

UPPER MERION TOWNSHIP BOARD OF SUPERVISORS
BUSINESS MEETING
MARCH 10, 2022

The Board of Supervisors of Upper Merion Township met for a Business Meeting on Thursday, March 10, 2022, in Freedom Hall, in the Township Building in King of Prussia. The meeting was called to order at 7:42 p.m., followed by a pledge to the flag.

ROLL CALL:

Supervisors present were: Bill Jenaway, Carole Kenney, Greg Waks, Greg Philips, and Tina Garzillo. Also present were: Anthony Hamaday, Township Manager; Ashton Jones, Twp. Planner; John Walko, Esq., Solicitor's Office and Leanna Colubriale, Township Engineer.

MEETING MINUTES:

October 14, 2021
December 9, 2021
January 3, 2022
January 13, 2022
February 10, 2022

Board Action:

It was moved by Supervisor Waks, seconded by Vice-Chair Garzillo, all voting "Aye" to approve the Business Workshop and Meeting minutes as presented. None opposed. Motion approved 5-0.

CHAIRPERSON'S COMMENTS:

Chairwoman Kenney stated an Executive Session was held prior to the BOS meeting to discuss personnel and legal matters. In addition, Ms. Kenney explained how International Women's Day came about since the month of March celebrates women. Theresa Serber Malkiel an immigrant from Western Ukraine became a labor activist, writing columns, publishing pamphlets, and giving speeches advocating for equality. She proposed the first National Women's Day in 1909. To support the Ukrainian people during this time of war there is a donation box in the lower lobby of the Township Building setup by a local resident Marta Bakuridze for the United Ukrainian Relief Committee.

RESOLUTION 2022-20 – RESOLUTION TO SUPPORT UKRAINIAN

Supervisor Greg Philips read Resolution # 2022-20 in support of the Ukrainian people.

Board Action:

It was moved by Supervisor Philips, seconded by Supervisor Jenaway, all voting "Aye" to approving Resolution 2022-20. None opposed. Motion approved 5-0.

NEW BUSINESS:

PRESENTATION BY THE BOARD OF COMMUNITY ASSISTANCE

Mr. Brett Montich introduced the members of the Board of Community Assistance. He explained that the purpose of the BCA is to provide financial assistance to organizations via grants that benefit Upper Merion residents and

scholarships for graduating high school seniors who reside in Upper Merion Township.

CONDITIONAL USE HEARING – MALVERN ANDERSON, LP IS REQUESTING CONDITIONAL USE APPROVAL TO PERMIT THE DEVELOPMENT OF THE R1 RESIDENTIAL ZONED PROPERTY, KNOWN AS PARCEL NO. 58-00-00544-25-35 AND 58-00-0541-01-3 (PORTION OF THE FORMER UM SWIM CLUB PROPERTY, ANDERSON ROAD AND REEDEL DRIVE), UNDER THE CLUSTER DEVELOPMENT OVERLAY REQUIREMENTS AS AN AGE RESTRICTED 49-UNIT TOWNHOUSE DEVELOPMENT.

Solicitor John Walko opened the Conditional Use Hearing at 8:14 pm. It was decided to continue this hearing at the April 14, 2022 Business Meeting. Solicitor Walko re-opened the regular business meeting at 10:01 pm.

CONSENT AGENDA:

Chairwoman Kenney asked to remove Item #8 from the Consent Agenda - Financial Escrow Security Release No. 1, Malvern School Properties, LLC., for the completion of required site improvements to date as part of the school development project as recommended by the Township Engineer.

Board Action:

It was moved by Supervisor Jenaway, seconded by Supervisor Philips, all voting "Aye" to remove this item from the Consent Agenda. None opposed. Motion approved 5-0.

