of CCS 260-32.D.(6) for the location, species and size of large trees standing alone be waived.
10. That the requirement of CCS 260-32.D.(7) for proposed contours and for the elevations for the building floors be waived.
11. That the requirement of CCS 260-32.C. (4) and CCS 260-32.E. (3) for notation of the Zoning District and Zoning Requirements be waived.
12. That the requirement of CCS 260.32.D. (7) for the notation of the structure first floor and basement elevations be waived.

13. Upon motion of Mr. Haywood, the Board of Commissioners unanimously approved the execution of an Environmental Covenant with PECO and the Township of Cheltenham for the property known as Parcel No. 31-00-11713-001 (Tax Block 168 Unit 17), 208 Glenside Avenue, Wyncote, PA.

14. There was discussion of a Highway Occupancy Permit and an Agreement with the Cheltenham Avenue BID for landscaping of a median on Ogontz Avenue near the new SEPTA dub depot driveway. In response to a question from Ms. Hampton, Mr, Kraynik stated that when the warranty expires, the Township will assume the maintenance unless the BID is sustainable and then it will maintain it.

15. Upon motion of Mr. Haywood, the Board of Commissioners unanimously approved the filing of a Highway Occupancy Permit and an Agreement with the Cheltenham Avenue Business Improvement District (BID) for landscaping of a median on Ogontz Avenue near the new SEPTA bus depot driveway contingent upon 100-feet on the southern end being landscaped and the balance hardscaped.

The Board deferred consideration of adopting an Ordinance establishing new sewer rental rates to the end of the meeting under "New Business" when there is consideration of the budget adoption.

16. Upon motion of Mr. Haywood, and unanimously approved by the Board, the Public Works Committee Regular Meeting Minutes dated December 15, 2010, were accepted, as amended.

17. Upon motion of Mr. Sharkey, the Board of Commissioners unanimously approved the extension of an existing agreement with Suburban TransNet and the Montgomery County Office of Aging and Adult Services for the provision of transportation services for the Township's senior citizens in the amount of \$10,000, including the Administrative Fee.

18. Upon motion of Mr. Sharkey, the Board of Commissioners unanimously adopted **Resolution No. 49-10** authorizing the filing of a state grant application for a Cultural Resources Survey.

**TOWNSHIP OF CHELTENHAM  
RESOLUTION NO. 49-10**

**AUTHORIZING THE FILING OF A FUNDING APPLICATION FOR A FY 2011  
PENNSYLVANIA HISTORICAL AND MUSEUM COMMISSION HISTORIC PRESERVATION  
PROJECT GRANT**

**WHEREAS**, the Pennsylvania Historical and Museum Commission recently announced a special round of historic preservation grant funds to help local municipalities undertake historic preservation and planning projects; and

**WHEREAS**, the list of eligible activities for historic preservation planning projects include preparing surveys and/or inventories of buildings, objects, or sites as potential historic and cultural resources for inclusion in Cultural Resources Surveys; and

**WHEREAS**, the Historical Commission at its meeting of November 18, 2010 reviewed the state funding criteria and recommended that the Township apply for funds to hire a historic preservation consultant to continue its municipal inventory of cultural and historic resources for inclusion of up to 50 additional historic properties or sites in the Cheltenham Township Cultural Resources Survey, having a total estimated project cost of \$25,000.

**BE IT FURTHER RESOLVED**, that Cheltenham Township Board of Commissioners, County of Montgomery, Commonwealth of Pennsylvania hereby agrees to apply for a \$12,500 matching grant which represents a 50/50 cost share of the project cost totaling \$25,000 for its efforts in inventorying and recording cultural and historic resources for inclusion in the Township's Cultural Resources Survey.

**BE IT FURTHER RESOLVED**, that the Board of Commissioners of Cheltenham Township will assume the provision of the full 50% local matching share of project cost, which equates to \$12,500.

**BE IT FURTHER RESOLVED**, that the Township Manager/Secretary of the Township of Cheltenham or his designee be directed to execute a certificate attesting to the adoption of this Resolution and to furnish a copy of the Resolution to the Pennsylvania Historical and Museum Commission Bureau of Historic Preservation.

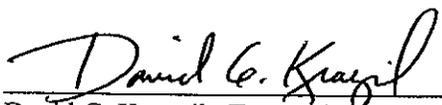
**DONE IN ELKINS PARK, PENNSYLVANIA**, under my hand and the Seal of the Township of Cheltenham, County of Montgomery, Commonwealth of Pennsylvania, at its meeting held at Curtis Hall, 1250 West Church Road, Wyncote, Pennsylvania, 19095, this 22<sup>nd</sup> day of December A.D., 2010, in the year of the Township of Cheltenham the one hundred eleventh.

TOWNSHIP OF CHELTENHAM



Morton J. Simon, Jr., President  
Board of Commissioners

ATTEST



David G. Kraynik, Township Manager  
(SEAL)

19. Upon motion of Mr. Sharkey, the Board of Commissioners unanimously adopted **Resolution No. 50-10** authorizing the filing of a grant application for a trail along Arcadia University's Church Road frontage.

**TOWNSHIP OF CHELTENHAM  
RESOLUTION NO. 50-10**

**AUTHORIZING THE FILING AND EXECUTION OF A GRANT APPLICATION  
TO THE NATURAL LANDS TRUST UNDER THE PECO GREEN REGION  
OPEN SPACE GRANT PROGRAM**

WHEREAS, the Township of Cheltenham Board of Commissioners supports the filing of a \$10,000 PECO Green Region Grant application for the construction and implementation of an eight foot wide multi-purpose trail segment along Arcadia University's property fronting Church Road between Limekiln Pike and Waverly Road in Glenside, Pennsylvania; and

WHEREAS, this proposed trail alignment is consistent with the overall goals and recommendations in the final feasibility study for the Cresheim Trail, dated May 23, 2008, which was previously funded by a PECO Green Region planning grant several years ago; and

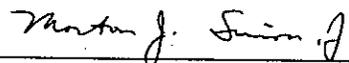
WHEREAS, this trail construction project represents a public/private partnership between Cheltenham Township and Arcadia University in order to effectuate the implementation of a portion of a trail connection as identified in the final feasibility study to link the University in Glenside with the main stem of the Cresheim Trail in Laverock and also providing a pedestrian and bikeway connection to the downtown Glenside Commercial District; and

WHEREAS, Arcadia University has agreed to provide up to \$30,000 in the necessary matching funds for this project from its capital budget with no out of pocket expense to Cheltenham Township.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Cheltenham, County of Montgomery, Commonwealth of Pennsylvania, that it hereby authorizes and directs the filing of a grant application and execution of the resolution acknowledging public support for this trail construction project which shall be signed by Morton J. Simon, Jr., President of the Board of Commissioners and attested by David G. Kraynik, Township Manager, and in doing so, agree to be legally bound to the terms, conditions, and provisions set forth by the agreements.

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 December 22, 2010.

TOWNSHIP OF CHELTENHAM



Morton J. Simon, Jr., President  
Board of Commissioners

ATTEST



David G. Kraynik, Secretary/Manager

20. Upon motion of Mr. Sharkey, the Board of Commissioners unanimously adopted **Resolution No. 51-10** honoring Phyllis Drucker Sichel for her long-time inter-faith work in the community.

**Resolution No. 51-10**  
**of the Board of Commissioners of Cheltenham Township**

*Whereas,* THE BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, Montgomery County, Pennsylvania, with immense appreciation and great respect, honors **PHYLLIS DRUCKER SICHEL**, of 7900 Old York Road, for her many contributions to the community; and

*Whereas,* Cheltenham Township previously honored **PHYLLIS DRUCKER SICHEL** for her outstanding leadership in coordinating the Cheltenham Centennial Interfaith Service in 2000. Part of the Centennial Celebration of 100 years as an official Township government, the event united more than 30 religious institutions and faiths in the community in a service attended and appreciated by approximately 1,600 people; and

*Whereas,* **PHYLLIS DRUCKER SICHEL**'s other accomplishments cover a broad array of interests, including volunteering for the Elkins Park Library and serving as a Board member, teaching English as a Second Language, supporting the Drucker Center for the Brain Injured at Moss Rehab and spearheading countless laudable endeavors as a member of Reform Congregation Keneseth Israel. With unfailing graciousness, warmth and generosity, **PHYLLIS DRUCKER SICHEL** has devoted a lifetime to good works that have benefitted the world around her.

