

UPPER MERION TOWNSHIP BOARD OF SUPERVISORS  
DECEMBER 3, 2020

The Board of Supervisors of Upper Merion Township met for a Business Meeting on Thursday, November 12, 2020, in Freedom Hall, in the Township Building in King of Prussia. The meeting was called to order at 7:30 p.m., followed by a pledge to the flag.

ROLL CALL:

Supervisors present were: Bill Jenaway, Greg Waks, Greg Philips, Carole Kenney and Tina Garzillo. Also present were: Anthony Hamaday, Township Manager; Joseph McGrory, Solicitor's Office; Tom Beach, Engineer; and Rob Loeper, Township Planner.

CHAIRMAN'S COMMENTS:

Chairman Jenaway announced that an Executive Session was held prior to the business meeting to discuss personnel and real estate matters.

NEW BUSINESS

POLICE PROMOTIONS

District Judge William Mazurczak administered the oath to the following police officers who were recently promoted. They are as follows:

- Officer Jonathan Jimenez promoted to the rank of Corporal
- Corporal Jared Reiner promoted to the rank of Sergeant
- Sergeant Michael Bruner promoted to the rank of Lieutenant

Congratulations to the above officers on their promotions.

CONDITIONAL USE HEARING – MANCILL MILL ROAD COMPANY, 850 MANCILL MILL ROAD. APPLICATION OF THE MANCILL MILL ROAD COMPANY, 850 MANCILL MILL RD SEEKING CONDITIONAL USE APPROVAL, PURSUANT TO SECTION 165-135, USE REGULATIONS, OF THE TOWNSHIP CODE TO PERMIT A RESIDENTIAL-ORIENTED DEVELOPMENT (ROD) TO BE LOCATED ON THE SM-1 ZONED PROPERTY

Solicitor Joseph McGrory opened and closed the hearing. The conditional use hearing will be continued at the January 14, 2021 Business Meeting.

Board Motion:

It was moved by Mr. Waks, seconded by Mr. Philips, all voting "Aye" to continue the conditional use hearing for Mancill Mill Road Company until the Business Meeting on January 14, 2021. None opposed. Motion passed 5-0.

PUBLIC HEARING RE: REQUEST FOR INTERMUNICIPAL LIQUOR LICENSE TO KING OF PRUSSIA DINER, LLC. 200 W. DEKALB PIKE, KING OF PRUSSIA, PA 19406 – RESOLUTION 2020-44

Board Motion:

It was moved by Mr. Waks, seconded by Mr. Philips, all voting "Aye" to approve the transfer of liquor license to King of Prussia Diner, LLC, Resolution 2020-44. None opposed. Motion passed 5-0.

PUBLIC HEARING RE: A PROPOSED ORDINANCE APPROVING THE COLLECTION PROCEDURES AND COSTS FOR THE COLLECTION OF UNPAID MUNICIPAL CLAIMS ON DELINQUENT ACCOUNTS PAYABLE TO THE TOWNSHIP

Anthony Hamaday, Township Manager, opened and closed the hearing. After some discussion by the board, it was decided to table this ordinance.

Board Motion:

It was moved by Mr. Waks, seconded by Mr. Philips, all voting "Aye" to approve the tabling of the proposed ordinance dealing with debt collection. None opposed. Motion passed 5-0.

PUBLIC HEARING RE: A PROPOSED ORDINANCE TO BE KNOWN AS THE BLIGHT RECLAMATION AND REVITALIZATION ORDINANCE, WHICH WILL ESTABLISH CERTAIN REGULATIONS, PROTECTIONS AND SAFEGUARDS AVAILABLE TO THE TOWNSHIP IN ORDER TO ADDRESS DETERIORATED PROPERTIES WITHIN THE TOWNSHIP

Anthony Hamaday, Township Manager, opened and closed the hearing regarding the proposed ordinance on blight reclamation and revitalization.

Board Motion:

It was moved by Mr. Waks, seconded by Mr. Philips, all voting "Aye" to approve the above mentioned ordinance. None opposed. Motion passed 5-0.

CONSENT AGENDA RE:

1. Resolution 2020-45 re: Establishing the Fixed Dollar Amount to be excluded from Taxation for each Homestead Property for the year 2021.
2. Resignation of Kelly Egan from the Economic & Community Development Committee
3. Bid Award – 2021 Road Resurfacing Engineering Services Contract. Award the 2021 Road Resurfacing Engineering Services Contract to Herbert Rowland & Grubic, Inc., of King of Prussia, PA in the amount of \$36,740.00 being the lowest responsible bidder and authorizing the property Township Officials to sign all Contract Agreements
4. Bid Award – Bob White and Swedeland Parks ADA Improvements. Award the Bob White and Swedeland Parks ADA Improvements Bid to JNS Paving & Excavating of Line Lexington, PA for the Base Bid in the amount of \$85,795.00 being the lowest responsible bidder and authorizing the proper Township Officials to sign all Contract Agreements.
5. Authorization for the Township Manager to sign Settlement Stipulation for PA16 Prussia LLC and Radial Commerce, Inc., 935 First Avenue for the tax years 2018-2020, resulting in an underpayment of real estate taxes for the years 2018-2020 in the amount of \$12,802.32.
6. Authorization for the Township Manager to sign Settlement Stipulation for Walmart Real Estate Business Trust, for the tax years 2017-2020, resulting in an underpayment of real estate taxes for the years 2017-2020 in the amount of \$17,533.89.

7. Resolution 2020-48 re: Fire Apparatus Fund Loan to Upper Merion Firefighters Relief Association for Self-Contained Breathing Apparatus (SCBA) Replacement in the amount of \$585,461.92 subject to the provisions outlined in said resolution and authorizing the Township Solicitor to prepare a Memorandum of Understanding/Loan Agreement upon which the proper township officials are authorized to sign.
8. Resolution 2020-49 re: Approval of the 2021 Fire Fighter Stipend Program in the amount of \$325,000 and authorization to include in the 2021 Township General Fund Operating Budget.

Board Motion:

It was moved by Mrs. Kenney, seconded by Mr. Waks, with Chairman Jenaway abstaining from the vote, to approve the Consent Agenda as presented. None opposed. Motion passed 4-0.

HEARING AND ADOPTION OF THE 2021 BUDGET:

1. RESOLUTION 2020-46 RE: ADOPTION OF 2021 TOWNSHIP GENERAL OPERATING BUDGET

Board Motion:

It was moved by Mr. Philips, seconded by Mrs. Kenney, all voting "Aye" to approve Resolution 2020-46 adopting the 2021 Township General Operating Budget as presented. None opposed. Motion passed 5-0

2. ADOPTION OF SEWER REVENUE FUND BUDGET

Board Motion:

It was moved by Mr. Waks, seconded by Mrs. Kenney, all voting "Aye" to approve the adoption of the Sewer Revenue Fund Budget as presented. None opposed. Motion passed 5-0.

3. APPROVAL OF RESOLUTION 2020-47 RE: 2021 FEE SCHEDULE

Board Motion:

It was moved by Mr. Philips, seconded by Mr. Waks, all voting "Aye" to approve Resolution 2020-47 regarding the 2021 Fee Schedule. None opposed. Motion passed 5-0.

RESOLUTION 2020-42 – PRELIMINARY/FINAL SUBDIVISION PLAN – GEN TERRA CORPORATION SUBDIVISION, 624 COLUMBUS STREET. CONSIDERATION OF A PRELIMINARY/FINAL SUBDIVISION PLAN SUBMITTED BY THE GEN TERRA CORPORATION, AS PREPARED BY WILKINSON & ASSOCIATES, DATED APRIL 20, 2020, LAST REVISED JULY 21, 2020 FOR THE SUBDIVISION OF THE EXISTING R-3 RESIDENTIAL PARCEL INTO 4 RESIDENTIAL LOTS AND THE CONSTRUCTION OF 4 NEW TOWNHOUSE UNITS.

Board Action:

It was moved by Mr. Philips, seconded by Mrs. Garzillo, all voting "Aye" to approve an extension of the GenTerra Corporation Subdivision Plan to January 14, 2021. None opposed. Motion passed 5-0.

RESOLUTION 2020-43 – PRELIMINARY/FINAL SUBDIVISION PLAN – MAYFIELD SITE CONTRACTORS & EASTERN REAL ESTATE CO (NORFOLK SOUTHERN CORP). PARCEL #58-16012-00-4. CONSIDERATION OF A PRELIMINARY/FINAL SUBDIVISION PLAN SUBMITTED BY MAYFIELD SITE CONTRACTORS/EASTERN REAL ESTATE CO, PARCEL #58-16012-00-4, ALSO KNOWN AS THE NORFOLK SOUTHERN ABRAMS RAILROAD YARD (ABRAMS MILL & HENDERSON RDS) AS PREPARED BY ASSOCIATED ENGINEERING CONSULTANTS, DATED SEPTEMBER 17, 2020. FOR THE SUBDIVISION OF THE EXISTING HI ZONED 49-ACRE PARCEL INTO 2 LOTS.

Board Action:

It was moved by Mr. Waks, seconded by Mrs. Garzillo, all voting "Aye" to approve the Resolution 2020-43 as presented. None opposed. Motion passed 5-0.

ACCOUNTS PAYABLE & PAYROLLS:

Board Action:

It was moved by Mrs. Garzillo, seconded by Mr. Philips, all voting "Aye" to approve the Accounts Payable for invoices processed from November 5, 2020 to November 30, 2020 in the amount of \$1,567,538.34 and the Payrolls for November 13, 2020 and November 27, 2020 in the amount of \$1,869,304.01 for a total of \$3,436,842.35. None opposed. Motion approved 5-0.

ADDITIONAL BUSINESS:

Board Comments:

Supervisors discussed the latest developments pertaining to the COVID pandemic. They discussed the county's latest guidelines and the measures taken to reduce the spread of the disease.

Chairman Jenaway reported on a SEPTA meeting with elected officials to discuss the KOP Rail Project. He encouraged everyone to go to their website to view video and to see changes to the project.

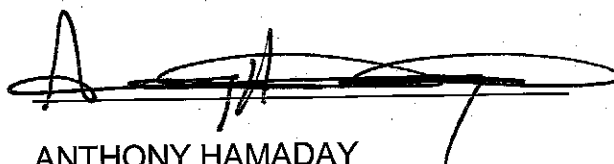
All supervisors wished everyone a happy and healthy holiday season. They mentioned that although things would be different this year they reiterated the importance of staying safe.

Resident Comments:

Mr. Michael Napolitan stated that he heard a rumor that the Sanitary and Stormwater Authority was considering a loan to the Township.

ADJOURNMENT:

There being no further business to come before the Board, it was moved by Mr. Philips, seconded by Mrs. Kenney, all voting "Aye" to adjourn the meeting. None opposed. Motion approved 5-0. Adjournment occurred at 10:24 pm.



ANTHONY HAMADAY  
TOWNSHIP MANAGER

cad  
Minutes Entered  
Minutes Approved: