

AGENDA
MONTGOMERY TOWNSHIP
BOARD OF SUPERVISORS
June 13, 2011 - 8:00 P.M.

www.montgomerytwp.org

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

Lawrence J. Grogan
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 May 23, 2011 Meeting
6. Consider Appointment of 300th Anniversary Committee Member
7. Consider Appointment of Alternate Delegate – Montgomery County Tax Collection Committee
8. Committee Presentation by Finance Committee
9. Consider Request for Waiver of Conflict – Representation of Simon Property Group
10. Consider Approval of Stipulated Settlement Agreements – Montgomeryville Mall & J.C. Penney Company Tax Assessment Appeals
11. Consider Refund of Permit Fees – Emil Saladik – Lot #5 Kidalas Court
12. Payment of Bills
13. Other Business
14. Adjournment

Future Public Hearing/Meetings

06-15-11 @ 7:00 PM – Sewer Authority
06-15-11 @ 7:30 PM – Public Safety Committee
06-15-11 @ 7:30 PM – Shade Tree Commission
06-16-11 @ 7:30 PM – Planning Commission
06-21-11 @ 12:30 PM – Business Development Partnership
06-23-11 @ 7:30 PM – Finance Committee
06-27-11 @ 8:00 PM – Board of Supervisors

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY

SUBJECT: Public Comment

MEETING DATE: June 13, 2011

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: Robert J. Birch, 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: June 13, 2011

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: Robert J. Birch, 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 May 23, 2011 Meeting

MEETING DATE: June 13, 2011

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: Robert J. Birch, Chairman



BACKGROUND:

Just a reminder – Please call Deb Rivas or Shirley Snyder on Monday, June 13, 2011 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.

DRAFT

**MINUTES OF MEETING
MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
MAY 23, 2011**

Chairman Robert Birch called to order the executive session at 6:30 p.m. In attendance were Supervisors Candyce Fluehr Chimera, Michael Fox, Jeffrey McDonnell and Joseph Walsh. Also in attendance were Lawrence Gregan, Frank Bartle, Esquire, Ann Shade, Richard Lesniak, Christopher Mann and Alex Olimpo. Matters of personnel were discussed.

Chairman Robert Birch called the regular action meeting to order at 8:00 p.m. In attendance were Supervisors Candyce Fluehr Chimera, Michael Fox, Jeffrey McDonnell and Joseph Walsh. Also in attendance were Frank Bartle, Esquire, Lawrence Gregan, Richard Brady, William Brightcliffe, Bruce Shoupe, Kevin Costello, Ann Shade, Shannon Drosnock, Scott Bendig, Vickie Zidek, Richard Grier and Deb Rivas.

Chairman Robert Birch called for public comment from the audience and there was none.

Frank Bartle, Esquire, announced that the Board met in executive session at 6:30 p.m. Mr. Bartle reported that matters of personnel were discussed, which included two matters of positions for future employment and official candidates for those positions as well as an update on the ongoing negotiations with the Police Collective Bargaining Unit. Mr. Bartle said that these matters are legitimate subjects for an executive session pursuant to Pennsylvania Sunshine law.

Chairman Robert Birch made a motion to approve the minutes of the May 9, 2011 Board meeting and Supervisor Michael Fox seconded the motion. The minutes of meeting were unanimously approved as submitted.

Chairman Birch reported that the Board would be appointing Mary Kay Kelm as a new member of the Business Development Partnership. Ms. Kelm is currently a member of the Zoning Hearing Board and a business owner in the Township. Resolution #1 unanimously

appointed Mary Kay Kelm as a member of the Business Development Partnership with a one year term to end January 1, 2012.

Township Manager Lawrence Gegan reported that the Montgomery Township Sewer Authority has recommended an update to the current Sewer Use Ordinance. The Board of Supervisors previously authorized the advertisement of this ordinance. Sewer Authority Engineer, Tom Zarko, reported that the updated Ordinance/Regulations are required to bring the ordinance in line with new policies and procedures of the Sewer Authority. The most significant modifications include updating the Industrial Waste Monitoring/Permitting program to current U.S. Environmental Protection Agency "Model Pre-Treatment Ordinance" recommendations. The other significant modification involves the local limits criteria for each wastewater treatment plant that receives flow from the various MTMSA sewerage basins. The local limits criteria were updated based on recent information. Mr. Zarko recommended that the Board favorably consider the ordinance. Resolution #2 unanimously approved Ordinance #11-250 – Amendment to Sewer Use Regulations.

Public Works Director Kevin Costello presented the request to purchase a replacement street sweeper for the Public Works Department. Mr. Costello reported that the department researched and located a 2012 Elgin Whirlwind MV-Dual Pure Vacuum Street Sweeper Body and a 2012 International Truck Cab and Chassis on the Pennsylvania State Cooperative Purchasing Co-Stars program for a total of \$235,598.03. Mr. Costello also reported that the Township had budgeted \$250,000 for this replacement purchase in 2011. The Township would be replacing a 1997 Elgin Geo Vac. Supervisor McDonnell indicated that the public should understand that this purchase had already been budgeted for in the 2011 budget. Resolution #3 unanimously approved the purchase of the replacement street sweeper.

Public Works Director Kevin Costello reported that as part of the 2011 approved capital replacement budget, funds were budgeted to level and recoat two of the tennis courts at Spring

Valley Park. Mr. Costello indicated that this improvement will eliminate an extremely low area on one of the courts, eliminate the cracks and restore the red and green playing surface. Mr. Costello said that this process of restoring the tennis court surfaces will delay the inevitable complete reconstruction of the courts in the future. A total of \$10,500 was budgeted and the actual cost based on the lowest of three quotes received will be \$9,850.00. Resolution #4 unanimously approved the award of the contract to level and recoat two tennis courts to Ten-Trac, Inc. of Souderton, PA at a cost of \$9,850.

Public Works Director Kevin Costello reported on a proposal to retrofit electric lighting fixtures in the Public Works Building and portions of the Police Department in order to install more energy efficient lighting. Mr. Costello reported that the proposed installation would take advantage of PECO's Smart Equipment Incentives Program to reduce the upfront cost of the equipment through rebates with further savings through a reduction in energy usage. The fixtures would be purchased from County Electric and installed by Public Works personnel. Resolution #5 unanimously approved the purchase of new energy efficient lighting and fixtures from County Electric of Lansdale, PA at a cost of \$5,542.95 to upgrade and retrofit the lighting at the Public Works and Police Departments to more energy efficient lighting and fixtures.

Deputy Chief Scott Bendig reported that by January 31, 2013, the Federal Communications Commission (FCC) has mandated that all public safety radio systems be converted to a "narrowband" operation. This "narrowbanding" has been mandated by the FCC to ensure more efficient radio usage and relieve radio congestion. Deputy Chief Bendig reported that the Police Department is requesting funding for the evaluation and re-tuning of the Township's Police Radio Communication system as well as the re-registering and re-licensing of radio operations. Deputy Chief Bendig recommended that the Board consider for approval a proposal received from RF Design and Integration Inc. to perform the necessary services at a

cost of \$6,900.00. After a brief discussion, Resolution #6 unanimously approved the agreement with RF Design and Integration, Inc. to perform the services noted at a cost of \$6,900.00.

Finance Director Shannon Drosnock presented the proposed amendment to the personnel policy covered by the governing wage compensation for employees injured on the job and workers compensation insurance. Ms. Drosnock reported that under state law, the Township is required to provide medical, rehabilitation and wage replacement benefits to employees who sustain work related injuries. The law requires that wage replacement benefits be paid at two thirds (66 2/3%) of the amount of the regular gross pay for time lost from work. This benefit is exempt from Federal and State Income taxes. Ms. Drosnock reported that in addition to these minimum requirements, the Township pays an employee's salary or wages at the rate of 100% of an employee's regular base pay. With the current policy in place, when exempting the workers compensation portion from taxes, an employee on workers compensation leave could essentially receive the equivalent of 120% - 130% of the normal net pay. Ms. Drosnock concluded that the staff is recommending a change in the policy to provide for the supplemental payment to be adjusted on a "tax equalized basis" so that the net base pay received by the employee would be the same as their net base pay had they been working. Resolution #7 unanimously approved the amendment to the personnel policy for workers compensation policy and procedures.