NOW, THEREFORE, BE IT RESOLVED that the BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, in its regular session on the Twenty Second Day of December, A.D., 2010, does hereby officially recognize **PHYLLIS DRUCKER SICHEL** for her enormous contributions to the community. It is further directed that this Resolution be spread in full upon the minutes of this meeting and that a copy thereof be conveyed to Mrs. Sichel.

IN WITNESS WHEREOF, I, MORTON J. SIMON, JR., President of the BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, have hereunto set my hand 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 eleventh.

**BOARD OF COMMISSIONERS  
OF CHELTENHAM TOWNSHIP**

By: Morton J. Simon, Jr.  
President

Attest: David G. Kraybill  
Township Manager and Secretary

21. Upon motion of Mr. Sharkey, and unanimously approved by the Board, the Public Affairs Committee Regular Meeting Minutes dated December 8, 2010, were accepted.

22. Upon motion of Mr. McKeown, the Board of Commissioners unanimously adopted **Ordinance No. 2212-10** amending Chapter 285, thereof, entitled "Vehicles and Traffic".

**ORDINANCE NO. 2212-10**

**AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF CHELTENHAM, CHAPTER 285 THEREOF, ENTITLED VEHICLES AND TRAFFIC, BY AMENDING PARKING METER ZONES AND 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:

- HEWETT ROAD      K.      NO PARKING, west side, Glenside Avenue to 40 feet south
- HEWETT ROAD      L.      NO PARKING, west side, Glenside Avenue to 40 feet north
- HEWETT ROAD      M.      NO PARKING, east side, Glenside Avenue to 40 feet north

**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 22nd day of December, A.D., 2010.

BOARD OF COMMISSIONERS  
TOWNSHIP OF CHELTENHAM

By Morton J. Simon, Jr.  
Morton J. Simon, Jr., President

ATTEST: David G. Kraynik  
David G. Kraynik, Secretary

23. Upon motion of Mr. McKeown, and unanimously approved by the Board, the Public Safety Committee Regular Meeting Minutes dated December 8, 2010, were accepted.

24. Upon motion of Mr. Swavola, and unanimously approved by the Board, the Building and Zoning Committee Regular Meeting Minutes dated December 8, 2010, were accepted.

25. Upon motion of Mr Swavola, the Board of Commissioners unanimously adopted **Ordinance No. 2212-10** authorizing budget transfers.

**ORDINANCE NO. 2212-10**

AN ORDINANCE AMENDING ORDINANCE NO. 2197-09 ENACTED DECEMBER 16, 2009 AND ORDINANCE NO. 2210-10 ENACTED NOVEMBER 17, 2010, AFFIXING THE TAX RATE FOR THE YEAR 2010 AND APPROPRIATING SPECIFIC SUMS ESTIMATED TO BE REQUIRED FOR THE PURPOSES OF TOWNSHIP GOVERNMENT DURING THE CURRENT FISCAL YEAR.

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

**SECTION I.** That Section 2 of Ordinance No. 2197-09 enacted December 16, 2009 and Ordinance No. 2210-10 enacted November 17, 2010 setting forth amounts appropriated for expenses for various departments, is hereby amended and modified as follows:

DEPARTMENT	FROM	TO
Administration	\$ 1,563,207	\$ 1,583,207
Police	\$ 8,851,301	\$ 9,155,136

ENACTED into an Ordinance this 22<sup>nd</sup> day of December , A.D., 2010.

TOWNSHIP OF CHELTENHAM  
BOARD OF COMMISSIONERS

BY: Morton J. Simon, Jr.  
Morton J. Simon, Jr., President

ATTEST:

David G. Kraynik  
David G. Kraynik, Secretary

26. Upon motion of Mr. Swavola, the Board of Commissioners unanimously adopted **Resolution No. 50-10** approving certain budget transfers within the 2010 Operating Budget as follows:

From:	Finance Office, Other Expenses	01-111-50-72-002	\$1,000
		01-111-50-97-000	\$ 500
		01-111-50-96-000	\$ 500
To:	Finance Office, EIT Collection Costs	01-112-50-72-000	\$ 500
	LST Collection Costs	01-113-50-72-000	\$1,500

27. Upon motion of Mr. Swavola, and unanimously approved by the Board, the Finance Committee Regular Meeting Minutes dated November 15, 2010, were accepted.

28. Under New Business:

a. There was discussion regarding various aspects of the proposed 2011 Operating Budget. Mr. Kraynik clarified certain modifications to the final Operating Budget including layoffs. He stated that the full-time clerk in the tax office as proposed in his memo would not be laid off since the current full-time receptionist is retiring the end of January. Instead, the full-time retiree will not be replaced and the full-time tax office clerk will remain and fill in as receptionist when needed. Certain part-time employees as noted in his memo will be laid off. The full-time Main Street Manager will retire with retirement benefits and will not be replaced. Mr. Kraynik asked for Board approval of the layoff of the Main Street Manager, the part-time Accounting Clerk and two (2) part-time Fire Inspectors. Said layoffs are in accordance with Township Code.

Upon motion of Mr. Swavola, the Board of Commissioners unanimously agreed to the personnel layoffs as recommended above by the Township Manager.

b. Upon motion of Mr. Swavola, the Board of Commissioners adopted **Ordinance No. 2213-10** approving the 2011 Operating Budget with modifications made by the Township Manager as set forth in his memorandum dated December 22, 2010 (see attached). (AYES: Hampton, Haywood, Portner, Simon, Swavola; NAYES: McKeown, Sharkey).

**CHELTENHAM TOWNSHIP**

**ORDINANCE NO. 2213-10**

AN ORDINANCE OF THE TOWNSHIP OF CHELTENHAM, COUNTY OF MONTGOMERY, OF THE COMMONWEALTH OF PENNSYLVANIA, FIXING THE TAX RATE FOR THE YEAR 2011 AND APPROPRIATING THE SPECIFIC SUMS ESTIMATED TO BE REQUIRED FOR THE SPECIFIC PURPOSE OF THE TOWNSHIP GOVERNMENT, HEREINAFTER SET FORTH, DURING THE CURRENT FISCAL YEAR.

BE IT ORDAINED AND ENACTED, and it is hereby ordained and enacted by the Board of Commissioners of the Township of Cheltenham, County of Montgomery, Pennsylvania.

SECTION 1. That a tax be and the same is hereby levied on all real property within the said Township subject to taxation for Township purposes for the fiscal year 2011, as follows:

Tax Rate for General Purposes, the sum of 2.1263 mills on each one thousand dollars of assessed valuation.

For Debt Purposes, the sum of 1.4422 mills on each one thousand dollars of assessed valuation.

For Fire Protection purposes, the sum of .6903 mills on each one thousand dollars of assessed valuation.

For Parks and Recreation purposes, the sum of 1.1179 mills on each one thousand dollars of assessed valuation.

For Library purposes, the sum of .7646 mills on each one thousand dollars of assessed valuation.

For Ambulance purposes, the sum of .5000 mills on each one thousand dollars of assessed valuation.

For Pension purposes, the sum of .5000 mills on each one thousand dollars of assessed valuation.

The same being summarized in tabular form as follows:

<u>Purpose</u>	<u>Mills</u>
Tax Rate for General purposes	2.1263
Tax Rate for Debt purposes	1.4422
Tax Rate for Fire purposes	.6903
Tax Rate for Parks and Recreation purposes	1.1179
Tax Rate for Library purposes	.7646
Tax Rate for Ambulance purposes	.5000
Tax Rate for Pensions	<u>.5000</u>
TOTAL	<u>7.1413</u>

SECTION 2. That for the expenses of the Township for the fiscal year 2011, the following amounts are hereby appropriated from the revenues available for the current year for the specific purposes set forth below, which amounts are more fully itemized in the Budget Form.

