

Minutes

Township of Marple – Board of Commissioners – Joseph A. Rufo, President Regular Meeting – October 12, 2015 – 7:00 pm

- ◆ President Commissioner Rufo called the Regular Meeting to order at 7:05 pm on Monday, October 12, 2015 at the Township Building and then led the pledge of allegiance to the flag.
- ◆ **Present @ Roll Call** – Commissioners: – Joseph Rufo (1st ward) - Jan Ceton (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: Sharon Angelaccio, Township Secretary – Anthony T. Hamaday, Township Manager – Adam Matlawski, Township Solicitor and Kathleen Yanoshak, Controller
- 1. Executive Session:** held at 6 PM prior to this meeting to discuss Litigation, Personnel and contractual items.
- 2. Agenda Revisions** – #29 Community Festival Bank Account
- 3. Congratulations to Matthew Walter on his Eagle Scout achievement.**
- 4. Public Forum**
 - Mr. Protesto – When will Cardinal Crossing be back on agenda?
- 5. Conditional Use Hearing – Albert Profico Berkley & Greenhill Rd** – On a motion by Commissioner Leefson, and seconded by Commissioner Lucas to close the Regular Meeting and open a hearing on the conditional Use application of Albert Profico, Berkley & Greenhill Roads, to permit the construction of a residential dwelling and associated improvements in areas of steep and very steep slopes on Lot 1 in the proposed subdivision, the vote being unanimous. (7-0)

On a Motion by Commissioner Leefson, and seconded by Commissioner Longacre to close the Public Hearing and re-open the Regular Meeting of the Board, the vote being unanimous. (7-0)
- 6. Board Minutes (9-15-15)** - On a motion by Commissioner Longacre, and seconded by Commissioner Leefson to approve the Board of Commissioners September 15, 2015 Regular Meeting Minutes of as submitted by the Township Secretary, the vote six in favor with Commissioner Ceton abstaining.
- 7. Disbursement Report and Check Register #2015-10** – On a motion by Commissioner Leefson, and seconded by Commissioner Longacre to approve the Disbursement Report and Check Register #2015-10 , the vote being unanimous. (7-0)
- 8. Resolution No. 3634 – Transfers General Fund \$ 10,124.40** – On a motion by Commissioner Leefson, and seconded by Commissioner Lucas to adopt Resolution #3634 authorizing the transfers to be made in the General Fund in the amount of \$10,124.40 for the month of September 2015 as outlined in the Resolution and as recommended by the Director of Finance, the vote being unanimous. (7-0)

