

November 18, 2008
Curtis Hall

The regular meeting of the **BOARD OF COMMISSIONERS** was held this evening, President Jeffrey A. Muldawer presiding. Members present were Commissioners Greenwald, McKeown, Portner, Simon, and Swavola. Staff present were Charlyn Battle, Human Resources Coordinator; John O. Hoover, Jr., Director of Parks and Recreation; Rudy Kasthuber, Public Works Coordinator; David Lynch, Director of Engineering, Zoning & Inspections; M. Elizabeth McBride, Director of Fiscal Affairs; Mark McDonnell, Public Works Coordinator; John J. Norris, Chief of Police; Joseph W. O'Neill, Fire Marshal; Ruth Littner Shaw, Main Street Manager; Andrew B. Cantor, Wisler, Pearlstine, LLP; and David G. Kraynik, Township Manager. Also present was Finance Officer Stephen Burns. There were no signatures on the Public Attendance List that was provided.

1. President Muldawer opened the meeting with the Pledge of Allegiance being led by Commissioner Simon.
2. Each member having received a copy of the Commissioners' Regular Meeting Minutes dated October 21, 2008, upon motion of Mr. Portner, the Minutes were unanimously approved by the Board of Commissioners.
3. Each member having received a copy of the Executive Summary Financial Report of the Manager/Secretary for the month of October, 2008, upon motion of Mr. McKeown, the Report was unanimously approved by the Board of Commissioners and ordered spread in full upon the Minute Book.
4. Each member having received a copy of the Accounts Paid Report for the month of October, 2008, upon motion of Mr. Swavola, the Report was unanimously approved by the Board of Commissioners and ordered spread in full upon the Minute Book.

5. Mr. Muldawer presented Resolution No. 35-08 to Ander Doughty in recognition of his retirement after 41-years of service as an employee in the Public Works Department.

Resolution No. 35-08
of the Board of Commissioners of Cheltenham Township

Whereas, THE BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, Montgomery County, Pennsylvania, with appreciation and respect, salutes **ANDER LEE DOUGHTY**, of 6519 North Lambert Street in Philadelphia, on the occasion of his retirement after 41 years of service with the Township; and

Whereas, **ANDER LEE DOUGHTY** joined the Township Public Works Department as a Laborer on June 16, 1967. He was promoted to Skilled Laborer in 1975 and then to Heavy Equipment Operator #2 in 1987 in the Highway Division. In 1992 he transferred to the Refuse/Recycling Division as a Driver-Operator of a recycling truck. He was named a group leader in 1997, a position he maintained until his official retirement on July 17, 2008; and

Whereas, **ANDER LEE DOUGHTY** was respected as a good worker by his supervisors and well-liked by his co-workers. His kindness and jovial temperament is missed by everyone who had the pleasure to work with him.

NOW, THEREFORE, BE IT RESOLVED that the BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, duly convened in regular session this Eighteenth Day of November, A.D., 2008, does hereby officially honor **ANDER LEE DOUGHTY** for his dedicated service to the Cheltenham community and wishes him the best of luck in all his future endeavors. It is further directed that this Resolution be spread in full upon the minutes of this meeting and that a copy thereof be presented to Mr. Doughty.

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

**BOARD OF COMMISSIONERS
OF CHELTENHAM TOWNSHIP**

By: Jeffrey A. Muldower
President

Attest: David G. Kravitz
Township Manager and Secretary

6. Mr. Portner presented Resolution No. 31-08 to Laura Schwanger for her bronze medal win at the Paralympic Games in Beijing, China.