GENERAL OPERATING FUND  
SUMMARY OF ESTIMATED RECEIPTS

Receipts from Taxes	\$20,112,846
Other Revenue Receipts	<u>\$17,467,856</u>
TOTAL Estimated Fund Balance and Revenue	<u>\$37,580,702</u>

**SUMMARY OF APPROPRIATIONS**

	<u>Operation Maintenance</u>	<u>Capital Outlay</u>	<u>Total</u>
<u>General Government:</u>			
Administration	\$1,515,835	\$10,000	\$1,525,835
Treasurer and Tax Collector	105,046	-0-	105,046
Township Buildings	341,141	-0-	341,141
	<u>\$1,962,022</u>	<u>\$10,000</u>	<u>\$1,972,022</u>

SUMMARY OF APPROPRIATIONS (continued)

Protection to Person & Property:			
Police	\$ 8,438,260	\$ -0-	\$ 8,438,260
Fire	1,307,354	-0-	1,307,354
Building - Regulations and Zoning	<u>451,766</u>	-0-	<u>451,766</u>
	\$10,197,380	\$ -0-	\$10,197,380
Health and Sanitation:			
Emergency Medical Service	\$ 987,339	\$ -0-	\$ 987,339
Garbage Collection and Disposal	2,012,268	-0-	2,012,268
Sanitary Sewers	<u>4,392,374</u>	-0-	<u>4,392,374</u>
	\$ 7,391,981	\$ -0-	\$ 7,391,981
Highways:			
Streets and Bridges	\$ 1,234,083	\$ -0-	\$ 1,234,083
Street Lighting	<u>465,900</u>	-0-	<u>465,900</u>
	\$ 1,699,983	\$ -0-	\$ 1,699,983
Libraries:	\$ 1,448,150	\$ -0-	\$ 1,448,150
Recreation:			
Parks & Playgrounds	\$ 1,891,490	\$ -0-	\$ 1,891,490
Swimming Pools	<u>225,672</u>	-0-	<u>225,672</u>
	\$ 2,117,162	\$ -0-	\$ 2,117,162
Miscellaneous:			
Bank-Bond Issue Pay Agent Fees	\$ 6,250	\$ -0-	\$ 6,250
Health Insurance, Pensions, and Social Security	8,599,009	-0-	8,599,009
Fleet, Workers' Compensation & G.L.	985,418	-0-	985,418
Transfers to Sinking Fund	2,731,263	-0-	2,731,263
Unemployment Compensation	17,500	-0-	17,500

SUMMARY OF APPROPRIATIONS (continued)

Hourly Legal Fund	23,296	-0-	23,296
Unappropriated/Reserves	390,988	-0-	390,988
Military and Civil Celebrations	<u>300</u>	-0-	<u>300</u>
	<u>\$12,754,024</u>	-0-	<u>\$12,754,024</u>
 TOTAL All Functions	 <u>\$37,570,702</u>	 <u>\$10,000</u>	 <u>\$37,580,702</u>
 TOTAL for Operations, Maintenance, Interest, and Capital Outlay			 <u>\$37,580,702</u>

SECTION 3. An estimate of the specific items making up the amounts appropriated to the respective departments is on file at the offices of the Township Manager, 8230 Old York Road, Elkins Park, Pennsylvania.

SECTION 4. That any Ordinance, or part of Ordinance, conflicting with this Ordinance be and the same is hereby repealed insofar as the same affects this Ordinance.

ENACTED into an Ordinance this 22<sup>nd</sup> day of **December**, A.D., 2010.

TOWNSHIP OF CHELTENHAM  
BOARD OF COMMISSIONERS

By: Morton J. Simon, Jr.  
Morton J. Simon, Jr., President

ATTES David G. Kraynik  
David G. Kraynik, Secretary

c. The Board of Commissioners considered adoption of the 2011 Capital Budget. Mr. Kraynik explained certain modifications such as the addition of a new refuse packer to allow for single-source recycling collection.

Discussion ensued regarding the Capital Budget. Mr. Swavola stated that the Commissioners are looking to establish a Capital Budget line item for the Fire Companies. They wish to adopt the Capital Budget this evening this evening with the understanding that a Capital Program from the Fire Companies can be added in the amount of \$35,000. He asked the Fire Companies for a gentlemen's agreement that they will work on a \$35,000 Capital Program. Representatives of the Glenside Fire Company, speaking on behalf of all the Fire Companies, agreed.

Mr. McKeown commented that he would like to see the Police Department become a priority but had no objection to having \$35,000 come out of the Capital Budget for the Fire Companies.

Mr. Sharkey agreed with Mr. Swavola.

Upon motion of Mr. Swavola, the Board of Commissioners adopted **Ordinance No. 2214-10** approving the 2011 Capital Budget as amended by the Township Manager via his memorandum dated December 22, 2010 (see attached).

CHELTENHAM TOWNSHIP  
ORDINANCE NO. 2214-10

**AN ORDINANCE OF THE TOWNSHIP OF CHELTENHAM, COUNTY OF  
MONTGOMERY, OF THE COMMONWEALTH OF PENNSYLVANIA,  
APPROVING AND ADOPTING THE CAPITAL BUDGET FOR 2011  
PURSUANT TO SECTION 1205 OF THE HOME RULE CHARTER.**

The Board of Commissioners of Cheltenham Township hereby ordains:

SECTION 1. A Summary of the Capital Budget as follows:

INCOME:

Estimated Cash and Investments for January 1, 2011 (\$ 492,079)

Anticipated Income:

Amounts Provided by Others	10,308,686
Amounts Provided by Assessments	0
Amount Transferred to/from General Fund Budget	<u>( 1,499,023)</u>
TOTAL Anticipated Cash and Receipts	<u>\$ 8,317,584</u>

EXPENSES:

2010 Project Costs \$16,435,438

Estimated Cash Balance at Year Ending 12/31/11 (\$ 8,117,854)

SECTION 2. Copies of the 2011 Capital Budget in Detail Form are available in the Office of the Township Manager, 8230 Old York Road, Elkins Park, Pennsylvania, Monday through Friday, 8:00 a.m. to 4:30 p.m., to any interested person(s).

ENACTED into an Ordinance this 22<sup>nd</sup> day of December, A.D. 2010.

TOWNSHIP OF CHELTENHAM  
BOARD OF COMMISSIONERS

By: Morton J. Simon, Jr.  
Morton J. Simon, Jr., President

ATTEST: David G. Kraynik  
David G. Kraynik, Secretary

d. Upon motion of Mr. Swavola, the Board of Commissioners unanimously adopted **Ordinance No. 2215-10** establishing new sewer rental rates.

**CHELTENHAM TOWNSHIP  
ORDINANCE NO. 2215-10**

AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF CHELTHENHAM, CHAPTER 238 THEREOF, ENTITLED "SEWERS," TO INCREASE THE ANNUAL SEWER RENTAL RATES AND UNIT SANITARY SEWER CHARGE AS SET FORTH IN SECTION 238-23. THEREOF.

THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF CHELTHENHAM HEREBY ORDAINS;

**SECTION 1.** The Code of the Township of Cheltenham, Chapter 238 thereof, entitled "Sewers" is hereby amended by replacing Subsection 238-23., entitled "Sewer Rates," in its entirety with the following new Subsection 238-23. as follows:

§ 238-23. Sewer rates.

A. All owners of properties connecting with the Township's Sanitary Sewer System shall pay an annual rate or rental therefore, in accordance with and not to exceed the following schedule of Annual Sewer Rental Rates:

(1) Commercial rates.

<b>Type of Fixture</b>	<b>Annual Sewer Rental Rate</b>
Basins	\$ 29.61
Basins (churches and schools)	14.81
Basins (Bradley)	98.70
Sinks (public bar, single)	34.55
Sinks (public bar, double)	69.09
Sinks (public bar, triple)	103.64
Sinks (photo development)	98.70
Sinks (slop)	59.22
Sinks (glass wash)	98.70

<b>Type of Fixture</b>	<b>Annual Sewer Rental Rate</b>
Sinks (ice fish box)	\$ 98.70
Sinks (school and churches)	34.55
Toilets (churches and schools)	34.55
Toilets	59.22
Fountains (soda, single)	98.70
Fountains (soda, double)	197.36
Fountains (drinking)	14.81
Urinals	29.61
Dishwashers	296.06
Dishwashers (large)	592.07
Laundry tubs (apartment building, single)	148.03
Laundry tubs (apartment building, double)	296.06
Laundry tubs (restaurants)	34.55
Washing machines (heavy duty, 25- pound-type)	394.71
Washing machines (laundromat)	296.60
Washing machines (convalescent or aged home)	246.69
Washing machines (school, small domestic-type)	49.33
Drains (floor)	296.06
Drains (case) (drip)	34.55
Drains (refrigerator, restaurant or store)	98.70
Extractor (schools)	49.33

<b>Type of Fixture</b>	<b>Annual Sewer Rental Rate</b>
Water conditioner (softener)	\$ 98.70
X-ray tanks	59.22
Shower baths	59.22
Whirlpool baths	49.33
Mop receptacles	34.55
Water dispensers	29.61
Dental chairs	49.33
Ice cream machines	98.70
Ice cream dippers	49.33
Mug freezers	49.33
Ice cream maker (restaurants)	49.33
Ice boxes (walk-in, small)	98.70
Ice boxes (walk-in, large)	197.36
Potato peelers	34.55
Coffee urns	49.33
Steam tables	98.70
Salad trays	49.33
Food chillers (ice pans)	98.70
Coolers (bottles) (milk)	34.55
Steam cookers (restaurants)	49.33
Cold-water steam condensers (dry cleaning)	98.70
Sinks (scullery)	98.70

<b>Type of Fixture</b>	<b>Annual Sewer Rental Rate</b>
Extractors (apartments, each tub)	\$ 59.22
Steam baths	34.55
Laundry tubs (duplex apartments, each tub)	9.87
Washing machines (apartment for public use)	246.69
Air conditioners	98.70
Drains (ice fish case)	49.33
Stoves (Chinese)	49.33
Water dispensers or stations	14.81
Drains (garbage)	49.33
Drains (induction heater)	34.55
Garbage disposals (large)	246.69
Sinks (photo developing continuous flow)	118.42
Water-heating tanks	98.70
Self-service dry cleaning machines	34.55
Car washes, minimum (rated on water consumption)	986.79
(2) Private dwellings.	
Basins, each	\$ 14.81
Sinks, first	34.55
Double bowl sink	49.33
Sinks, additional (single-family)	14.81
Toilets, each	34.55

<b>Type of Fixture</b>	<b>Annual Sewer Rental Rate</b>
Bathtubs, each	24.70
Shower baths	14.81
Laundry tubs, each	9.87
Electric washing machines	19.74
Dishwashers	19.74
Garbage disposals	98.70
Air conditioners	34.55
Bar sinks	14.81
Bidets	14.81
Urinals	29.61
Slop hoppers	59.22

The Sewer Rental for an individual property shall be the aggregate Annual Sewer Rental for all sewer fixtures on the property.

- B. The Sewer Rental Rate or Charge shall also, and in addition, be based on water consumption for the prior year as provided by AQUA Pennsylvania (or its successor entity(s)), and every user shall be allowed a Base Sanitary Sewer Gallonage equal to the user's aggregate Annual Sewer Rental (as determined above) divided by the Unit Sanitary Sewer Charge.

In the event that any user consumes more than the Base Sanitary Sewer Gallonage, then the annual rental shall be increased by an amount equal to the product of the excess amount of water used times the Excess Water Unit Sanitary Sewer Charge.

For Year 2011, the Unit Sanitary Sewer Charge shall not exceed \$5.69 per each 1000 gallons of water.

For Year 2011, the Excess Water Unit Sanitary Sewer Charge shall not exceed \$5.99 per each 1000 gallons of excess water.

C. Example of determination of Sewer Charges

1. Assumed fixture units at typical house and Sewer Rental therefore:

Fixtures	Sewer Rental
3 Toilets @ \$34.55 each	\$ 103.65
3 Basins @ \$14.81 each	44.43
2 Bathtubs @ \$24.70 each	49.40
1 Double Bowl Sink @ \$49.33	49.33
1 Dishwasher @ \$19.74	19.74
1 Electric Washing Machine @ \$19.74	<u>19.74</u>
Aggregate Annual Sewer Rental	\$ 286.29

2. Determination of Base Sanitary Sewer Gallonage ("BSSG")

$$\text{BSSG} = (\text{Aggregate Annual Sewer Rental}) \div (\text{Unit Sanitary Sewer Charge})$$

$$\text{Unit Sanitary Sewer Charge} = \$5.69/1000 \text{ gallons}$$

$$\text{BSSG} = (\$286.29) \div (\$5.69/1000 \text{ gallons}) = 50,315 \text{ gallons}$$

3. Actual Water Usage (From AQUA Pennsylvania records) = 70,000 gallons

4. Determination of Excess Water ("EW") use

$$\begin{aligned} \text{EW} &= \text{Actual Water Usage} - \text{BSSG} \\ &= 70,000 \text{ gallons} - 50,315 \text{ gallons} \\ &= 19,685 \text{ gallons} \end{aligned}$$

5. Determination of Excess Water Charge ("EWC")

$$\begin{aligned} \text{EWC} &= \text{EW} \times \text{Excess Water Unit Sanitary Sewer Charge} \\ &= 19,685 \text{ gallons} \times (\$5.99/1000 \text{ gallons}) \\ &= \$117.91 \end{aligned}$$

6. Determination of Total Sewer Charge

$$\begin{aligned} \text{Total Sewer Charge} &= \text{Aggregate Annual Sewer Rental} + \text{EWC} \\ &= \$286.29 + 117.91 \\ &= \$404.20 \end{aligned}$$

- D. The Sewer Aggregate Annual Sewer Rental and the Excess Water Charge shall be paid annually in advance and will be included as charges on the Township's Real Estate Tax Bill.

In the case of new connections to the Township's Sanitary Sewer System made after January 1 of any year the Aggregate Sewer Rental shall be prorated for the portion of the year remaining and be paid in advance upon receipt of an invoice from the Township therefor.

- E. Subsequent to the adoption of this Subsection, the Annual Sewer Rental Rates, the Unit Sanitary Sewer Charge and the Excess Water Unit Sanitary Sewer Charge shall be as established from time to time by Resolution of the Board of Commissioners.

**SECTION 2.** Nothing in this Ordinance or in the Code of the Township of Cheltenham shall be construed to affect any suit or proceedings in any Court, any rights acquired or liability incurred, any permit issued, or any cause or causes of action existing under the said Code prior to the adoption of this amendment.

**SECTION 3.** In all other respects, the Code of the Township of Cheltenham, Chapter 238 thereof, entitled "Sewers", is hereby ratified and reaffirmed except where the same is inconsistent with the provisions contained in this Ordinance.

**SECTION 4.** The provisions of this Ordinance are severable, and if any section, sentence, clause, part, or provision thereof shall be held illegal, invalid, or unconstitutional by any Court of competent jurisdiction, such decision of this court shall not affect or impair the remaining sections, sentences, clauses, parts or provision of this ordinance. It is hereby declared to be the intent of the Township of Cheltenham Board of Commissioners that this Ordinance would have been adopted if such illegal, invalid, or unconstitutional section, sentence clause, part, or provision had not been included herein.

**SECTION 5.** This Ordinance shall take effect and be in force from and after it is approved as required by law. **ENACTED** into an **ORDINANCE** this 22nd day of December 2010.

