

UPPER MERION TOWNSHIP BOARD OF SUPERVISORS
JUNE 17, 2010

The Board of Supervisors of Upper Merion Township met for a Business Meeting on Thursday, June 17, 2010, in Freedom Hall, in the Township Building in King of Prussia. The meeting was called to order at 7:48 p.m., followed by a pledge to the flag.

ROLL CALL:

Supervisors present were: Bill Jenaway, Joseph Bartlett, Edward McBride and Erika Spott. Also present were: Ron Wagenmann, Township Manager; Joseph Pizonka, Township Solicitor; Rob Loeper, Township Planner; Russ Benner, Township Engineer; Judith A. Vicchio, Assistant Township Manager and Angela Caramenico, Assistant to the Township Manager. Supervisor Greg Waks was absent.

MEETING MINUTES:

It was moved by Mr. Jenaway, seconded by Mrs. Spott, all voting "Aye" to approve the May 13, 2010 Joint Meeting Minutes and the May 27, 2010 Special Meeting Minutes as submitted. None opposed. Motion approved 4-0.

CHAIRMAN'S COMMENTS:

Chairman Bartlett reported on an executive session dealing with litigation.

NEW BUSINESS

CONSENT AGENDA:

1. Resolution 2010-10 re: Disposition of Library Computer Equipment
2. Resolution 2010-12 re: Depository for Township Funds
3. Bid Recommendation re: Boiler Replacement Contract #2 – The Warko Group, Inc. - \$41,325.00
4. Appointment re: Joseph Budash to the Economic & Community Development Committee
5. Board Policies re:
 - a. Approval of Expenditures
 - b. Township Memorials
 - c. Board of Supervisors Zoning and Planning Group
 - d. Heart and Lung Act Policy
 - e. Waiver of Fees
6. Policy and Procedures re:
 - a. Right to Know Policy

Board Comment:

Mrs. Spott requested that Item #4 with regard to the ECDC appointment be removed from the Consent Agenda and placed under "Additional Business" for consideration along with a Police Citizen Advisory Board appointment so that both appointments can be considered at the same time.

Board Action:

It was moved by Mrs. Spott, seconded by Mr. Jenaway, all voting “Aye” to approve the Consent Agenda as submitted without Item #4. None opposed. Motion approved 4-0.

RESOLUTION 2010-13 RE: AUTHORIZE THE PARTICIPATION ALONG WITH OTHER SOUTHEASTERN PENNSYLVANIA MUNICIPALITIES FOR LEGAL, ENGINEERING AND LEGISLATIVE SERVICES FOR STORM WATER REGULATORY SUPPORT

Mr. Ron Wagenmann, Township Manager, stated that Upper Merion Township has joined about 30 other municipalities in a continuing group effort to seek modification and greater flexibility of the requirements of proposed stormwater management regulations. He explained that the Department of Environmental Protection (DEP) determined that existing permits for municipal stormwater management systems could not be extended beyond March 9, 2011. Since DEP is not currently willing to extend the deadline, the affected municipalities would be forced to retrofit their inlets resulting in an unfunded mandate of several million dollars. This resolution authorizes Upper Merion Township to participate with other Southeastern Pennsylvania municipalities in support of their position regarding the impacts of this program upon their communities. The resolution provides that the costs incurred by the group would be shared among the municipalities, based on population.

Board Action:

It was moved by Mr. McBride, seconded by Mr. Jenaway, all voting “Aye” to approve Resolution 2010-13 as submitted. None opposed. Motion passed 4-0.

MINOR PLAN RE: COMPETITIVE EDGE SPORTS. DEVELOPMENT PLAN. 320 S. HENDERSON ROAD. CONSTRUCTION OF STONE PARKING AREA FOR OCCASIONAL WEEKEND “OVERFLOW”. 6.0 ACRES. HI HEAVY INDUSTRIAL. *Plan Expiration: 9/7/10*

Mr. Rob Loeper, Township Planner, stated that Competitive Edge Sports has submitted a development plan for property located at 320 South Henderson Road. The 5.58-acre property is located in the HI Heavy Industrial District and occupied by 58,600 square foot office/warehouse.

Competitive has converted the high ceiling warehouse portion of the site into a sports facility for basketball, volleyball and other court sports activities. While activities are primarily geared to youth, they also have activities for adults and adult leagues.

On occasional weekends a tournament will generate the need for additional parking. At these times the vehicles park on the whole front lawn area, on businesses properties across the street and in some areas that create an unsafe condition.

Utilizing the aerial, Mr. Loeper pointed out the area in front of the site proposed by the applicant for an overflow parking area. The applicant has proposed crushed stone; however the Township Engineer and staff have concerns about stormwater management with the type of stone proposed as well as maintenance issues.

Mr. Loeper stated that the applicant would like to proceed with a conditional approval pending modification of the proposed parking lot and providing stormwater management acceptable to the Township Engineer. The applicant was not present at the meeting and available for comment.

Mr. Bartlett indicated that he observed the traffic and parking situation at this location firsthand last weekend. He asked if a stone parking lot would have to be marked or striped. Mr. Loeper responded that if not used on a regular basis that type of parking situation is not striped.

Mr. Bartlett stated that the type of stone used is a factor since with time and wear fine stones would transform the surface into the impervious range and there are stormwater issues to be resolved.

Mrs. Spott indicated that she is not prepared to grant any conditional approval since too many questions are outstanding. Mrs. Spott said that a positive resolution is possible, but additional details are necessary and the applicant should be present at the Board of Supervisors meeting.

Mr. Jenaway asked if the proposal calls for stone on the sloped areas. Mr. Loeper responded that the proposal is to construct a stone parking area on the flat portion of the front lawn.

Mrs. Spott suggested that porous paving might be something to consider. Mr. Loeper responded that the problem with porous paving, especially in the winter is that it has to be maintained in a certain way. Certain material tends to clog the surface and then it is no longer porous. It also has to be vacuumed on a regular basis. Mr. Loeper said that paver blocks were also discussed.

Mrs. Spott clarified that grassy paver blocks is the option she actually had in mind and indicated that this would be worth reviewing. Mr. Loeper responded that option was suggested.

Referred back to staff for additional review.

ACCOUNTS PAYABLE & PAYROLL:

Board Action:

It was moved by Mrs. Spott, seconded by Mr. Jenaway, all voting "Aye" to approve the Accounts Payable [for invoices processed from May 13, 2010 to June 9, 2010, in the amount of \$811,614.13] and the Payroll [for May 14 and May 28, 2010 in the amount of \$1,148,022.76 for a total of \$1,959,636.89]. None opposed. Motion passed 4-0.

ADDITIONAL BUSINESS

CITIZEN BOARD APPOINTMENTS

Board Comment:

Mrs. Spott stated that in accordance with an established procedure she joined the Chairman in interviewing an applicant for the remaining position on the Police Citizen Advisory Board. As a result of this interview, they are prepared to recommend Ms. LaVera Seymour to fill that vacancy for a term expiring on January 1, 2013. Ms. Seymour has served on the Police Citizen Advisory Board in the past and is active in community service.

Mrs. Spott indicated that the second appointment for Mr. Joseph Budash for the Economic and Community Development Committee to serve for a term expiring on January 1, 2011. Mrs. Spott asked if Mr. Bartlett would like to comments since she was not part of this interview.

Mr. Bartlett stated that he and Mr. Waks interviewed Mr. Budash for the ECDC vacancy. Mr. Bartlett indicated that because of Mr. Waks' leadership on the ECDC he will defer to his judgment and support of the applicant.

Board Action:

It was moved by Mrs. Spott, seconded by Mr. McBride, all voting "Aye" to approve the appointments of LaVera Seymour to the Police Citizen Advisory Board for the term expiring in January 1, 2013 and the appointment of Joseph Budash to the Economic and Community Development Committee for the term expiring on January 1, 2011. None opposed. Motion passed 4-0.

Board Comment:

Mr. Jenaway commented on a recent meeting with the South Gulph Road area residents and announced a new website for updated information regarding the construction process. The new site is www.i76improvements.com and is managed by the Greater Valley Transportation Management Authority in conjunction with PennDOT.

ADJOURNMENT:

There being no further business to come before the Board, the meeting was adjourned at 8:08 p.m.

/s/

RONALD G. WAGENMANN
SECRETARY-TREASURER
TOWNSHIP MANAGER

rap

Minutes Approved:

Minutes Entered:

The entire proceedings of the business transacted by the Board at this Business Meeting were fully recorded on audio tape, and all documents submitted in connection thereto are on file and available for public inspection. This is not a verbatim account of the minutes, as the tape is the official record and is available for that purpose.