

WORK SESSION

June 1, 2010

A Work Session of the Whitpain Township Board of Supervisors was held on Tuesday, June 1, 2010 at the Whitpain Township Building, 960 Wentz Road, Blue Bell, PA at 7:30 PM for the purpose of reviewing the agenda of the June 1, 2010 Supervisors' Meeting. Chairman Joseph J. Palmer was present with Supervisors Brian W. Young, Anthony F. Greco, Adam D. Zucker and Frederick Conner. Also present was Township Solicitor James J. Garrity, Assistant Township Manager/Township Engineer Roman M. Pronczak, Police Chief Mark A. Smith, Director of Finance John Marcarelli, Director of Public Works Ronald J. Cione, Director of Code Enforcement Michael McAndrew, and Fire Marshal David M. Camarda. Township Manager Phyllis C. Lieberman and Parks and Recreation Director Kurt W. Baker were absent. One resident was present.

The Supervisors reviewed the agenda discussing approval of the minutes of the May 19, 2010 Supervisors Meeting, approval of the May, 2010 Voucher List, and authorization for the Township Manager to sign on behalf of the Township the First Land Lease Agreement executed by Cellco Partnership/Verizon Wireless. The amendment extends the term for the existing lease for the celltower located at 1301 DeKalb Pike for 20 years unless Verizon terminates it on 6 month's notice. The amendment also provides for yearly increases of 3% on the rental received, which will be \$18,000 for 2010. Discussion continued regarding an Amendment to the Improvement Construction Agreement and Financial Security Agreement between Whitpain Township, Parris Phipps' Station Associates, Phipps Station Group, LLC., and Wells Fargo Bank, NA, a motion to authorize Land Concepts to proceed with preparation of plans and bidding documents for landscape improvements along Skippack Pike in front of Prophecy Creek Park and Shady Grove Elementary School, a public hearing on proposed Ordinance #236-2, an Ordinance regarding Public Fire Protection Services in Whitpain Township, and a public hearing on proposed Ordinance #89-2, an Ordinance adopting the 2009 International Code Council International Fire Code.

Messrs. Pronczak and Cione discussed yard waste recycling regulations and the need to discontinue issuance of burning permits. Municipalities that permit burning of yard waste are at risk of losing annual recycling grants. They also indicated that various options are being evaluated for a short term and a long term solution. Options include such things as separate yard waste collection or designated drop off locations. Mr. Camarda indicated that the Township issues approximately 50 burning permits annually. Mr. Pronczak indicated that the reason for this being on the agenda was to let the Board know of the upcoming change and to let them know that other options are being evaluated.

The Supervisors discussed the current vacancy on the planning commission and the fact that only one application has been received to date. Several additional applications are expected and an appointment will likely be made at the next meeting.

Mr. Palmer indicated that the finance committee met earlier in the day and that one of the things discussed was the fund balance policy. He added that the policy is being structured in accordance with the Government Finance Officers Association (GFOA) guidelines, which recommend fund balances equal to two months revenues or expenditures, whichever is more volatile. A maximum amount for a fund balance would be five points above the GFOA recommended amount, and staff would be required to notify the Board of Supervisors and to develop an action plan if the balance falls three points below the recommended balance. The policy will be finalized and presented at next month's meeting. The Board was in general agreement with the approach being taken.

At approximately 7:50 PM the work session was adjourned and the Supervisors discussed a personnel matter. The Supervisors then left for the public meeting.

The Work Session was not reconvened.

Roman M. Pronczak, P.E.
Whitpain Township Engineer/
Assistant Township Manager

#11-2010

The second monthly meeting of the Whitpain Township Board of Supervisors was held Tuesday, June 1, 2010 at the Whitpain Township Building, 960 Wentz Road, Blue Bell, PA. Supervisors Joseph J. Palmer, Brian W. Young, Anthony F. Greco, Adam D. Zucker, and Frederick R. Conner, Jr. were present. Township Engineer/Assistant Township Manager, Roman M. Pronczak, Township Solicitor James J. Garrity, Finance Director John Marcarelli, Code Enforcement Officer Michael E. McAndrew, Police Chief Mark A. Smith, Public Works Director Ronald J. Cione, Fire Marshal David M. Camarda, and Recording Secretary Michele Alifano were also present. Township Manager, Phyllis C. Lieberman and Park and Recreation Director, Kurt W. Baker were absent. There was one member of the public in attendance.

Following the Pledge of Allegiance, the meeting was called to order by Chairman Palmer at 8 p.m.

An announcement was made that on May 27, 2010 at 9AM, the Board of Supervisors held an Executive Session to discuss a personnel matter. The session was closed to the public. There was also an Executive Session to discuss a personnel matter following the Board of Supervisors' Work Session this evening.

A motion was made by Mr. Young, duly seconded by Mr. Zucker to approve the minutes of the May 19, 2010 Supervisors' meeting. Chairman Palmer called for any discussion. There being none, the motion unanimously passed.

A motion was made by Mr. Greco, duly seconded by Mr. Zucker to approve all expenditures on the Voucher List for the month of May, 2010, which totaled \$939,721.07. Chairman Palmer called for any discussion. There being none, the motion unanimously passed.

A motion was made by Mr. Greco, duly seconded by Mr. Young to authorize the Township Manager to sign on behalf of the Township the First land Lease Agreement executed by Cellco Partnership / Verizon Wireless. This amendment extends the term for the existing lease for the cell tower located at 1301 DeKalb Pike. The amendment extends the Lease for 20 years unless Verizon terminates it on 6 months' notice. The Lease also continues after the 20-year period unless either party provides 6 months' notice to terminate. The amendment provides for yearly increases of 3% on the rental received which will be \$18,000 for 2010. Chairman Palmer called for any discussion. There being none, the motion passed unanimously.

A motion was made by Mr. Young, duly seconded by Mr. Zucker to approve an Amendment to the Improvement Construction Agreement and Financial Security Agreement between Whitpain Township, Parc Phipps' Station Associates, Phipps Station Group, LLC, and Wells Fargo Bank, NA. These agreements pertain to the land

development plan for Phipps Station on Penllyn Blue Bell Pike. Chairman Palmer called for any discussion. There being none, the motion unanimously passed.

A motion was made by Mr. Conner, duly seconded by Mr. Greco to authorize Land Concepts to proceed with preparation of plans and bidding documents for landscape improvements along Skippack Pike in front of Prophecy Creek Park and Shady Grove Elementary School. The work will be in accordance with their proposal dated May 26, 2010, in the amount of \$900. The bid documents would be based on sketches prepared by the Whitpain Township Shade Tree Commission and the sketch approved by the Wissahickon School District. Chairman Palmer called for any discussion. There being none, the motion passed unanimously.

As advertised, a public hearing was held for proposed Ordinance #236-2, an Ordinance regarding Public Fire Protection Services in Whitpain Township. Chairman Palmer explained that this Ordinance, in essence, places career firefighters under the direction of the Center Square Fire Chief. He then called for any discussion. There being none, a motion was made by Mr. Conner, duly seconded by Mr. Young, and unanimously passed to adopt Ordinance #236-2.

As advertised, a public hearing was held for proposed Ordinance #89-2, an Ordinance adopting the 2009 International Code Council International Fire Code and making modifications as noted. Chairman Palmer called for any discussion. There being none, a motion was made by Mr. Young, duly seconded by Mr. Greco, and unanimously passed to adopt Ordinance #89-2.

At this time, Mr. Young called for any old or new business for discussion from the Board. Mr. Greco thanked Blue Bell Flower Shoppe for their generous donation of a floral wreath for the Whitpain Township World War II Memorial, in observation of Memorial Day.

He then called for any old or new business discussions from the audience. In response to a question from resident, Amy Fruncillo, regarding the Phipps Station land development plan, Mr. Pronczak explained that the subdivision was purchased by Sal Paone's company, and the age-restriction was removed, but that the plan will basically remain unchanged. Also, Ms. Fruncillo inquired about the vacant position on the Planning Commission, and she wanted to know when the deadline was for receiving applications. Chairman Palmer stated that the Board would like to have received all applications by the of June.

There being no further business to come before the Board, the meeting was adjourned at 8:10 p.m. upon motion by Mr. Young.

Respectfully submitted,

Anthony F. Greco, Secretary