**TOWNSHIP OF CHELTENHAM  
BOARD OF COMMISSIONERS**

By: Morton J. Simon, J.  
Morton J. Simon, President

ATTEST: David G. Kraynik  
David G. Kraynik, Township Manager

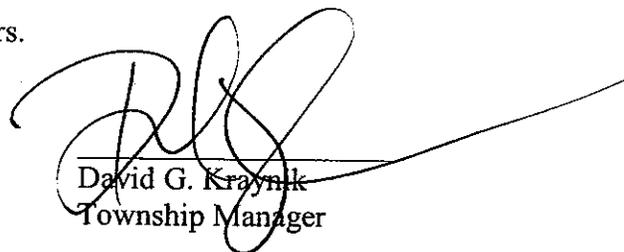
e. Upon motion of Mr. Sharkey, the Board of Commissioners unanimously adopted **Resolution No. 51-10** approving the 2011 Liquid Fuels Budget.

f. Mr. Galdo reviewed the bids received for the Tax Anticipation Note ("TAN"), including premium amounts and interest rates. Mr. Simon questioned the reason for not selecting Oppenheimer & Co. who appeared to have the lowest rate. Mr. Galdo responded that Oppenheimer had only one (1) purchaser, and there was no financial flexibility that would cause the Township to pay a higher rate over twelve (12) months.

g. Upon motion of Mr. Simon, the Board of Commissioners unanimously adopted **Resolution No. 53-10** awarding a contract for the 2011 Tax Anticipation Note in the amount of \$2,800,000.00 to Janney Montgomery Scott, LLC 1801 Market Street, Philadelphia, PA 19103, for Notes maturing December 31, 2011 at a net premium rate of 1.0348 % per annum with a takedown date of January 5, 2011 (see attached).

h. Finance Officer Stephen Burns thanked the Commissioners for not laying off the Tax Office clerk. He suggested that the 2012 budget process commence earlier than usual to identify issues and allow for input by staff and residents. Mr. Simon informed him that the Commissioners have commenced conversations about the 2012 budget process.

There being no further business, upon motion of Mr. Simon, and unanimously approved by the Board of Commissioners, the meeting was adjourned, and the Commissioners commenced an Executive Session to discuss personnel matters.



David G. Kraynk  
Township Manager

Per Anna Marie Felix



**PUBLIC ATTENDANCE LIST**  
**BOARD OF COMMISSIONERS' MEETING**  
**Wednesday, December 22, 2010**  
**Curtis Hall**

NAME (Please Print)	ADDRESS	E-MAIL/TELEPHONE
David Mulligan	7744 PENROSE AVE	Deputy Chief 2@gmail.com
Jonathan Silver	901 N 2nd St 19123	La Motte Fire Co. PRESIDENT@GMAIL.COM
David Washington	Ogontz Fire Co.	215-572-5531 or 911
Brett Sewell	Lamott Fire Co	215-635-0992
John Williams	Lamott fire co	215 635 0996
William Burton	Lamott fire co	215-834-2214 willburton1585@yahoo.com
Betty Cataldi	Glenside	
Brady D'Lauro	Glenside FIRE COMPANY	bdlauro@aol.com
STEVE KORNFFELN	GLENSIDE FIRE COMPANY	FMAN165895@ COMCAST.NET

Tom McHugh 127 Hewett Rd.



**PUBLIC ATTENDANCE LIST**  
**BOARD OF COMMISSIONERS' MEETING**  
**Wednesday, December 22, 2010**  
**Curtis Hall**

NAME (Please Print)	ADDRESS	E-MAIL/TELEPHONE
PAULINE KRETSCHMER	608 SPRING AVE ELKINS PARK,	215 782 1541
KEN KRETSCHMER	ELKINS PARK FIRE CO.	215 782-1541
Azz Gordon	Ogontz Fire	215-881-9282
Phil was here for	Ogontz fire	213-884-7509
Todd Shientz	Glenside Fire Co.	
CARMEN CRUZ	Glenside Fire Co	
STEPHEN WORKMAN	OGONTZ FIRE CO	WORKMANCC@ VERIZON.NET
Brommer Justin	Elkins Park Fire Co	
JENNIFER FELTON	GLENSIDE FIRE CO.	

Joe Stuckert

Glenside fire Co.



**PUBLIC ATTENDANCE LIST**  
**BOARD OF COMMISSIONERS' MEETING**  
**Wednesday, December 22, 2010**  
**Curtis Hall**

NAME (Please Print)	ADDRESS	E-MAIL/TELEPHONE
Mons Hoy	ELKING PARK FC	
Elan Kaplan	ELKING PARK FC	
RASHAWN SPANN	7600 Penrose Ave	rockspann2@gmail.com
Matt Coules	LaMott FC	coulesm@riders.edu
Curtis Robinson	LaMott FC	
George H. Banbury	LaMott FC	
MARK POTTS	OBONTZ F.C.	
Matt Scholly	Glenside Fire Co.	
Adam Regehard	Glensid fire Co.	



**PUBLIC ATTENDANCE LIST**  
**BOARD OF COMMISSIONERS' MEETING**  
**Wednesday, December 22, 2010**  
**Curtis Hall**

NAME (Please Print)	ADDRESS	E-MAIL/TELEPHONE
William Loeffel	La Mott Fire Co,	
Richard J. Kass	Glenview Fire Co. #1	
Bill McCann	Glenview Fire Co.	
Bob Scholky Sr	Glenview Fire Co	
Al Regenthard	319 Harrison Ave	bigal19038@comcast.net
S.P. McHugh	Glenview Fire Co #1	
Angela Buckley	East Cheltenham Library	
K KAETSCHMER	ELKINS PARK FIRE	
C. Faye	Cheltenham PA	



**PUBLIC ATTENDANCE LIST**  
**BOARD OF COMMISSIONERS' MEETING**  
 Wednesday, December 22, 2010  
 Curtis Hall

NAME (Please Print)	ADDRESS	E-MAIL/TELEPHONE
Barbara Kotzow	609 Central Ave.	
R.T. Darghuff	CTPA	
Luke Gunn	7907 Tobey Creek Dr	
DAVID KNATZ	7913 PARK AVE.	
Daniel Norris	236 Barclay Cir. Chelt.	1Norrisdan@yahoo.com
JUSTIN ROBY	110 W BUTLER AVE AMBLER, PA 19002	jroby@megr.com
BOB DE MARIO	65 LIMSKIND Ln	DEMARI4@Verizon.net
Lynn Eckert	Chelt Fire Co	lerkert@gmail.com
TYSHAAN WILLIAMS	CTPA CAMOFS SM	TYSHAANW@ya100.com
MICHAEL MOONE	CTPA	PRESIDENTCTPA@gmail.com

# Township of Cheltenham

Montgomery County, Pennsylvania

## Board of Commissioners

Morton J. Simon, Jr., President  
Harvey Portner, Vice President  
Kathy A. Hampton  
Art Haywood  
Charles D. McKeown  
J. Andrew Sharkey  
Michael J. Swavola

## Township Manager

David G. Kraynik



## Administration Building

8230 Old York Road  
Elkins Park, PA 19027-1589

Phone: 215 887-1000

FAX: 215 887-1561

Website: cheltenhamtownship.org

## MEMORANDUM

**DATE:** December 22, 2010  
**TO:** Board of Commissioners  
**FROM:** David G. Kraynik, Township Manager   
**SUBJECT:** 2011 Budget Status Report #4

A. Changes to budget as per the October 5, 2010 Workshop (\$174,101)

1. Budget deficit reduced from \$3,062,905 to \$2,888,804. Tax increase of \$221 or 21% for average assessed house.

B. Changes to budget as per the November 3, 2010 Budget Message (\$889,287)

1. Budget deficit reduced from \$2,888,804 to \$1,999,517. Tax increase of \$154 or 14.7% for average assessed house.

C. Changes to budget as per the November 10, 2010 Finance Committee meeting (\$428,645)

- |   |             |
|---|-------------|
| 1. Revenue: Sale of Recycling Containers  | (\$500)     |
| 2. Expense: County Planning Commission Consulting Fee   | (\$2,622)   |
| Expense: Cheltenham Transit Service   | \$10,000    |
| Expense: Delaware Valley Insurance Trust  | (\$90,832)  |
| Expense: Delaware Valley Workers' Comp. Trust   | (\$18,737)  |
| Expense: Health Insurance   | (\$320,954) |
| 3. Budget deficit reduced from \$1,999,517 to \$1,570,872. Tax increase of \$121 or 11.5% for average assessed house. |             |

4. For better accounting purposes, the budget will be increased by \$292,920 on both the revenue and expense sides (Fire – Cost Center 60) to reflect a pass-thru of ACT 205 state monies to the five (5) fire companies.

