

October 15, 2014
Curtis Hall

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

Staff present were Charlyn Battle, Director of Human Resources; Alyson Elliott, Assistant Township Manager; Michael Fleming, Public Works Coordinator; Nancy Gibson, Public Information and Complaint Officer; Brian Hinson, Acting Director of Parks and Recreation; John Norris, Chief of Police; Joseph O'Neill, Fire Marshal; Bruce Rangnow, Director of Fiscal Affairs; and Bryan T. Havir, Township Manager. Also present was Joseph M. Bagley, Esq., Township Solicitor. A Public Attendance List is attached.

1. The meeting commenced at 7:30 p.m. with the Pledge of Allegiance being led by Commissioner Norris.

2. Upon review of the September Board of Commissioners Meeting Minutes, Ms. Rappoport stated that she suggested that the Local Landmark Ordinance be further reviewed by the Planning Commission at the September 17, 2014 Board meeting and requested that the Minutes be so amended. Each member having received a copy of the Commissioners' Regular Meeting dated September 17, 2014, upon motion of Mr. McKeown, the Minutes were unanimously approved by the Board of Commissioners, as amended.

3. Each member having received a copy of the Executive Summary Financial Report of the Manager/Secretary for the month of September, 2014, upon motion of Mr. Sharkey, the Report was unanimously approved by the Board of Commissioners.

4. Each member having received a copy of the Accounts Paid Report for the month of September, 2014, upon motion of Mr. Sharkey, the Report was unanimously approved by the Board of Commissioners.

5. Mr. Sharkey presented **Resolution No. 27-14** to the New Life Presbyterian Church of Glenside commemorating its 40th Anniversary (see attached).

6. Mr. Sharkey presented awards to the following members of the Cheltenham Police Department:

Official Commendation of Merit	Officer Daniel Schaefer
Official Commendation of Merit	Detective John Barr
Official Certificate of Commendation	Sergeant Michael Regan
Official Certificate of Commendation	Officer Michael Corbo
Unit Citation	Officer David Chiofolo
Unit Citation	Detective Harry Hall
Unit Citation	Officer Michael Davis
Unit Citation	Officer Michael Moore

7. Review of the Public Works Committee Meeting Minutes dated October 8, 2014:

a. Upon motion of Mr. Haywood, the Board of Commissioners unanimously adopted **Resolution No. 33-14** approving a revised Sewage Facilities Planning Module for 1333 Cheltenham Avenue, Elkins Park (see attached).

b. Upon motion of Mr. Haywood, the Board of Commissioners unanimously approved the First Amendment to the Wastewater Service Agreement between Cheltenham Township and Jenkintown Borough removing the City of Philadelphia as a party to the Agreement (see attached).

c. Upon motion of Mr. Haywood, the Board of Commissioners unanimously awarded a contract for the Glenside Memorial Hall Floor Reinforcement Project to Centre Point Construction, Inc., Lansdale, PA in the amount of \$77,800, being the lowest responsible bidder meeting Township specifications and being within budgetary limitations.

d. Upon motion of Mr. Haywood, the Board of Commissioners unanimously authorized a Request of Bids for the sale of the Township-owned parcel of land located at 0 Limekiln Pike (also known as Cheltenham Avenue adjacent to East Cedarbrook Plaza).

e. Upon motion of Mr. Haywood, the Board of Commissioners unanimously directed Township Staff, the Township Solicitor, and the Township's Land Planning Consultant, to draft an Ordinance approving the Concept Plan, as presented at the October 8, 2014 meeting of the Public Works Committee and with amendments made by said Committee, for the Falcon Hill Development in Laverock.

f. Mr. Simon asked about the timeline for Aqua's Water Main Replacement Project on Church Road. Mr. Havir stated that Aqua has moved up the anticipated completion date to sometime in December 2014 from February 2015.

g. Mr. Simon and Ms. Rappoport made certain amendments to said Minutes.

h. Upon motion of Mr. Haywood, the Board of Commissioners unanimously accepted the Public Works Committee Meeting Minutes dated October 8, 2014, as amended.

8. Upon motion of Mr. Sharkey, the Public Safety Committee Meeting Minutes dated October 1, 2014, were accepted.

9. Review of the Public Affairs Committee Meeting Minutes dated October 1, 2014:

a. Upon motion of Mr. McKeown, the Board of Commissioners unanimously adopted **Resolution No. 31-14** authorizing the filing of a grant application for State Multimodal Transportation Funding for the implementation of Transportation and Pedestrian Improvements in the Elkins Park East Commercial District (see attached).

b. Upon motion of Mr. McKeown, the Board of Commissioners unanimously adopted **Resolution No. 32-14** supporting the efforts of residents to preserve renovate and renew the historic and architectural integrity of the Jenkintown-Wyncote Train Station (see attached).

c. Upon motion of Mr. McKeown, the Board of Commissioners unanimously accepted the Public Affairs Committee Meeting Minutes dated October 1, 2014.

10. Review of the Building and Zoning Committee Meeting Minutes dated October 1, 2014:

a. The Board of Commissioners considered a Stipulated Settlement Agreement and a Mutual Release between the Township and David and Ethel Dobson, owners of the property known as 425 Greenwood Avenue, Wyncote.

Robert Collings, an adjacent neighbor at 213 Barker Road, stated that he was a protestant to the Dobson's zoning application; he was granted a Petition to Intervene by the court; he opposed the agreements recommended by the Building and Zoning Committee since they denied him reasonable opportunity to look at court records, and he wanted to try to reach an agreement with the Dobson's to fairly resolve the issues between them. He asked the Commissioners to not consider approving said agreements and that since he is a party as an intervener, he should have consideration in the matter.

Mr. Bagley advised the Board of Commissioners that they could move forward with the Stipulated Settlement Agreement. The Agreement needs to be approved by a judge, and Mr. Collings can argue his point at that time.

Extensive discussion ensued regarding the legal issues surrounding Mr. Colling's position as an Intervener. Ms. Rappoport stated that she would abstain from voting on the matter due to a lack of knowledge about the issues surrounding it.

Richard Berlinger, Esq., attorney for David and Ethel Dobson, withdrew both agreements on behalf of his client. He was willing to consider any resolutions to the issues that Mr. Collings has with his clients and come back before the Board of Commissionees.

b. Upon motion of Mr. Simon, the Board of Commissioners withdrew the the Stipulated Settlement Agreement and a Mutual Release drafted between the Township and David and Ethel Dobson, owners of the property known as 425 Greenwood Avenue, Wyncote, as requested by the attorney for David and Ethel Dobson (AYES: Haywood, McKeown, Norris, Portner, Sharkey, Simon; ABSTAIN: Rappoport).

c. Upon motion of Mr. Simon, the Board of Commissioners unanimously accepted the Building and Zoning Committee Meeting Minutes dated October 1, 2014.

11. Review of the Finance Committee Meeting Minutes dated October 8, 2014:

a. Mr. Simon asked that certain typos be corrected and that he was misquoted in one as to function of the Cheltenham Community Development Corporation (CDC), was misquoted and asked that the meeting minutes to amended for clarification.

b. Upon motion of Mr. Simon, the Board of Commissioners unanimously authorized the formation of an Alternative Revenue Committee ("ARC") to explore sources of additional revenue. Board President Portner announced that this ARC would consist of five five (5) members – three (3) Commissioners and two (2) members of the public and would not have any alternate members at this time. Mr. Portner appointed, the following members to said committee: himself, Commissioners Sharkey and Rappoport, Dr. James Brady, Elkins Park, and Leon J. Chudzinski, Wyncote.

c. Upon motion of Mr. Simon, the Board of Commissioners unanimsously accepted the Finance Committee Meeting Minutes dated October 8, 2014 as amended.

12. Under Old Business – None.

13. Under New Business:

a. Upon motion of Mr. Sharkey, the Board of Commissioners unanimously approved a Resolution commemorating the 50th Anniversary of the Wesley Pharmacy in Glenside. Said Resolution to be presented at a future meeting.

b. Ms. Rappoport said that she has received complaints about the enforcement and associated fines of the FOG Ordinance. Mr. Havir responded that the Township has not received any complaints. Fine are set in the Ordinance.

14. Under Citizens' Forum – Wendy Blutstein asked the Ordinance drafted for the Falcon Hill development in Laverock be tightly crafted so as to preserve the community, trees, visibility, maintenance of the wall, and open space, and to be certain that Springfield Township does the same.

