

July 20, 2011
Curtis Hall

The regular meeting of the **BOARD OF COMMISSIONERS** was held tonight, Harvey Portner, President, presiding. Members present were Commissioners Haywood, McKeown, Sharkey, Simon and Swavola. Staff present were Charlyn Battle, Human Resources Coordinator; 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; John J. Norris, Chief of Police; Joseph O'Neill, Fire Marshal; Joseph Bagley, Esq., Wisler, Pearlstine, LLP; and David G. Kraynik, Township Manager. A Public Attendance List is attached.

1. President Portner opened the meeting with the Pledge of Allegiance being led by Commissioner Simon.
2. Mr. Portner stated that prior to the meeting, the Commissioners held an Executive Session to discuss real estate and personnel matters.
3. Each member having received a copy of the Commissioners' Regular Meeting Minutes dated June 15, 2011, upon motion of Mr. Swavola, 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 June, 2011, 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. Each member having received a copy of the Accounts Paid Report of the Manager/Secretary for the month of June, 2011, upon motion of Mr. Swavola, the Report was unanimously approved by the Board of Commissioners and ordered spread in full upon the Minute Book.

6. Mr. Sharkey presented *Commendations* to the following members of the

Cheltenham Police Department:

Sgt. Richard Schaffer	Official Commendation for Merit
Ofc. David Chiofolo	Official Commendation for Merit
Ofc. Michael Davis	Official Commendation for Merit
Sgt. Michael Regan	Official Certificate of Commendation
Det. Mark Bates	Official Certificate of Commendation
Ofc. David Chiofolo	Official Certificate of Commendation
Ofc. Thomas Fahy	Official Certificate of Commendation
Ofc. John Thompson	Official Commendation for Heroism
Sgt. Michael Regan	Official Certificate of Commendation

7. Mr. Portner administered the Oath of Office to the following members of the

Auxiliary Police:

John DeSanto
Joseph Fetko
Atif Haq

8. Mr. McKeown, accompanied by Dr. Alan Lundy, Chairman of the Substance Abuse and Mental Health Committee, presented *Making a Difference in Cheltenham Awards* to the following individuals and organizations selected by the Substance Abuse and Mental Health Committee:

Cheltenham Phys Ed 5K Run for Jake
Cheltenham Wellness Fair
Jennifer Mosher

9. Upon motion of Mr. Haywood, the Board of Commissioners unanimously approved a Certificate of Appropriateness for Application No. L904 to Selma Wellman, owner of 7310 Keenan Street, La Mott, relating to the replacement of the existing flat roof, installation of new flashing around chimney, new copper drop tubes, downspouts and white aluminum capping on the crown and fascia as recommended by the La Mott Board of Historical and Architectural Review.

10. Upon motion of Mr. Haywood, the Board of Commissioners unanimously approved a Certificate of Appropriateness for Application No. L905 to Enterprise Leasing Company of Philadelphia, prospective tenant of 1617 W. Cheltenham Avenue, La Mott, relating to the installation of 330 L.F. of 6' high "Estate Style" black metal fencing along Cheltenham Avenue and Sycamore Avenue street frontage as recommended by the La Mott Board of Historical and Architectural Review.

11. Upon motion of Mr. Haywood, the Board of Commissioners unanimously approved a Certificate of Appropriateness for Application No. L906 to Paula Booker, owner of 1714 Graham Lane, La Mott, relating to the emergency replacement of her roof as recommended by the La Mott Board of Historical and Architectural Review.

12. Upon motion of Mr. Haywood, the Board of Commissioners unanimously approved a Certificate of Appropriateness for Application No. L907 to David and Dorothy Stevens, owners of 7334 Sycamore Avenue, La Mott, relating to the emergency replacement of the roof contingent upon the Township Engineer's review and approval of said application.

13. Upon motion of Mr. Haywood, the Board of Commissioners unanimously approved a Certificate of Appropriateness for Application No. 904A to Earnestine Wilson, owner of 158 Hilltop Lane, Wyncote, relating to the repair of the porch roof and the replacement of all downspouts and gutters as recommended by the Wyncote Board of Historical and Architectural Review.

14. Upon motion of Mr. Haywood, the Board of Commissioners unanimously approved a Certificate of Appropriateness for Application No. W904B to Earnestine Wilson, owner of 158 Hilltop Lane, Wyncote, relating to the placement of vinyl lattice on both sides of the bottom of the porch as recommended by the Wyncote Board of Historical and Architectural Review.

15. Upon motion of Mr. Haywood, the Board of Commissioners unanimously approved a Certificate of Appropriateness for Application No. W905 to Melanie M. Vallerio, owner of 173 Fernbrook Avenue, Wyncote, relating to the replacement of an interior box gutter with an exterior copper gutter as recommended by the Wyncote Board of Historical and Architectural Review.

16. Upon motion of Mr. Haywood, the Board of Commissioners unanimously approved a Certificate of Appropriateness for Application No. W906 to Martin and Patricia Ragsdale, owners of 102 Woodland Road, Wyncote, relating to the reconstruction of the existing enclosed porch as an open porch with a skylight as recommended by the Wyncote Board of Historical and Architectural Review.

17. Upon motion of Mr. Haywood, the Board of Commissioners unanimously approved a Certificate of Appropriateness for Application No. W907 to Pat and David Lachman, owners of 127 Woodland Road, Wyncote, relating to reroofing the existing porch roof and tower roof as recommended by the Wyncote Board of Historical and Architectural Review.

18. Upon motion of Mr. Haywood, the Board of Commissioners unanimously awarded a Professional Services Contract to CHRS, Inc., North Wales, PA 19454, in an amount not to exceed \$10,000.00 for professional consulting services to the La Mott and Wyncote BHARs. The terms of this contract will commence on August 1, 2011 and end July 31, 2012.

19. Upon motion of Mr. Haywood, the Board of Commissioners unanimously approved the alternate east wall design as amended and identified as "Exhibit A dated July 13, 2011" (removal of seven or eight tiles in top left quadrant, east elevation) for Cheltenham Township Development Plan No. 10-0630 Record Plan Ancillae Assumpta Academy Stepping Stones Lobby Addition – 2025 Church Road, Wyncote, as being in substantial compliance.

20. Upon motion of Mr. Haywood, and unanimously approved by the Board of Commissioners, the Public Works Committee Regular Meeting Minutes dated July 13, 2011, were accepted.

21. Upon motion of Mr. McKeown, the Board of Commissioners unanimously adopted **Resolution No. 21-11** supporting the Pennsylvania Growing Greener Program.

**TOWNSHIP OF CHELTENHAM
MONTGOMERY COUNTY, PENNSYLVANIA**

**RESOLUTION IN SUPPORT OF
RENEWING GROWING GREENER PROGRAM**

RESOLUTION NO. 21-11

WHEREAS, the Growing Greener program has provided funding for preserving open space and farmlands, developing community park and recreation areas, cleaning up abandoned mines and brownfield sites, restoring impaired rivers and streams, and protecting and improving our state game, forest, and park lands; and

WHEREAS, the Township of Cheltenham has effectively leveraged Growing Greener funds to achieve tangible, lasting results for its residents, including green infrastructures projects involving streambank restoration and stabilization, eradication of invasive exotic plants, reintroduction of native plants and enhancements to riparian buffers and corridors; and

WHEREAS, the Township of Cheltenham seeks to protect the health of its citizens and enhance the quality of life for its residents, in part by planning for and implementing projects that preserve open space and historic resources, providing for community parks and recreation, and safeguarding water resources; and

WHEREAS, these projects also provide significant health and economic benefits, increase property values and improve the community's ability to attract growing businesses; and

WHEREAS, the Township of Cheltenham has learned that Growing Greener II will soon expire and funds for Growing Greener I have been precipitously diminished; and that this will affect the community's ability to restore and protect our local environment and the environment of Montgomery County; and

WHEREAS, the Township of Cheltenham understands that throughout Pennsylvania, Growing Greener II has helped to preserve nearly 34,000 acres of working family farms; conserve more than 42,300 acres of threatened natural areas; restore more than 1,600 acres of abandoned mine lands; and enhance access to outdoor recreation through 234 community park projects and 132 state park and forest infrastructure projects; and

WHEREAS, Article I, Section 27 of the Pennsylvania Constitution states that, "The people have a right to clean air, pure water, and to the preservation of the natural, scenic, historic and esthetic values of the environment. Pennsylvania's public natural resources are the common property of all the people, including generations yet to come. As trustee of these resources, the Commonwealth shall conserve and maintain them for the benefit of all the people"; and

WHEREAS, the Township of Cheltenham realizes that the Commonwealth is losing three times more forest, wildlife habitat, farmland and other open spaces to development than it is able to preserve; and that the Commonwealth has over 16,000 miles of rivers and streams that are unsafe for fishing and swimming; and that in Pennsylvania more than 2,000 working family farms await protection from encroaching development; and that 189,000 acres of abandoned mine lands scar 44 of the Commonwealth's counties; and that the grant funds available for community and county recreation, greenways and trails projects have been severely diminished;

WHEREAS, the Township of Cheltenham wishes to encourage and support renewed funding for the *Growing Greener* program, before the last of the Growing Greener II funds are spent in 2011,

NOW, THEREFORE BE IT RESOLVED that:

1. The Township of Cheltenham, supports renewal of Growing Greener by the General Assembly and Governor Corbett with dedicated, sustainable and long-term funding sources,
2. The signed resolution shall be forwarded to the Governor and our respective county and state legislators.