1. Resignation of Michael Cusack from the Park & Recreation Board.
2. Appointment to the Park & Recreation Board – Student Position.
3. Appointment to the Zoning Hearing Board.
4. Resolution 2022-14 – Authorization to Sign PennDOT Traffic Signal Maintenance Agreement for the maintenance, repair and modification of all Township owned signals within the Township.
5. Approval of the Real Estate Tax Settlement Stipulation for Paul & Jane Heintz, 1239 Denbigh Lane for tax years 2018-2021 resulting in an overpayment of real estate taxes in the amount of \$1,012.57.
6. Facilities Location and Marking Service Contract – USIC Locating Services – Approval of a one (1) year contract with USIC Locating Service for the locating and marking of township facilities as part of the Township's requirements pursuant to the PA One Call Law.
7. Crow Creek Trail Project Certificate of Substantial Completion – Acceptance of the Certificate of Substantial Completion, dated February 10, 2022 for the Crow Creek Trail Project as prepared by Gilmore Associates and accepted by Kenney Excavating.
8. 2022-2024 Collective Bargaining Agreement with the International Association of Fire Fighter Local 5233.
9. Expanded Service Contract for the 2022 Concert Under the Stars Series – Point Entertainment. Approval of a one (1) year expanded service contract with Point Entertainment for the operation of the Township's 2022 Concert Under the Stars Series.

10. Land Development Plan Review Extension – 450 W. Beidler Road.
Accept letter of extension from 215 Windsor LLC for the review of
the proposed development at 450 W. Beidler Road.

Board Action:

It was moved by Supervisor Jenaway, seconded by Vice Chair Garzillo, all voting "Aye" to approve the Consent Agenda. None opposed. Motion approved 5-0.

RESOLUTION 2022-15 – PROPOSED DEVELOPMENT PLAN – 201 S. GULPH ROAD. CONSIDERATION OF A PRELIMINARY/FINAL LAND DEVELOPMENT PLAN FOR SCHUYLKILL GULPH ASSOCIATES, LP – 201 S. GULPH ROAD, PREPARED BY LANDCORE ENGINEERING CONSULTANTS DATED AUGUST 16, 2021, FOR THE DEMOLITION OF THE EXISTING STRUCTURE AND CONSTRUCTION OF A NEW 144,040 SF DISTRIBUTION WAREHOUSE AND ASSOCIATED SITE IMPROVEMENTS, INCLUDING WAIVERS AS OUTLINED IN SAID RESOLUTION. 11.29 ACRES, LI LIMITED INDUSTRIAL ZONING DISTRICT

Ms. Denise Yarnoff, representative for the developer attended the meeting. She discussed the project and the four waivers they are requesting.

Board Action:

It was moved by Supervisor Waks, seconded by Supervisor Philips, all voting "Aye" to approve Resolution 2022-15 for the development plan located at 201 S. Gulph Road. None opposed. Motion approved 5-0.

RESOLUTION 2022-16 – PA ACT 537 SEWAGE FACILITIES PLANNING MODULE – BRIDGEVIEW DEVELOPMENT, FRONT STREET, BRIDGEPORT, PA – AUTHORIZATION FOR THE PROPER TOWNSHIP OFFICIALS TO SUBMIT PA DEP SEWAGE FACILITIES PLANNING MODULES FOR THE PROPOSED RELOCATION OF THE TOWNSHIP'S SANITARY SEWER FORCE MAIN ON THE SUBJECT PROPERTY AS A PROPOSED REVISION TO THE TOWNSHIP'S OFFICIAL SEWAGE FACILITIES PLAN

Mr. Anthony Maris from DRCP, developer for this project explained why he needs approval to complete this project for Bridgeport.

Board Action:

It was moved by Supervisor Philips, seconded by Supervisor Jenaway, all voting "Aye" to approve Resolution 2022-16. None opposed. Motion approved 5-0.

RESOLUTION 2022-17 – LOCAL SHARE ACCOUNT GRANT – AUTHORIZATION TO SUBMIT A DCED LOCAL SHARE ACCOUNT GRANT FOR THE INSTALLATION OF TRAIL PLANTINGS, WAYFINDING SIGNAGE, REST AREAS AND THE CREATION OF SCENIC OVERLOOKS ALONG THE CROW CREEK AND SCHUYLKILL RIVER WEST TRAIL EXTENSION

Board Action:

It was moved by Supervisor Philips, seconded by Supervisor Jenaway, all voting "Aye" to approve Resolution 2022-17 for the authorization to submit the grant. None opposed. Motion approved 5-0.

RESOLUTION 2022-18 – LOCAL SHARE ACCOUNT GRANT –
AUTHORIZATION TO SUBMIT A DCED LOCAL SHARE ACCOUNT GRANT
FOR THE PURCHASE OF A PUBLIC WORKS DEPARTMENT STREET
SWEEPER

Board Action:

It was moved by Supervisor Philips, seconded by Supervisor Waks, all voting "Aye" to approve Resolution 2022-18 for the authorization to submit the grant. None opposed. Motion approved 5-0.

RESOLUTION 2022-19 – AUTHORIZATION TO SIGN PENNDOT TRAFFIC
SIGNAL PERMIT APPLICATION. SUBMISSION OF A PERMIT APPLICATION
(TE-160) FOR A PROPOSED TEMPORARY TRAFFIC SIGNAL AT MANCILL
MILL ROAD AND VALLEY FORGE ROADS AS PART OF THE MANCILL MILL
TOWNHOUSE DEVELOPMENT

Board Action:

It was moved by Supervisor Jenaway, seconded by Supervisor Waks, all voting "Aye" to approve Resolution 2022-19. None opposed. Motion approved 5-0.

PERMISSION TO ADVERTISE PUBLIC HEARING – PROPOSED HOOKAH
BAR REGULATIONS. PERMISSION TO ADVERTISE A PUBLIC HEARING AT
THE APRIL 14, 2022 REGULAR BUSINESS MEETING ON A PROPOSED
ORDINANCE AMENDING CHAPTER 165 OF THE TOWNSHIP CODE,
ZONING, TO ESTABLISH THE USE AND OPERATING REGULATIONS FOR
HOOKAH BARS IN THE TOWNSHIP

Board Action:

It was moved by Vice-Chair Garzillo, seconded by Supervisor Waks, all voting "Aye" to approve the advertising a public hearing to establish the use and regulations for Hookah Bars in Upper Merion Township. None opposed. Motion approved 5-0.

ACCOUNTS PAYABLE & PAYROLL:

Board Action:

It was moved by Supervisor Waks, seconded by Vice-chair Garzillo, all voting "Aye" to approve the Accounts Payables for invoices processed from February 3, 2022 through March 2, 2022 and Payrolls dated February 4, 2022 and February 18, 2022 for a total of \$3,337,405.76. None opposed. Motion approved 5-0.

ADDITIONAL BUSINESS:

Supervisor Jenaway spoke about the recent Zoom meeting on March 7, 2022 held by Septa and the contractor for the King of Prussia Rail Project. He urged residents to weigh-in with any concerns they have regarding the project and to attend the two upcoming meetings.

Vice-Chair Garzillo talked about the different activities happening in the Township for Earth Day, April 23rd from 11:00 am to 2:00 pm at the Township Building. Chairperson Kenney also mentioned the that there will be a Recycling

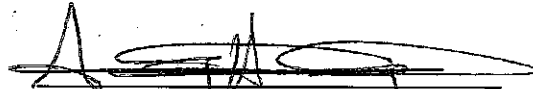
Event during the Earth Day Celebration.

Supervisor Waks wished everyone a happy and safe holiday for three upcoming celebrations in March – St. Patrick's Day, Purim, and Holi.

PUBLIC COMMENTS: None

ADJOURNMENT:

There being no further business to come before the Board, it was moved by Supervisor Waks, seconded by Supervisor Philips, all voting "Aye" to adjourn the meeting at 10:30 PM. None opposed. Motion approved 5-0. Adjournment occurred.



ANTHONY HAMADAY
TOWNSHIP MANAGER

lr
Minutes Approved:
Minutes Entered:

