

Minutes

Township of Marple – Board of Commissioners – Joseph A. Rufo, President Regular Meeting – April 1, 2019 – 7:00 pm

- ◆ President Commissioner Rufo called the Regular Meeting to order at 7:00 pm on Monday, April 1, 2019 at the Township Building and then led the pledge of allegiance to the flag.
- ◆ **Present @ Roll Call** – Commissioners: – Joseph Rufo (1st ward) - Robert Knapp (2nd ward) – Robert Fortebuono (3rd ward) - John Lucas (4th ward) - John Longacre (5th ward) Michael Molinaro (6th Ward) and Daniel Leefson (7th ward). Absent/Excused:

Staff: Anthony T. Hamaday, Township Manager – Sharon Angelaccio, Township Secretary – Paul McNichol, Township Solicitor and Joseph Mastronardo, Township Engineer
- ◆ **Executive Session:** held at 6 PM prior to this meeting to discuss Litigation, Personnel and contractual items.
- * **Arbor Day Proclamation** - that the Board of Commissioners of Marple Township does hereby proclaim April 26, 2019 as Arbor Day in Marple Township, Delaware County, Pennsylvania and support efforts to protect our trees and woodlands

1. Public Forum

- John Butler Laurel La – various items Road Program, stop sign on Bella, Amusement tax, EAC & Health Committee meetings, ESCO and street poles.
- Rick Ray Spring valley – releaf Marple and tree pruning
- Dianna Breen – Arbor Day Ceremony 4/26 4pm at Township Building planting a weeping cherry.
- Ken Hempil Mill Raise Place – Don Guanella proposed development

2. Staff Reports

Engineering – Joe Mastronardo reported on the road program, Malin Road Signal, DCNR grant application and Gradyville Road traffic study

3. Finance

- a.) Disbursement Report and Check Register #2019-4
- b.) 2019 Capital Borrowing Discussion– Financial Consultant & Bond Council

4. Administration

- a.) Proposed Ordinances:
 - Ordinance - Peddlers & Solicitors – Proposed Amendments
 - Ordinance - 2015 Property Maintenance Code Adoption
 - Ordinance - 2019 Borrowing Ordinance
- b.) Proposed Resolutions:
 - Township Emergency Management Plan Update
- c.) Cancel Summer Work Sessions (May, June, July, August & September)

4. Administration (continued)

- d.) Bid Advertisement
 - 2019 Road Program
- e.) Contract Payment/s Change Orders
 - Malin Road Signal Improvement Contract – Change Order No.1
 - Malin Road Signal Improvement Contract Payment No. 3
- f.) Escrow Releases:
 - Escrow Release #1 – G. Antonini Realty, Inc. - Langford Square
- g.) Work Place Policy Revisions
 - Cell Phone Policy
 - Vehicle Policy
- h.) Emergency management Plan Revisions
- i.) Land Dev. Plan Waiver Request – Royal Farms, Inc, West Chester Pike & Langford Run Road
- j.) Special Event Requests:
 - Town Talk Newspapers- Flea Markets (4-7, 5-15, 8-25 and 10-6, 2019)
 - Historical Car Club of PA – Annual Fall Meet 10-20-19 & Annual Frostbite Run 11-28-19
- k.) Authorization to purchase - 15 Tree vitalize Trees (\$750)

5. Other Business

- Commissioner Lucas 4/6 SMLL Opening day, dedicating new pavilion.

6. Adjourn – With no further business for the Board, the regular meeting was adjourned at 7:45 pm

Respectfully submitted,

Sharon L. Angelaccio, Township Secretary

Minutes

Township of Marple – Board of Commissioners – Joseph A. Rufo, President Regular Meeting – April 8, 2019 – 7:00 pm

- ◆ President Commissioner Rufo called the Regular Meeting to order at 7:00 pm on Monday, April 8, 2019 at the Township Building and then led the pledge of allegiance to the flag.
- ◆ **Present @ Roll Call** – Commissioners: – Joseph Rufo (1st ward) - Robert Knapp (2nd ward) – Robert Fortebuono (3rd ward) - John Lucas (4th ward) - John Longacre (5th ward) Michael Molinaro (6th Ward) and Daniel Leefson (7th ward). Absent/Excused:

Staff: Anthony T. Hamaday, Township Manager – Sharon Angelaccio, Township Secretary and Adam Matlawski, Township Solicitor
- ◆ **Executive Session:** held at 6 PM prior to this meeting to discuss Litigation, Personnel and contractual items.