D, Changes to be considered at the December 22, 2010 Board of Commissioners' meeting (\$1,570,872).

1.	Reduced tax revenue due to assessed valuation reduction	\$ 103,656
2.	Reduced Sewage Treatment Costs	(\$ 81,395)
3.	Increased LST Collection Costs	\$ 1,656
4.	Increased employee contributions to healthcare	(\$ 35,277)
5.	Further reduce Unappropriated Fund Balance amount	\$ 100,000
6.	Eliminate one (1) Update Newsletter edition	(\$ 7,565)
7.	Eliminate Part-time Accounting Clerk position (less one (1) month severance)	(\$ 16,390)
8.	Eliminate Main Street Manager position (less two (2) months severance)	(\$ 74,020)
9.	Close Waverly Road Leaf Site on Saturdays –Streets & Bridges	(\$ 2,985-6 mos.)
10.	Close Public Service Facility on Saturdays - Refuse	(\$ 2,985-6 mos.)
11.	Eliminate two (2) additional vacant Police Officer positions (pro-rated for 11 mos.). Total vacant police officer positions being eliminated are five (5).	(\$ 139,230)
12.	Eliminate Arts and Crafts Coordinator position	(\$ 3,300)
13.	Do Parks and Recreation brochure in-house	(\$ 5,600)
14.	Increase Cheltenham Adult School Hourly Rate by \$5	(\$ 1,425)
15.	Increase playground program fee by \$25/child	(\$ 6,625)
16.	Add \$2/child to ticket cost for playground trips	(\$ 1,680)
17.	Allow non-residents to register for playground program	(\$ 1,200)
18.	Increase Teen Camp registration by \$25/child	(\$ 875)
19.	Increase Kiddie Camp registration by \$20/child	(\$ 1,200)
20.	Increase Community Center Party Fees by \$25/party	(\$ 1,875)
21.	Increase pool registration fees for family, seasonal, adult seasonal, student seasonal (see attached)	(\$ 35,145)
22.	Reduce equipment rental – streets and bridges	(\$ 2,000)
23.	Reduce ammunition costs	(\$ 5,000)
24.	Eliminate PA Clean Energy Communities Campaign	(\$ 4,500)
25.	Eliminate Tax Collector's Association Conference	(\$ 500)
26.	Eliminate Part-time Fire Code Inspectors	(\$ 8,000)
27.	Decrease appropriation to Fire Companies (7,000 per company)	(\$ 35,000)
28.	Eliminate consultant to BHAR's	(\$ 15,500)
29.	Reduce education, training, uniforms, seminars, conferences for EMS/Emergency Management	(\$ 7,500)
30.	Eliminate requested library appropriation	(\$ 48,926)

MEMO TO BOARD OF COMMISSIONERS

December 22, 2010

Page Three

31.	Eliminate Township Manager's State Conference (APMM)	(\$ 500)
32.	Eliminate Director of Parks and Recreation State Conference	(\$ 500)
33.	Eliminate two (2) additional vacant public works laborer positions. Total vacant public works positions being eliminated are four (4).	(\$ 118,554)
34.	Eliminate management group raises	(\$ 43,121)
35.	Reduce electric costs – Township Buildings	(\$ 10,835)
36.	Reduce electric costs – Parks and Recreation Buildings	(\$ 4,213)
37.	Reduce electric costs – Street Lights	(\$ 2,620)
38.	Eliminate Commissioners' Spring Conference	(\$ 2,000)
39.	Reduce Janitorial Service from five (5) to three (3) days	(\$ 20,040)
40.	Eliminate Saturday Leaf Bag Collection after holidays - Refuse	(\$ 5,544)
41.	Institute Men's Softball League Field Maintenance Fee	(\$ 1,600)
42.	Close both pools at 7 p.m. beginning August 1, 2011	(\$ 3,488)
43.	Raise Refuse Fee from \$233 to \$275	(\$ 406,350)
44.	Increase Face and Excess Sewer Rental Rates	(\$ 381,448)
45.	Budget dividend refund from DVIT/DVWCT	(\$ 171,410)
46.	Reduce postage	(\$ 3,000)
47.	Reduce economic development expenses	(\$ 1,000)
48.	Reduce waste disposal fees	(\$ 3,250)
49.	Reduce police vehicle maintenance costs	(\$ 2,000)
50.	Reduce police telephone expenses	(\$ 1,500)
51.	Reduce swimming pool utility expenses	(\$ 500)
52.	Reduce Finance Officer miscellaneous expenses	(\$ 375)
53.	Reduce expenses for Fire Department Physicals	(\$ 750)
54.	Reduce zoning appeals expenses	(\$ 1,000)
55.	Reduce Building and Zoning expenses	(\$ 750)
56.	Reduce Zoning Hearing Board expenses	(\$ 1,000)
57.	Increased EIT Collection costs	\$ 118
58.	Increase Parking Meter revenue	(\$ 2,000)
59.	Increase EIT revenue	(\$ 8,500)
60.	Increase gasoline costs – all departments	\$ 33,000
	DEFICIT BALANCE	\$ -0-

Economic Impact to Property Owners:

1. No property tax increase
2. Increased Refuse Fee per household - \$42
3. Average Sewer Bill without Excess Water – approximately \$28.31

OR

Average Sewer Bill with Excess Water – approximately \$57.29

# Township of Cheltenham

Montgomery County, Pennsylvania

**Board of Commissioners**  
 Morton J. Simon, Jr., President  
 Harvey Portner, Vice President  
 Kathy A. Hampton  
 Art Haywood  
 Charles D. McKeown  
 J. Andrew Sharkey  
 Michael J. Swavola



**Administration Building**  
 8230 Old York Road  
 Elkins Park, PA 19027-1589

Phone: 215 887-1000  
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 Website: cheltenhamtownship.org

**Township Manager**  
 David G. Kraynik

December 16, 2010

MEMO TO: Mr. David G. Kraynik, Township Manager  
 FROM: John Hoover, Director  
 Parks and Recreation  
 Re: Revised Proposed Pool Membership Increases for 2011

	<u>2010</u>	<u>2011</u>
<u>Family</u>	\$175	\$210
<u>Adult</u>	\$90	\$105
<u>Youth</u> (age 17 & under)	\$70	\$80
<u>Senior</u> (age 62 & up)	\$40	\$40
<u>Daily Tags</u>	\$20	\$25

Based on 2010 Registration Numbers

900 Family @ \$35 = \$31,500  
 95 Adult @ \$15 = 1,425  
 65 Youth @ \$10 = 650  
 314 Dailies @ \$5 = 1,570  
 \$35,145

Additional Revenue Generated \$35,145

Pool Membership Comparison

	<u>Family Membership</u>	<u>Daily Membership</u>	<u>Daily Admission Fee</u>	
	<u>2010</u>	<u>2010</u>	<u>Adult</u>	<u>Child</u>
<u>Cheltenham</u>	\$175	\$20	\$4	\$3
<u>Abington*</u>	\$200	\$25	\$3.25/3.75	\$2.75/\$3.00
<u>Lower Merion</u>	\$294	\$85	\$5	\$5
<u>Towamencin</u>	\$300	\$0	\$10	\$6

\*\$200 For a Family of three  
 Note: Each additional adult age 18 & over @ \$15.00  
 Each additional child under age 18 @ \$10.00

*A Home Rule Charter Community*

Proposal to close pools at 7: 00 p.m. (instead of 8:00 p.m.) for last five weeks of the season starting August 1, 2011.

The estimated savings was calculated using six days per week because of four special events and swim lesson registration in the month of August 2011. These activities prevent closing the pool before 8:00 p.m.