- 9. Resolution No. 3635 – Transfers Paxon Hollow Fund \$8,465.17** – On a motion by Commissioner Lucas, and seconded by Commissioner Longacre to adopt Resolution #3635 authorizing the transfers to be made in the Paxon Hollow Fund in the amount of \$8,465.17 for the month of September 2015 as outlined in the Resolution and as recommended by the Director of Finance, the vote being unanimous. (7-0)
- 10. Resolution No. 3636 – Transfers Sewer Fund \$963.64** – On a motion by Commissioner Leefson, and seconded by Commissioner Longacre to adopt Resolution #3636 authorizing the transfers to be made in the Sewer Fund in the amount of \$ 963.64 for the month of September 2015 as outlined in the Resolution and as recommended by the Director of Finance, the vote being unanimous. (7-0)
- 11. Resolution No. 3638- Marple Township Police Department Arrest without warrant Policy** – On a motion by Commissioner Ceton, and seconded by Commissioner Fortebuono to adopt Resolution #3638 establishing an Arrest without Warrant policy which creates guidelines to be followed by the police department in effecting an arrest without warrant for certain summary offences as recommended by the Superintendent of Police., the vote was four in favor with Commissioners Molinaro, Lucas and Fortebuono voting no. (4-3)
- 12. Resolution No. 3639 – Conditional Use Application of Albert Profico Berkley & Greenhill Rds.** – On a motion by Commissioner Fortebuono, and seconded by Commissioner Longacre to adopt Resolution #3630 approving/not approving the conditional use application of Albert Profico, Berkley and Greenhill Roads, for the construction of a residential dwelling and associated improvements in areas of steep and very steep slopes on lot 1 of the subdivision as shown on the plan prepared by Herbert E. MacCombie Engineers dated November 3, 2014 last revised September 25, 2015, the vote being unanimous. (7-0)
- 13. Resolution No. 3630 – Albert Profico Berkley & Greenhill Rd** – On a motion by Commissioner Fortebuono, and seconded by Commissioner Leefson to Resolution #3630 approving the preliminary/final subdivision/Land development plan filed by Albert Profico located at Berkley and Greenhill Roads, Broomall PA prepared by Herbert E. MacCombie Engineers dated November 3, 2014 last revised September 25, 2015 to subdivide 19,354 square feet into two building lots each being 9,677 square feet as outlined in said Resolution, the vote being unanimous. (7-0)
- 14. Resolution No. 3631 – G. Antonini Realty, Langford Road** – On a motion by Commissioner Fortebuono, and seconded by Commissioner Lucas adopt Resolution #3631 approving the preliminary/final Land Development plan filed by G. Antonini Realty, Inc. for the property located on Langford Road (folio # 25-00-01087-00), Broomall PA prepared by Herbert E. MacCombie Engineers, dated May 12, 2015, last revised July 29, 2015 for the development of the 4.99 acre parcel into a residential retirement community including three 10-unit buildings, Clubhouse, associated parking and improvements subject to those conditions outlined in said resolution, the vote being unanimous. (7-0) [Amended to include applicant shall offer a permanent easement to the Township for a portion of the property adjacent to Veterans Park, approximately 185' x 100' shown on the final revised plan , to be used by the Township for passive recreation.]

15. Resolution #3632- State Aid Allocation – Volunteer Fire Relief Association

- On a motion by Commissioner Ceton, and seconded by Commissioner Fortebuono to adopt Resolution #3632 allocating the distribution from the State Aid Allocation in accordance with Township Ordinance No. 92-2 as follows: Broomall Fire Company \$149,477.46 and Marple Township Ambulance Corps \$49,825.82, the vote being unanimous. (7-0)

16. Resolution #3633 - Act 205 State Aid Pension - On a motion by Commissioner Leefson, and seconded by Commissioner Lucas to adopt Resolution #3633 allocating the distribution from the State Aid Allocation as follows: Police Pension Plan \$225,145.84 and the Municipal Employees' Pension Plan \$253,196.00, the vote being unanimous. (7-0)

17. Resolution # 3637 – Disposition of Township Records – On a motion by Commissioner Leefson, and seconded by Commissioner Lucas to adopt Resolution #3637 authorizing the disposition of the public records outlined in said resolution, the vote being unanimous. (7-0)

18. Penalty Waiver Policy – On a motion by Commissioner Longacre and seconded by Commissioner Lucas to approve a penalty waiver policy for refunding or the waiving of certain sewer and refuse account penalty fees as outlined in said policy, the vote being unanimous. (7-0)

19. Installation Payment Agreement -Confession of Judgment – Sciulli HVAC –

On a motion by Commissioner Leefson, and seconded by Commissioner Lucas to authorize the Township solicitor and Tri-State Financial Group to prepare an Installation Payment Agreement between Marple Township and Sciulli HVAC for the payment of delinquent Business Taxes, including penalty and interest, for the years 2008 through 2014 as recommended by the Director of Finance and authorize the proper Township Officials to execute on behalf of the Township, the vote being unanimous. (7-0)

20. Marple Township Police Department Right to Know Policy – On a motion by Commissioner Ceton, and seconded by Commissioner Fortebuono to approve the Marple Township Police Department Right-to-Know Policy as recommended by the Chief of Police, the vote being unanimous. (7-0)

21. Contract 6M - Certificate of Payment # 4 - Twp Building HVAC/ Electrical Renovation Project

– On a motion by Commissioner Leefson, and seconded by Commissioner Lucas to Certificate of Payment No.4 for Contract 6M in the amount of \$ 82,221.75 to Clipper Pipe for work to date on the Township Building HVAC/Electrical Renovation Project as recommended by the Township Engineer, the vote being unanimous. (7-0)

22. Contract 6E - Certificate of Payment # 7- Twp Building HVAC/ Electrical Renovation Project

– On a motion by Commissioner Lucas, and seconded by Commissioner Leefson to approve Certificate of Payment No.7 for Contract 6E in the amount of \$34,296.00 to AJM Electric, Inc. for work to date on the Township Building HVAC/Electrical Renovation Project as recommended by the Township Engineer, the vote being unanimous. (7-0)

- 23. Escrow Release #2 Ravenscliff Phase III - Toll Brothers, Inc. \$2,092,489.25 –**
On a motion by Commissioner Leefson, and seconded by Commissioner Longacre to approve escrow release #16 in the amount of \$2,092,489.25 payable to Toll Brothers, Inc for construction to date in Phase III as recommended by the Township Engineer, the vote being unanimous. (7-0)
- 24. Escrow Release #3 (final) Rose Hill Road Lots 26 & 27 –** On a motion by Commissioner Longacre, and seconded by Commissioner Leefson to approve escrow release # 3 (Final) in the amount of \$16,826.58 of which \$15,289.85 is payable to Rose Hill LLC for construction to date in the subdivision and \$1,539.73 is payable to the Township for reimbursement of engineering observations to date as recommended by the Township Engineer subject to the following:
1. A contribution of \$500.00 to the Township Stormwater BMP Fund.
 2. Certification that property monuments/markers have been set.
 3. The payment of all outstanding Township invoices, the vote was six in favor with Commissioner Molinaro abstaining.
- 25. Permission to advertise - Public Presentation - Proposed 2016 Budget -**
On a motion by Commissioner Longacre, and seconded by Commissioner Lucas to direct the proper Township Officials to advertise for a Public Presentation to be held in the I. Newton Kerber Meeting Room Municipal Building, 227 S. Sproul Road, Broomall, PA on November 4, 2015 at 7:00 pm to review and accept public comment on the proposed 2016 Budget, the vote being unanimous. (7-0)
- 26. Appointment of Township Auditor for 2016 –** On a motion by Commissioner Lucas, and seconded by Commissioner Leefson to appoint the firm of Leitzell and Economides, PC. of Media, PA as Township Auditor to perform the independent audit for the Township and Library and to provide the necessary financial statements and other financial documents for calendar year 2015 in accordance with their proposal and as recommended by the Township Controller, the vote being unanimous. (7-0)
- 27. Authorization to advertise Bid – Paxon Hollow Country Club house Improvement Project –** On a motion by Commissioner Fortebuono, and seconded by Commissioner Leefson to authorize Bonnett Associates to prepare final plans, bid specifications and documents, for the Paxon Hollow Country Club Clubhouse Improvement Project which includes roof replacement, façade upgrades and kitchen/restroom additions and direct the proper Township officials to advertise a bid for the Paxon Hollow Country Club Clubhouse Improvement Project, the vote being unanimous. (7-0)
- 28. Authorization to advertise Bid – Paxon Hollow Country Club Revised HVAC Replacement Project –** On a motion by Commissioner Fortebuono, and seconded by Commissioner Leefson to authorize the proper Township officials to advertise a new bid for the revised Paxon Hollow Country Club Clubhouse HVAC Replacement project, the vote being unanimous. (7-0)
- 29. Beneficial Bank- Community Festival –** On a motion by Commissioner Lucas, and seconded by Commissioner Longacre to authorize the Township Manager and Finance Director to open and sign all documents relating to the Marple Township Community Festival account with Beneficial bank, the vote being unanimous. (7-0)

30. Other Business

- Commissioner Fortebuono – kudos to John Lucas on the Community Festival
- Commissioner Rufo – Community Festival great job, Congrats to MN Football on a 6-0 season so far...great job.
- Commissioner Leefson – Community Festival everyone helped out...great weekend!
- Commissioner Lucas – SMLL small drainage issue, Haunted Hallows come out to a fun event and support the MN band and Community festival thanks everyone!!

31. Adjourn - On a motion by Commissioner Lucas to adjourn the Regular Meeting of October 12, 2015 at 8:30 pm .

Respectfully submitted,

Sharon L. Angelaccio
Township Secretary