1. Police Awards – Chief Murray

2. Public Forum

- Bill Brower / Rotary – Hometown Hero Banners
- John Butler Laurel Lane – various items Street lights, Health & EAC Committee meetings, health inspections online and recycling.
- Monica Dioguardi 2898 Gradyville – submitted a petition against allowing the Historical Car Club to hold their annual car show at the Community College. Noise and traffic are unbearable
- Karen Garbutt 2653 Old Cedar Grove – against allowing the Historical Car Club to hold their annual car show at the Community College and other flea markets. Traffic and noise
- Mary Ann Price 2889 Gradyville - against allowing the Historical Car Club to hold their annual car show at the Community College.
- Jen Walsh 2896 Gradyville - against allowing the Historical Car Club to hold their annual car show at the Community College.
- Art Smith 709 Marshall – supports the Historical Car Club show. Nice family fun event. Noise and traffic is no different from everyday daily use of the College.
- Seth Pancoast - supports the Historical Car Club show.
- Tim Stone 65 S. Sproul Road - supports the Historical Car Club show.
- John Rendamonti, President Historical Car Club. The club is celebrating 70th year, 50 of which the club has used the college for the venue. Club complied with all conditions approved by Commissioners and Chief of Police. Please consider and approve the event for this year, will work again with Manager and Chief to improve passing residential area. Event is a great family event.

- 3. Board Minutes (3-4-19 & 3-11-19)** – On a motion by Commissioner Leefson, and seconded by Commissioner Lucas to approve the March 4, 2019 Work Session and the March 11, 2019 Regular Meeting Minutes of the Board, the vote being unanimous. (7-0)

- 4. Disbursement Report and Check Register #2019-4** – On a motion by Commissioner Leefson, and seconded by Commissioner Lucas to approve the Disbursement Report and Check Register #2019-4 including an invoice from Exterior Performance Coating in the amount of \$1428.88, the vote being unanimous. (7-0)

- 5. Ordinance #2019-3 - 2019 Borrowing Ordinance** – On a motion by Commissioner Molinaro, and seconded by Commissioner Lucas to adopt/not adopt Ordinance #2019-5 that authorizes the incurrence of non-electoral debt by the Township of Marple, pursuant to the issuance of the general obligation notes, 2019 Series in the aggregate principal amount of \$5,025,000 and approves certain capital projects; approves the negotiated sale of the 2019 notes to Webster Bank; approves the substantial forms of the loan documents and authorizes execution and delivery of all necessary documents; states the amortization schedule and maximum annual debt service payments; authorizes and directs a filing to the Department of Community and Economic Development; pledges the full faith, credit and taxing power of the Township for the timely repayment of the 2019 notes, including the periodic payments of principal and interest payments due; covenants to pay any termination charges; creates and appoints a sinking fund depository; authorizes the application for approval of the issuance of the 2019 notes to the Department of Community and Economic Development; authorizes advertisement of enactment; and repeals any inconsistent ordinances, the vote being unanimous. (7-0)

- 6. Resolution #4011- Marple Township Emergency Management Plan update** – On a motion by Commissioner Molinaro, and seconded by Commissioner Lucas to approve Township Resolution # 4011 approving the 2019 updates to the Township's Emergency Management Plan, the vote being unanimous. (7-0)

- 7. Bid Advertisement – Contract #2019-2 - 2019 Joint Rd Improvement Program** – On a motion by Commissioner Molinaro, and seconded by Commissioner Leefson to direct the proper Township Officials to advertise the 2019 Joint Road Program Bid with Springfield Township and Swarthmore Borough, the vote being unanimous. (7-0)

- 8. Change Order #1 – Malin Rd Signal Improvement – Premier Concrete \$4775.00** – On a motion by Commissioner Longacre, and seconded by Commissioner Leefson to approve a change order #1 in the amount of \$4,775.00 submitted by Premier Concrete for the installation of temporary striping and bollards as part of the Malin Road Signal Improvement contract as recommended by the Township Engineer, the vote was 6 in favor with Commissioner Molinaro abstaining.

- 9. Payment # 3 – Malin Rd Signal Improvement – Premier Concrete \$114,698.10** – On a motion by Commissioner Longacre, and seconded by Commissioner Leefson to approve Certificate of Payment #3 in the amount of 114,698.10 submitted by Premier Concrete for completion of work to date on the Malin Road Signal Improvement contract as recommended by the Township Engineer, the vote was 6 in favor with Commissioner Molinaro abstaining.

- 10. Cancel Summer Work Sessions (May, June, July, August & September)**- On a motion by Commissioner Molinaro, and seconded by Commissioner Lucas to direct the proper Township Officials to advertise for the cancellation of the following Work Sessions May, June, July, August & September 2019 unless otherwise directed by the Present of the Board of Commissioners, the vote being unanimous. (7-0)

- 14. Cell Phone Policy** – On a motion by Commissioner Leefson, and seconded by Commissioner Fortebuono to approve the updates and revisions to the Marple Township Cell Phone Policy as recommended by the Township Manager, the vote being unanimous. (7-0)
- 15. Vehicle Policy** – On a motion by Commissioner Leefson, and seconded by Commissioner Longacre to approve the updates and revisions to the Marple Township Vehicle Policy as recommended by the Township Manager, the vote being unanimous. (7-0)
- 16. Former Marple Newtown Swim Club Escrow – Tree Removal Costs \$20,900** – On a motion by Commissioner Fortebuono, and seconded by Commissioner Leefson to not authorize the payment of the following invoices for dangerous tree removal at the former swim club property from the Marple Newtown Swim Club Escrow Funds (Delaware Valley Tree \$12,200 and Delaware Valley Tree \$8,700), the vote being unanimous. (7-0)
- 17. Former Marple Newtown Swim Club Escrow – Capital Improvement Costs \$ 64,320.66** – On a motion by Commissioner Lucas, and seconded by Commissioner Leefson to approve the payment of \$64,320.66 from the capital improvements escrow fund established for the Marple Swim Club pursuant to the Lease Agreement for such property, as reimbursement for certain capital improvements undertaken by Tenant, in accordance with invoices provided per the attached schedule
- Roofing \$ 4,861.41
 - Railroad Ties \$ 2,900.00
 - Plumbing \$ 7,780.00
 - Shed Relocations \$ 1,462.80
 - Concrete for patios \$10,006.40
 - Pool Water feature \$ 3,999.00
 - HVAC \$ 9,240.00
 - Pool Repairs \$10,403.00
 - New Pavilion \$13,641.05, the vote being unanimous. (7-0)
- 18. 2019-2021 Collective Bargaining Agreement - Marple Township Police Dept.** – On a motion by Commissioner Leefson, and seconded by Commissioner Longacre to approve the 2019-2021 Collective Bargaining Agreement between Marple Township and the Fraternal Order of Police, Delaware County Lodge 27, representing the Marple Township Police Officers, as recommended by the Uniformed Negotiation Committee and authorize the proper Township officials to sign the agreement, the vote being unanimous. (7-0)
- 19. Land Development Plan Waiver – Royal Farms, Inc.** – On a motion by Commissioner Fortebuono, and seconded by Commissioner Knapp to approve the waiver request of Two Farms Inc. d/b/a as Royal Farms, from Section 108-3B(5) of the Township Code to permit an increase in the 5% maximum slope for a commercial driveway to allow site entrance B, C and D to the property to have slopes of 6.9%, 7.5% and 7.9% as shown on the Final Land Development Plan prepared by Robert E. Blue Engineers, dated October 20, 2018, last revised March 19, 2019, in compliance with condition #1 in Township Resolution No.3943 approving the Final Land Development Plan and as recommended by the Township Engineer, the vote being unanimous. (7-0)