DULY ADOPTED at the regular meeting of the Township of Cheltenham Board of Commissioners this 20th day of July, 2011.

TOWNSHIP OF CHELTENHAM



Harvey Portner, President
Board of Commissioners

ATTEST:



David G. Kraynik
Township Manager/Secretary

22. Upon motion of Mr. McKeown, and unanimously approved by the Board of Commissioners, the Public Affairs Committee Regular Meeting Minutes dated July 6, 2011, were accepted.

23. Upon motion of Mr. Sharkey, the Board of Commissioners unanimously adopted **Ordinance No. 2222-11** amending Chapter 285, thereof, entitled "Vehicles and Traffic".

**CHELTENHAM TOWNSHIP
ORDINANCE NO. 2222-11**

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

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

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

- | | | |
|-------------------|------|---|
| CHELTENHAM AVENUE | (25) | NO LEFT TURN from exit of the driveway of 401 W. Cheltenham Avenue onto westbound Cheltenham Avenue |
| NORTH BENT ROAD | (C) | STOP SIGN, south exit driveway of Thomas Williams Park at North Bent Road. |

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

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

ENACTED into an Ordinance this **20th day of July, A.D., 2011.**

BOARD OF COMMISSIONERS
TOWNSHIP OF CHELTENHAM

By Harvey Portner
Harvey Portner, President

ATTEST:

David G. Kraynik
David G. Kraynik, Secretary

24. Upon motion of Mr. Sharkey, the Board of Commissioners unanimously approved a Justice Assistance Grant (JAG) in the amount of \$11,624.00 for the purchase of portable radios and associated equipment.

25. There was extensive discussion regarding a Resolution that would support the Montgomery County Public Safety Communication System for Police. Municipalities are required to fund this upgrade by either purchasing or leasing the radios. For the Township to purchase the radios would cost \$384,360 for 60 radios.

Mr. Kraynik gave an update and advised that he and Chief Norris contacted about 35 municipalities. The majority are supporting the upgrade. Leasing and purchasing the radios seems to be split down the middle among them, and some have not yet made the decision to lease or purchase.

Mr. Portner stated that there does not appear to be unanimity among the County Commissioners. Mr. Simon stated that it was his understanding that the upgrade will not happen until sometime in the future. When he first read the Resolution as requested by the County, it seemed that the Township was purchasing the radios but upon further consideration, he became concerned that perhaps the Township is making an unnecessary commitment at this time. He proposed a language change in the Resolution to indicate that the Township will participate in any public safety communications system upgrade but that it is deferring on the financial aspect of the decision until it is spelled out in greater detail. Upon further due diligence, he has some reservations regarding the lease vs. purchase of the radios.

Mr. Haywood did not support any purchase of said radios. He felt it was cost prohibitive and an undue burden to municipalities.

Mr. Sharkey asked if the County might give an extension of time for municipalities to decide. Mr. Kraynik responded that there is no indication of any extension and that the County is asking for a response by the end of July.

Mr. Kraynik stated that the Resolution was crafted to address the three (3) points specifically asked by the County, i.e. will the Township participate in the upgrade; will the Township purchase or lease; the number of radios to be purchased.

Upon motion of Mr. Sharkey, the Board of Commissioners agreed to amend the Resolution authorizing the upgrade of the Township's emergency radio system in conjunction with Montgomery County as presented this evening and that said Resolution remain silent on the issue of leasing or purchasing the equipment (Ayes: McKeown; Portner; Sharkey; Simon; Nay: Haywood; Swavola).

26. Upon motion of Mr. Sharkey, the Board of Commissioners adopted **Resolution No. 22-11** supporting the upgrade of the Township's emergency radio system in conjunction with Montgomery County (Ayes: McKeown; Portner; Simon; Sharkey; Nays: Haywood, Swavola).

**TOWNSHIP OF CHELTENHAM
RESOLUTION NO. 22-11**

**RESOLUTION TO PARTICIPATE IN A MONTGOMERY COUNTY
PUBLIC SAFETY COMMUNICATIONS SYSTEM UPGRADE**

WHEREAS, Cheltenham Township has been contacted by Montgomery County ("County"), which is contemplating upgrading the County-wide Public Safety Communication System for Police; and

WHEREAS, Montgomery County will be upgrading its system by either rebanding the frequency or funding new voice and data communications infrastructure and asking municipalities to pay for portable radios for its police officers; and

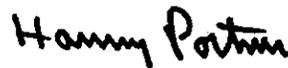
WHEREAS, Montgomery County has funded previous communication upgrades including supplying police departments with radios, and now the County is asking municipalities in very difficult economic times to provide the funds for the radios; and

WHEREAS, the Cheltenham Township Board of Commissioners urges the Montgomery County Commissioners to fund both the infrastructure upgrade and the purchase of portable radios for all police departments in Montgomery County; and

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Cheltenham, Montgomery County, Commonwealth of Pennsylvania, that the Cheltenham Township Board of Commissioners does hereby resolve that in the event the Montgomery County Commissioners do not pay for the radios, Cheltenham Township will reluctantly commit to participate in any public safety communications system upgrade. It is anticipated that 60 radios and related user hardware will be required for use by Township police personnel through the Montgomery County program in the interest of public safety.

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 **July 20, 2011**.

TOWNSHIP OF CHELTENHAM
BOARD OF COMMISSIONERS



Harvey Portner, President

ATTEST



David G. Kraynik, Secretary
(SEAL)

27. Upon motion of Mr. Sharkey, the Board of Commissioners approved a Fire Department Capital Improvement Program for a period of three (3) years in the amount of \$125,000 (Ayes: Haywood; McKeown; Portner; Sharkey; Swavola; Nay: Simon).

Upon motion of Mr. Sharkey, the Board of Commissioners approved the following transfer within the 2011 Capital Budget: (Ayes: Haywood; McKeown; Portner; Sharkey; Swavola; Nay: Simon).

From: Capital Account 92-007 (2011 Bond Issue Proceeds) - \$125,000

To: Capital Account 92-1045 (Fire Department Capital Improvement Program) - \$125,000

28. Upon motion of Mr. Sharkey, and unanimously approved by the Board of Commissioners, the Public Safety Committee Regular Meeting Minutes dated July 6, 2011, were accepted.

29. Upon motion of Mr. Swavola, and unanimously approved by the Board of Commissioners, the Building and Zoning Committee Regular Meeting Minutes dated July 6, 2011, were accepted.

30. Upon motion of Mr. Simon, and unanimously approved by the Board of Commissioners, the Finance Committee Regular Meeting Minutes dated July 13, 2011, were received.

31. Under New Business:

a. Mr. Kraynik requested the advice and consent of the Board for the appointment of Michael G. Fleming to the position of Public Works Coordinator. He reviewed Mr. Fleming's education and experience.

Upon motion of Mr. Portner, the Board of Commissioners unanimously approved the appointment of Michael G. Fleming to the position of Public Works Coordinator at an annual salary of \$72,500.

32. Under Citizens' Forum:

Herschel Elias, 509 Spring Avenue, distributed a proposal to the Commissioners requesting that Conklin Pool hours be extended to 8 p.m. on weekends in August. He calculated the additional required funding and committed to providing some of the additional funds.

Mr. Portner responded that the Commissioners were not prepared to make an immediate decision. Upon their further review and consideration, Mr. Elias would be contacted.

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



David G. Kraynik
Township Manager

as per Anna Marie Felix



PUBLIC ATTENDANCE LIST



Board of Commissioners Meeting

Wednesday, July 20, 2011 @ 7:30 P.M.

Curtis Hall
1250 W. Church Road, Wyncote, PA 19095

(Please Print Clearly)

Print Name	Mailing Address	Telephone Number	E-mail Address
ED PASSELL	100 PAUX POLICE		
S. LABOU	''		
J. DeSANTO	''		
J. Fetko			
J. ELIUS			
ATIF HAQ			
MULE FLEMING	RESIDENT		
Jen Mosher			
Mark Harris	CHS		
Stephen & Anna Heigh			
HERSCHEL ELIAS	509 SPRING ELKINS PARK, PA 19027	215-635-2814	HELIAS11@VERIZON.NET
L Gunn	7907 Tobby Ln EP		waterofleithe@aol.com

Heidi Morein 618 Bayer Rd Chelt.