Township Manager Lawrence Gregan reported that the Township's Workers' Compensation Trust is hosting a conference to offer staff the opportunity to expand their knowledge on workers' compensation and related employee relations issues. Mr. Gregan requested the Board's approval to send Finance Director Shannon Drosnock and Human Resources Coordinator Meg Swiggard to this conference. Lodging and meal cost will be paid for by the Delaware Valley Workers' Compensation Trust. The Township will cover minimal

costs for travel and some meals. Resolution #8 unanimously approved the out of state conference for the Workers' Compensation Trust conference.

Planning Director Bruce Shoupe reported that the Board had previously authorized a public hearing for a Conditional Use – 1 Goodwin Lane – T-Mobile Northeast, LLC to be held on June 13, 2011. Mr. Shoupe reported that the applicant is unable to attend this meeting and has submitted an extension letter asking that the hearing be held on July 11, 2011. Resolution #9 unanimously set Monday, July 11, 2011 after 8:00 p.m. as the date and time for a public hearing to consider the conditional use application for T-Mobile Northeast, LLC.

Planning Director Bruce Shoupe presented three requests for waiver of fees for special event permits. Mr. Shoupe reported that in the past, it has been the policy of the Board to waive permit fees for non-profit and religious organizations. The Township has received requests from Montgomery Elementary for their Spring Festival, Mary Mother of the Redeemer for their Parish Festival, and Bharatiya Temple for their Annual Festival. Supervisor Walsh made a motion to approval all three waivers of fees and Supervisor Chimera seconded the motion. Resolutions #10, #11 and #12 unanimously approved the waiver of fees for the special event permits as noted above.

Chairman Birch made a motion to approve the payment of bills. Supervisor Chimera seconded the motion. The payment of bills was unanimously approved as submitted.

There being no further business to come before the Board, the meeting adjourned at 8:33 p.m.

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY

SUBJECT: Consider Appointment of 300th Anniversary Committee Member

MEETING DATE: June 13, 2011

ITEM NUMBER: #6

MEETING/AGENDA:

ACTION XX

NONE

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

INITIATED BY: Lawrence J. Gregan
Township Manager

BOARD LIAISON: Joseph P. Walsh
Liaison – 300th Anniversary Committee

BACKGROUND:

This evening we would like to appoint Andrea Duffy to the 300th Anniversary Committee. Ms. Duffy has volunteered to serve as a member of the committee.

ZONING, SUBDIVISION OR LAND DEVELOPMENT IMPACT:

None.

PREVIOUS BOARD ACTION:

None.

ALTERNATIVES/OPTIONS:

None.

BUDGET IMPACT:

None.

RECOMMENDATION:

Consider the appointment of Andrea Duffy to the 300th Anniversary Committee.

MOTION/RESOLUTION:

BE IT RESOLVED by the Board of Supervisors of Montgomery Township that we hereby appoint Andrea Duffy to serve on the Montgomery Township's 300th Anniversary Committee.

MOTION: _____ SECOND: _____

ROLL CALL:

Candyce Fluehr Chimera	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
Robert J. Birch	Aye	Opposed	Abstain	Absent

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

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY

SUBJECT: Consider Appointment of Alternate Delegate – Montgomery County Tax Collection Committee

MEETING DATE: June 13, 2011

ITEM NUMBER: #7

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

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

INITIATED BY: Lawrence J. Gregan
Township Manager *LJG*

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

BACKGROUND:

Act 32 § 505 (b) requires the governing bodies of school districts, townships, boroughs, and cities, that impose an earned income tax, appoint one primary voting delegate and one or more alternate delegates to be their Tax Collection Committee (TCC) representatives. If the primary voting delegate cannot be present for a TCC meeting, the alternate voting delegate shall be the voting representative at the TCC meeting.

In September 2009, the Board appointed Lawrence Gregan as the Delegate and John Nagel as the Alternate. The purpose of this resolution is to appoint a new Alternate Delegate.

ZONING, SUBDIVISION OR LAND DEVELOPMENT IMPACT: None.

PREVIOUS BOARD ACTION: None

ALTERNATIVES/OPTIONS: None.

BUDGET IMPACT: None.

RECOMMENDATION:

It is recommended that the Board appoint Township Finance Director Shannon Q. Drosnock to serve as the alternate delegate on behalf of the Township on the Montgomery County Earned Income Tax Collection Committee (TCC).

MOTION/RESOLUTION:

BE IT RESOLVED by the Board of Supervisors of Montgomery Township that we hereby appoint Township Finance Director Shannon Q. Drosnock to serve as the alternate delegate on behalf of the Township on the Montgomery County Earned Income Tax Collection Committee (TCC). This appointment is effective immediately and shall continue until a successor is appointed.

ROLL CALL:

Candace Fluehr Chimera	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
Robert J. Birch	Aye	Opposed	Abstain	Absent

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

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY

SUBJECT: Committee Presentation by Finance Committee

MEETING DATE: June 13, 2011

ITEM NUMBER: #8

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, Chairman
Liaison to Finance Committee

BACKGROUND:

This evening John Holsinger, Vice Chairman of the Finance Committee will make a presentation on behalf of the Finance Committee.

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: Consider Request for Waiver of Conflict - Representation of Simon Property Group

MEETING DATE: June 13, 2011

ITEM NUMBER: # 9

MEETING/AGENDA:

ACTION XX

NONE

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

INITIATED BY: Lawrence J. Grogan
Township Manager



BOARD LIAISON: Robert J. Birch
(Chairman)

BACKGROUND:

Robert Brandt, Esq has advised that he has been requested to represent the Simon Property Group in connection with a Land Development/Expansion of the Montgomery Mall. Mr. Brandt currently serves as special counsel to the Township in two Eminent Domain proceeding relating to the Zehr Tract. Mr. Brandt has submitted the attached request asking the Board for a waiver of any conflict so that he can proceed to represent Simon Properties on this project in the Township.

ZONING, SUBDIVISION OR LAND DEVELOPMENT IMPACT:

None.

PREVIOUS BOARD ACTION:

None.

ALTERNATIVES/OPTIONS:

None.

BUDGET IMPACT:

None.

RECOMMENDATION:

Subject to advice and concurrence of the Township Solicitor, approve the requested waiver of conflict.

MOTION/RESOLUTION:

BE IT RESOLVED by the Board of Supervisors of Montgomery Township that we hereby approve the waiver of any conflict of interest for Robert Brandt, Esq, in connection with his representation of Simon Property Group relative to their application for a Land Development/Expansion of the Montgomery Mall Property.

MOTION: _____

SECOND: _____

ROLL CALL:

Candace Fluehr Chimera	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
Robert J. Birch	Aye	Opposed	Abstain	Absent

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

Robert L.
Brant
& ASSOCIATES
attorneys at law

572 West Main Street • P.O. Box 26865 • Trappe PA 19426 • Phone: 610.489.9199 • Fax: 610.489.6815

Robert L. Brant • Wendy Feiss McKenna • Blake F. Dunbar, Jr. • Robert D. Reber, Jr.

