

June 15, 2011
Curtis Hall

The regular meeting of the **BOARD OF COMMISSIONERS** was held tonight, Harvey Portner, President, presiding. Members present were Commissioners Hampton, 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; Mark McDonnell, Public Works Superintendent; John J. Norris, Chief of Police; Joseph O'Neill, Fire Marshal; Joseph Bagley, Esq., Wisler, Pearlstine, LLP; and David G. Kraynik, Township Manager. Also present was Stephen Burns, Finance Officer. A Public Attendance List is attached.

1. President Portner opened the meeting with the Pledge of Allegiance being led by Commissioner Hampton.
2. Mr. Portner stated that prior to the meeting, the Commissioners held an Executive Session to discuss litigation and potential real estate sale/purchase matters.
3. Each member having received a copy of the Commissioners' Regular Meeting Minutes dated May 18, 2011, upon motion of Mr. McKeown, 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 May, 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 May, 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 Community Service Awards to Robert M. Bradley and Thomsen Ray Cummings for their Eagle Scout projects at High School Park.

7. Upon motion of Mr. Haywood, and unanimously approved by the Board of Commissioners, the Report of the Highway Department for the month of May, 2011 was received.

8. Upon motion of Mr. Haywood, and unanimously approved by the Board of Commissioners, the Report of the Refuse Department for the month of May, 2011 was received.

9. Upon motion of Mr. Haywood, and unanimously approved by the Board of Commissioners, the Report of the Parks Maintenance Department for the month of May, 2011 was received.

10. Upon motion of Mr. Haywood, and unanimously approved by the Board of Commissioners, the Report of the Sewer Department for the month of May, 2011 was received.

11. Upon motion of Mr. Haywood, and unanimously approved by the Board of Commissioners, the Report of the Code Administrator for the month of May, 2011 was received.

12. Upon motion of Mr. Haywood, the Board of Commissioners unanimously concurred with a Consortium Contract awarded by the Lower Merion Township Board of Commissioners for Fuel Oil #2 to Superior Plus Energy Services LLC for the approximate price of \$3.3413 per gallon per fixed delivery. This contract is for a one year period from August 1, 2011 through July 31, 2012.

13. Upon motion of Mr. Haywood, the Board of Commissioners unanimously awarded a Unit Contract for the 2011 Road Milling and Resurfacing Project to Joseph E. Sucher

& Sons, Inc., Eddystone, PA 19022 in the amount of \$230,889.40 being the lowest responsible bidder meeting Township specifications.

14. Upon motion of Mr. Haywood, the Board of Commissioners unanimously awarded a Professional Services Contract for Consulting Services for the design, plans, specifications and bid documents for the Hilltop Lane Retaining Wall to Mainstay Engineering Group, Inc., Ambler, PA 19002 in the amount of \$39,800.

15. Upon motion of Mr. Haywood, and unanimously approved by the Board of Commissioners, the La Mott Board of Historical and Architectural Review Meeting Minutes of June 6, 2011, were received.

16. Upon motion of Mr. Haywood, the Board of Commissioners unanimously issued a Certificate of Appropriateness for Application No. W902 to Carol Hresko-Altdonna, owner of premises known as 161 Greenwood Avenue, Wyncote, relating to the replacement of the roof and downspouts as recommended by the Wyncote Board of Historical and Architectural Review.

17. Upon motion of Mr. Haywood, and unanimously approved by the Board of Commissioner, the Wyncote Board of Historical and Architectural Review Meeting Minutes of June 6, 2011, were received.

18. Upon motion of Mr. Haywood, the Board of Commissioners unanimously granted the request by Arcadia University for a waiver of land development requirements to construct a hard surface trail system that will connect the new pedestrian bridge over the unnamed creek crossing Church Road and then extending to the intersection of Waverly and Church Roads.

19. Upon motion of Mr. Haywood, the Board of Commissioners unanimously granted the request for a waiver of land development requirements to increase the size of a walk-in freezer by 98 +/- SF at the Dunkin' Donuts, 8250 Ogontz Avenue, Wyncote.

20. Upon motion of Mr. Haywood, the Board of Commissioners unanimously rejected the six (6) bid proposals received for the Willow Avenue Road Reconstruction Project on May 25, 2011, as per the recommendation of the Township's Solicitor's office.

Mr. Simon asked about the timeframe for rebidding said project and if a transfer was needed in the Capital Budget. Mr. Kraynik indicated that it will most likely go out for rebid in August, 2011, and a transfer within the 2011 Budget was not necessary.

21. Upon motion of Mr. Haywood, the Board of Commissioners unanimously awarded a Contract for Janitorial Services for Township buildings to Emerga Support Services, LLC., Sewell, NJ., for the following:

Base Bid: One-Year Contract, 7/1/2011 – 6/30/2012 (M,W,F,)	\$14,495.00
Alternate #2: Window Cleaning (Spring and Fall) TAB, PAB, EMS	2,500.00
Alternate #3: Special Floor Cleaning TAB, PSF, PAB	1,804.00
Alternate #5: Carpet Cleaning at TAB	1,506.00
Alternate #6: Floor and Carpet Cleaning (DJC & EOC)	941.00
Alternate #7: Cleaning Richard Wall House Museum & Carriage House	1,879.00
Alternate #8: PAB Additional Cleaning (M,W,F) 3-4 P.M.	<u>1,629.00</u>
TOTAL CONTRACT VALUE	\$24,754.00

being the lowest responsible bidder, meeting Township specifications and being within budgetary limitations.

22. Upon motion of Mr. Haywood, and unanimously approved by the Board of Commissioners, the Environmental Advisory Council Regular Meeting Minutes dated May 16, 2011, were received.

23. Upon motion of Mr. Haywood, and unanimously approved by the Board of Commissioners, the Public Works Committee Regular Meeting Minutes dated June 8, 2011, were accepted.

24. Upon motion of Mr. McKeown, and unanimously approved by the Board of Commissioners, the Public Affairs Committee Regular Meeting Minutes dated June 1, 2011, were accepted.

25. Upon motion of Mr. Sharkey, the Board of Commissioners unanimously adopted **Ordinance No. 2221-11** amending Chapter 285, thereof, entitled "Vehicles and Traffic".

**CHELTENHAM TOWNSHIP
ORDINANCE NO. 2221-11**

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 **DELETING** the following:

GLENSIDE AVENUE (36) STOP STREET at Waverly Road

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:

GLENSIDE AVENUE (36) STOP STREET at North Avenue

WAVERLY ROAD (21) NO PARKING, north side, Berkeley Road to
47 feet east.

WAVERLY ROAD (22) NO PARKING, north side, Berkeley Road to
47 feet west.

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 **15th day of June, A.D., 2011.**

BOARD OF COMMISSIONERS
TOWNSHIP OF CHELTENHAM

Harvey Portner

By _____
Harvey Portner, President

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

26. Upon motion of Mr. Sharkey, and unanimously approved by the Board of Commissioners, the Public Safety Committee Regular Meeting Minutes dated June 1, 2011, were accepted.

27. The Board of Commissioners held discussion regarding the Zoning Hearing Board's decision on Appeal 3336, by Matrix Ashbourne Associates, L.P., for the development of the former Ashbourne Country Club. Mr. Bagley reported that after the Building and Zoning Committee meeting on June 1, 2011, he reviewed the statute, cases under the statute, the Municipalities Planning Code, and the Zoning Hearing Board's decision. Based on this review, Mr. Bagley advised that there is an indication contrary to what he stated on June 1, 2011, that action can be taken by a party through June 26, 2011. He did not recommend any action be taken by the Board. He has entered his appearance on behalf of the Board as he does routinely. He wanted to clarify and correct the record as discussed on June 1, 2011.

Mr. Swavola noted that the Board has tabled any motion on said appeal and asked for clarification as to whether or not this should be acted on. Mr. Bagley advised that said appeal needed to be placed back on the table for the Commissioners to decide to take any action on it. The Board has an opportunity to either take an appeal or take no action on said appeal.

Upon motion of Mr. Swavola, the Board of Commissioners unanimously agreed to take no action on the Zoning Hearing Board decision on Appeal No. 3336.

Mr. Sharkey stated that residents were told that the Commissioners would wait 60-days to take any action on said decision. Mr. Kraynik stated that this appeal can go on the August 3, 2011 agenda of the Building and Zoning Committee meeting since the residents have indicated that their recommendation and input are a matter for land development and not regarding action on an appeal.

Mr. Haywood was not at the June 1, 2011 meeting of the Building and Zoning Committee, and he asked if the Commissioners had reached a decision regarding what percentage of residents over the age of 55 there should be for age-restricted developments. Mr. Kraynik reported that residents had many comments about the proposed age-restricted ordinance, and discussion of this aspect of the ordinance was tabled. The Board of Commissioners unanimously agreed to place this matter on the July 6, 2011 agenda of the Building and Zoning Committee.

28. Upon motion of Mr. Swavola, and unanimously approved by the Board of Commissioners, the Building and Zoning Committee Regular Meeting Minutes dated June 1, 2011, were accepted.

29. Upon motion of Ms. Hampton, and unanimously approved by the Board of Commissioners, the Recreation Reports for the month of May, 2011, were received.

30. Upon motion of Ms. Hampton, the Parks and Recreation Committee Regular Meeting Minutes dated June 8, 2011, were accepted.

31. Under New Business:

a. Ms. Hampton asked if Hilltop Lane residents would receive notice about the status of repair work on said road. Mr. Kraynik responded that both Hilltop Lane and some Woodland Road residents would receive notification.

b. Mr. McKeown thanked Township Staff and volunteers for their help in making the Fishing Derby on June 4, 2011 at Kleinheinz Pond a success.

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



David G. Kraynik
Township Manager

as per Anna Marie Felix