There being no further business, upon motion of Mr. Sharkey, and unanimously approved by the Committee, the meeting was adjourned at 9:00 a.m.



Bryan T. Havir
Township Manager

as per Anna Marie Felix

Resolution No. 27-14
of the Board of Commissioners of Cheltenham Township

Whereas, THE BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, Montgomery County, Pennsylvania, with deep admiration and respect, salutes **NEW LIFE PRESBYTERIAN CHURCH OF GLENSIDE** on the occasion of its 40th Anniversary; and

Whereas, **NEW LIFE CHURCH** originated from a Bible study group in 1972 that became organized as a separate congregation of the Orthodox Presbyterian Church in 1974. It continued to grow and meet at various nearby locations until in 1990 the church purchased the former Casa Conti building, where it resides today, and officially changed its name to **NEW LIFE PRESBYTERIAN CHURCH OF GLENSIDE**; and

Whereas, **NEW LIFE CHURCH** actively reaches out to help the community by offering many valuable services, including an addiction support group, food cupboard, thrift store, youth clubs, financial relief and community event assistance. Its growth has been marked by discipleship and evangelism, and its heritage has been shaped by the core mission: "To know Christ and to make him known."

NOW, THEREFORE, BE IT RESOLVED that the BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, duly convened in regular session this Fifteenth Day of October, A.D., 2014, does hereby officially recognize the 40th Anniversary of the **NEW LIFE PRESBYTERIAN CHURCH OF GLENSIDE** and its many 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 presented to Community Outreach Coordinator Nancy Bower.

IN WITNESS WHEREOF, I, HARVEY PORTNER, 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 fifteenth.

**BOARD OF COMMISSIONERS
OF CHELTENHAM TOWNSHIP**

Harvey Portner

By: _____
Harvey Portner, President

[Signature]

Attest: _____
Bryan T. Havir
Township Manager and Secretary



DEP Code No.
1-46003-157-3J

**RESOLUTION FOR PLAN REVISION
FOR NEW LAND DEVELOPMENT**

RESOLUTION NO. 33-14

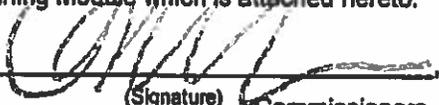
RESOLUTION OF THE ~~(SUPERVISORS)~~ (COMMISSIONERS) ~~(COUNCILMEN)~~ of Cheltenham
(TOWNSHIP) ~~(BOROUGH)~~ ~~(CITY)~~, Montgomery COUNTY, PENNSYLVANIA (hereinafter "the municipality").

WHEREAS Section 5 of the Act of January 24, 1966, P.L. 1535, No. 537, known as the "Pennsylvania Sewage Facilities Act", as Amended, and the rules and Regulations of the Pennsylvania Department of Environmental Protection (Department) adopted thereunder, Chapter 71 of Title 25 of the Pennsylvania Code, require the municipality to adopt an Official Sewage Facilities Plan providing for sewage services adequate to prevent contamination of waters of the Commonwealth and/or environmental health hazards from sewage wastes, and to revise said plan whenever it is necessary to determine whether a proposed method of sewage disposal for a new land development conforms to a comprehensive program of pollution control and water quality management, and

WHEREAS More Shopping, LP land developer has proposed the development of a parcel of land identified as 1333 Cheltenham Avenue name of subdivision, and described in the attached Sewage Facilities Planning Module, and proposes that such subdivision be served by: (check all that apply), sewer tap-ins, sewer extension, new treatment facility, individual onlot systems, community onlot systems, spray irrigation, retaining tanks, other, (please specify). _____

WHEREAS, Cheltenham Township municipality finds that the subdivision described in the attached Sewage Facilities Planning Module conforms to applicable sewage related zoning and other sewage related municipal ordinances and plans, and to a comprehensive program of pollution control and water quality management.

NOW, THEREFORE, BE IT RESOLVED that the ~~(Supervisors)~~ (Commissioners) ~~(Councilmen)~~ of the (Township) ~~(Borough)~~ ~~(City)~~ of Cheltenham hereby adopt and submit to the Department of Environmental Protection for its approval as a revision to the "Official Sewage Facilities Plan" of the municipality the above referenced Sewage Facilities Planning Module which is attached hereto.

I  Secretary, _____
(Signature) Commissioners

Township Board of ~~Supervisors~~ ~~(Borough Council)~~ ~~(City Councilmen)~~, hereby certify that the foregoing is a true copy of the Township (Borough) (City) Resolution # 33-14, adopted, October 15, 2014.

Municipal Address:

Township of Cheltenham
8230 Old York Road
Elkins Park, PA 19027
Telephone (215) 887-1000

Seal of
Governing Body

FIRST AMENDMENT TO
WASTEWATER SERVICE AGREEMENT
BETWEEN CHELTENHAM TOWNSHIP AND JENKINTOWN BOROUGH

The Wastewater Service Agreement between the Township of Cheltenham ("Cheltenham") and the Borough of Jenkintown ("Jenkintown") dated June 18, 2014 ("Wastewater Service Agreement") is hereby amended to remove the City of Philadelphia as a party to the Agreement. Cheltenham and Jenkintown agree that execution of the Wastewater Service Agreement by the City of Philadelphia is not necessary for the Wastewater Service Agreement to remain effective between Cheltenham and Jenkintown. The Wastewater Service Agreement is hereby ratified and reconfirmed in all other respects.

This Amendment may be signed in counterparts with the same force and effect as if both parties had executed the same original of this Amendment.

IN WITNESS WHEREOF, Cheltenham and Jenkintown have caused this Amendment to be executed by its duly authorized officials acting as of the day and year written below.

TOWNSHIP OF CHELTENHAM

By: 
Harvey Portner, President
Board of Commissioners

Date: October 15, 2014

ATTEST: 
Bryan Havir
Township Manager/Secretary

BOROUGH OF JENKINTOWN

By: _____
Deborra Sines Pancoe, President
Borough Council

Date: _____

ATTEST: _____
George Locke
Borough Manager

**TOWNSHIP OF CHELTENHAM
RESOLUTION NO. 31-14**

**RESOLUTION AUTHORIZING THE TOWNSHIP ADMINISTRATION
TO PURSUE STATE TRANSPORTATION FUNDING TO SUPPORT
THE IMPLEMENTATION OF TRANSPORTATION AND
PEDESTRIAN IMPROVEMENTS IN THE
ELKINS PARK EAST COMMERCIAL DISTRICT**

WHEREAS, the Township of Cheltenham, Montgomery County, Pennsylvania is desirous of applying for state funding from the Pennsylvania Department of Transportation Multimodal Transportation Fund (MTF) to financially aid in the Township's implementation of transportation and pedestrian improvements in the Elkins Park East Commercial District; and

WHEREAS, the proposed physical enhancements will address the state's multimodal and smart transportation policies and initiatives by integrating land use and transportation decisions to improve the Township's commercial district of Elkins Park East by providing safe and reliable transportation options, traffic calming measures, enhanced pedestrian access and bicycle connections to public transit facilities, pedestrian safety and physical site improvements that require the removal of barriers to ADA, and way-finding signage to benefit economic growth and stabilization, both of the commercial core and the surrounding neighborhood that primarily support revitalization of the business district.

NOW THEREFORE BE IT RESOLVED, that the Board of Commissioners of Cheltenham Township, Montgomery County, Pennsylvania, is desirous of filing a FY 2015-16 MTF application to secure funds from the Department in an amount up to \$1,500,000 based on the total project cost per the attached Cost Estimates (Exhibit A) for the purpose of a variety of streetscape and traffic calming improvements in the Elkins Park East Commercial District on the surrounding streets of High School Road, Montgomery, Harrison and Park Avenues in Elkins Park, and will be used for the construction of such elements as pedestrian sidewalk and curb improvements, ADA compliant curb cuts, ramps planters, benches, ornamental street lighting, sound attenuation pedestrian crossing devices, illuminated bollards, pedestrian crosswalks and mid-block crossings, and other traffic calming improvements, roundabout transit bus shelters, bicycle amenities, kiosks, community gateway plantings and other vital amenities and visual elements, which are part of the Cheltenham Township Commercial District Enhancement Plan and Comprehensive Plan of Cheltenham Township.

BE IT FURTHER RESOLVED, that the Board of Commissioners of Cheltenham Township, Montgomery County does hereby designate the President of the Board of Commissioners and the Township Manager/Secretary as the officials to execute all documents and agreements between Cheltenham Township and the Pennsylvania Department of Transportation to facilitate and assist in obtaining the requested grant.

BE IT FURTHER RESOLVED, that the Township Manager/Secretary of the Township of Cheltenham is directed to execute a certificate attesting to the adoption of this Resolution and to furnish a copy of the Resolution to the Department of Transportation.

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 public meeting held at Curtis Hall, 1250 West Church Road, Wyncote, Pennsylvania, 19095 on Wednesday, October 15, 2014.

TOWNSHIP OF CHELTENHAM
BOARD OF COMMISSIONERS

Harvey Portner

Harvey Portner
President

ATTEST

Bryan T. Havir

Bryan T. Havir
Township Manager/Secretary

(SEAL)

**CHELTENHAM TOWNSHIP
BOARD OF COMMISSIONERS**

MONTGOMERY COUNTY, COMMONWEALTH OF PENNSYLVANIA

RESOLUTION NO. 32-14

**RESOLUTION SUPPORTING THE RENOVATION, PRESERVATION AND
RENEWAL OF THE HISTORIC JENKINTOWN-WYNCOTE TRAIN
STATION BY SEPTA**

WHEREAS, the Jenkintown-Wyncote Train Station on the Southeastern Pennsylvania Transportation Authority's ("SEPTA") Lansdale/Doylestown, Warminster, and Glenside Regional Rail Lines is comprised of a platform, canopies, and a station building that is an architecturally significant structure designed by renowned architect Horace Trumbauer; and

WHEREAS, the Jenkintown-Wyncote Train Station is listed in the National Historic Register as a significant contributor to the Wyncote Historic District which encompasses portions of both Cheltenham Township and Jenkintown Borough; and

WHEREAS, the Train Station regularly serves thousands of residents of Cheltenham Township throughout the year and is a gateway to the Cheltenham Township community; and

WHEREAS, neglect and deterioration of the Train Station over time has been brought to the attention of the Board of Commissioners through the work of the Save The Jenkintown-Wyncote Train Station Coalition; and

WHEREAS, the Board of Commissioners has, on a parallel track, been addressing the issue of "demolition by neglect" in the Township by working on legislation to prohibit the demolition of locally significant historic buildings through negligence, recklessness and/or deliberate actions of their owners; and

WHEREAS, the commercial space in the Train Station, formerly occupied by a restaurant, has been vacant for an extended period of time adding to the distress of the Train Station; and

WHEREAS, a deteriorated and vacant Train Station provides a significant obstacle to progress and a sense of community to the residents of Cheltenham, to travelers through the Township and to the Cheltenham Township local government.

NOW, THEREFORE, the Board of Commissioners of Cheltenham Township hereby resolves as follows:

1. The Board of Commissioners supports the work of the Save the Jenkintown-Wyncote Train Station Coalition to preserve, renovate and renew the Jenkintown-Wyncote Train Station as a historic, economic and architectural resource;
2. The Board of Commissioners directs the staff to reach out to and work with the Borough of Jenkintown and the community's State Representative and Senator Offices to influence an immediate inspection of the maintenance needs of the Train Station and for the Borough of Jenkintown to enforce its local building and property maintenance codes to immediately foster the necessary repairs and renovation to the building;
3. The Board of Commissioners urges and encourages SEPTA to work alongside the Coalition to immediately address the multi-year vacancy in the property and to achieve a mutually-suitable commercial use for the leasable space in the Train Station in the same way that SEPTA has cooperated in licensing the Glenside Farmer's Market and in implementing restaurants and cafes in other train stations along the Lansdale/Doylestown, Warminster, and Glenside Regional Rail Lines.

DULY ADOPTED this 15th day of October, 2014, by the Township of Cheltenham, Montgomery County, Pennsylvania, in lawful session duly assembled.

CHELtenham TOWNSHIP



By: _____
Harvey Portner, President
Board of Commissioners



Attest: _____
Bryan T. Havir, Manager/Secretary