Resolution No. 31-08
of the Board of Commissioners of Cheltenham Township

Whereas, THE BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, Montgomery County, Pennsylvania, with great admiration and pride, salutes **LAURA SCHWANGER**, of 1404 Juniper Avenue in Elkins Park, for earning a bronze medal in rowing in the Paralympic Games in Beijing; and

Whereas, Representing the United States, **LAURA SCHWANGER**, who trains on the Schuylkill with the Philadelphia Rowing Program for the Disabled, sped through a 1,000-meter course in the arms-only singles rowing event in 6 minutes and 35.07 seconds, featuring a powerful, come-from-behind performance in the last 250 meters to secure the bronze; and

Whereas, **LAURA SCHWANGER** is no stranger to overcoming challenges. Diagnosed with multiple sclerosis in 1981 while serving on active duty in the army, she then faced breast cancer two years ago. But her battles with illness did not deter her from her training for the Paralympics. Now approaching age 50, **LAURA SCHWANGER** may retire from competitive rowing, but she will continue to serve as an instructor and inspiration in the Philadelphia program.

NOW, THEREFORE, BE IT RESOLVED that the BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, in its regular session on this Eighteenth Day of November, 2008, A.D., does hereby officially honor **LAURA SCHWANGER** for her athletic achievement and salutes her enormous courage and dedication in overcoming daunting obstacles. 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 Ms. Schwanger.

IN WITNESS WHEREOF, I, JEFFREY A. MULDAWER, 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 ninth.

**BOARD OF COMMISSIONERS
OF CHELTENHAM TOWNSHIP**

By: Jeffrey A. Muldower
President

Attest: David G. Kraybill
Township Manager and Secretary

7. Upon motion of Mr. Greenwald, the Board of Commissioners unanimously approved a Certificate of Appropriateness for Application No. L841 to Quaynh Thu Pham and Camhuong Pham, owners of premises known as 8 Latham Parkway, LaMott, relating to the repair of the existing masonry walls and columns, repair of the existing brick walls along the Willow Avenue street frontage and the masonry fence wall along the west property line as recommended by the LaMott Board of Historical and Architectural Review.

8. Upon motion of Mr. Greenwald, the Board of Commissioners unanimously approved a Certificate of Appropriateness for Application No. L842 to Kalimex, Inc., contractor to Ronald Upshaw Davis, owner of premises known as 7305 Keenan Street, LaMott, relating to the replacement of existing gutters and downspouts, installation of privacy fence, vinyl siding, decking, steel entry door, railing system, windows, and repair of masonry including the stone foundations and brickwork and a slate roof, as recommended by the LaMott Board of Historical and Architectural Review.

9. Upon motion of Mr. Greenwald, the Board of Commissioners unanimously approve a Certificate of Appropriateness for Application No. L843 to Harold Lichtman, AIA, representative of 1347 Cheltenham Associates, LP, owners of premises known as 1347 Cheltenham Avenue, LaMott, relating to the installation of a new EIFS Wall System, new aluminum capping, storefront windows and parapet wall along the Cheltenham Avenue street frontage as recommended by the LaMott Board of Historical and Architectural Review.

10. Upon motion of Mr. Greenwald, the Board of Commissioners unanimously approved a Certificate of Appropriateness for Application No. W796 to Emily McHugh and Jacob Stine, owners of premises known as 101 Cliff Terrace, Wyncote, relating to the replacement of existing windows as recommended by the Wyncote Board of Historical and Architectural Review.

11. Upon motion of Mr. Greenwald, the Board of Commissioners unanimously approved a Certificate of Appropriateness for Application No. W797 to Michael and Marian Rieders, owners of 8107 Accomac Road, Wyncote, relating to the restoration of the existing Traumbauer House to its original 1892 style and decor as recommended by the Wyncote Board of Historical and Architectural Review.

12. Upon motion of Mr. Greenwald, the Board of Commissioners unanimously approved a Certificate of Appropriateness for Application No. W798 to Melanie Vallerio, owner of premises known as 173 Fernbrook Avenue, Wyncote, relating to the repair and replacement of a portion of the existing porch floor decking and a portion of the wood porch ceiling as recommended by the Wyncote Board of Historical and Architectural Review.

13. Upon motion of Mr. Greenwald, the Board of Commissioners unanimously approved a request by Michael Yanoff, Attorney for the Applicant, for an extension of the time period in which Cheltenham Township Development Application No. 00-05 Record Plan Wordsworth Academy Site Improvements – 7827 Old York Road is to be acted upon by the Township to June 30, 2009.