20. Special Event/ Sign Waiver Request — 2019 Town Talk Newspaper Flea Market Events - DCCC – On a motion by Molinaro, and seconded by Commissioner Leefson to approve the request of the Town Talk Newspapers to hold flea markets at Delaware County Community College on April 7, May 15, August 25 and October 6, 2019 subject to the provisions outlined in Section 300-115 of the Township Code, the vote being unanimous. (7-0)

21. Special Event/ Sign Waiver Request — Historical Car Club of PA - DCCC

A motion was placed on the floor by Commissioner Knapp, and seconded by Commissioner Leefson to approve the request of the Historical Car Club of PA, to hold their annual Fall Meet at the Delaware County Community College on 10/20/19 subject to the following conditions:

1. DCCC Event participants, vendor and visitors shall be restricted to using the College's main entrance on Media Line Road for arriving, except for Northbound 252 traffic and Newtown Street Road (SR 252) for leaving the event. Unless the Marple Police Department finds these restrictions would cause traffic problems. The Car Club shall note these restrictions in their event advertisements.
2. The Club shall contract with the Marple Township Police Department for 2 officers on premises for the entire event at the Community College
3. The Township Code Enforcement Department shall monitor the event for compliance with the Township's noise ordinance. The Club shall agree to immediately remove any show vehicle or presenter from the event who violates the noise ordinance.
4. The Club agrees to advertise restrictions on noise to all participants and spectators and prohibit displayed vehicles from running or revving engines during the event.
5. The Club agrees to inform participants and spectators that citations for noise violations will be issued to anyone violating the noise regulations.
6. Event advertising signage is limited to the event properties and must be approved by the Code Enforcement Department subject to the provisions outlined in Section 300-115 of the Township Code.

According to Roberts Rules - A motion was placed on the floor by Commissioner Longacre, seconded by Commissioner Lucs to not approve the request of the Historical Car Club of PA, to hold their annual Fall Meet at the Delaware County Community College on 10/20/19

After much discussion from Commissioners and Chief

Roll call vote to not approve the Historical Car Club of PA Special Event at the DCCC on 10/20/19 -

Commissioner Longacre, Lucas and Fortebuono – voting yes

Commissioners Knapp, Molinaro, Leefson & Rufo – voting no vote fails 4-3

Comment from Monicia Dioguardi drove through show a couple times with her corvette asked greeters questions about entering show location and police presents.

Roll call vote to approve the Historical Car Club of PA Special Event at the DCCC on 10/20/19 subject to the conditions listed -

Commissioners Knapp, Molinaro, Leefson & Rufo. – voting yes

Commissioner Longacre, Lucas and Fortebuono, - voting no

motion passes to approve event (4-3)

22. Special Event/ Sign Waiver Request — Historical Car Club of PA – DCCC – On a motion by Commissioner Molinaro, and seconded by Commissioner Leefson to approve the request of the Historical Car Club of PA, to hold their annual Frostbite Run at the Thomas Massey House on 11/28/19 subject to the following conditions:

1. The Township Code Enforcement Department shall monitor the event for compliance with the Township's noise ordinance. The Club shall agree to immediately remove any show vehicle or presenter from the event who violates the noise ordinance.
2. The Club agrees to advertise restrictions on noise to all participants and spectators and prohibit displayed vehicles from running or revving engines during the event.
3. The Club agrees to inform participants and spectators that citations for noise violations will be issued to anyone violating the noise regulations.
4. Event advertising signage is limited to the event properties and must be approved by the Code Enforcement Department subject to the provisions outlined in Section 300-115 of the Township Code.

The vote was unanimous. (7-0)

23. Authorization to purchase - 15 Tree vitalize Trees (\$750) - On a motion by Commissioner Fortebuono, and seconded by Commissioner Lucas to approve the purchase of 15 bare root trees from the Tree Vitalize program in the amount of \$750 payable from the Recreation Fund to be planted in various Township parks subject to prior approval of the Director of Public Works, Parks Supervisor and Park and Recreation Committee, the vote being unanimous. (7-0)

24. Other Business

- Manager Hamaday announced the yard waste pick up and drop off. Check the website for details

25. Adjourn – With no further business for the Board, the regular meeting was adjourned at 8:25 pm

Respectfully submitted,

Sharon L. Angelaccio, Township Secretary