Savings @ Glenside Pool    \$1,563

Savings @ Conklin Pool    \$1,925

**Total Savings    \$3,488**

# Township of Cheltenham

Montgomery County, Pennsylvania

## Board of Commissioners

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## Township Manager

David G. Kraynik

## MEMORANDUM

**DATE:** December 22, 2010  
**TO:** Board of Commissioners  
**FROM:** David G. Kraynik, Township Manager   
**SUBJECT:** Changes to 2011 Preliminary Capital Budget

I recommend the following changes to the Capital Budget:

<u>Project Description</u>	<u>Project No.</u>	<u>Amount</u>
1. Purchase 2 <sup>nd</sup> Refuse Collection Packer Body Truck for Single-Stream Recycling Collection	92-445	\$225,000
2. Glenside Pool ADA Lift	92-450	\$ 3,500
3. Conklin Pool ADA Lift	92-784	\$ 3,500
4. Citizen Police Academy	92-999	\$ 3,264
5. Curtis Arboretum Landscape Management Plan	92-1034	Eliminate due no grant (\$ 400,000)
6. Single-Stream Recycling Containers	92-1044	New \$ 400,000
	<b>TOTAL CHANGE</b>	<b>\$ 235,264</b>

**TOWNSHIP OF CHELTENHAM  
Montgomery County, Pennsylvania**

**RESOLUTION No. 53-10  
Adopted: December 22, 2010**

AUTHORIZING THE ISSUANCE OF TAX AND REVENUE ANTICIPATION NOTES IN THE AGGREGATE PRINCIPAL AMOUNT OF \$2,800,000.00; AUTHORIZING AND DIRECTING THE PREPARATION, CERTIFICATION AND FILING OF THE PROCEEDINGS WITH THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT; PROVIDING FOR THE DATE, DENOMINATION, INTEREST RATES, MATURITY DATES AND PLACE OF PAYMENT PROVISIONS IN RESPECT OF THE NOTES; PROVIDING FOR THE SECURITY OF THE NOTES; AUTHORIZING THE PROPER OFFICERS TO EXECUTE AND DELIVER THE NOTES; ESTABLISHING A SINKING FUND IN RESPECT OF THE NOTES; PROVIDING FOR A SINKING FUND DEPOSITORY AND PAYING AGENT; ACCEPTING THE PROPOSAL OF JANNEY MONTGOMERY SCOTT, LLC OF PHILADELPHIA, PA FOR THE PURCHASE OF THE NOTES; DESIGNATING THE NOTES AS QUALIFIED TAX-EXEMPT OBLIGATIONS; SETTING FORTH A FORM OF NOTE; AND REPEALING INCONSISTENT RESOLUTIONS.

WHEREAS, the Township of Cheltenham, Montgomery County, Pennsylvania (the "Township"), anticipates receiving taxes and revenues during the fiscal year ending December 31, 2011 which are as yet uncollected; and

WHEREAS, the Township has estimated its expected taxes, revenues and expenditures for the upcoming fiscal year and will experience a cash flow deficit during some portions of such fiscal year; and

WHEREAS, the Township has therefore determined to borrow for the purpose of meeting current expenses by issuing Notes to be repaid from said anticipated taxes and revenues,

all in accordance with the Local Government Unit Debt Act (the "Debt Act") being Act No. 52 of the 1978 General Assembly of the Commonwealth of Pennsylvania, approved April 28, 1978, as amended and re-enacted by Act No. 177 of the 1996 General Assembly of the Commonwealth of Pennsylvania, approved December 19, 1996, as amended; and

WHEREAS, the Township has received an acceptable proposal for the purchase of its Tax and Revenue Anticipation Notes hereinafter described; and

WHEREAS, as required by Section 8126 of the Debt Act, the authorized officers of the Township have heretofore made an estimate of the moneys to be received during the period when the said Tax and Revenue Anticipation Notes will be outstanding from taxes then levied and assessed and revenues and, by their execution of a certificate with respect thereto dated December 22, 2010 (the "Certificate as to Taxes and Revenues"), have certified the said estimate;

NOW THEREFORE, BE IT RESOLVED by the Board of Township Commissioners of Cheltenham Township, Pennsylvania, that:

Section 1. For the reasons and purposes recited above, the Township hereby authorizes the issuance of tax and revenue anticipation notes in the aggregate principal amount of \$2,800,000 (the "Notes") in anticipation of the receipt of current taxes and revenues, said Notes to be sold and delivered as hereinafter provided.

Section 2. The President and Secretary of the Board of Commissioners of the Township, or any duly appointed successor, as the case may be, are hereby authorized and directed to prepare and verify a certified copy of this Resolution and a true copy of the accepted proposal for the purchase of the Notes, all as required by Section 8128 of the Debt Act, and to file all of the above, together with an executed copy of the Certificate as to Taxes and Revenues,

the contents of which are hereby approved, with the Department of Community and Economic Development of the Commonwealth of Pennsylvania. The President and Secretary of the Board of Commissioners are also hereby authorized and directed to prepare and verify a certificate indicating the cumulative cash flow deficit calculated in accordance with Section 148 of the Internal Revenue Code of 1986, as amended (the "Code"), and the rules and regulations promulgated thereunder.

Section 3. The Notes shall be designated "Tax and Revenue Anticipation Notes, Series of 2011," shall be issued in denominations of \$100,000 each or integral multiples thereof, and in the aggregate principal amount of \$2,800,000, shall be numbered consecutively from 1 upwards for identification, shall not be prepayable prior to maturity, shall be payable to bearer, shall be dated January 5, 2011, shall bear interest at the rate of one and one-half percent (1.50%) per annum from January 5, 2011 (computed on the basis of a 360 day year of twelve 30 day months) payable at maturity, shall mature on December 31, 2011, and shall be payable at the place and in the manner and be otherwise in substantially the form recited in Section 12 hereof.

Section 4. The Notes shall be executed by the President of the Board of Commissioners and shall have the corporate seal of the Township affixed thereto, duly attested by the Secretary of the Board (or any acting Secretary appointed for such purpose). The President of the Board of Township Commissioners or his delegate is hereby authorized and directed to deliver the Notes to the Purchaser of the Notes hereinafter named upon the terms and conditions hereinafter provided for such delivery and to execute and deliver such other documents and to take such other action as may be necessary or appropriate in order to effectuate the issuance and sale of the Notes, all in accordance with this Resolution and the Debt Act. The

Notes may be executed by facsimile signatures and seal of the Township if manually authenticated by the Paying Agent.

Section 5. The Notes, together with any other tax and/or revenue anticipation notes to be issued by the Township during the Township's fiscal year ending on December 31, 2011, shall be equally and ratably secured by a pledge of, security interest in, and a lien and charge on, the taxes and/or all other revenues, as the case may be, to be received by the Township during the period when the Notes are outstanding; and the Secretary is hereby authorized and directed to prepare and file such financing statements as may be necessary under the Pennsylvania Uniform Commercial Code and Section 8125 of the Debt Act to fully perfect said pledge, security interest, lien and charge. The terms of this Resolution shall constitute a security agreement within the meaning of the Pennsylvania Uniform Commercial Code.

Section 6. There is hereby established a Sinking Fund to be known as "Sinking Fund, Cheltenham Township Tax and Revenue Anticipation Notes, Series of 2011," into which the Township covenants to deposit and into which the Director of Fiscal Affairs is hereby authorized and directed to deposit, on or before December 31, 2011, from taxes and revenues received by the Township, amounts sufficient to pay the interest on and the principal of the Notes due on such dates as provided in Section 3 hereof. All sums in the Sinking Fund shall be applied exclusively to the payment of said principal and interest. Said Sinking Fund shall be kept in a separate account at the principal office of the Sinking Fund Depository provided for in Section 7 hereof, until such time as the Board of Township Commissioners by Resolution shall provide for a similar separate account in another bank, trust company or bank and trust company located and lawfully conducting a bank or trust business in the Commonwealth of Pennsylvania. The said Sinking Fund Depository, without further authorization than is herein contained, shall

pay from the moneys in the Sinking Fund the interest on and the principal of the Notes, when the same shall become due.

Section 7. The President is hereby authorized and directed to contract with Janney Montgomery Scott, LLC, (and with such additional co-paying agents as may be specified in the proposal accepted by Section 10 hereof) for its services as sinking fund depository (the "Sinking Fund Depository") and paying agent (the "Paying Agent"), said Bank being hereby appointed to such positions in respect of the Township's Tax and Revenue Anticipation Notes, Series of 2011. The Purchaser, as defined in Section 10 hereof, shall pay all fees and expenses of the Sinking Fund Depository.

Section 8. The Township hereby covenants with the holders from time to time of the Notes that it will make no investment or other use of the proceeds of the Notes which would cause such Notes to be "arbitrage bonds" within the meaning of Section 148 of the Code and the rules and regulations thereunder, and that it will comply with the requirements of said Section and the rules and regulations throughout the term of the Notes. The Township further covenants that it will comply with the requirements of the Code that must be met after the issuance of the Notes in order that interest on the Notes not be included in gross income for federal income tax purposes. Neither the Director of Fiscal Affairs nor any other official of the Township shall make any investment inconsistent with the foregoing covenants.

The Township further covenants that it will file or cause to be filed with the Internal Revenue Service a report of the issuance of the Notes as required by Section 149(e) of the Code as a condition of the exemption of the interest on the Notes from federal income tax.

Section 9. The Notes shall be sold at private sale by invitation upon receipt of an acceptable bid proposal for the purchase thereof, which proposal shall be in compliance with the provisions of the Debt Act.

Section 10. The bid proposal, presented to the Board of Township Commissioners at a public meeting on the date of this Resolution, of December 22, 2010, such proposal being dated such date and being in conformity with the requirements set forth in Section 10 hereof, is hereby accepted and the Notes are awarded to Janney Montgomery Scott, LLC, (the "Purchaser") at a price of \$2,800,000, being the principal amount of the Notes plus a premium of \$12,880. The President and Secretary of the Board of Township Commissioners are hereby authorized to execute and deliver the proposal and the Secretary is hereby directed to notify the Purchaser of such action and to file the original of said proposal with the records of the Township. The officers of the Township are hereby authorized to deliver the Notes to the Purchaser upon receipt of the principal amount thereof and upon compliance with all conditions precedent to such delivery required by the Debt Act, this Resolution, and said proposal; and the officers of the Township are hereby authorized and directed to prepare, verify and deliver to the Purchaser, concurrently with the delivery of the Notes, the certificate required by Section 8127 of the Debt Act, a copy of which certificate shall be retained in the records of the Township until all tax and/or revenue anticipation notes issued by the Township during the fiscal year ending on December 31, 2011 shall have been paid in full.

Section 11. The Notes are designated by the Township as "Qualified Tax-Exempt Obligations" within the meaning of Section 265(b)(3) of the Code for purposes of determining the deductibility of interest expense of banks and other financial institutions holding the Notes.

Section 12. The form of the Notes shall be substantially as follows, the terms and conditions set forth in such form being hereby incorporated by reference and enacted as if fully recited at length herein and said form is hereby approved:

**[FORM OF 2011 NOTE]**

\$100,000

UNITED STATES OF AMERICA  
COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF MONTGOMERY

TOWNSHIP OF CHELTENHAM  
1.50% Tax and Revenue Anticipation Note,  
Series of 2011

TOWNSHIP OF CHELTENHAM, Montgomery County, Commonwealth of Pennsylvania (the "Issuer"), for value received, hereby promises to pay to Bearer, upon surrender hereof, the principal sum of One Hundred Thousand Dollars (\$100,000) on the 31st day of December, 2011, together with interest on said sum from the 5<sup>th</sup> day of January, 2011, until maturity or earlier prepayment, computed on the basis of a 360 day year of twelve 30 day months at the annual rate of one and one-half percent (1.50%). Both the principal of and interest on this Note shall be payable in lawful money of the United States of America at the office of Janney Montgomery Scott, LLC, (the "Sinking Fund Depository"), one and zero three four eight percent (1.0348%) being net cost to the Township.

This Note constitutes a series of 1.50% Tax and Revenue Anticipation Notes, Series of 2011, authorized and issued in the aggregate principal amount of \$2,800,000 (the "Notes") in accordance with the provisions of the Local Government Unit Debt Act of the Commonwealth of Pennsylvania, Act No. 1978-52, approved April 28, 1978, as amended and reenacted by Act No. 1996-177, approved December 19, 1996, as amended (the "Act"), and pursuant to a resolution (the "Resolution") duly adopted by the governing body of the Issuer and filed, together with other required documents, with the Pennsylvania Department of Community and Economic Development. Reference is hereby made to the Act and the Resolution for a complete statement of the rights and limitations of rights of holders of the Notes, to all of which the holder hereof by acceptance of this Note assents.

This Note is issued under and in accordance with the Act, for the purpose of providing funds for current expenses payable in the current fiscal year in anticipation of the receipt of taxes and other revenues by the Issuer from the date of original delivery of the Notes to the stated maturity date thereof.

**This Note is not prepayable prior to maturity.**

This Note is secured by the pledge of, security interest in and a lien and charge on the taxes and other revenues of the Issuer specified in the Resolution to be received during the period when the Notes are outstanding. Such pledge, security interest, lien and charge have been perfected and are enforceable in the manner provided by the Act.

The Act provides that this Note, its transfer and the income therefrom (including any profits made on the sale thereof) shall at all times be free from taxation for state and local purposes within the Commonwealth of Pennsylvania, but this exemption does not extend to gift, estate, succession or inheritance taxes or any other taxes not levied directly on the Notes, the transfer thereof, the income therefrom, or the realization of profits on the sale thereof.

The Issuer has covenanted that it will deposit in the sinking fund for the Notes established by the Resolution with the Sinking Fund Depository such amounts as will be sufficient to pay the principal of and interest on the Notes as and when the same shall become due and payable, and such sinking fund shall be applied exclusively to such purpose.

The Issuer has covenanted that it will not make any use of the proceeds of the Notes or do or suffer any other action which would cause the Notes to be "arbitrage bonds" as such term is defined in Section 148 of the Internal Revenue Code of 1986, as amended (the "Code"), and applicable rules and regulations thereunder.

No recourse shall be had for the payment of the principal of or interest on this Note, or for any claim based hereon or on the Resolution, against any member, officer or employee, past, present or future, of the Issuer or of any successor body, either directly or through the Issuer or any such successor body, under any constitutional provision, statute or rule of law, or by the enforcement of any assessment or by any legal or equitable proceeding or otherwise, and all such liability of such members, officers or employees is released as a condition of and as consideration for the execution and issuance of this Note.

It is hereby certified that all actions required by the Act to be taken to render this Note valid and obligatory have been duly taken pursuant to the Act; that all acts, conditions and things required by the laws of the Commonwealth of Pennsylvania to exist, to have happened or to have been performed precedent to and in the authorization and issuance of this Note exist, have happened and have been performed in regular and due form and manner and as required by law, and that all existing indebtedness of the Issuer is within every limitation prescribed by the Constitution and the statutes of the Commonwealth of Pennsylvania.

The Notes are designated by the Township as "Qualified Tax-Exempt Obligations" within the meaning of Section 265(b)(3) of the Code for purposes of determining the deductibility of interest expense of banks and other financial institutions holding the Notes.

IN WITNESS WHEREOF, the Township of Cheltenham has caused this Note to be executed by the President of the Board of Township Commissioners, its seal to be hereunto affixed and the same to be attested to by its Secretary, all as of the 5th day of January 2011.

Adopted by the Board of Commissioners on December 22, 2010.

TOWNSHIP OF CHELTENHAM

By: Morton J. Simon Jr.  
Morton J. Simon Jr.  
President, Board of Commissioners

ATTEST:

By: David G. Kraynik  
David G. Kraynik, Secretary

[SEAL]