14. The Board of Commissioners considered awarding contracts for interior/exterior historic rehabilitation for certain properties in LaMott. Mr. Swavola opposed using the word “historic”. Mr. Kraynik noted that said properties will have to obtain approval from the LaMott Board of Historical and Architectural Review for any renovations. Contracts were awarded as follows:

a. Upon motion of Mr. Greenwald, the Board of Commissioners unanimously awarded a contract for interior/exterior rehabilitation and repair work at 1701 Beech Avenue, LaMott, to Premier Builders and Remodeling, Williamstown, NJ, in the amount of \$25,295.00

for all work items in the bid except Items 2, 4 and 5. The owners have agreed to reimburse the Township \$295.00.

b. Upon of Mr. Greenwald, the Board of Commissioners unanimously awarded a contract for interior/exterior rehabilitation and repair work at 1800 Chelsea Road, LaMott, to Premier Building and Remodeling, Williamstown, NJ, in the amount of \$24,573.00 for all work items except Items 1, 3, 5, 6, 10, 11, 14 and 19.

c. Upon motion of Mr. Greenwald, the Board of Commissioners unanimously awarded a contract for interior/exterior rehabilitation and repair work at 1805 Chelsea Road, LaMott, to Premier Building and Remodeling, Williamstown, NJ, in the amount of \$25,000.00 for all work items except Items 1 and 9 and only a portion of Item 7.

15. Upon motion of Mr. Greenwald, the Board of Commissioners unanimously adopted Resolution No. 36-08 recognizing the past achievements and dedication of Frederick Triplett to his community and nation.

Resolution No. 36-08
of the Board of Commissioners of Cheltenham Township

Whereas, THE BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, Montgomery County, Pennsylvania, with sadness and respect recognizes the recent passing of **FREDERICK MAHLON TRIPLETT**, a life-long resident of LaMott and a graduate of Cheltenham High School; and

Whereas, **FREDERICK MAHLON TRIPLETT**, known affectionately as “Rook”, lived a full life serving his community and nation with distinction. He served in World War II from 1943 to 1945, receiving the Good Conduct Medal, five Bronze Stars and the Victory Medal. From 1945 to 1948, he was part of the Signal Corps, an administrative branch of the United States Army. He was a 60-year member of American Legion Moore-Triplett Post 451, Jenkintown, and served as the post’s Treasurer. He worked with the United States Postal Service for 33-years and retired from the Oak Lane Post Office in 1981. He was a member of the Black Pilots of America, Roscoe Draper Chapter; and

Whereas, **FREDERICK MAHLON TRIPLETT** was one of six Triplett brothers who distinguished themselves on the athletic field, in the community and in business. The Triplett brothers formed the Triplett Scholarship Fund, which was a non-profit organization providing scholarships to students at Cheltenham High School. Fred was the president of the scholarship fund for eleven years.

NOW, THEREFORE, BE IT RESOLVED that the BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, duly convened in regular session this Eighteenth Day of November, A.D., 2008, does hereby officially honor the life of **FREDERICK MAHLON TRIPLETT**, and he will be missed by everyone in Cheltenham Township.

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

**BOARD OF COMMISSIONERS
OF CHELTENHAM TOWNSHIP**

By: Jeffrey A. Muldower
President

By: Hanny Portin
Commissioner, Ward 3

Attest: Daniel C. Kraybill
Township Manager and Secretary

16. Upon motion of Mr. Greenwald, and unanimously approved by the Board of Commissioners, the Public Works Committee Regular Meeting Minutes dated November 12, 2008, were accepted, as amended.

17. Upon motion of Mr. Simon, and unanimously approved by the Board of Commissioners, the Public Affairs Committee Regular Meeting Minutes dated November 5, 2008, were accepted.

18. Upon motion of Mr. Portner, the Board of Commissioners unanimously adopted Ordinance No. 2166-08-08 amending Chapter 285 thereof, entitled “Vehicles and Traffic”.

ORDINANCE NO. 2166-08

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 **DELETING** the following:

- | | | |
|----------------|-----|---|
| MYRTLE AVENUE | (1) | NO PARKING, north side, Central Avenue to 30 feet west. |
| MYRTLE AVENUE | (2) | NO PARKING, south side, Central Avenue to 30 feet west. |
| MYRTLE AVENUE | (3) | STOP STREET at Laurel Avenue; at Central Avenue. |
| OAK ROAD | (1) | NO PARKING, west side, Springhouse Lane to Limekiln Pike. |
| RADCLIFFE ROAD | (3) | STOP STREET at Glenside Avenue. |
| WEST AVENUE | A. | STOP STREET at Melrose Avenue. |
| WEST AVENUE | C. | STOP STREET at Stratford Avenue. |

SECTION 2. 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:

- | | | |
|-------------------|------|--|
| MOUNTAIN AVENUE | (3) | NO PARKING, east side, Valley Road to 45 feet north. |
| MT. CARMEL AVENUE | (14) | HANDICAPPED PARKING at 148 Mt. Carmel Avenue.
This addition is effective for the duration period that this resident is eligible for a reserved handicapped space. |
| MYRTLE AVENUE | (1) | NO PARKING, north side, Central Avenue to 60 feet west. |
| MYRTLE AVENUE | (2) | NO PARKING, south side, Central Avenue to 60 feet west. |

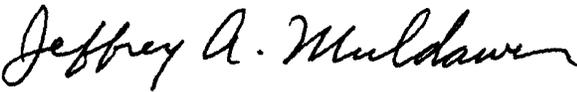
MYRTLE AVENUE	(3)	STOP STREET at Laurel Avenue; at Central Avenue; at Elm Street.
MYRTLE AVENUE	(15)	NO PARKING, north side, Central Avenue to Ryers Avenue.
MYRTLE AVENUE	(16)	NO PARKING, south side, Central Avenue to 50 feet east.
OAK ROAD	(1)	NO PARKING, north side, Springhouse Lane to Limekiln Pike.
OAK ROAD	(3)	NO PARKING, south side, 75 feet from Limekiln Pike.
OAK ROAD	(4)	STOP STREET at Limekiln Pike; at Springhouse Lane.
RADCLIFFE ROAD	(3)	STOP STREET at Glenside Avenue; at Limekiln Pike.
WEST AVENUE	A.	STOP STREET at Melrose Avenue; at Stratford Avenue; at Ashbourne Road.

SECTION 3. 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 4. This Ordinance shall take effect and be in force from and after its approval as required by law.

ENACTED into an Ordinance this **18th day of November, A.D., 2008.**

BOARD OF COMMISSIONERS
TOWNSHIP OF CHELTENHAM

By 
Jeffrey A. Muldawer, President

ATTEST: 
David G. Kraynik, Secretary

19. Upon motion of Mr. Portner, and unanimously approved by the Board of Commissioners, the Public Safety Committee Regular Meeting Minutes dated November 5, 2008, were accepted.

20. Upon motion of Mr. Greenwald, and unanimously approved by the Board of Commissioners, the Building and Zoning Committee Regular Meeting Minutes dated November 5, 2008, were accepted.

21. Upon motion of Mr. Greenwald, the Board of Commissioners adopted Resolution No. 37-08 authorizing the following transfers within the 2008 General Operating Budget:

Resolution No. 37-08

From:

To:

Administration

01-004 Wages Clerks & Asst. \$20,000

Administration

01-005 Office Supplies & Postage \$ 2,000
01-016 Other Expenses \$14,000
01-012 Telephone \$ 4,000

Solicitor's Salary & Fees

01-013 Solicitor \$ 4,000

Administration

01-012 Telephone \$ 4,000

Wages Parks & Recreation

01-082 Wages Parks & Recreation \$ 2,500

Parks Security

01-081 Parks Security \$ 2,500

22. Upon motion of Mr. Greenwald, the Board of Commissioners unanimously adopted Ordinance No. 2167-08 approving the following transfers within the 2008 Operating Budget:

**CHELTENHAM TOWNSHIP
ORDINANCE NO. 2167-08**

**AN ORDINANCE AMENDING ORDINANCE NO. 2149-07 ENACTED
DECEMBER 18, 2007, AFFIXING THE TAX RATE FOR THE YEAR 2008
AND APPROPRIATING SPECIFIC SUMS ESTIMATED TO BE
REQUIRED FOR THE PURPOSES OF TOWNSHIP GOVERNMENT
DURING THE CURRENT FISCAL YEAR.**

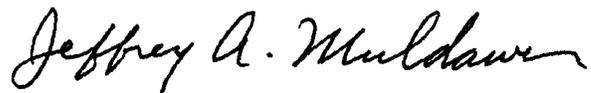
The Board of Commissioners of the Township of Cheltenham hereby ordains:

SECTION I. That Section 2 of Ordinance No. 2149-07 enacted December 18, 2007 setting forth amounts appropriated for expenses for various departments, is hereby amended and modified as follows:

DEPARTMENT	FROM	TO
Sewer	\$3,423,269	\$3,403,269
Fire	\$1,032,612	\$1,052,612

ENACTED into an **Ordinance this 18th day of November, A.D., 2008.**

TOWNSHIP OF CHELTENHAM
BOARD OF COMMISSIONERS



BY: _____
Jeffrey A. Muldawer, President

ATTEST:



David G. Kraynik, Secretary

23. Upon motion of Mr. Greenwald, the Board of Commissioners unanimously approved that the fee for the Summer Teen Enrichment Program be increased from \$750 to \$800 per person.

24. Upon motion by Mr. Greenwald, the Board of Commissioners unanimously approved an increase in the following Community Center Rental Fees:

A. Basic Party

<u>Resident Fee</u>	<u>Resident New Fee</u>	<u>Non-Resident Fee</u>	<u>Non-Resident New Fee</u>	<u>Hours</u>
\$100.00	\$150.00	\$130.00	\$ 180.00	2HRS
\$140.00	\$190.00	\$180.00	\$ 230.00	2 ½ HRS
\$180.00	\$ 230.00	\$230.00	\$ 280.00	3HRS
\$40.00/each additional ½ hour	\$50.00/each additional ½ hour	\$50.00 each additional ½ hour	\$60.00 each additional ½ hour	1/2HR

B. Sports Party

<u>Resident Fee</u>	<u>Resident New Fee</u>	<u>Non-Resident Fee</u>	<u>Non-Resident New Fee</u>	<u>Hours</u>
\$125.00	\$175.00	\$155.00	\$205.00	2HRS
\$165.00	\$215.00	\$205.00	\$255.00	2 ½ HRS
\$205.00	\$255.00	\$255.00	\$305.00	3HRS
\$40.00/each additional ½ hour	\$50.00/each additional ½ hour	\$50.00 each additional ½ hour	\$60.00 each additional ½ hour	1/2HR

25. Upon motion of Mr. Greenwald, and unanimously approved by the Board of Commissioners, the Finance Committee Regular Meeting Minutes dated November 12, 2008, were accepted.

26. Under New Business:

a. Upon motion of Mr. Portner, the Board of Commissioners unanimously adopted the *Preliminary 2009 Operating and Capital Budgets* as presented on November 5, 2008 in accordance with Section 1205 of the Home Rule Charter.

b. In accordance with the Code of the Township of Cheltenham and Article XIII, Section 1302, of the Home Rule Charter, the President of the Board presented new appointments to Citizens' Committees for the advice and consent of the Board of Commissioners.

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

<u>Environmental Advisory Council</u> K. Daryl Carrington, 153 Hewett Road, Wyncote Justin S. Moriconi, 302 Stowe Road, Elkins Park, Ex-Officio Member	<u>Term Expiration</u> January 1, 2009
<u>Human Relations Committee</u> David K. Flaks, 7515 Vernon Road, Melrose Park	January 1, 2009

There being no further business, upon motion of Mr. Muldawer, and unanimously approved by the Board of Commissioners, the meeting was adjourned, and the Commissioners commenced an Executive Session to discuss litigation, labor negotiations and real estate matters.

David G. Kraynik
Township Manager

As per Anna Marie Felix

