

UPPER MERION TOWNSHIP BOARD OF SUPERVISORS
BUSINESS MEETING
MAY 14, 2020

The Board of Supervisors of Upper Merion Township met for a Business Meeting on Thursday, May 14, 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, Carole Kenney, Tina Garzillo, Greg Waks and Greg Philips. Also present were: Anthony Hamaday, Township Manager; Joe McGrory, Township Solicitor.

MEETING MINUTES:

It was moved by Mr. Waks, seconded by Mr. Philips, all voting "Aye" to approve the following meeting minutes: March 5, 2020 Zoning Code Workshop, March 5, 2020 Workshop, March 12, 2020 Business, March 19, 2020 Special Business and April 2, 2020 Special Business as submitted. None opposed. Motion approved 5-0.

CHAIRMAN'S COMMENTS:

Mr. Jenaway stated an executive session was held to discuss personnel and litigation matters prior to this meeting. Mr. Jenaway reminded the public that questions or comments to the MYUMT location on the Township's website or call 484-636-3930. This meeting will also be live streaming on the Township's website. Mr. Jenaway reviewed the process of how the meeting will run. The matters will be listed item by item and during that time, the public will have the opportunity to submit their questions or comments.

Mr. Jenaway stated Senator Daylin Leach was in attendance to provide information from Harrisburg. On behalf of the Board, Mr. Jenaway thanked Senator Leach for the efforts he put into place to get the Acts passed in order to have remote meetings legally.

Senator Leach reminded the public ballots can be ordered and reviewed how to that by visiting votespa.org website by May 26, 2020. Currently, the state is looking at a potentially 4 to 5 billion deficit that has to be dealt with by June 30, 2020. This will result in devastating cuts to various things unless the federal government is able to provide aid to the states. At the moment there is a proposal to provide about \$200 billion in aid to the states which would help if it is approved. Senator Leach urged residents to talk to their congressional representatives if this is of interest to them. Through relationships Senator Leach has made, he has been able to receive donations of personal protective equipment and encouraged the public to contact him should institutions or individuals need this equipment (dleach@pasenate.com or 610-778-4200).

NEW BUSINESS

Board of Community Assistance – Announcement of Grant Recommendations

Mr. Brett Montich, Chairperson of the BCA was present to announce the awards. First, he introduced the BCA members – appointed are Lydia Dan Sardinias, and David Karen. The Valley Forge Casino representatives are David Zerfing and Gina Mancino. Board Liaison is Greg Waks. Mr. Montich announced that in 2020 there were 78 applications received – 44 Organizations, 5 Sports, and 29 Scholarships. The number of applications awarded totaled 56.

Mr. Montich announced the BCA 2020 recommendations for sports and organizations as follows:

Sports

- UMHS School Football Booster Club – Knee Braces- \$1,500
- UM Crew Booster Club – Oars- \$2,000
- UM Lacrosse Club – Bubblehead League - \$2,500

Organizations

- Autism Society – Weighted Blankets and Masks - \$1,000
- Boys Scouts Troop 431 – STEM Learning and Derby Program- \$500
- CAST – Peak Performance for Student Athletes - \$1,250
- Fostering Hope – Fostering Hope Main Initiatives - \$500
- Friends of Black History – Annual Black History Celebration - \$1,500
- KOP Firefighter’s Association – Station 56D Upgrade - \$6,000
- KOP Historical Society- KOP Courier Digitization Project - \$750
- Laurel House – Domestic Violence Shelter- \$2,500
- Literacy Council of Norristown – Adult Literacy Foundation - \$2,500
- Neighborhood Meals on Wheels – Meals on Wheels - \$2,500
- Swedesburg Volunteer Fire Co. – AED Purchase - \$6,000
- UM Community Cupboard – Community Cupboard \$10,000
- UM Historical Commission & ECDC – Muhlenberg/Moore Irwin Inspection - \$3,800
- UM Park and Historic Foundation – Water Standards Testing Program - \$5,000
- UM Shade Tree – Burgess Arboretum Management Report - \$5,000
- UM Tree Tenders – Burgess Arboretum at Moore Irwin House - \$2,500
- UM Unified Special Olympics Sports – Special Olympics - \$2,000
- UMASD Social Work – UMASD Social Work Emergency Fund - \$10,000
- UMASD Social Work Thanksgiving - Thanksgiving Dinner Program - \$2,000
- UMT Dr. MLK Jr. National Holiday – MLK Jr. National Holiday Committee - \$1,000
- Upper Merion Class of 2020 – Class of 2020 End of Year Celebration - \$2,000
- Upper Merion Emergency Aid – Back to School Project - \$2,250
- Upper Merion Girl Scout Troop 7940 – 2021 MLK Community Day of Service - \$500
- Upper Merion Senior Service Center – Wheelchair accessible reception desk - \$1,000
- UMT Library - Book Contest Awards - \$830
- UMT Library – Summer Reading Medals - \$1,800
- Valley Forge Park Alliance – Educational Programs - \$1,500
- Victim Services of Montgomery County – VSC 24/7 Hour Hot Line \$2,500
- West End Civic Association – Revitalization Project of WECA Building - \$5,000

Mr. Montich announced the 2020 scholarship recommendations as follows:

- Raizel Alli – \$1,000
- Gretchen Bahmueller - \$1,000
- Olivia Barr - \$2,500
- Michael Berretone - \$1,000
- Roma Chaturvedi - \$1,500
- Gena Cirafesi - \$1,000
- Christopher Clark - \$3,000
- Dylan Delapez - \$1,000

- Bintou Fofana - \$2,500
- Sophia Gammarino - \$2,000
- Brittany Glauner - \$1,000
- Kiersten Krouse - \$1,500
- Dylan Kuhn - \$2,500
- Claudia Melocchi - \$1,000
- Patrick O'Donnell - \$1,000
- Veronica Sanchez - \$3,000
- Shauna Shafer - \$1,000
- Connor Smith - \$4,000
- Rowan Cabahug-Almonte - \$5,000 – Ronald G. Wagenmann Scholarship
- Dale Clayton - \$5,000 – Ronald G. Wagenmann Scholarship
- Marc Clayton - \$5,000 – Ronald G. Wagenmann Scholarship
- Alyssa Galban - \$5,000 – Ronald G. Wagenmann Scholarship
- Suhas Ganta - \$5,000 – Ronald G. Wagenmann Scholarship
- Madalyn Sadler - \$10,000 – General Von Steuben Scholarship

Mr. Montich stated that the BCA has roughly \$34,900.00 leftover and it's the BCA's intention to reopen applications on August 1, 2020 for any non-profits that could use any additional money and announce award at the October 15, 2020 Business meeting.

As Board Liaison to the BCA, Mr. Waks also recognized Brett Montich, Chairperson of the BCA and thanked the entire committee for all their hard work and many hours spent reviewing the applications. Mr. Waks stated the award ceremony has been unfortunately postponed but it is able to be rescheduled the recipients will be notified. Mr. Montich did mention the students will receive a trinket as a celebration gift.

Board Action:

It was moved by Mr. Waks, seconded by Mr. Philips, all voting "Aye" to approve the BCA Grant and Scholarship Recipients as announced. None opposed. Motion approved 5-0.

Proclamation: National Police Week – May 10 to 16, 2020

On behalf of the Board of Supervisors, Mr. Jenaway read and presented a proclamation to representatives of the Upper Merion Police Department and called upon all citizens of Upper Merion Township and upon all patriotic, civic and educational organizations to observe the week of May 10 to May 16, 2020 as Police Week and May 15, 2020 as Officer's Memorial Day.

Lieutenant Elverson from the Police Department accepted the proclamation and expressed gratitude to the Board.

Proclamation: EMS Week – May 17 to 23, 2020

On behalf of the Board of Supervisors, Mrs. Kenney read and presented a proclamation to representatives of the Emergency Medical Services and called upon all citizens of Upper Merion Township and upon all patriotic, civic and educational organizations to observe the week of May 17 to May 23, 2020 as EMS Week.

Mr. Jenaway stated one of the EMS personnel did contract Covid-19 and he has been off work for several weeks now and is now home recuperating.

Resolution 2020-21 re: Implementation of PA Act 15 of 2020's Property Tax Relief Provisions to permit the acceptance of the discount rate for the payment of 2020 Township Real Estate Taxes until August 31, 2020 and waive all penalty and interest associated with a late payment of 2020 Township Real Estate Taxes if payment is made in full by December 31, 2020.

Mr. Jenaway stated this is a resolution clarifying the provisions of the Township's Resolution 2020-20 adopted by the Board of Supervisors on April 16, 2020 providing for the implementation of PA ACT 15 of 2020 Property Tax Provisions to permit the acceptance of the discount rate payment of 2020 Township Real Estate Taxes until August 31, 2020 and to waive all penalty and interest associated with a late payment of 2020 Real Estate Taxes if payment is made in full by December 31, 2020. The only change is the senate number to act number.

Board Action:

It was moved by Mr. Philips, seconded by Mrs. Kenney, all voting "Aye" to approve Resolution 2020-21 as presented. None opposed. Motion approved 5-0.

Resolution 2020-22 re: Extension of the Township Business and Mercantile Tax filing and payment deadline from June 1, 2020 to July 15, 2020

Mr. Jenaway stated this resolution is to coincide with IRS regulations.

Board Action:

It was moved by Mr. Waks, seconded by Mrs. Kenney, all voting "Aye" to approve Resolution 2020-22 as presented. None opposed. Motion approved 5-0.

Resolution No. 2020-24 re: Authorization to sign PennDOT Traffic Signal Permit Application (TE-160) for the Crow Creek Trail flashing pedestrian crossing signal on Keebler Road at the Upper Merion Middle School entrance.

Mr. Jenaway stated this is a safety factor for the individuals crossing the school.

Board Action:

It was moved by Mrs. Kenney, seconded by Mrs. Garzillo, all voting "Aye" to approve Resolution 2020-24 as presented. None opposed. Motion approved 5-0.

Verizon Cell Facility Lease – Consideration of a proposed land lease with Verizon Wireless for a proposed 396 sq. ft. cellular communications facility at the Township's Public Works Garage, 466 E. Church Road.

Mr. Jenaway stated the Township would receive somewhere in the area of \$12,000.00 per year to start and if other carriers were to join the tower, it could raise the income to \$41,000.00 per year. The lease is renewable in 4 to 5-year increments.

Board Action:

It was moved by Mr. Philips, seconded by Mr. Waks, all voting "Aye" to approve the Verizon Cell Facility Lease at the Public Works Garage as presented. None opposed. Motion approved 5-0.

Business Associate Agreement with Montgomery County Department of Public Safety – Consideration of a Proposed agreement with Montgomery County Department of Public Safety for the creation, maintenance and disclosure of shared protected health information to ensure compliance with the Health

Insurance Portability and Accountability and Health Information Technology for Economic and Clinical Health Acts.

Board Action:

It was moved by Mr. Philips, seconded by Mrs. Kenney, all voting "Aye" to approve the Business Associate Agreement as presented. None opposed.
Motion approved 5-0.

Capital Equipment Purchase – Authorization to purchase the following Fire/EMS Apparatus using funds in the fire Apparatus Fund:

1. 2021 E – One Rescue Engine from First Choice Fire Apparatus of Hanover Township, PA in the amount of \$689,772.00
2. 2021 Horton Medium Duty Ambulance from Horton Emergency Vehicles of Grove City, OH in the amount of \$370,330.00
3. (2) Two 2020 Chevrolet Tahoe SUV's through any available PA Costars Contract in the amount not to exceed \$65,000 for purchase and fit out per vehicle subject to timing designated by the Township Manager.
4. 2020 Chevrolet 2500 HD Pick-Up Truck through any available PA Costars Contract in the amount not to exceed \$75,000 for purchase and fit out subject to timing designated by the Township Manager.

Board Action:

It was moved by Mrs. Kenney, seconded by Mrs. Garzillo, all voting "Aye" to approve the Capital Equipment Purchase as presented. None opposed.
Motion approved 5-0.

Community Center Roof Project General Construction Contract Payment #1 in the amount of \$26,100 to Detwiler Roofing for work to date on the Community Center Roof Project.

Mr. Jenaway stated the contracts have already been approve and this item is to approve payment on work done on the project. Mr. Hamaday stated these two contract payments are funded through the refunds from grants for the Community Center that were expected. Mr. Waks mentioned the roof work is projected to be completed in early to midsummer.

Board Action:

It was moved by Mr. Philips, seconded by Mrs. Garzillo, all voting "Aye" to approve the Community Center Roof Project General Construction Contract Payment #1 as presented. None opposed. Motion approved 5-0.

Community Center Roof Project Roofing Contract Payment #1 in the amount of \$34,200 to Detwiler Roofing for work to date on the Community Center Roof Project.

Board Action:

It was moved by Mr. Philips, seconded by Mrs. Kenney, all voting "Aye" to approve the Community Center Roof Project Roofing Contract Payment #1 as presented. None opposed. Motion approved 5-0.

Township Letter of Support for Arkema Inc.'s application to the PA Department of Economic and Community Development for an Alternate and Clean Energy Grant to install a combined heat and power system at the Company's US Headquarters on First Avenue.

Mr. Jenaway stated Arkema Inc. has been in Upper Merion Township for decades under various names. He noted this is a great opportunity for the company to move to an alternate and clean energy.

Board Action:

It was moved by Mrs. Kenney, seconded by Mr. Philips, all voting "Aye" to support Arkema Inc.'s application to the PA Department of Economic and Community Development as presented. None opposed. Motion approved 5-0.

Award of Bids:

1. 2020 Road Program Bid to Allen Meyers, LP., of Worcester, PA in the amount of \$819,872.
2. First Avenue Bus Shelter Bid to Quillen Construction of King of Prussia, PA in the amount of \$105,599.09 which included base bid and bid alternate for one (1) additional shelter.

Mr. Jenaway stated the first item is Liquid Fuels Tax Funding that is provided for road repair and maintenance and the amount is all that can be paid for out of the fund. Mr. Hamaday noted the lower bid saves the Township about \$200,000.00 that can now be used for additional road repairs such as potholes.

Mr. Hamaday stated for the second item, the King of Prussia BID received the Montco 2020 Grant for bus shelters along First Avenue. To get the grant, the Township had to be the municipal sponsor.

Board Action:

It was moved by Mr. Philips, seconded by Mrs. Kenney, all voting "Aye" to approve the 2020 Road Program Bid to Allen Meyers, LP., of Worcester, PA in the amount of \$819,872.00 as presented. None opposed. Motion approved 5-0.

Board Action:

It was moved by Mr. Waks, seconded by Mrs. Garzillo, all voting "Aye" to approve the First Avenue Bus Shelter Bid to Quillen Construction of King of Prussia, PA in the amount of \$105,599.09 as presented. None opposed. Motion approved 5-0.

Revised Construction Management Services Contract for Guthrie Road Fire/EMS Sub-station – A&E Construction. Construction of a revised Services Contract with A&E Construction for bidding, construction management and project close-out services associated with the Guthrie Road Fire/EMS Sub-Station at a cost not to exceed \$86,236.00.

Mr. Jenaway stated because the price is under budget after bidding, the management cost dropped from \$163,000.00 to \$86,236.00 and this is approving a revised contract. The funds for this contract come from the Lafayette dissolution funds that were allocated for facilities in the dissolution.

Board Action:

It was moved by Mr. Philips, seconded by Mrs. Kenney, all voting "Aye" to approve the Revised Construction Management Services Contract for Guthrie Road Fire/EMS Sub-station as presented. None opposed. Motion approved 5-0.

Authorization to Bid 2020 Montgomery County Consortium Fuel Contract.

Mr. Hamaday stated this is something the Township has done for several years. The Township prepares the bid specifications, open the bids, awards the bids on behalf of the Montgomery County Consortium.

Board Action:

It was moved by Mrs. Garzillo, seconded by Mr. Philips, all voting "Aye" to approve Authorization to Bid 2020 Montgomery County Consortium Fuel Contract as presented. None opposed. Motion approved 5-0.

ACCOUNTS PAYABLE & PAYROLL:

Board Action:

It was moved by Mr. Waks, seconded by Mr. Philips, all voting "Aye" to approve the Accounts Payable and Payroll. None opposed. Motion approved 5-0.

ADDITIONAL BUSINESS:

UMT Staff

Mr. Philips expressed great gratitude for all Upper Merion Township Staff during this time.

Community Social Distancing

Mr. Philips emphasized the importance of social distancing for the safety of ourselves and others in our community.

AQUA and PECO Roadwork

Mr. Philips mentioned both AQUA and PECO are doing roadwork in the Candlebrook section and Valley Forge Road.

Laurel House

Mr. Philips encouraged the public to make donations to Laurel House by visiting their website as domestic violence is high with Stay at Home Orders being in place.

Montgomery County Precinct Voting Plan

Mr. Waks stated every single precinct in Upper Merion Township has either been relocated or merged with another precinct. Mr. Waks read the list of 15 precincts in Upper Merion Township with their current location and where they have been moved to. This information will be distributed widely by the Township and additional details can be found on the Montgomery County website.

Outstanding Citizen Communication Award

Mr. Waks announced for the second time in three years, Upper Merion Township has been awarded the Outstanding Citizen Communication Award by PSATS. Mr. Waks congratulated members of the Public Information Office, Allison Pimm, Don Herbert and the Communication Advisory Board.

Small Business Re-openings

Mrs. Garzillo urged small businesses to be clear and concise with the guidelines in order to be open.

Farmers Market

Mrs. Garzillo announced the Farmers Market will be opening on schedule this Saturday, May 16, 2020. The adjusted time is from 10 a.m. to 12:30 p.m. There will not be an information booth, no special events or anything in that nature. It will consist of your typical farmers market essentials such as meats and produce. Vendors are doing preorders as much as possible and pickup times are determined alphabetically by last name. Everyone is being asked to wear a mask. There is also no market money or loyalty card punches.

PECO Road Closures

Mr. Jenaway stated PECO will be restricting and closing Front Street and River Road for Natural Gas Reliability Project on Monday, May 18 through May 22, 2020 from 9 a.m. to 3 p.m. On Tuesday, May 26, through June 10, 2020, Route 23, the same area will be closed and detoured weeknights. Further information can be found on the PennDOT website relative to these matters.

Community Cupboard

Mr. Jenaway encouraged the public to donate to the Community Cupboard via boxes outside the Cupboard as well as the accessible Police Desk in the Township Building.

MYUMT

Mr. Jenaway invited the public to share any ideas on how to manage operating expenses and or generate revenue by going on the MYUMT button on the Township's website.

Board Comments:

Mr. Jenaway stated the Board will continue in the manner of conducting meetings as has been done in the past two months until the Stay at Home Order is lifted.

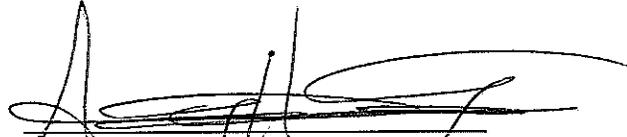
Public Comment:

Mr. Hamaday read a public comment submission made by Robert, Self of 205 Cambridge Road, as follows:

How does the Township justify shutting out a business on the Township property (Farm)? And if so, what are the requirements and protocols that will allow a business to open for customers in a safe manner? Mr. Jenaway responded the farm was closed for a couple of reasons. In looking at the ability for people to move in and around that area, the decision was made to control access because it is an active farm and it is Township property. As the time to re-open approaches, the Township needs to provide a plan to re-opening the water service, the garden center would need to provide a plan, as well as Petrucci's. Once plans are reviewed, it will be determined whether or not is was meeting the necessary CDC Department of Health and Township Requirements, at which point it can be open. All of those aspects have been under review for a couple of weeks now. There is a plan for the farm, the water service and a proposed plan from Petrucci's was received a few days ago. Mr. Jenaway emphasized businesses have to comply with these various requirements and present plans to be able to re-open.

ADJOURNMENT:

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



ANTHONY HAMADAY
TOWNSHIP MANAGER

mm
Minutes Approved:
Minutes Entered:

