

AGENDA
MONTGOMERY TOWNSHIP
BOARD OF SUPERVISORS
September 24, 2012 - 8:00 P.M.

www.montgomerytp.org

Candyce Fluehr Chimera
Robert J. Birch
Michael J. Fox
Jeffrey W. McDonnell
Joseph P. Walsh

Lawrence J. Gregan
Township Manager

ACTION MEETING - 8:00 PM

1. Call to Order by Chairman
2. Pledge of Allegiance
3. Public Comment
4. Announcement of Executive Session
5. Consider Approval of Minutes of the August 22, 2012 Workshop Meeting and the September 10, 2012 Meeting
6. Consider Approval of Contribution – Officer Fox Children's Fund
7. Presentation of the "It's Finally Done 5K Fun Run" Donation Check
8. Consider Certification of 2013 MMO for the Police Pension and Non-Uniform Employee's Pension Funds
9. Consider Authorization to Advertise Budget Workshop Meetings
10. Consider Authorization to Continue Participation in PA Stormwater Coalition
11. Consider Authorization to Upgrade Traffic Signal – Upper State Road and Westgate Drive / Mary Mother of the Redeemer Drive
12. Consider Approval for Repairs to Mallard Pond Development Stormwater Basin and Outfall Structure/Berm
13. Consider Proposal to Complete Basin Assessments in Fall 2012 & Approve Recommended Basins to be Entered into the Basin Naturalization Program
14. Consider Request for Waiver of Fees – Building/Zoning Permit – Storage Shed – BSA Troop 399
15. Consider Final Construction Escrow Release – Dick's Sporting Goods Store – LDS#634
16. Consider Authorization to Advertise – Public Hearing – Conditional Use #C-58 Undefined Athletics, LLC – 101 Commerce Drive
17. Consider Approval for Out of State Training – Police Department
18. Consider Approval for Repairs to Ladder 18
19. Payment of Bills
20. Consider Appointment of Chief of Police
21. Other Business
22. Adjournment

**BOARD OF SUPERVISORS AGENDA
SEPTEMBER 24, 2012
PAGE #2**

Future Meetings:

09-25-12 @ 7:00 PM – Environmental Advisory Committee
09-25-12 @ 7:30 PM – Zoning Hearing Board
09-27-12 @ 7:30 PM – Finance Committee
10-02-12 @ 7:30 PM – Zoning Hearing Board
10-04-12 @ 7:30 PM – Planning Commission
10-09-12 @ 8:00 PM – Board of Supervisors

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY

SUBJECT: Public Comment

MEETING DATE: September 24, 2012

ITEM NUMBER: #3

MEETING/AGENDA: WORK SESSION

ACTION XX NONE

REASON FOR CONSIDERATION: Operational: XX Information: Discussion: Policy:

INITIATED BY: Lawrence J. Gregan
Township Manager

BOARD LIAISON: Candyce Fluehr Chimera,
Chairman

BACKGROUND:

The Board needs to remind all individual(s) making a comment that they need to identify themselves by name and address for public record.

The Board needs to remind the public about the policy of recording devices. The individual(s) needs to request permission to record the meeting from the chairman and needs to identify themselves, by name and address for public record.

ZONING, SUBDIVISION OR LAND DEVELOPMENT IMPACT:

None.

PREVIOUS BOARD ACTION:

None.

ALTERNATIVES/OPTIONS:

None.

BUDGET IMPACT:

None.

RECOMMENDATION:

None.

MOTION/RESOLUTION:

None.

DISTRIBUTION: Board of Supervisors, Frank R. Bartle, Esq.

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY

SUBJECT: Announcement of Executive Session

MEETING DATE: September 24, 2012

ITEM NUMBER: #4

MEETING/AGENDA: WORK SESSION

ACTION XX NONE

REASON FOR CONSIDERATION: Operational: XX Information: Discussion: Policy:

INITIATED BY: Lawrence J. Gregan
Township Manager

BOARD LIAISON: Candyce Fluehr Chimera,
Chairman

BACKGROUND:

Frank Bartle will announce that the Board of Supervisors met in Executive Session and will summarize the matters discussed.

ZONING, SUBDIVISION OR LAND DEVELOPMENT IMPACT:

None.

PREVIOUS BOARD ACTION:

None.

ALTERNATIVES/OPTIONS:

None.

BUDGET IMPACT:

None.

RECOMMENDATION:

None.

MOTION/RESOLUTION:

None.

DISTRIBUTION: Board of Supervisors, Frank R. Bartle, Esq.

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY

SUBJECT: Approval of Minutes for the August 22, 2012 Workshop Meeting and the September 10, 2012 Meeting

MEETING DATE: September 24, 2012

ITEM NUMBER: #5

MEETING/AGENDA: WORK SESSION

ACTION XX NONE

REASON FOR CONSIDERATION: Operational: XX Information: Discussion: Policy:

INITIATED BY: Lawrence J. Gregan
Township Manager

BOARD LIAISON: Candyce Fluehr Chimera,
Chairman

BACKGROUND:

Just a reminder – Please call Shirley Snyder on Monday, September 24, 2012 before noon with any changes to the minutes.

ZONING, SUBDIVISION OR LAND DEVELOPMENT IMPACT:

None.

PREVIOUS BOARD ACTION:

None.

ALTERNATIVES/OPTIONS:

None.

BUDGET IMPACT:

None.

RECOMMENDATION:

None.

MOTION/RESOLUTION:

None.

DISTRIBUTION: Board of Supervisors, Frank R. Bartle, Esq.

MONTGOMERY TOWNSHIP
BOARD OF SUPERVISORS
MINUTES OF WORKSHOP MEETING
AUGUST 22, 2012

On Wednesday, August 22, 2012 the Board of Supervisors held a Workshop meeting at 5:00 p.m. In attendance were Chairman Candyce Fluehr Chimera, Supervisor Michael Fox and Supervisor Jeffrey McDonnell. Also in attendance were Lawrence Gegan, Martin Kimmell and Jonathan Trump from Kimmel Bogrette Architects + Site and Ken Ballard of Ballard King Associates.

Martin Kimmel noted the purpose of the meeting was to update the Board on the status of the Needs Assessment/Feasibility Study, discuss three optional space programs for the proposed facility and discuss financial options in order to develop a budget for the project. Mr. Kimmel continued a discussion on creation of a project mission statement from the last workshop meeting. He discussed a series of key components of the statement and core values to be considered during the feasibility study and design of the building. Mike Fox recommended that in addition to "expandability" that the core values also include the concept of "flexibility".

Ken Ballard reviewed the draft Market Analysis he has prepared for the study which includes identification of demographic characteristics of the primary (Township) and secondary (within 10 minute drive) service areas. Mr. Ballard noted that there are approximately 100k potential users within a 10 minute driving radius of the proposed location. He also reviewed statistics on population age and medial income within these areas which he opined would have an impact on the rate of participation and programs offered. Also included was an identification of other facilities in the area that offer similar services such as the area YMCA's and private facilities. He noted that the Township alone could not support a real large facility but any facility will attract some users from outside of the Township.

Ken Ballard also reviewed the input received from recent stakeholder meetings with Joanne Kline, Executive Director for Montgomery County Adult and Aging Services, Kathleen Arnold-Yerger, Executive Director of the Montgomery County Library, the Park and Recreation Board members and County Planners Beth Pilling and Matt Shelly.

Jon Trump reviewed three optional draft space programs ranging from 31,000 square feet to 65,000 square feet. Each option would include base public areas, offices, building service areas and activity spaces. The major differences in space allocation between the three options was in the activity spaces and depended on the option of one or two gym spaces and/or indoor turf field.

Larry Gregan provided information on several options for financing the project including borrowing of funds and use of Capital Reserve Funds. The financing options included multiple bond terms, estimated interest rates and principal/interest payment estimates. Martin Kimmel suggested using \$200 - \$250 per square foot for purposes of projecting total cost for building and furniture/fixtures/equipment. Ken Ballard questioned the operating subsidy that the Township would be willing to consider as this would have an impact on fees. The consensus of the Board was that the program be calculated using a high cost recovery model.

Jon Trump suggested a visit to the recently completed center in Haverford Township and it was agreed to work to schedule a date to conduct the visit in the near future.

The Workshop adjourned at 7:00 p.m.

DRAFT

**MINUTES OF MEETING
MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
SEPTEMBER 10, 2012**

Chairman Candyce Fluehr Chimera called the work session to order at 7:00 p.m. In attendance were Supervisors Robert Birch, Michael Fox, Jeffrey McDonnell and Joseph Walsh. Also in attendance were Lawrence Gregan, Robert Iannozzi, Esquire, Richard Lesniak, William Weigman, Alex Olimpo, Shannon Drosnock and Deb Rivas.

Director of Fire Services Richard Lesniak (DFS) and Fire Department of Montgomery Township (FDMT) Chief William Weigman reviewed the fleet evaluation, a report prepared by VFIS Education, Training and Consulting. Topics covered in the report included the mission statements for FDMT and DFS, a review of the current equipment and the different classification of equipment and study recommendations. The assessment report made several recommendations including: preparation of a Statement of Services/Strategic Plan for both DFS and FDMT; development of a capital plan for apparatus acquisition/replacement, including identification of sources of funding; development of a process to evaluate apparatus mechanical performance on a regular basis; and development of standard operating guidelines for operation of the equipment. Mr. Lesniak and Mr. Weigman reported that the 1989 Hahn Pumper will be in need of replacement in the near future. Mr. Lesniak and Mr. Weigman asked the Board to consider these recommendations as they prepare the Budget for 2013 and the potential for replacement of certain fire apparatus.

Chairman Candyce Fluehr Chimera called the executive session to order at 7:45 p.m. In attendance were Supervisors Robert Birch, Michael Fox, Jeffrey McDonnell and Joseph Walsh. Also in attendance were Lawrence Gregan and Robert Iannozzi, Esquire. Two personnel matters were discussed.

Chairman Candyce Fluehr Chimera called the regular action meeting to order at 8:20 p.m. In attendance were Supervisors Robert Birch, Michael Fox, Jeffrey McDonnell and Joseph Walsh. Also in attendance were Robert Iannozzi, Esquire, Karen Hyland, P.E., Lawrence

Gregan, Acting Chief J. Scott Bendig, Kevin Costello, Bruce Shoupe, Shannon Drosnock, Ann Shade, Stacy Crandell, Richard Grier and Deborah Rivas.

Following the Pledge of Allegiance, Chairman Candyce Chimera called for public comment from the audience and there was none.

Robert Iannozzi, Esquire reported that the Board met in an executive session earlier in the evening at 7:45 p.m. Mr. Iannozzi reported that there were two personnel matters discussed. Mr. Iannozzi also reported that these matters are legitimate subjects of executive session pursuant to Pennsylvania's Sunshine Law.

Chairman Candyce Chimera made a motion to approve the minutes of the August 27, 2012 Board meeting, and Supervisor Michael Fox seconded the motion. The minutes of the meeting were unanimously approved as submitted.

Acting Chief J. Scott Bendig reported that Township Police Officer Taylor Jones, who was appointed to the Police Department as a Cadet on January 27, 2009, was eligible for elevation to the rank of Patrol Officer I. Resolution #1, made by Supervisor Michael Fox, seconded by Supervisor Robert Birch and adopted unanimously, approved the elevation of Officer Taylor Jones to the rank of Patrol Officer I, effective July 14, 2012.

Director of Fire Services Rick Lesniak reported that National Fire Prevention week will be held October 7th through October 13th. Fire safety educational displays, fire apparatus displays and distribution of public education materials will be some of the activities presented by the FDMT during the week. The Department of Fire Services will conduct fire drills, fire safety inspections and fire prevention talks at all schools, day care centers, health care facilities and hotels throughout the Township during the month of October. Resolution #2, made by Supervisor Michael Fox, seconded by Supervisor Robert Birch and adopted unanimously, recognized October 7th through October 13th, 2012 as Fire Prevention Week.

Chairman Candyce Chimera opened a public hearing on Ordinance #12-262Z proposing an Amendment to the Township Zoning Code, Section 230-9 entitled "Uses by Township". Notes of testimony were taken by Court Reporter, Tim Kurek. Township Solicitor Robert Iannozzi introduced the proposed amendment and read the legal advertisement into the record. Planning Director Bruce Shoupe testified that this amendment clarifies that the provisions of the Zoning Ordinance do not apply to land and buildings owned and used by the Township. The proposed amendment was reviewed by the Montgomery Township Planning Commission and the Montgomery County Planning Commission. Resolution #3, made by Vice Chairman Joseph Walsh, seconded by Supervisor Michael Fox and adopted unanimously, approved Ordinance #12-262Z, amending Section 230-9 of the Township Code – Uses By Township.

Chairman Candyce Chimera opened a public hearing on Ordinance #12-263Z proposing an Amendment to Article IX-A of the Township Zoning Code entitled "R3B Age Qualified Residential Zoning District". Notes of testimony were taken by Court Reporter, Tim Kurek. Township Solicitor Robert Iannozzi introduced the proposed amendment and read the legal advertisement into the record. Richard McBride, Esquire, representing the developer, David Cutler Group, presented revised site plans proposed for the Montgomery Walk/Enclave at Montgomery development. Mr. McBride reported that the Cutler Group was requesting the revision which would permit single family age restricted housing units; increase the number of units by 52; increase the percentage of units that are age restricted from 50% to 64%; increase the number of age restricted housing units that financially support the clubhouse and facilities; reduce the commercial area from 5 acres to 1 acre; and reduce the area of public roadways to be dedicated to the Township. The hearing was closed at 8:40 p.m. Resolution #4, made by Vice Chairman Joseph Walsh, seconded by Supervisor Michael Fox and adopted unanimously, approved Ordinance #12-263Z, amending the R3B – Age Qualified Residential Zoning District.

Chairman Candyce Chimera opened a public hearing on an application for Liquor License Transfer for the Bonefish Grill Restaurant which will be opening at the Airport Square Shopping Center. Notes of testimony were taken by Court Reporter, Tim Kurek. Township Solicitor Robert Iannozzi introduced the proposed application and read the legal advertisement into the record. Attorney Mark Kozar, representing Bonefish Grill Restaurant, presented the application requesting an intermunicipal transfer of a liquor license. Under public comment, Pete Reinert of WNPV Radio asked where the liquor license was being transferred from and Mr. Kozar responded that the license would be coming from the Solaris Grille Center Square, Worcester, Pennsylvania. Tony DiDomizio of the Montgomeryville-Lansdale Patch inquired if the Friendly's Restaurant was aware that it was being replaced with a Bonefish Grill? Mr. Kozar replied that the issue was between Friendly's Restaurant and its landlord. Resolution #5, made by Supervisor Michael Fox, seconded by Supervisor Robert Birch and adopted unanimously, approved the intermunicipal liquor license transfer application for Bonefish Grill Restaurant.

Director of Planning Bruce Shoupe reported that Wegman's Supermarket has applied for a liquor license transfer for their new store to be located at Montgomery Mall. A public hearing is required and is to be held within 45 days or by October 14, 2012, unless the applicant agrees to an extension of the time limit. Mr. Shoupe recommended that the hearing be held at the Board meeting on October 9, 2012. Resolution #6, made by Supervisor Michael Fox, seconded by Supervisor Robert Birch and adopted unanimously, set Tuesday, October 9, 2012 as the date for a Public Hearing for an Intermunicipal Liquor License Transfer for Wegman's Supermarket.

Public Information Coordinator Stacy Crandell reported that the Township had budgeted for two new electronic marquee signs, one to replace the sign on Stump Road and the other for the Horsham Road side of the building. Ms. Crandell reported that since development of the Community/Recreation Center is under consideration, staff recommends holding off one of the

signs which was going to be placed on Horsham Road pending a final decision on this new facility. Ms. Crandell reported that quotes were received from four companies and references were contacted. Staff recommends purchasing a 16mm electronic sign from Sign Source at the quoted price of \$11,659.50. Resolution #7, made by Supervisor Michael Fox, seconded by Vice Chairman Joseph Walsh and adopted unanimously, authorized the purchase of 16mm Electronic Marquee Sign from Sign Source in the amount of \$11,659.50.

Karen Hyland, P.E., representing Township Engineer Gilmore and Associates, presented the prepared Notice of Intent (NOI) application and MS4 TMDL Strategy for Montgomery Township. Ms. Hyland reported that the current General Permit (PAG 13) cycle is due to expire on March 15, 2013 and the deadline to submit the application to the DEP is September 14, 2012. Ms. Hyland summarized the major aspects of the new NPDES MS4 General Permit with which the Township will be required to comply. Resolution #8, made by Supervisor Michael Fox, seconded by Vice Chairman Joseph Walsh, and adopted unanimously, authorized Township Engineer Gilmore & Associates to proceed with the submission of the NPDES MS4 Notice of Intent by the September 14, 2012 deadline.

Township Manager Lawrence Gregan reported that should the Board of Supervisors elect to proceed with the construction of the Community/Recreation Center, it is proposed that an evaluation of bond financing options be prepared to provide the Township with the best possible financing solution. Mr. Gregan reported that RBC Capital Markets, LLC, has submitted a proposal to serve as the Township's Underwriter in connection with any proposed bond financing. Resolution #9, made by Vice Chairman Joseph Walsh, seconded by Supervisor Michael Fox and adopted unanimously, accepted the Investment Banking Scope of Services proposal from RBC Capital Markets, LLC, dated September 7, 2012, to provide underwriting services in connection with any proposed bond financing.

Director of Planning and Zoning Bruce Shoupe reported that the Township has received a request for escrow release from Taco Bell – LD/S #601 in the amount of \$45,611.08. This release has been reviewed and recommend by the Township Engineer. Resolution #10, made by Vice Chairman Joseph Walsh, seconded by Supervisor Jeffrey McDonnell, and adopted unanimously, authorized the release of \$45,611.08 from the Taco Bell escrow account.

Director of Planning and Zoning Bruce Shoupe reported that the Township has received a request for escrow release from Bertucci's – LD/S #652 in the amount of \$57,992.52. This release has been reviewed and recommend by the Township Engineer. Resolution #11, made by Vice Chairman Joseph Walsh, seconded by Supervisor Jeffrey McDonnell, and adopted unanimously, authorized the release of \$57,992.52 from the Bertucci's escrow account.

Director of Planning and Zoning Bruce Shoupe reported that the Township has received a request for escrow release from Romano's Macaroni Grill – LD/S #604 in the amount of \$9,986.29. This release has been reviewed and recommend by the Township Engineer. Resolution #12, made by Supervisor Michael Fox, seconded by Supervisor Robert Birch, and adopted unanimously, authorized the release of \$9,986.29 from the Romano's Macaroni Grill escrow account.

Planning Director Bruce Shoupe reported that the Township has received a request for a waiver of permit fee for special event from Bharatiya Temple for the Ganesh Festival. Mr. Shoupe stated that it has been the policy of the Board of Supervisors to waive special event permit fees for non-profit and religious organizations. Resolution #13, made by Vice Chairman Joseph Walsh, seconded by Supervisor Jeffrey McDonnell, and adopted unanimously, approved the request of the Bharatiya Temple to waive all fees associated with the Ganesh Festival special event permit.

Chairman Candyce Fluehr Chimera made a motion to approve the payment of bills. Vice Chairman Joseph Walsh seconded the motion. The payment of bills was unanimously approved as submitted.

Under other business, Chairman Candyce Fluehr Chimera thanked the Township staff, specifically, Public Information Coordinator Stacy Crandell, for the outstanding effort in planning and executing the Party on the Parkway "It's Finally Done 5K Fun Run" which was held on Sunday, September 9, 2012. Chairman Chimera personally thanked a list of Township staff and said that the event far exceeded her expectations. Board Vice Chairman Joseph Walsh thanked Chairman Chimera for suggesting the event and for assisting in the preparations and planning for the event.

There being no further business to come before the Board, the meeting adjourned at 9:25 p.m.

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY

SUBJECT: Consider Approval of Contribution – Officer Fox Children's Fund

MEETING DATE: September 24, 2012 ITEM NUMBER: 46

MEETING/AGENDA: ACTION XX NONE

REASON FOR CONSIDERATION: Operational: XX Policy: Discussion: Information:

INITIATED BY: Lawrence J. Grogan
Township Manager

BOARD LIAISON: Candyce Fluehr Chimera, Chairman

BACKGROUND:

Last week Plymouth Township Police Officer Bradley Fox lost his life while serving the residents of Plymouth Township. A fund has been opened for donations for his children. Montgomery Township would like to support the Fox family by donating \$1,000 to this fund.

ZONING, SUBDIVISION OR LAND DEVELOPMENT IMPACT:

None.

PREVIOUS BOARD ACTION:

None.

ALTERNATIVES/OPTIONS:

None.

BUDGET IMPACT:

None.

RECOMMENDATION:

To support to the Fox Family by donating \$1,000 to the Fox's Children's Fund.

MOTION/RESOLUTION:

BE IT RESOLVED by the Board of Supervisors of Montgomery Township that we hereby approve the donation of \$1,000 to the Bradley Fox Children's Fund.

MOTION: _____ SECOND: _____

ROLL CALL:

Robert J. Birch	Aye	Opposed	Abstain	Absent
Michael J. Fox	Aye	Opposed	Abstain	Absent
Jeffrey W. McDonnell	Aye	Opposed	Abstain	Absent
Joseph P. Walsh	Aye	Opposed	Abstain	Absent
Candyce Fluehr Chimera	Aye	Opposed	Abstain	Absent

DISTRIBUTION: Board of Supervisors, Frank R. Bartle, Esq.

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY

SUBJECT: Presentation of the "It's Finally Done 5K Fun Run" Donation Check

MEETING DATE: September 24, 2012

ITEM NUMBER: #7

MEETING/AGENDA:

ACTION

NONE

REASON FOR CONSIDERATION: Operational: Policy: Discussion: xx Information:

INITIATED BY: Stacy Crandell

BOARD LIAISON: Candyce Fluehr Chimera, Chairman

Public Information Coordinator

BACKGROUND:

In order to celebrate the opening of the 202 Parkway in the fall, Montgomery Township hosted the "It's Finally Done 5K Fun Run" on Sunday, September 9. The event was well-attended with almost 400 registered runners. The proceeds from the run are going to the Arthritis Foundation. Montgomery Township would like to present a check to Cheryl Pompeo, Senior Director of Special Events. This donation will allow the foundation to fund the Juvenile Rheumatoid Arthritis (JRA) Camp Program.

Montgomery Township would like to thank everyone who participated in the event including volunteers, runners and our list of sponsors:

- Arctic Glacier
- B101
- Boucher & James, Inc.
- BucksMont Indoor Sports Center
- Dischell, Bartle & Dooley
- Doylestown Hospital
- Fire Department of Montgomery Township
- Fleet Feet Sports North Wales
- Fulton Bank
- Gilmore & Associates
- Joseph Ambler Inn
- Life is Good
- North Wales Water Authority
- Outback Steakhouse
- Remax- Candyce Fluehr Chimera
- Retro Fitness North Wales
- Road ID
- The Stadium North Sports Bar & Grill
- State Representative Kate Harper
- State Representative Todd Stephens
- Suburban Cyclists Unlimited
- Texas Roadhouse
- Traffic Planning & Design
- Univest Bank
- Volunteer Medical Services Corp. (VMSC)
- Walsh Pancio, LLC
- Wawa

- Wegmans
- Windmill Day School and Camp

Montgomery Township would also like to thank the numerous Township employees, community and committee volunteers who participated in this event.

ZONING, SUBDIVISION OR LAND DEVELOPMENT IMPACT:

None.

PREVIOUS BOARD ACTION:

None.

ALTERNATIVES/OPTIONS:

None.

BUDGET IMPACT:

None.

RECOMMENDATION:

Staff recommends that the Board present a check to the Arthritis Foundation in the amount of \$7,219.24.

MOTION/RESOLUTION:

None.

DISTRIBUTION: Board of Supervisors, Frank R. Bartle, Esq.

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY

SUBJECT: Consider Certification of 2013 Minimum Municipal Obligation (MMO) for the Police Pension Fund and Non-Uniform Employees Pension Fund

MEETING DATE: September 24, 2012

ITEM NUMBER: *#8*

MEETING/AGENDA: WORK SESSION ACTION **XX** NONE

REASON FOR CONSIDERATION: Operational: **XX** Policy: Discussion: Information:

INITIATED BY: Shannon Q. Drosnock
Finance Director *SQD*

BOARD LIAISON: Jeffrey McDonnell, Esq
Liaison-Pension Committee *JM*

BACKGROUND:

The Minimum Municipal Obligation (MMO) is the calculated funding obligation to the Township's Police and Non Uniformed Employee pension plans. Act 205, Section 304 requires that the Chief Administrative Officer submit the MMO for the upcoming budget year to the Board on or before the last business day in September. Upon acceptance, the amount of the MMO's must be incorporated into the budget for the next year and funded. Based on the instructions from Thomas J. Zimmerman, Conrad Siegel Actuaries, staff has prepared the 2013 MMO's for both the Police Pension Plan and the Non-Uniformed Pension Plan which are attached hereto.

The MMO figures for the Police Pension Plan in 2013, based on utilizing the 1-1-2011 Actuarial Valuation Report are:

State Aid (Estimated -	
Based on 2012 Actual)	\$ 225,295
Township Contribution	<u>+401,275</u>
MMO	\$ 626,570

The calculation of the Police Pension Plan MMO is based on the "Normal Cost Percentage" times the estimated 2013 Total Gross W-2 Payroll, plus the amortized "Unfunded Actuarial Accrued Liability" costs as determined in the 2011 Actuarial Valuation Report. As compared to 2012, the MMO for 2013 is increasing 35% (\$162,510). This is as a result of the expiration of the optional amortization elections that were available under Act 44 to "smooth" the impact of the 2008 market downturn on the Pension Plan.

Figures for the Non-Uniform Plan in 2013 are:

State Aid (Estimated -	
Based on 2012 Actual)	\$ 150,197
Township Contribution	<u>+ 90,474</u>
MMO	\$ 240,671

The Non Uniformed Employee Pension Plan MMO is based on the estimated 2012 covered payroll times the Township's 8% contribution. The 2013 Non Uniform MMO is an increase of 3.3% (\$7,717) as compared to the 2012 MMO.

ZONING, SUBDIVISION OR LAND DEVELOPMENT IMPACT:

None.

PREVIOUS BOARD ACTION:

None.

ALTERNATIVES/OPTIONS:

None.

BUDGET IMPACT:

The 2013 MMO's will be factored into the 2013 Budget.

RECOMMENDATION:

Consider approval of the Resolutions accepting the MMO calculations for 2013.

MOTION/RESOLUTION:

BE IT RESOLVED by the Board of Supervisors of Montgomery Township that the 2013 Minimum Municipal Obligation for the Montgomery Township Police Pension Fund in the amount of \$626,570 is accepted, and

BE IT FURTHER RESOLVED by the Board of Supervisors of Montgomery Township that the 2013 Minimum Municipal Obligation for the Montgomery Township Non Uniform Employees Pension Fund in the amount of \$240,671 is accepted.

MOTION: _____ SECOND: _____

ROLL CALL:

Robert J. Birch	Aye	Opposed	Abstain	Absent
Michael J. Fox	Aye	Opposed	Abstain	Absent
Jeffrey W. McDonnell	Aye	Opposed	Abstain	Absent
Joseph P. Walsh	Aye	Opposed	Abstain	Absent
Candyce Fluehr Chimera	Aye	Opposed	Abstain	Absent

DISTRIBUTION: Board of Supervisors, Frank R. Bartle, Esq.,

Montgomery Township Non-Uniformed Pension Plan
2013 Minimum Municipal Obligation

1 Employer Contribution Percentage	<u>8.0%</u>
2 Administrative Expense Percentage	<u>0</u>
3 Total Percentage (1 + 2)	<u>8.0%</u>
4 Estimated 2013 Covered Payroll	<u>\$3,008,392.00</u>
5 Financial Requirements (3 x 4)	<u>\$240,671.00</u>
6 Advance Employer Contribution	<u>n/a</u>
7 Minimum Municipal Obligation (5 - 6) (Due Before 12-31-2013)	<u><u>\$240,671.00</u></u>

Authorized Signature

Date

Montgomery Township Police Pension Plan
2013 Minimum Municipal Obligation

1 Normal Cost Percentage ¹	<u>12.5%</u>
2 Administrative Expense Percentage ¹	<u>1.0%</u>
3 Total Percentage (1 + 2)	<u>13.5%</u>
4 Estimated 2012 Total Gross W-2 Payroll	<u>\$3,115,492.00</u>
5 Annual Cost (3 x 4)	<u>\$420,591.00</u>
6 Amortization Contribution Requirement ¹	<u>\$ 354,318</u>
7 Financial Requirements (5 + 6)	<u>\$774,909.00</u>
8 Member Contributions Anticipated	<u>\$148,340.00</u>
9 10% of Negative Unfunded Liability ¹	<u>\$ 0</u>
10 Minimum Municipal Obligation (7 - 8 - 9) (Due Before 12-31-2013)	<u><u>\$626,570.00</u></u>

Authorized Signature

Date

¹ Based upon 01/01/2011 Actuarial Valuation

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY

SUBJECT: Consider Authorization to Advertise for 2013 Budget Workshop Meetings

MEETING DATE: September 24, 2012

ITEM NUMBER: #9

MEETING/AGENDA: Action

ACTION XX

NONE

REASON FOR CONSIDERATION: Operational: Policy: Discussion: xx Information:

INITIATED BY: Shannon Q. Drosnock
Finance Director

BOARD LIAISON: Robert J. Birch, Chairman
Liaison – Finance Committee

BACKGROUND:

Each year the Board of Supervisors and the township staff participate in budget workshops. The workshops are held in the Board Conference Room, starting at 7:00 p.m. and normally run until about 10:00 p.m. We normally need four meetings to finish the process. The following dates are available for the Workshop meetings.

Monday, October 15, 2012
Tuesday, October 16, 2012
Wednesday, October 24, 2012
Monday, October 29, 2012

We are scheduled for the Board to consider preliminary adoption of the 2013 budget on Monday, November 12, 2012 after 8:00 p.m. After preliminary adoption, the township is required to place the budget on display for public view and comment for 20 days. After that period has passed, the Board considers final adoption. We are scheduled to consider final adoption on Monday, December 17, 2012 after 8:00 p.m.

ZONING, SUBDIVISION OR LAND DEVELOPMENT IMPACT:

None.

PREVIOUS BOARD ACTION:

None.

ALTERNATIVES/OPTIONS:

None.

BUDGET IMPACT:

None.

RECOMMENDATION:

Staff recommends that the Board adopt the 2013 Budget Workshop schedule as presented.

MOTION/RESOLUTION:

BE IT RESOLVED by the Board of Supervisors of Montgomery Township that we hereby authorize the Township Manager to advertise for public meetings for proposed 2013 Budget Workshops to be held on: Monday, October 15th, 2012: Tuesday, October 16th, 2012: Wednesday, October 24th, 2012: and Monday, October 29th, 2012 beginning at 7:00 p.m. each evening.

MOTION: _____ SECOND: _____

ROLL CALL:

Robert J. Birch	Aye	Opposed	Abstain	Absent
Michael J. Fox	Aye	Opposed	Abstain	Absent
Jeffrey W. McDonnell	Aye	Opposed	Abstain	Absent
Joseph P. Walsh	Aye	Opposed	Abstain	Absent
Candyce Fluehr Chimera	Aye	Opposed	Abstain	Absent

DISTRIBUTION: Board of Supervisors, Frank R. Bartle, Esq., file, S. Drosnock, L. Grogan

PROPOSED
2013 BUDGET TIMETABLE

Friday, October 12, 2012	Submit Preliminary Operating Budgets, 2013 Fixed Asset and Road Plan Budgets to Board of Supervisors (BOS)
Monday, October 15, 2012	7:00 P.M. - BOS Budget Work Session – Overview and Capital Budgets 7:30 P.M. - BOS Budget Work Session – Revenues
Tuesday, October 16, 2012	7:00 P.M. - BOS Budget Work Session – Public Works 7:30 P.M. – BOS Budget Work Session – Transportation & Engineering 8:00 P.M. – BOS Budget Work Session – Park and Recreation 8:30 P.M. – BOS Budget Work Session – Autumn Fest
Wednesday, October 24, 2012	7:00 P.M. - BOS Budget Work Session – Police 7:30 P.M. - BOS Budget Work Session – Fire (DFS, FDMT and FDMTR) 8:00 P.M. - BOS Budget Work Session – Planning, Zoning and Shade Tree, and EAC 8:30 P.M. - BOS Budget Work Session – Finance/Technology and Administration
Monday, October 29, 2012	7:00 P.M - BOS Budget Work Session – Sewer Authority 7:30 P.M – BOS Budget Work Session - Personnel and Conclusion
Monday, November 12, 2012	BOS will <u>adopt</u> Preliminary Budget for all funds.
Tuesday, November 13, 2012	Township Manager will <u>publish</u> notice of formal budget meeting (including time and place along with summary of Preliminary Budget (including location and time of examination).
Monday, December 17, 2012	BOS will <u>adopt</u> Final Budget for all Funds.

NOTES:

- This budget timetable is established in accordance with applicable state laws.
- According to Pennsylvania law, any amendment to the Preliminary Budget for all Funds which results in a change of more than 25% for on line item or 10% in the aggregate, shall be re-advertised and open to inspection for another 20 days.

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY

SUBJECT: Consider Authorization to Continue Participation in Pennsylvania Stormwater Coalition

MEETING DATE: September 24, 2012 ITEM NUMBER: #10

MEETING/AGENDA: ACTION XX NONE

REASON FOR CONSIDERATION: Operational: XX Policy: Discussion: Information:

INITIATED BY: Lawrence J. Gegan Township Manager  BOARD LIAISON: Michael J. Fox, Supervisor

BACKGROUND:

Montgomery Township continues to serve as a leader in the effort across the Commonwealth to deal with the EPA and DEP stormwater regulations. In August 2010, the Township agreed to participate in a Cost-Sharing and Cooperation Agreement to fund the activities of the Coalition. The Coalition has reached its second anniversary and is seeking commitments from the fifty six participating municipalities to extend the agreement. A letter from the Coalition discussing its accomplishments and goals of the Coalition is attached.

ZONING, SUBDIVISION OR LAND DEVELOPMENT IMPACT:

None.

PREVIOUS BOARD ACTION:

The Board of Supervisors approved participation in the Pennsylvania Stormwater Coalition Cost-Sharing and Cooperation Agreement in August 2010.

ALTERNATIVES/OPTIONS:

None.

BUDGET IMPACT:

The Township share of the 2012-2013 Budget for the Coalition is \$1,730.93.

RECOMMENDATION:

Authorize the Township's continued participation in the Pennsylvania Stormwater and payment of the 2012-2013 budget share in the amount of \$1,730.93.

MOTION/RESOLUTION:

BE IT RESOLVED by the Board of Supervisors of Montgomery Township that we hereby authorize the Township's continued participation in the Pennsylvania Stormwater Coalition and payment of the 2012-2013 budget share in the amount of \$1,730.93.

MOTION: _____ SECOND: _____

ROLL CALL:

Robert J. Birch	Aye	Opposed	Abstain	Absent
Michael J. Fox	Aye	Opposed	Abstain	Absent
Jeffrey W. McDonnell	Aye	Opposed	Abstain	Absent
Joseph P. Walsh	Aye	Opposed	Abstain	Absent
Candace Fluehr Chimera	Aye	Opposed	Abstain	Absent

DISTRIBUTION: Board of Supervisors, Frank R. Bartle, Esq.

Pennsylvania



Stormwater Coalition

August 23, 2012

Mr. Lawrence Gregan
Montgomery Township
1001 Stump Road
Montgomeryville, PA 18936

Dear Mr. Gregan:

The Pennsylvania Stormwater Coalition has reached its second anniversary this month. Much has happened over the past two years and we are rapidly moving closer to the deadline for submission of our PAG 13 NOI's on September 14, 2012. When the Coalition was first created in August of 2010, its primary role was to assess the legal and regulatory impacts of the proposed new MS4 Permit (PAG 13) and the associated state generated model stormwater management ordinance.

The coalition has accomplished this and much more. Enclosed for your information is a DVD of the Coalition's "delegate" meeting from May 24, 2012 that provides a summary of the Coalition's participation with and influence on DEP and EPA as they pressed on with the new storm water management regulations. Additional information and reports on the Coalitions accomplishments can also be viewed on line at <http://www.montgomerytp.org/departments/fDD=19-0>.

Most recently, at the behest of the Coalition Chairman Mike Fox, Congressmen Jim Gerlach and Charles Dent have been successful in inserting language into the FY 13 House Interior, Environment and Related Agencies Appropriations bill to prohibit the EPA from mandating that municipalities be responsible for stormwater beyond the "conveyance system" they own and operate. A copy of their letter and proposed legislation is attached.

Despite these successes, our work is not finished. The EPA recently confirmed that they will be publishing proposed new 'National Rules' on June 10, 2013 for formal comment, with the expectation of adoption in 2014. This would appear to fit in with the next 5 year MS4 permit development time frame. It is speculated that the DEP will begin to shift Pennsylvania's program to be more in line with the EPA relative to the scope of the drainage areas that are the responsibility of municipalities. The form of the new rules may well be dictated by who wins in November – not unexpected in view of the tremendous 'push-back' the EPA had received on their very aggressive approach to enforcement of the Clean Water regulations on local municipalities.

If the municipalities in our Coalition want to continue to play a role in influencing the development of the new and additional mandates, the Coalition needs to begin 'lobbying' soon to have representation on any

c/o Montgomery Township, 1001 Stump Road, Montgomeryville, PA 18936-9605, 215-393-6900

new 'stakeholders' committee that will be formed. Our role as the sole municipal representative on DEP's "Offsets" committee gives us significant credibility to be considered to serve that role. Over the past two years, the Coalition has had the power of numbers and continues to be recognized as an important 'stakeholder' on stormwater management related issues. We continue to be recruited to attend and provide input at important regional meetings on stormwater management issues. We request your support by continuing to be a member of the Pennsylvania Stormwater Coalition so that we can assert our cooperative and firm support for a MS4 and TMDL program that is reasonable, responsible and attainable.

Enclosed you will also find an invoice which is based on your municipalities population in sharing in the cost of an additional \$50,000 to keep our coalition moving forward. We thank you for your past and anticipated future support.

Sincerely,

A handwritten signature in black ink that reads "Michael J. Fox". The signature is written in a cursive, flowing style.

Michael J. Fox, Chairman
Pennsylvania Stormwater Coalition

Congress of the United States
Washington, DC 20515

July 11, 2012

Mr. Michael Fox
Chairman
Montgomery Township Board of Supervisors
1001 Stump Rd
Montgomeryville, PA 18936

Dear Mike:

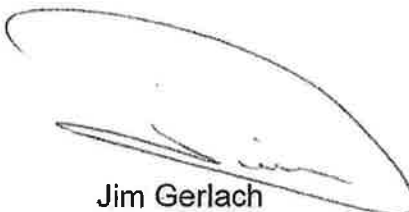
We wanted to follow up on prior communications regarding our shared concerns about the U.S. Environmental Protection Agency's (EPA) stormwater management regulations for Municipal Separate Storm Sewer Systems (MS4s).

We're pleased to report that our efforts to insert language into the FY13 House Interior, Environment, and Related Agencies Appropriations bill to prohibit the EPA from mandating that municipalities be responsible for stormwater beyond the "conveyance system" they own and operate were successful!

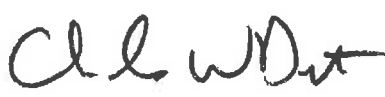
Attached please find the legislative text that was accepted via the Manager's Amendment during the House Appropriations Committee's mark-up of the bill. Further, you'll be pleased to know that, on June 28th, the House Appropriations Committee approved the bill and it should hopefully be considered by the full House in the coming weeks.

We are hopeful that this language will remain intact throughout the legislative process so that municipalities in Pennsylvania and across the nation are not required to shoulder an inordinate and unreasonable burden in the management of stormwater in the future.

Sincerely,



Jim Gerlach
Member of Congress



Charlie Dent
Member of Congress

Cc: Lester O. Houck, President, Pennsylvania State Association of Township Supervisors
Cc: Ronald E. Evanko, President, Pennsylvania State Association of Boroughs
Cc: John A. Garner, Jr., Executive Director, Pennsylvania League of Cities & Municipalities
Cc: The Honorable Robert D. Robbins, Chairman, Pennsylvania Local Government Commission
Cc: The Honorable Tom C. Creighton, Chairman, Pennsylvania House Local Government
Committee
Cc: The Honorable Robert Freeman, Democratic Chairman, Pennsylvania House Local Government
Committee
Cc: The Honorable John H. Eichelberger, Jr., Chairman, Pennsylvania Senate Local Government
Committee
Cc: The Honorable John P. Blake, Minority Chairman, Pennsylvania Senate Local Government
Committee

At the end of the bill, before “SPENDING REDUCTION ACCOUNT”, insert the following:

1 SEC. ___. Section 402(p)(3) of the Federal Water
2 Pollution Control Act (33 U.S.C. 1342(p)(3)) is amended
3 by adding at the end the following new subparagraph:

4 “(C) LIMITATION.—The Administrator or
5 a State may not require a municipality oper
6 ating a municipal separate storm sewer system
7 serving a population of less than 100,000 to ob
8 tain a permit under this subsection for a dis
9 charge that—

10 “(i) is composed entirely of storm
11 water from a facility that is not owned or
12 operated by the municipality; and
13 “(ii) does not enter into the municipal
14 separate storm sewer system.”.

Make associated conforming changes to the bill as necessary.

JIM GERLACH

6TH DISTRICT, PENNSYLVANIA

HOUSE COMMITTEE ON WAYS AND MEANS
SUBCOMMITTEE ON HEALTH
SUBCOMMITTEE ON SELECT REVENUE MEASURES
HOUSE LAND CONSERVATION CAUCUS
CO-CHAIR

2442 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515
(202) 225-4315
FAX: (202) 225-8440

www.gerlach.house.gov

twitter.com/jimgerlach

www.facebook.com/repjimgerlach

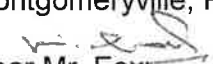
Congress of the United States

House of Representatives

Washington, DC 20515-3806

June 1, 2012

Mr. Michael Fox
Chairman
Montgomery Township Board of Supervisors
1001 Stump Rd
Montgomeryville, PA 18936


Dear Mr. Fox:


Knowing of your concerns about the proposed Municipal Separate Storm Sewer Systems (MS4) stormwater management regulations by the U.S. Environmental Protection Agency (EPA) and the Pennsylvania Department of Environmental Protection (DEP), I wanted to take a quick minute to let you know that I, along with my colleague Congressman Charlie Dent of Lebanon, am working to address this on the federal level.

Attached please find a letter that Rep. Dent and I have sent to the House Interior, Environment, and Related Agencies Appropriations Subcommittee, which has jurisdiction over EPA's budget, requesting that language prohibiting the EPA from mandating that municipalities be responsible for stormwater beyond the "conveyance system" they own and operate be incorporated into the FY13 Interior Appropriations bill. The Subcommittee is in the process of drafting this bill and has indicated a willingness to consider this language and I will certainly keep you posted as this effort develops.

I am hopeful that this language is ultimately enacted so that cash-strapped municipalities across the Commonwealth will not face undue financial hardship as a result of overreach by the EPA with respect to the management of stormwater.

With kind regards, I am

Sincerely,


Jim Gerlach
Member of Congress

JG: ls

Cc: Lester O. Houck, President, Pennsylvania State Association of Township Supervisors
Cc: Ronald E. Evanko, President, Pennsylvania State Association of Boroughs
Cc: John A. Garner, Jr., Executive Director, Pennsylvania League of Cities & Municipalities
Cc: The Honorable Robert D. Robbins, Chairman, Pennsylvania Local Government Commission
Cc: The Honorable Tom C. Creighton, Chairman, Pennsylvania House Local Government Committee
Cc: The Honorable Robert Freeman, Democratic Chairman, Pennsylvania House Local Government Committee
Cc: The Honorable John H. Eichelberger, Jr., Chairman, Pennsylvania Senate Local Government Committee
Cc: The Honorable John P. Blake, Minority Chairman, Pennsylvania Senate Local Government Committee

DISTRICT OFFICES:

BERKS COUNTY
840 NORTH PARK ROAD
WYOMISSING, PA 19610
(610) 376-7630
FAX: (610) 376-7633

CHESTER COUNTY
111 EAST UWCHLAN AVENUE
EXTON, PA 19341
(610) 594-1415
FAX: (610) 594-1419

MONTGOMERY COUNTY
580 MAIN STREET, SUITE 4
TRAPPE, PA 19426
(610) 409-2780
FAX: (610) 409-7988

THANK YOU FOR BEING A FOUNDING MEMBER OF THE PA STORMWATER COALITION!

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY

SUBJECT: Consider Authorization to Install Left Turn Advance Phase – Upper State Road and Westgate Drive/MMR Driveway

MEETING DATE: September 24, 2012 ITEM NUMBER: # //

MEETING/AGENDA: ACTION XX NONE

REASON FOR CONSIDERATION: Operational: XX Policy: Discussion: Information:

INITIATED BY: Lawrence J. Gregan
Township Manager  BOARD LIAISON: Robert J. Birch, Supervisor
Liaison – Public Safety Committee

BACKGROUND:

In January, the Board authorized the Township Traffic Engineer to conduct a traffic study related to a citizen request for a dedicated left turn arrow at the signalized intersection of Upper State Road and Westgate Drive/Mary Mother of the Redeemer (MMR) driveway. Based on the results of the traffic study, PennDot has determined that the dedicated left turn arrow is warranted at this location. The Township Traffic Engineer has estimated the cost for installation of the improvements at \$5.5K with an additional \$1.5K to prepare the revised permit plans.

ZONING, SUBDIVISION OR LAND DEVELOPMENT IMPACT: None.

PREVIOUS BOARD ACTION: None.

ALTERNATIVES/OPTIONS: None.

BUDGET IMPACT: Costs for upgrading of this traffic signal will be paid out of Traffic Signal Maintenance funds in the General Fund Budget.

RECOMMENDATION: Authorize the Traffic Engineer to prepare revised Traffic Signal Permit Plan to provide for dedicated left turn arrow phase for northbound Upper State Road at the intersection with Westgate Drive/Mary Mother of the Redeemer (MMR) driveway and for the Public Works Department to proceed with the installation of equipment and modification of the signal timing per the approved Traffic Signal Permit Plan.

MOTION/RESOLUTION:

BE IT RESOLVED by the Board of Supervisors of Montgomery Township that we hereby authorize the Traffic Engineer to prepare revised Traffic Signal Permit Plan to provide for dedicated left turn arrow phase for northbound Upper State Road at the intersection with Westgate Drive/Mary Mother of the Redeemer (MMR) driveway and for the Public Works Department to proceed with the installation of equipment and modification of the signal timing per the approved Traffic Signal Permit Plan

MOTION: _____ SECOND: _____

ROLL CALL:

Robert J. Birch	Aye	Opposed	Abstain	Absent
Michael J. Fox	Aye	Opposed	Abstain	Absent
Jeffrey W. McDonnell	Aye	Opposed	Abstain	Absent
Joseph P. Walsh	Aye	Opposed	Abstain	Absent
Candye Fluehr Chimera	Aye	Opposed	Abstain	Absent

DISTRIBUTION: Board of Supervisors, Frank R. Bartle, Esq.

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY

SUBJECT: Consider Authorization for Repairs to Mallard Drive/Heron Court Stormwater Basin and Outfall Structure/Berm

MEETING DATE: September 24, 2012 ITEM NUMBER: #12

MEETING/AGENDA: ACTION XX NONE

REASON FOR CONSIDERATION: Operational: XX Policy: Discussion: Information:

INITIATED BY: Lawrence J. Grogan
Township Manager

BOARD LIAISON: Candyce Fluehr Chimera, Chairman

BACKGROUND:

In 1987, the Township approved Phase 1 of the Mallard Pond Development for DeLuca Enterprises, Inc. At that time, the plan provided for the construction of three storm-water management basins including a basin located in a drainage easement area across four private lots that front on Mallard Drive and Heron Court (see map attached).

The maintenance of this basin was to be secured by covenant and deed restriction. The lot owners were required to maintain the basin by mowing the grass, controlling the weeds, to see that the basin was in operating condition, to provide access to the drainage basin for inspection by Township officials, and to provide access by the Township to the outflow pipe.

Concerns were raised by the property owners about sinkholes in their yards, blockage of the pipe draining into the basin, blockage of water flow through the basin and a damaged outlet control structure and berm. An investigation on the conditions was completed by Township Engineer who advised that over time, sediment had built up in the basin blocking proper operation of the basin and that the outfall structure and berm were in need of repairs.

The Township Engineer recommends corrective action to restore positive drainage through the basin by re-grading (not removing) the sediment that had built up in the basin and to perform repairs to the outlet control structure and berm. A plan outlining the corrective action is attached along with the Township Engineers estimate of probable cost of the repair work. It is proposed to hire a contractor to perform the repair work and the Public Works Director is obtaining quotes from contractors.

ZONING, SUBDIVISION OR LAND DEVELOPMENT IMPACT:

None.

PREVIOUS BOARD ACTION:

None.

ALTERNATIVES/OPTIONS:

None.

BUDGET IMPACT:

Based on regarding the fill material on site, the Township Engineer's estimate of probable cost for the repairs is \$17,570. Funding for the work will be paid from the Grounds Maintenance line item in the Basin Maintenance Fund.

RECOMMENDATION:

Authorize the repairs to the Mallard Drive/Heron Court Stormwater Basin and Outfall Structure/ Berm per the Township Engineers plan subject to a maximum cost of \$17,570.

MOTION/RESOLUTION:

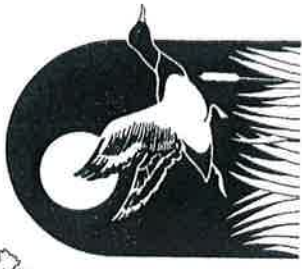
BE IT RESOLVED by the Board of Supervisors of Montgomery Township that we hereby authorize the repairs to the Mallard Drive/Heron Court Stormwater Basin and Outfall Structure/Berm per the Township Engineers plan subject to a maximum cost of \$17,570.

MOTION: _____ SECOND: _____

ROLL CALL:

Robert J. Birch	Aye	Opposed	Abstain	Absent
Michael J. Fox	Aye	Opposed	Abstain	Absent
Jeffrey W. McDonnell	Aye	Opposed	Abstain	Absent
Joseph P. Walsh	Aye	Opposed	Abstain	Absent
Candyce Fluehr Chimera	Aye	Opposed	Abstain	Absent

DISTRIBUTION: Board of Supervisors, Frank R. Bartle, Esq.

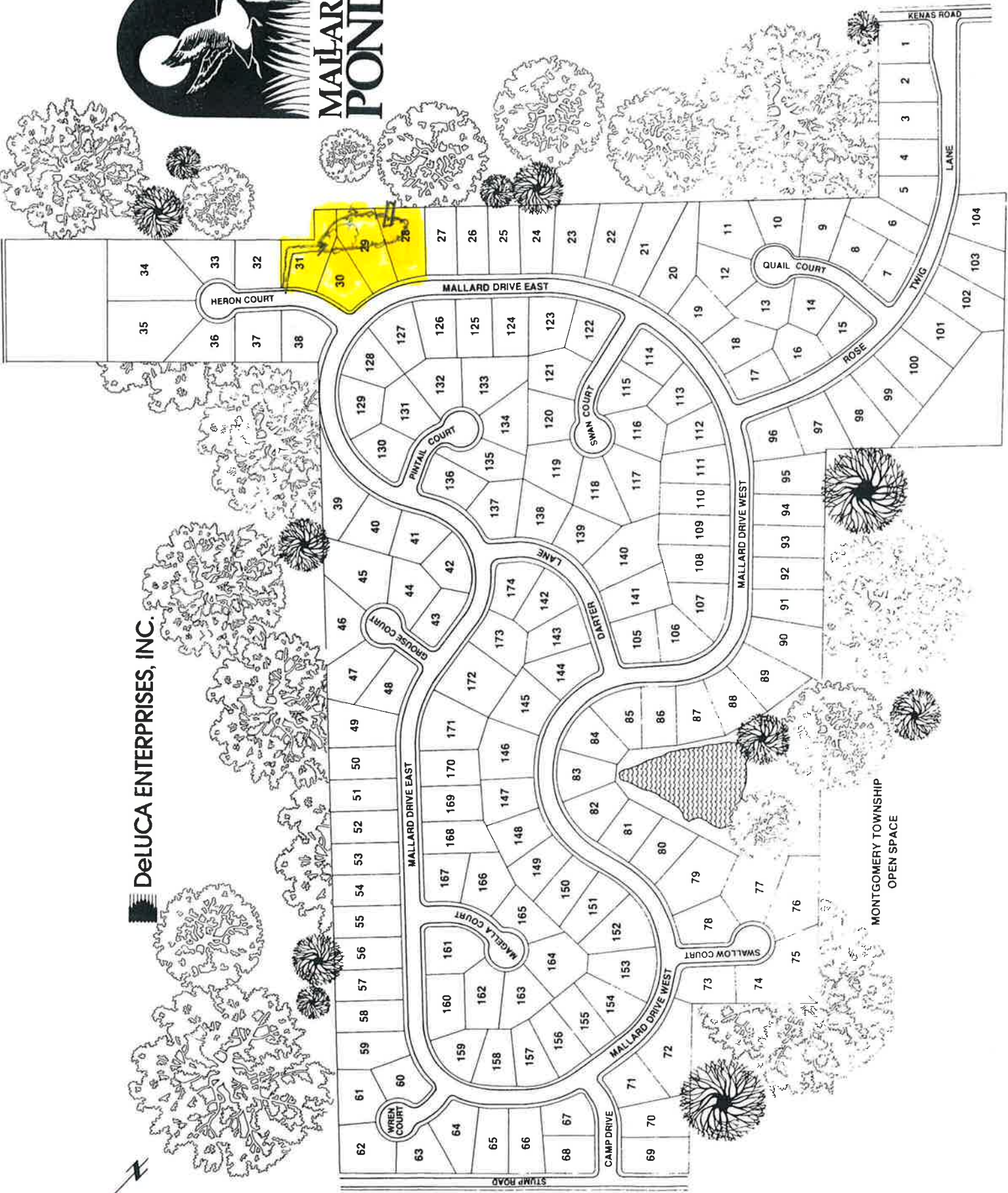


MALARD POND

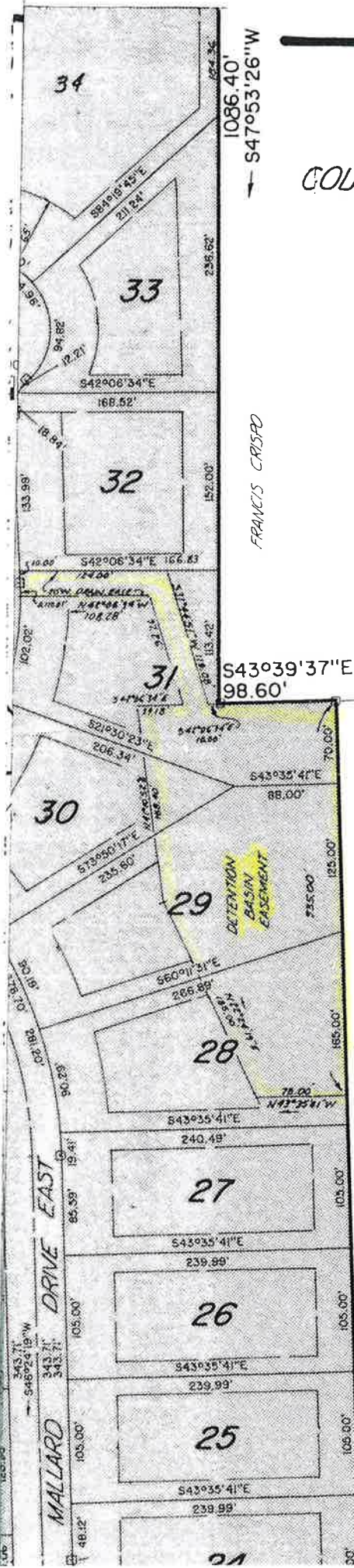
DeLUCA ENTERPRISES, INC.

COUNTY LINE ROAD

KENAS ROAD

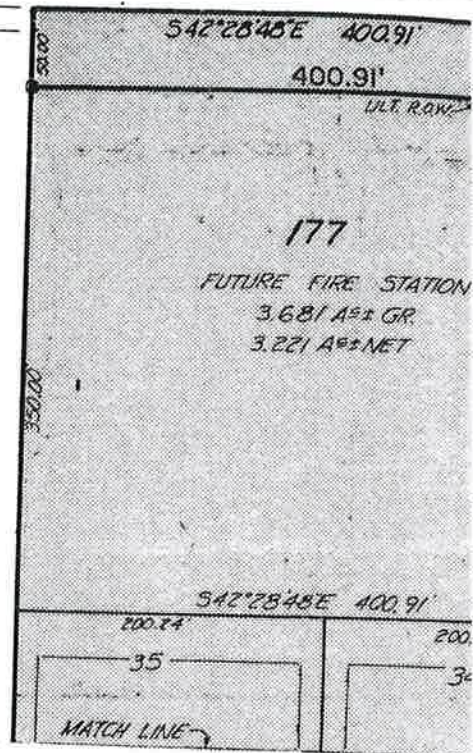
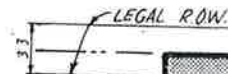


MONTGOMERY TOWNSHIP
OPEN SPACE



COUNTY

LINE
LR 09033



LOT N ^o	LOT AREA	LOT N ^o	LOT AREA
1	25,002 S.F.	55	25,016 S.F.
2	25,001 S.F.	56	25,016 S.F.
3	25,000 S.F.	57	25,016 S.F.
4	25,000 S.F.	58	25,017 S.F.
5	25,000 S.F.	59	28,649 S.F.
6	28,528 S.F.	60	26,165 S.F.
7	25,903 S.F.	61	25,637 S.F.
8	25,073 S.F.	62	31,231 S.F.
9	25,420 S.F.	63	26,183 S.F.
10	25,537 S.F.	64	28,822 S.F.
11	32,871 S.F.	65	27,231 S.F.
12	27,559 S.F.	66	27,626 S.F.
13	25,000 S.F.	67	25,000 S.F.
14	25,144 S.F.	68	25,000 S.F.
15	25,020 S.F.	69	32,312 S.F.
16	25,681 S.F.	70	31,268 S.F.
17	25,000 S.F.	71	27,575 S.F.
18	29,381 S.F.	72	41,194 S.F.
19	28,238 S.F.	73	26,601 S.F.
20	39,331 S.F.	74	26,669 S.F.
21	38,809 S.F.	75	26,353 S.F.
22	31,949 S.F.	76	37,408 S.F.
23	30,955 S.F.	77	35,965 S.F.
24	27,055 S.F.	78	30,657 S.F.
25	25,199 S.F.	79	43,147 S.F.
26	25,199 S.F.	80	27,131 S.F.
27	25,202 S.F.	81	25,903 S.F.
28	31,613 S.F.	82	26,426 S.F.
29	35,204 S.F.	83	25,000 S.F.
30	25,000 S.F.	84	25,894 S.F.
31	31,843 S.F.	85	25,357 S.F.
32	25,834 S.F.	86	25,000 S.F.
33	25,145 S.F.	87	26,310 S.F.
34	53,669 S.F.	88	26,407 S.F.
35	53,288 S.F.	89	31,815 S.F.
36	25,000 S.F.	90	33,864 S.F.
37	27,416 S.F.	91	27,127 S.F.
38	29,330 S.F.	92	25,480 S.F.
39	30,963 S.F.	93	25,480 S.F.
40	25,903 S.F.	94	25,480 S.F.
41	25,000 S.F.	95	29,959 S.F.

GARY TILLER

JOHN BUSFIELD
S46°24'19"W
940.38'



GILMORE & ASSOCIATES, INC.
ENGINEERING & CONSULTING SERVICES

MEMORANDUM

Date: March 16, 2012
To: Larry Gregan, Manager
From: Jim Dougherty
cc: Karyn Hyland, Russ Dunlevy
Reference: Mallard Pond - Storm Pipe & Basin No. 2 Evaluation

We reviewed the conditions of the above-referenced storm pipe, basin and outlet control structure (OCS) situated within the drainage basin easement at the rear of Lots 29, 30 and 31 on Mallard Drive and Heron Court. This memorandum documents our observations and presents our recommendations.

Existing Conditions

Several sink holes and depressions (Photograph 1) have developed over storm sewer pipes tributary to Basin No. 2. and aggregate, which is consistent with typical pipe bedding, has been deposited within the basin at the pipe outfall. These occurrences suggest the pipe is damaged or otherwise defective. Sediment deposits at the outlet of this pipe have accumulated to a depth that almost entirely block the pipe (Photograph 5). The depth of sediment impedes flow from the pipe. It also prevented visual inspection of the pipe interior.

Observation of the OCS area indicates excessive erosion has occurred at the inlet and outlet of the OCS. It also appears that seepage through the berm may have occurred. (Photographs 2, 3 & 4)

We note the location of the OCS and the size of the outlet culvert are not as indicated on the land development plans. We expect the changes are addressed in other documents we do not have at the writing of this memorandum.

Recommendations

The submerged pipe outlet should be cleared to permit visual inspection of the pipe interior to verify our assumptions and to provide access for survey of the pipe invert.

The storm sewer pipes tributary to the basin are concrete. They are also within residential yards and not subject to vehicle loading. We do not anticipate the pipes to be crushed or damaged. It is more likely pipe joints have failed or lift holes were not capped at the time of installation. If

BUILDING ON A FOUNDATION OF EXCELLENCE

65 E. Butler Avenue | Suite 100 | New Britain, PA 18901 | 215-345-4330 | 215-345-8606
184 W. Main Street | Suite 300 | Trappe, PA 19426 | 610-489-4949 | 610-489-8447
415 McFarlan Road | Suite 213 | Kennett Square, PA 19348 | 610-444-9006 | 610-444-7292
8 Bartles Corner Road | Suite 022 | Flemington, NJ 08822 | 908-237-0004 | 908-237-0005
5100 Tilghman Street | Suite 150 | Allentown, PA 18104 | 610-366-8064 | 610-366-0433
370 E. Maple Avenue | Suite 201 | Langhorne, PA 19047 | 215-369-3955 | 215-369-3956
33 Stokes Avenue | East Stroudsburg, PA 18301 | 570 421-7670 | 570 421-7687
www.gilmore-assoc.com

visual inspection of the pipe interior indicates the pipes have collapsed; they must be replaced in-kind. However, if visual inspection supports our assumption that the pipe is not damaged; we recommend the pipe be uncovered where sinkholes have developed and that joints be grouted to be water tight and/or lift holes be sealed. The pipe should then be backfilled with course aggregate and topsoil.

Since the current basin configuration is not per the land development plan, we recommend the basin be surveyed and that all inflow and outflow pipe inverts be documented. Following survey of the basin, a grading plan should be developed so that sediment can be removed from the basin and positive drainage to the OCS maintained. Upon development of a grading plan, we expect selective clearing and grubbing to be required.

The OCS and outflow pipe should be uncovered in order to repair the backfill and verify the existence of an anti-seep collar.

All disturbed areas should be restored to their previous condition.

Finally, the Township may consider riprap or other channel lining for the receiving channel to limit further erosion.

We estimate the following costs associated with this scope of work:

Survey and Engineering Services

Survey	\$2,250.00
Engineering	\$2,500.00

Upon survey of the basin and determination of the approximate amount of sediment to be removed, we will provide an opinion of probable cost for the construction involved, which is included in the engineering cost above. The cost provided does not include survey stake-out, construction observation or coordination during construction. We would be happy to provide this information upon development of a more defined scope of construction to be completed.

BUILDING ON A FOUNDATION OF EXCELLENCE

65 E. Butler Avenue | Suite 100 | New Britain, PA 18901 | 215-345-4330 | 215-345-8606
184 W. Main Street | Suite 300 | Trappe, PA 19426 | 610-489-4949 | 610-489-8447
415 McFarlan Road | Suite 213 | Kennett Square, PA 19348 | 610-444-9006 | 610-444-7292
8 Bartles Corner Road | Suite 022 | Flemington, NJ 08822 | 908-237-0004 | 908-237-0005
5100 Tilghman Street | Suite 150 | Allentown, PA 18104 | 610-366-8064 | 610-366-0433
370 E. Maple Avenue | Suite 201 | Langhorne, PA 19047 | 215-369-3955 | 215-369-3956
33 Stokes Avenue | East Stroudsburg, PA 18301 | 570 421-7670 | 570 421-7687
www.gilmore-assoc.com



PHOTO 1 – Sink hole near storm sewer manhole up gradient from Basin No. 2.



PHOTO 2 – Basin No. 2 outlet control structure.



PHOTO 3 – Erosion of berm around OCS.



PHOTO 4 – Erosion of receiving channel.



PHOTO 5 – Submerged pipe outlet.



GENERAL NOTES

1. THE TOPOGRAPHY AS SHOWN IS BASED ON A FIELD SURVEY PERFORMED BY GILMORE & ASSOCIATES INC. ON MAY 1, 2012.
2. DESIGNATIONS OF EXISTING UNDERGROUND UTILITIES/FACILITIES SHOWN HEREIN HAVE BEEN DEVELOPED FROM RECORDS, FIELD MARKS, UTILITY OWNERS, AND/OR ABOVE GROUND EXPOSURES. THEREFORE, ALL UTILITIES SHOWN SHOULD BE CONSIDERED AS SHOWN. THE DEPTH, AND SIZE, THE POTENTIAL EXISTS FOR OTHER UNDERGROUND UTILITIES/FACILITIES TO BE PRESENT WHICH ARE NOT SHOWN ON THESE DRAWINGS. ONLY THE VISIBLE LOCATIONS OF UNDERGROUND UTILITIES/FACILITIES AT THE TIME OF FIELD SURVEY SHALL BE CONSIDERED TRUE AND CORRECT. THE ACCURACY OF UNDERGROUND UTILITIES/FACILITIES ARE NOT GUARANTEED BY GILMORE & ASSOCIATES INC.
3. ALL CONTRACTORS WORKING ON THIS PROJECT SHALL VERIFY LOCATION AND DEPTH OF ALL UNDERGROUND UTILITIES/FACILITIES PRIOR TO THE START OF WORK AND SHALL COMPLY WITH THE REQUIREMENTS OF PENNSYLVANIA ACT 121, 1774 AS LAST AMENDED ON OCTOBER 9, 2008, PENNSYLVANIA ACT 121.
4. VERTICAL DATUM IS NAVD83 AND WAS ESTABLISHED BY GLOBAL POSITIONING SYSTEM (GPS) WITH OBSERVATIONS REFERENCED TO THE TOPCON TOPSURV GPS BASE STATION NETWORK.
5. HORIZONTAL DATUM IS BASED ON 1983 STATE PLANE COORDINATE SYSTEM ESTABLISHED UTILIZING GLOBAL POSITIONING SYSTEM (GPS), WITH OBSERVATIONS REFERENCED TO THE TOPCON TOPSURV GPS BASE STATION NETWORK.

SEQUENCE OF CONSTRUCTION

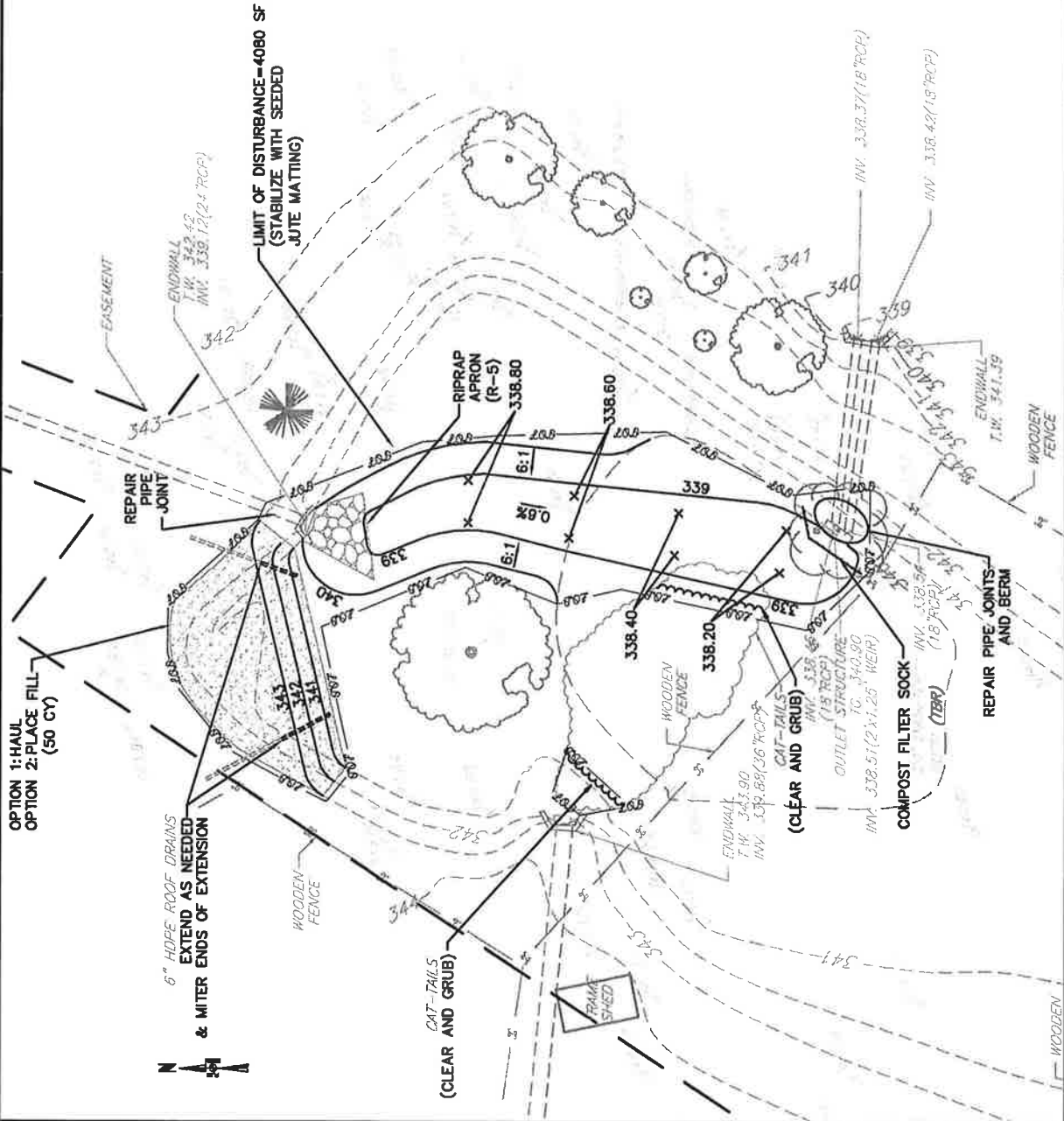
- ALL EARTH DISTURBANCE ACTIVITIES SHALL PROCEED IN ACCORDANCE WITH THE FOLLOWING SEQUENCE. AT LEAST 7 DAYS PRIOR TO START OF WORK OR EARTH DISTURBANCE ACTIVITIES, A PRE-CONSTRUCTION MEETING SHALL BE HELD INCLUDING THE OWNER, SITE CONTRACTOR AND THE DESIGN ENGINEER.
1. REPAIR PIPE JOINTS AND BERM AS INDICATED.
 2. INSTALL COMPOST FILTER SOCK AS SHOWN ON THE PLAN AND ATTACHED DETAIL #4-4. INSPECT AFTER SIGNIFICANT STORM EVENTS.
 3. CLEAR & GRUB AS REQUIRED.
 4. DE-WATER WORK AREA AS NEEDED. ANY WATER TO BE REMOVED FROM DISTURBED AREAS SHALL BE DISCHARGED THROUGH A SEDIMENT FILTER BAG AS SHOWN IN ATTACHED DETAIL #4-16. REFER TO ATTACHED DETAIL #4-17 SHOULD A SUMP PIT BE USED FOR DE-WATERING.
 5. GRADE PROPOSED SWALE AS SHOWN ON THE PLAN. PLACE FILL AS SHOWN ON THE PLAN OR HAIL EXCESS. EXTEND ROOF LEADERS AS NEEDED.
 6. INSTALL RIPRAP AS SHOWN ON THE PLAN.
 7. PREPARE FINAL GRADING & STABILIZE DISTURBED AREAS.
 8. REMOVE REMAINING EROSION CONTROL MEASURES ONCE STABILIZATION HAS BEEN ACHIEVED.
 9. RE-SEED AREAS DISTURBED DURING REMOVAL OF EAS CONTROL MEASURES.

EXISTING TOPOGRAPHY & PROPOSED GRADING DETENTION BASIN MALLARD POND

MONTGOMERY TOWNSHIP, MONTGOMERY COUNTY, PENNSYLVANIA

GILMORE & ASSOCIATES, INC.
ENGINEERING & CONSULTING SERVICES
65 EAST BUTLER AVENUE, SUITE 100, NEW BRITAIN, PA 18051-5106 • (215) 345-4330
www.gilmore-assoc.com

DESIGNED BY: J. DOWNEY	DRAWN BY: J. DOWNEY	CHECKED BY: J. DOUGHERTY	SCALE: 1" = 20'
JOB NO.: 2012-01110	DATE: 9-12-2012	SCALE: 1" = 20'	



ENGINEER'S OPINION OF PROBABLE COST

ITEM NO. & DESCRIPTION	UNIT	QTY	BID UNIT COST	BID COST	NOTE
BASE BID					
1 E&S					
1.03 Install and Remove 12" Compost Filter Sock	LF	18	\$ 15.00	\$ 270.00	See plan and details
2 OUTLET STRUCTURE					
2.01 Clear and Grub	LS	1	\$ 500.00	\$ 500.00	Area shown on plan
2.02 Reset existing outlet pipes and outlet structure	LS	1	\$ 1,000.00	\$ 1,000.00	
2.03 Backfill outlet pipes and structure	LS	1	\$ 500.00	\$ 500.00	
2.04 Fine Grade around OCS to eliminate ponding and provide positive grade	LS	1	\$ 500.00	\$ 500.00	
3 36" INLET PIPE					
3.01 Clear and Grub	LS	1	\$ 500.00	\$ 500.00	Area shown on plan
BASE BID TOTAL (1-3 ABOVE)				\$ 3,270.00	
4 24" INLET PIPE (ALTERNATE 1 - Fill material on-site)					
4.01 Grade access to work area	LS	1	\$ 2,000.00	\$ 2,000.00	Grade as needed to access work area. Not shown on plan
4.02 Return access to original grade	LS	1	\$ 2,000.00	\$ 2,000.00	
4.03 Seed and Jute Mat Access Area	LS	1	\$ 500.00	\$ 500.00	Either seed and jute mat of mat w/seed. Use a standard lawn seed mix.
4.04 Clear and Grub	LS	1	\$ 1,500.00	\$ 1,500.00	Area shown on plan
4.05 Cut and Grade Swale	CY	43	\$ 60.00	\$ 2,580.00	Grades on plan
4.06 Extend 6" HDPE corrugated pipe	LF	30	\$ 10.00	\$ 300.00	Length approximate. Excavate existing pipe to where competent. Couple new section of pipe and extend through new berm. Mitre end of pipe to berm slope.
4.07 Fill and Grade Berm	CY	50	\$ 10.00	\$ 500.00	Grades on plan
4.08 R-5 Apron	SY	14	\$ 60.00	\$ 840.00	
4.09 Seed and TECM Swale and berm	SY	440	\$ 7.00	\$ 3,080.00	Either seed and jute mat of mat w/seed. Use a standard lawn seed mix.
ALTERNATE 1 BID TOTAL				\$ 13,300.00	
5 24" INLET PIPE (ALTERNATE 2 - Haul material off-site)					
5.01 Grade access to work area	LS	1	\$ 2,000.00	\$ 2,000.00	Grade as needed to access work area. Not shown on plan
5.02 Return access to original grade	LS	1	\$ 2,000.00	\$ 2,000.00	
5.03 Seed and Jute Mat Access Area	LS	1	\$ 500.00	\$ 500.00	Either seed and jute mat of mat w/seed. Use a standard lawn seed mix.
5.04 Clear and Grub	LS	1	\$ 1,500.00	\$ 1,500.00	Area shown on plan
5.05 Cut and Grade Swale	CY	43	\$ 60.00	\$ 2,580.00	Grades on plan
5.06 Haul Material Offsite	CY	50	\$ 30.00	\$ 1,500.00	Includes hauling and proper disposal
5.07 R-5 Apron	SY	14	\$ 60.00	\$ 840.00	
5.08 Seed and TECM Swale and berm	SY	440	\$ 7.00	\$ 3,080.00	Either seed and jute mat of mat w/seed. Use a standard lawn seed mix.
ALTERNATE 2 BID TOTAL				\$ 14,000.00	
6 24" INLET PIPE (ALTERNATE 3 - reset endwall and section of pipe)					
6.01 Reset endwall and dislodged pipe section	LS	1	\$ 1,000.00	\$ 1,000.00	Verify that pipe is dislodged. If not, this item not needed.
ALTERNATE 3 BID TOTAL				\$ 1,000.00	
Mobilization and demobilization is incidental to all work. Restoration not itemized is incidental to all work. Access is assumed to over 24" inlet pipe (e.g. between pool and swing set).					
BASE BID + ALTERNATES 1 & 3				\$ 17,570.00	
BASE BID + ALTERNATES 2 & 3				\$ 18,270.00	

**MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY**

SUBJECT: Consider Proposal to Complete Basin Assessments in Fall 2012 and Approve recommended basins to be entered into the Basin Naturalization Program

MEETING DATE: September 24, 2012

ITEM NUMBER: #13

MEETING/AGENDA:

ACTION

NONE

REASON FOR CONSIDERATION: Operational: Policy: Discussion: xx Information:

INITIATED BY: Bruce Shoupe **BOARD LIAISON:** Michael J. Fox
Director of Planning & Zoning Liaison to Shade Tree Commission

BACKGROUND: In 2009, Montgomery Township began naturalizing the basins owned and maintained by the Township. The Shade Tree Commission has researched the benefits of naturalizing these basins and has identified additional basins to be entered into the Basin Naturalization Program.

The following basins are not currently being maintained and therefore are being recommended to be assessed by Boucher & James in order to formerly put them into the Naturalized Basin Program:

1. Pioneer Drive (#7)
2. Gwynmere (#14)
3. Montgomery Hill (#21)
4. Gwynwood Pond (#29)
5. Tall Gables (#30)
6. Autumn Woods Park (#33)
7. Witchwood Park (#37)
8. Estates of Windlestrae (#51)
9. Montgomery Crossing (#52)
10. Autumn Grove (#61)
11. Montgomery Crossing (#53)
12. Montgomery Crossing (#54)
13. Montgomery Crossing (#55)

The following basins are currently being maintained by the Township and the Shade Tree Commission has designated as candidates to be naturalized:

1. The Orchard (#38)
2. Mallard Pond (#45)
3. Montgomery Lea (#48)

ZONING, SUBDIVISION OR LAND DEVELOPMENT IMPACT:

None.

PREVIOUS BOARD ACTION:

Previous approvals have been granted to naturalize a total of sixteen basins in 2009, 2010, and 2011.

ALTERNATIVES/OPTIONS:

None.

BUDGET IMPACT: \$6400 (\$4800 – Assessments and \$1600 - Signs)

RECOMMENDATION:

The members of the Shade Tree Commission would like the Board of Supervisors to approve the proposed project.

MOTION/RESOLUTION:

Resolution attached.

MOTION: _____

SECOND: _____

ROLL CALL:

Robert J. Birch	Aye	Opposed	Abstain	Absent
Michael J. Fox	Aye	Opposed	Abstain	Absent
Jeffrey W. McDonnell	Aye	Opposed	Abstain	Absent
Joseph P. Walsh	Aye	Opposed	Abstain	Absent
Candyce Fluehr Chimera	Aye	Opposed	Abstain	Absent

DISTRIBUTION: Board of Supervisors, Frank R. Bartle, Esq.

RESOLUTION

BE IT RESOLVED by the Board of Supervisors of Montgomery Township that we hereby approve the completion of the basin assessments of the following detention basins and approve them to be returned to a natural state. This involves allowing them to grow out, transforming a conventional basin into a natural ecosystem capable of providing habitat, improving the water quality, and providing aesthetic value; and

WHEREAS, the basins being considered for a naturalized state are as follows:

1. Pioneer Drive (#7)
2. Gwynmere (#14)
3. Montgomery Hill (#21)
4. Gwynwood Pond (#29)
5. Tall Gables (#30)
6. Autumn Woods Park (#33)
7. Witchwood Park (#37)
8. Estates of Windlestrae (#51)
9. Montgomery Crossing (#52)
10. Autumn Grove (#61)
11. Montgomery Crossing (#53)
12. Montgomery Crossing (#54)
13. Montgomery Crossing (#55)
14. The Orchard (#38)
15. Mallard Pond (#45)
16. Montgomery Lea (#48)

BE IT FURTHER RESOLVED that the Board of Supervisors authorizes that a letter be sent to the residents located near the basins, notifying them of this and also that a sign be posted at each basin location.

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY

SUBJECT: Consider Waiver of Permit Fee-- Boy Scout Troop #399

MEETING DATE: September 24, 2012

ITEM NUMBER: #14

MEETING/AGENDA:

ACTION XX

NONE

REASON FOR CONSIDERATION: Operational: Policy: Discussion: xx Information:

INITIATED BY: Bruce Shoupe
Director of Planning and Zoning

BOARD LIAISON: Candyce Fluehr Chimera
Chairman

BACKGROUND:

In the past, it has been the policy of the Board of Supervisors to waive permit fees for non-profit and religious organizations. The Township has received a request from Boy Scout Troop #399 to waive the permit fee of \$104.00 for the building of a shed.

ZONING, SUBDIVISION OR LAND DEVELOPMENT IMPACT:

None.

PREVIOUS BOARD ACTION:

None.

ALTERNATIVES/OPTIONS:

None.

BUDGET IMPACT:

None.

RECOMMENDATION:

That the permit fee for Boy Scout Troop #399 be waived.

MOTION/RESOLUTION:

Resolution is attached.

MOTION: _____ SECOND: _____

ROLL CALL:

Robert J. Birch	Aye	Opposed	Abstain	Absent
Michael J. Fox	Aye	Opposed	Abstain	Absent
Jeffrey W. McDonnell	Aye	Opposed	Abstain	Absent
Joseph P. Walsh	Aye	Opposed	Abstain	Absent
Candyce Fluehr Chimera	Aye	Opposed	Abstain	Absent

DISTRIBUTION: Board of Supervisors, Frank R. Bartle, Esq.

Resolution #

BE IT RESOLVED by the Board of Supervisors of Montgomery Township that we hereby approve the request of Boy Scout Troop #399 to waive the permit fee of \$104.00 for the building of a shed.

MOTION BY:

SECOND BY:

VOTE:

DATE:

xc: Applicant, F. Bartle, B. Shoupe, Minute Book, Resolution File, File

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY

SUBJECT: Consider Final Construction Escrow Release– Dick's Sporting Goods Store - LD/S #634

MEETING DATE: September 24, 2012

ITEM NUMBER: #15

MEETING/AGENDA: WORK SESSION ACTION XX NONE

REASON FOR CONSIDERATION: Operational: XX Information: Discussion: Policy:

INITIATED BY: Bruce Shoupe BOARD LIAISON: Candyce F. Chimera
 Director of Planning and Zoning Chairman

BACKGROUND:

Attached is the final construction escrow release for Dick's Sporting Goods Store at Montgomery Mall. This is a cash escrow in the amount of \$5,810.00, which was being held for the 18 month maintenance period for replacement of trees. However, the amount of this release is \$5,390.33, which has been adjusted to cover any fees owed to the Township. The action of the Board in releasing said sum will deplete this escrow account.

ZONING, SUBDIVISION OR LAND DEVELOPMENT IMPACT:

None

PREVIOUS BOARD ACTION:

None

ALTERNATIVES/OPTIONS:

Approve or not approve the construction escrow release.

BUDGET IMPACT:

None.

RECOMMENDATION:

That this construction escrow be released.

MOTION/RESOLUTION:

The Resolution is attached.

MOTION _____ SECOND _____

ROLL CALL:

Robert J. Birch	Aye	Opposed	Abstain	Absent
Michael J. Fox	Aye	Opposed	Abstain	Absent
Jeffrey W. McDonnell	Aye	Opposed	Abstain	Absent
Joseph P. Walsh	Aye	Opposed	Abstain	Absent
Candyce Fluehr Chimera	Aye	Opposed	Abstain	Absent

DISTRIBUTION: Board of Supervisors, Frank R. Bartle, Esq.

Resolution #

WHEREAS, a request for final release of construction escrow was received from Dick's Sporting Goods Store at Montgomery Mall, in the amount of \$5,810.00, on the representation that work setforth in the Land Development Agreement to that extent has been completed, and;

WHEREAS, said request has been reviewed by the Township Landscape Architect, who recommends a release of \$5,810.00.

NOW, THEREFORE, BE IT RESOLVED BY the Board of Supervisors of Montgomery Township that we do hereby authorize the release of \$5,810.00, minus \$419.67 owed to the Township for inspection fees, in accordance with the developer's request, and the officers of the Township are authorized to take the necessary action to obtain release of the amount of \$5,390.33.

BE IT FURTHER RESOLVED that this release is contingent upon all Township fees being paid.

BE IT FURTHER RESOLVED that the Township records indicate that escrow had been held as a Cash Escrow, pursuant to a signed Land Development Agreement to cover the costs of the public improvements. The action of the Board in releasing said sum will deplete this escrow account.

MOTION BY:

SECOND BY:

VOTE:

DATE:

xc: Applicant, F. Bartle, B. Shoupe, Finance Department, M. Stoerrle, Minute Book, Resolution File, File

Bruce S. Shoupe
Director of Planning and Zoning

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY

SUBJECT: Authorization to Advertise – Public Hearing – Conditional Use #C-58 –
Undefined Athletics, LLC - 101 Commerce Drive

MEETING DATE: September 24, 2012

ITEM NUMBER: #16

MEETING/AGENDA: WORK ACTION XX NONE

REASON FOR CONSIDERATION: Operational: XX Policy: Discussion: Information:

INITIATED BY: Bruce Shoupe
Director of Planning and Zoning

BOARD LIAISON: Candyce F. Chimera
Chairman

BACKGROUND:

Attached is an application for consideration of a conditional use for 101 Commerce Drive. The applicant, Undefined Athletics, LLC., Michael J. Carr and Michael P. Carr, proposes to utilize space in the LI-Limited Industrial District for a Fitness Center. This use is permitted in a Limited Industrial District by conditional use.

A public hearing on conditional use applications must be held within 60 days of the receipt of the application or in this case by **November 15, 2012**.

ZONING, SUBDIVISION OR LAND DEVELOPMENT IMPACT:

None.

PREVIOUS BOARD ACTION:

None.

ALTERNATIVES/OPTIONS:

The Board must authorize the advertising of a Conditional Use public hearing in accordance with Section 205-156.2 of our Zoning Code for this application within 60 days of receipt of the application, unless the Applicant has agreed, in writing, to an extension of this time

BUDGET IMPACT:

None.

RECOMMENDATION:

It is recommended that a public hearing be advertised for the meeting of **November 12, 2012**.

MOTION/RESOLUTION:

The resolution is attached.

MOTION _____ SECOND _____

ROLL CALL:

Robert J. Birch	Aye	Opposed	Abstain	Absent
Michael J. Fox	Aye	Opposed	Abstain	Absent
Jeffrey W. McDonnell	Aye	Opposed	Abstain	Absent
Joseph P. Walsh	Aye	Opposed	Abstain	Absent
Candyce Fluehr Chimera	Aye	Opposed	Abstain	Absent

DISTRIBUTION: Board of Supervisors, Frank R. Bartle, Esq.

Resolution #

BE IT RESOLVED by the Board of Supervisors of Montgomery Township that we hereby set Monday, November 12, 2012, after 8:00 p.m., in the Township Building as the date, time and place for a Public Hearing to consider the Conditional Use application of Undefined Athletics, LLC, for 101 Commerce Drive.

MOTION BY:

SECOND BY:

VOTE:

DATE:

xc: Applicant, F. Bartle, B. Shoupe, M. Stoerrle, Minute Book, Resolution File, File

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY

SUBJECT: Consider Approval of Out of State Training - Police Department

MEETING DATE: September 24, 2012

ITEM NUMBER: *#17*

MEETING/AGENDA: WORK SESSION ACTION XX NONE

REASON FOR CONSIDERATION: Operational: XX Information: Discussion: Policy:

INITIATED BY: J. Scott Bendig
Deputy Chief of Police

BOARD LIAISON: Candyce Fluehr Chimera
Chairman

BACKGROUND:

The Montgomery Township Police Department has previously entered into a cooperative agreement with other Montgomery County police departments to participate in the Central Montgomery County Special Weapons and Tactics (CMSWAT) Team. CMSWAT is a task force deployed for incidents and situations that exceed the capability of traditional police resources, including barricaded subjects, hostage taking incidents, and other "High Risk" operations. Currently the police department has two officers, Andrew Benner and Joseph McGuigan, assigned to CMSWAT.

CMSWAT is scheduled to attend annual training from October 9th through October 11th at Fort Dix in New Hanover Township, New Jersey. The training consists of team movements, search techniques, and firearms training in a multitude of environments not readily available in our area. CMSWAT pays the full cost of the training so attending will have no material impact on the budget.

ZONING, SUBDIVISION OR LAND DEVELOPMENT IMPACT:

None.

PREVIOUS BOARD ACTION:

None.

ALTERNATIVES/OPTIONS:

None.

BUDGET IMPACT:

None.

RECOMMENDATION:

Approve the out of state training request for Officers Andrew Benner and Joseph McGuigan.

MOTION/RESOLUTION:

BE IT RESOLVED by the Board of Supervisors of Montgomery Township that we hereby approve the request for Officers Andrew Benner and Joseph McGuigan to attend CMSWAT annual training at Fort Dix in New Hanover Township, New Jersey from October 9th through October 11th.

MOTION: _____ SECOND: _____

ROLL CALL:

Robert J. Birch	Aye	Opposed	Abstain	Absent
Michael J. Fox	Aye	Opposed	Abstain	Absent
Jeffrey W. McDonnell	Aye	Opposed	Abstain	Absent
Joseph P. Walsh	Aye	Opposed	Abstain	Absent
Candyce Fluehr Chimera	Aye	Opposed	Abstain	Absent

DISTRIBUTION: Board of Supervisors, Frank R. Bartle, Esq.

**MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY**

SUBJECT: Consider Authorization for Repairs to Ladder 18

MEETING DATE: September 24, 2012

ITEM NUMBER: #18

MEETING/AGENDA:

ACTION XX

NONE

REASON FOR CONSIDERATION: Operational: XX Policy: Discussion: Information:

INITIATED BY: Richard M. Lesniak
Director of Fire Services

BOARD LIAISON: Robert J. Birch, Supervisor
Liaison – Public Safety Committee

BACKGROUND:

On July 25, 2012, Ladder 18 responded to a mutual aid building fire at 1419 Horsham Road in Horsham Township. During the course of firefighting operations, pressure built up in the lower portion of the waterway causing the pipe to separate from the flange. The waterway is attached to the ladder portion of the truck and allows water to be directed onto a fire from up to 95 feet in the air. While we are able to still use the ladder and the equipment carried on the truck, we can't use it to extinguish fires or prevent the spread of fire from elevated positions.

Five companies were contacted for estimates to make the necessary repairs (copy attached). Estimates ranged from \$1,944.00 to re-weld and test the waterway to \$15,144.00 to replace the lower waterway assembly and test said equipment. The proposals to reweld/repair the lower waterway assembly include limited 30 – 90 day warranties. The proposal to replace the whole lower waterway assembly includes a one year warranty on materials/workmanship.

ZONING, SUBDIVISION OR LAND DEVELOPMENT IMPACT:

None.

PREVIOUS BOARD ACTION:

The Board of Supervisors approved the 2012 budget with \$25,000.00 budgeted for vehicle maintenance. As of August 31, 2012, the remaining available balance in said line item is approximately \$7,000.00.

ALTERNATIVES/OPTIONS:

None.

BUDGET IMPACT:

The cost for the replacement is an unbudgeted expenditure and will, if authorized, require a budget amendment to the Fire Fund which will be formalized in October with the 3rd Quarter Budget Amendment.

RECOMMENDATION:

Given the fact that Ladder 18 is expected to serve Montgomery Township for at least the next ten (10) years, it is recommended that the whole lower waterway assembly be replaced as opposed to repaired. Further, it is recommended that the Board of Supervisors approve the proposal from Bergey's Fire Equipment, Souderton PA dated September 11, 2012 to replace the whole lower waterway assembly

for a cost of \$14,186.60 be approved.

MOTION/RESOLUTION:

BE IT RESOLVED by the Board of Supervisors of Montgomery Township that we hereby approve the proposal from Bergey's Fire Equipment, Souderton PA dated September 11, 2012 to replace the whole lower waterway assembly on Ladder 18 for a cost of \$14,186.60.

MOTION: _____ SECOND: _____

ROLL CALL:

Robert J. Birch	Aye	Opposed	Abstain	Absent
Michael J. Fox	Aye	Opposed	Abstain	Absent
Jeffrey W. McDonnell	Aye	Opposed	Abstain	Absent
Joseph P. Walsh	Aye	Opposed	Abstain	Absent
Candyce Fluehr Chimera	Aye	Opposed	Abstain	Absent

DISTRIBUTION: Board of Supervisors, Frank R. Bartle, Esq.

Bergey's

FIRE EQUIPMENT

A DIVISION OF BERGEY'S TRUCK CENTERS

QUOTE 18TL-1

446 Harleysville Pike
Souderton, PA 18964
Service 215-799-3556
Parts 215-799-3557

DATE: 9/11/12

TO FIRE DEPT MONTGOMERY TWP
ATTN: MIKE BEAN

[phone] 215-799-3557 or 215-799-3557
[fax]

SALESPERSON	JOB	SHIPPING METHOD	SHIPPING TERMS	DELIVERY DATE	PAYMENT TERMS	DUE DATE

QTY	ITEM #	DESCRIPTION	UNIT PRICE	UNIT	LINE TOTAL
4	LABOR	LABOR TO INSTALL NEW LOWER WATERWAY	\$95.00		\$380.00
1	280335	LOWER WATERWAY COMPLETE	\$14,148.87		\$13,000.00
1	240694B	GASKET @ SWIVEL	\$6.60		\$6.60
1		CRATE CHARGE	\$400.00		\$400.00
1		FREIGHT CHARGES	\$400.00		\$400.00
		WORK TO BE COMPLETED IN THE SHOP			
		NEW PART COMES WITH 1 YEAR WARRANTY			
		TO COVER MATERIAL OR WORKMANSHIP			
		DEFECTS, E-ONE WILL DECIDE REPAIR OR			
		REPLACE.			
TOTAL DISCOUNT					
SUBTOTAL					
SALES TAX					
TOTAL					14,186.60

Quotation prepared by: Kurt J. Wagner

This is a quotation on the goods names, subject to the conditions noted below: (Describe any conditions pertaining to these prices and any additional terms of the agreement. You may want to include contingencies that will affect the quotation.)

To accept this quotations, sign here and return: _____

THANK YOU FOR YOUR BUSINESS!

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY

SUBJECT: Payment of Bills

MEETING DATE: September 24, 2012

ITEM NUMBER: #19

MEETING/AGENDA: WORK SESSION

ACTION XX NONE

REASON FOR CONSIDERATION: Operational: XX Information: Discussion: Policy:

INITIATED BY: Lawrence J. Grogan
Township Manager

BOARD LIAISON: Candyce Fluehr Chimera,
Chairman

BACKGROUND:

Please find attached a list of bills for your review.

ZONING, SUBDIVISION OR LAND DEVELOPMENT IMPACT:

None.

PREVIOUS BOARD ACTION:

None.

ALTERNATIVES/OPTIONS:

None.

BUDGET IMPACT:

None.

RECOMMENDATION:

Approval all bills as presented.

MOTION/RESOLUTION:

None.

DISTRIBUTION: Board of Supervisors, Frank R. Bartle, Esq.

Montgomery Township Check Register

Check Number	Check Date	Vendor No	Payee	Amount
24628	9/13/12	1264	MORGAN STANLEY SMITH BARNEY INC	5,691.93
52066	9/12/12	00000400	COMMONWEALTH OF PENNSYLVANIA	500.00
52067	9/20/12	00000290	MCATO-MONTG CO ASSOC OF TWNSHP MGR	75.00
52068	9/24/12	00000209	BOUCHER & JAMES, INC.	12,772.14
52069	9/24/12	00000085	CHAMBERS ASSOCIATES, INC.	7,948.59
52071	9/24/12	00000125	DISCHELL, BARTLE, YANOFF & DOOLEY	41,563.20
52072	9/24/12	00000817	GILMORE & ASSOCIATES, INC.	50,219.18
52073	9/24/12	00001282	KENNETH AMEY	1,530.00
52074	9/24/12	00001023	KERNS, PEARLSTINE, ONORATO	3,380.00
52075	9/24/12	00001972	ROBERT L. BRANT	1,170.00
52076	9/24/12	00001984	TRAFFIC PLANNING AND DESIGN, INC.	10,398.44
52077	9/24/12	00000383	A.B. MARTIN ROOFING SUPPLY, LLC	1,557.95
52078	9/24/12	00000068	ADAM WEBSTER	30.00
52079	9/24/12	00001875	ADVANCED COLOR AND GRIND LLC	1,400.00
52080	9/24/12	00001202	AIRGAS EAST, INC.	172.52
52081	9/24/12	00000406	ARTHRITIS FOUNDATION	7,219.24
52082	9/24/12	00000030	ASSOCIATED TRUCK PARTS	313.64
52083	9/24/12	00000043	BERGEY'S	705.36
52084	9/24/12	00001717	BETHLEHEM PRE-CAST, INC.	2,277.00
52085	9/24/12	00001938	BILL WIEGMAN	120.00
52086	9/24/12	00000049	BISHOP WOOD PRODUCTS, INC.	217.50
52087	9/24/12	00000135	ROBERTO ENTERPRISES	3,547.60
52088	9/24/12	00000069	C L WEBER CO INC.	63.01
52089	9/24/12	BT004989	CANDY'S HALLMARK	1,046.60
52090	9/24/12	00000072	CANON FINANCIAL SERVICES, INC	1,197.00
52091	9/24/12	00001601	CDW GOVERNMENT, INC.	314.42
52092	9/24/12	00000181	NCH CORPORATION	380.77
52093	9/24/12	00000648	COHEN LAW GROUP	6,460.00
52094	9/24/12	00000363	COMCAST CABLE	216.90
52095	9/24/12	00000335	COMCAST CORPORATION	903.56
52096	9/24/12	00000222	COMMONWEALTH PRECAST, INC.	170.00
52097	9/24/12	00000396	COMPRESSED AIR SERVICES, INC.	209.36
52098	9/24/12	00000108	COUNTY ELECTRIC SUPPLY COMPANY, INC	1,057.77
52099	9/24/12	00000111	DAVID H. LIGHTKEP, INC.	42.70
52100	9/24/12	00000024	DAVID P. BENNETT	15.00
52101	9/24/12	00001945	DAVID S. WOLFE	30.00
52102	9/24/12	00001941	DAVID W. VASCONEZ	120.00
52103	9/24/12	00000629	DAVIDHEISER'S INC.	13.00
52104	9/24/12	00001627	DEER PARK DIRECT	104.94
52105	9/24/12	BT006044	DOUGLAS F. EDWARDS	285.85
52106	9/24/12	00001166	DRUMHELLER CONSTRUCTION, INC.	45,729.65
52107	9/24/12	00902616	E. SIMON CONTRACTING, INC.	1,200.00
52108	9/24/12	00001724	EAGLE WIRELESS COMMUNICATIONS	119.55
52109	9/24/12	00001957	EDMOND SKRZAT	30.00

Montgomery Township Check Register

Check Number	Check Date	Vendor No	Payee	Amount
52110	9/24/12	00001902	ELLIOTT GREENLEAF &	1,448.44
52111	9/24/12	00000161	EUREKA STONE QUARRY, INC.	706.68
52112	9/24/12	00000169	FEDEX	21.01
52113	9/24/12	00001466	FEDEX OFFICE	73.90
52114	9/24/12	00902617	FOX, RICHARD & ANGELA M, TRUSTEES	1.43
52115	9/24/12	00001637	R & H SPORTS	972.00
52116	9/24/12	00001852	G.L. SAYRE, INC.	511.06
52117	9/24/12	00000193	GEORGE ALLEN PORTABLE TOILETS, INC.	872.00
52118	9/24/12	00000195	GEORGE'S TOOL RENTAL INC.	38.95
52119	9/24/12	00000198	GLASGOW, INC.	162.52
52120	9/24/12	00001842	GLEN ROETMAN	30.00
52121	9/24/12	00000229	GRAINGER	252.03
52122	9/24/12	00000223	GUIDEMARK, INC.	4,956.80
52123	9/24/12	00000211	HAGEY COACH INC.	1,185.00
52124	9/24/12	00000114	HARLEYSVILLE MATERIALS, LLC	112.26
52125	9/24/12	00000903	HOME DEPOT CREDIT SERVICES	1,169.23
52126	9/24/12	00000824	INTELLIGENT PRODUCTS INCORPORATED	752.90
52127	9/24/12	00000102	INTERSTATE BATTERY SYSTEMS OF	152.01
52128	9/24/12	00000256	JAMES F. MCGOWAN	1,400.00
52129	9/24/12	00001454	JAMES REAPE	1,326.48
52130	9/24/12	00001964	JOHN CATALDI	30.00
52131	9/24/12	00000890	JOHN H. MOGENSEN	45.00
52132	9/24/12	00001042	JOHN MILLER AND SON, INC.	679.64
52133	9/24/12	00001581	JOSEPH J. SIMES	120.00
52134	9/24/12	00001843	JOSEPH M. BENNETT	80.00
52135	9/24/12	00000107	KENNEDY CULVERT & SUPPLY CO., INC.	87.00
52136	9/24/12	00001667	MIDWEST MOTOR SUPPLY CO., INC	206.85
52137	9/24/12	00000270	JDN BLOCK INC.	183.75
52138	9/24/12	00000405	LANE ENTERPRISES INC.	21.00
52139	9/24/12	00000283	WILLIAM A. CRANE, V.M.D., P.C.	110.00
52140	9/24/12	00902614	LORI LANKIN	60.00
52141	9/24/12	00902615	M J MOFFA ELECTRIC LLC	50.00
52142	9/24/12	00901503	MAC ACQUISITION LLC	9,986.29
52143	9/24/12	00000743	MES - PENNSYLVANIA	530.86
52144	9/24/12	00000129	HERBERT H. METZ, INC.	1,095.60
52145	9/24/12	00001920	MICHAEL H. BEAN	60.00
52146	9/24/12	00001961	MICHAEL LONG	60.00
52147	9/24/12	00000867	MICHAEL SHEARER	30.00
52148	9/24/12	00002016	MICHAEL SHINTON	30.00
52149	9/24/12	00901761	MONTGOMERY GLEN ASSOCIATION, INC.	100.00
52150	9/24/12	00000324	MOYER INDOOR / OUTDOOR	141.00
52151	9/24/12	00001897	NEC CORPORATION OF AMERICA	1,054.54
52152	9/24/12	00001714	BEANS CLASS FORD MERCURY INC.	39,623.93
52153	9/24/12	00001916	NRPA-NATIONAL RECREATION AND	150.00

Montgomery Township Check Register

Check Number	Check Date	Vendor No	Payee	Amount
52154	9/24/12	00000356	NORTH WALES WATER AUTHORITY	1,014.79
52155	9/24/12	00001134	OFFICE DEPOT, INC	236.85
52156	9/24/12	00000367	P.K. MOYER & SONS, INC.	52,926.25
52157	9/24/12	00001840	PAUL R. MOGENSEN	45.00
52158	9/24/12	00000095	PAUL SMITH	40.00
52159	9/24/12	00000381	PBPMTCA-PA BUSINESS PRIVILEGE &	187.50
52160	9/24/12	00000399	PECO ENERGY	8,419.25
52161	9/24/12	00000397	PECO ENERGY	9,012.11
52162	9/24/12	00001876	PENN SUBURBAN CHAMBER OF	156.00
52163	9/24/12	00000388	PENNSYLVANIA ONE CALL SYSTEM, INC.	250.64
52164	9/24/12	00000009	PETTY CASH	500.00
52165	9/24/12	00000945	PIPERSVILLE GARDEN CENTER, INC.	76.67
52166	9/24/12	00001155	PITNEY BOWES GLOBAL FINANCIAL	222.24
52167	9/24/12	00000345	PRINTWORKS & COMPANY, INC.	1,127.63
52168	9/24/12	00000251	PSI PERSONNEL, LLC	1,014.72
52169	9/24/12	00000439	RED THE UNIFORM TAILOR	319.80
52170	9/24/12	00000228	REGAL CINEMEDIA CORP	2,808.00
52171	9/24/12	00000117	RIGGINS INC	2,888.07
52172	9/24/12	00000115	RIGGINS, INC	5,313.43
52173	9/24/12	00000441	ROBERT HART	50.00
52174	9/24/12	BT002711	ROY GOLDSTEIN	172.80
52175	9/24/12	00001815	SAMUEL A. ROSS, JR.	258.00
52176	9/24/12	00000653	SCATTON'S HEATING & COOLING, INC.	180.00
52177	9/24/12	00000365	SCOTT BENDIG	73.77
52178	9/24/12	00000395	SIGN SOURCE, LLC	5,829.75
52179	9/24/12	00000468	SIRCHIE FINGER PRINT	144.08
52180	9/24/12	00000467	SNAP-ON INDUSTRIAL	402.95
52181	9/24/12	BT005335	SOMETHING BETTER	300.56
52182	9/24/12	00000015	NEXTEL PARTNERS OPERATING CORP	398.48
52183	9/24/12	00000015	NEXTEL PARTNERS OPERATING CORP	468.05
52184	9/24/12	00001394	STANDARD INSURANCE COMPANY	7,336.78
52185	9/24/12	00001847	STAPLES CONTRACT & COMMERCIAL, INC.	120.80
52186	9/24/12	00000636	STAPLES CREDIT PLAN	265.60
52187	9/24/12	00001952	STEVEN COHEN	40.00
52188	9/24/12	00902424	SUSAN D. BRAUN & ROBERT M. BRAUN	1,200.00
52189	9/24/12	00001164	THE GOOSE GUYS INC.	250.00
52190	9/24/12	00000065	TIMOTHY MURRAY	30.00
52191	9/24/12	00000506	TRANS UNION LLC	75.76
52192	9/24/12	00000077	TRISTATE ENVIRONMENTAL	1,800.00
52193	9/24/12	00000032	VISA	4,190.73
52194	9/24/12	00000040	VERIZON PENNSYLVANIA INC	219.86
52195	9/24/12	00001839	VINAY SETTY	60.00
52196	9/24/12	00001289	W. BYRON BATTLE, RPR	1,053.75
52197	9/24/12	00000301	W.B. MASON CO., INC.	76.38

Montgomery Township Check Register

Check Number	Check Date	Vendor No	Payee	Amount
52198	9/24/12	BT004995	W.W. GRAINGER, INC.	6,941.54
52199	9/24/12	00001191	WARREN FUCHS	15.00
52200	9/24/12	00001329	WELDON AUTO PARTS	187.54
52201	9/24/12	00001948	WILLIAM H. FLUCK IV	80.00
52202	9/24/12	00000249	WILLIAM R. GOLTZ	30.00
52203	9/24/12	00000590	YOCUM FORD	177.26
52204	9/24/12	00000550	ZEP MANUFACTURING COMPANY	689.06
52205	9/24/12	00902455	ZHENG WU AND QING PING FENG	300.00
52206	9/24/12	BT005093	ZINMAN CONCEPTS	762.29
TOTAL				403,939.27

MONTGOMERY TOWNSHIP ELECTRONIC PAYROLL TAX PAYMENTS

<u>DATE</u>	<u>VENDOR NAME</u>	<u>REASON FOR PAYMENT</u>	<u>AMOUNT</u>
09/10/2012	City of Philadelphia	Aug Wage Tax Payment	\$896.72
09/13/2012	IRS	941 Payment	\$57,301.90
09/13/2012	BCG	401/457 Plan Payment	\$23,445.83
09/13/2012	PA-SCDU	Withholding Payment	\$3,151.49
09/19/2012	Commonwealth of PA	State Tax Payment	\$8,109.02
		Total Paid as of 09/24/2012	\$92,904.96

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY

SUBJECT: Consider Appointment of Chief of Police

MEETING DATE: September 24, 2012

ITEM NUMBER: # 20

MEETING/AGENDA:

ACTION XX

NONE

REASON FOR CONSIDERATION: Operational: XX Policy: Discussion: Information:

INITIATED BY: Lawrence J. Gregan
Township Manager

BOARD LIAISON: Candyce Fluehr Chimera, Chairman

BACKGROUND:

Chief Richard J. Brady's formal retirement will be effective September 30, 2012. The Board is being asked to consider the appointment of Deputy Chief J. Scott Bendig to serve as the Chief of Police for Montgomery Township effective October 1, 2012.

J. Scott Bendig was hired as a patrol officer in July 1989. During his twenty three year career in the Police Department, he has served as a Canine Handler, DARE Instructor and Field Training Officer. He was promoted to the rank of Corporal in June 2000, to the rank of Sergeant in June 2002, and to the rank of Deputy Chief of Police on August 9, 2010. He has been serving as the Acting Chief of the Police Department since July 23, 2012.

Deputy Chief Bendig has a Bachelor's Degree in Criminal Justice from Temple University and a Master's Degree in Criminal Justice from West Chester University. He attended the FBI National Academy, 216th Session in 2004. He brings a wealth of knowledge, management skills and abilities to the Police Department that will well serve the Police Department, the Township and the residents of Montgomery Township. He is married to his wife Florence and has two children, Courtney and Bryan. In his spare time Scott is a Little League and Youth Football Coach.

At this time, it is requested that Deputy Chief J. Scott Bendig be appointed as the Chief of Police of Montgomery Township effective October 1, 2012.

ZONING, SUBDIVISION OR LAND DEVELOPMENT IMPACT:

None.

PREVIOUS BOARD ACTION:

None.

ALTERNATIVES/OPTIONS:

None.

BUDGET IMPACT:

None.

RECOMMENDATION:

Consider the appointment of J. Scott Bendig as the Chief of Police of Montgomery Township.

MOTION/RESOLUTION:

See Attached Resolution

MOTION: _____

SECOND: _____

ROLL CALL:

Robert J. Birch	Aye	Opposed	Abstain	Absent
Michael J. Fox	Aye	Opposed	Abstain	Absent
Jeffrey W. McDonnell	Aye	Opposed	Abstain	Absent
Joseph P. Walsh	Aye	Opposed	Abstain	Absent
Candyce Fluehr Chimera	Aye	Opposed	Abstain	Absent

DISTRIBUTION: Board of Supervisors, Frank R. Bartle, Esq.

RESOLUTION # _____

MONTGOMERY TOWNSHIP

BOARD OF SUPERVISORS

**RESOLUTION, APPOINTING DEPUTY CHIEF J. SCOTT BENDIG TO CHIEF OF POLICE
AND APPROVING THE TERMS AND CONDITIONS OF CHIEF OF POLICE**

Date: SEPTEMBER 24, 2012

WHEREAS, Montgomery Township ("Township") is a duly-constituted Township of the Second Class located in Montgomery County, Pennsylvania; and

WHEREAS, the Township had previously established the rank of Chief of the Montgomery Township Police Department ("Police Department"), which position will become vacant upon the retirement of Chief of Police Richard A. Brady on September 30, 2012; and

WHEREAS, the rank of Chief of Police is a management-level, non-bargaining unit position in the Police Department; and

WHEREAS, promotional appointments to management-level positions, along with the terms and conditions of employment attendant to those positions, are subject to the discretion of the Board and not subject to bargaining under the Policemen and Firemen Collective Bargaining Act ("Act 111"), 43 P.S. § 217.1-.10; and

WHEREAS, the Board desires to appoint Deputy Chief J. Scott Bendig ("Bendig") to the rank of Chief of Police, under the terms and conditions of employment more fully set forth in the attached Memorandum of Understanding ("Bendig MOU").

NOW, THEREFORE, the Board hereby resolves as follows:

1. The terms and conditions of employment set forth in the Bendig MOU are hereby approved and adopted by the Board and incorporated herein by reference.
2. Having consented to and executed the Bendig MOU, Bendig is promoted to the rank of Chief of Police effective October 1, 2012.
3. That the Township Manager is hereby authorized and directed to take any and all steps necessary to implement this Resolution.
4. Unless otherwise stated, all provisions of this Resolution shall take effect immediately.

MOTION BY:

SECOND BY:

VOTE:

DATE: September 24, 2012

cc: J. Scott Bendig, A. Shade, M. Swiggard, Minute Book, Resolution File