June 2, 2011

Lawrence J. Grogan, Manager
Montgomery Township
1001 Stump Road
Montgomeryville, PA 18936

**RE: Simon Property Group; Montgomery Mall;
Second Land Development and Expansion**

Dear Larry:

I have been asked by Simon Property Group (hereinafter, "Simon") to represent them in connection with a Land Development/Expansion of the Montgomery Mall Property. As you know, I am currently representing the Montgomery Township Board of Supervisors as special counsel in two Eminent Domain proceedings relating to the Zehr tract: Condemnation Proceedings of Montgomery Township and the Zehr Family Limited Partnership No. 1; Montgomery County C.C.P. No. 2010-31644; and Condemnation Proceedings of Montgomery Township and the Zehr Family Limited Partnership No. 2;; Montgomery County C.C.P. No. 2010-31650. I would like to represent Simon but any representation of that company would be subject to obtaining a waiver by the Supervisors of any conflict of interest. Clearly the matters are unrelated but it is prudent for me to request permission of the Board to waive such a conflict.

Accordingly, this will serve as my request to have the Board of Supervisors waive any conflict in my representation of Simon in connection with the mall expansion and development. Obviously, I would not undertake representation of Simon should the Board not waive the conflict. Thanks for your cooperation and courtesies.

Very truly yours,

Robert L. Brant

RLB/mke

cc: Frank R. Bartle, Esquire

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY

6/10/2011

SUBJECT: Consider Approval of Stipulated Settlement Agreements for Montgomery Mall and J.C. Penney's Tax Assessment Appeals

MEETING DATE: June 13, 2011

ITEM NUMBER: *#10*

MEETING/AGENDA:

ACTION XX

NONE

REASON FOR CONSIDERATION:

Operational: XX

Policy:

Discussion:

Information: XX

INITIATED BY: Shannon Drosnock
Finance Director

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

BACKGROUND:

Tax assessment appeals were filed for the two captioned properties in 2008. The Township has been represented by Scott Breidenbach, Esquire, as conflict counsel for these appeals. In April of this year, the Board of Supervisors provided "informal" approval to accept a proposed settlement of these parcels as detailed below. The proposed settlements have been accepted by both parties and are presented attached hereto as the final Stipulation to Settlement agreements for these appeals. **No terms have changed from the proposed settlements informally accepted in April of this year.**

J.C. Penney's – Parcel 46-00-00340-20-8

Attached is a copy of the Stipulation to Settle agreement explaining the details of the settlement proposal for J.C. Penney's. This final settlement agreement would reduce the current assessed value of \$9,835,800 effective January 1, 2008 through now to \$5,613,786 for 2009; \$5,967,410 for 2010 and \$6,199,476 for 2011. The most relevant stipulations of the agreement are the following:

- That all refunds due from the Township will be divided into three equal credits against the 2011, 2012 and 2013 tax bills of the Appellant.
- That each party will bear their own costs and attorney's fees
- That any previous appeals on this parcel for the above mentioned years are withdrawn.

The reduction in assessment value from the current assessed value will generate a loss to the Township's revenue of \$6,291 for 2009, \$5,764 for 2010 and \$5,418 for 2011 for a cumulative revenue loss of \$17,473 over the three year period.

Montgomery Mall – Parcel - 46-00-00340-00-1

The final settlement agreement would increase the assessment value for years 2008 and 2009 resulting in an *increase* of \$12,052 to the Township's real estate tax revenue. For years 2010 and 2011 the assessment decreases resulting in a *decrease* of \$25,030 to tax revenue for a cumulative impact of a \$12,978 loss to revenue over the four year period. The most relevant components to this settlement agreement are:

- Interest on overpayments would be waived by the Appellant.
- Refunds due to the Appellant would be issued (as opposed to credits given against future tax bills)
- No appeals would be permitted for 2012 but would be permitted for 2013.
- The 2008 value would go into effect July 1, 2008 resulting in a \$1,360 impact to the Township and no impact to the School District.

ZONING, SUBDIVISION OR LAND DEVELOPMENT IMPACT: NONE.

PREVIOUS BOARD ACTION: NONE.

ALTERNATIVES/OPTIONS: NONE

BUDGET IMPACT:

A cumulative loss in Real Estate Tax Revenue of \$30,451 to be realized over the three year period of 2011, 2012, and 2013.

RECOMMENDATION:

To formally approve the Stipulation to Settlement agreements as presented in the attached document.

MOTION/RESOLUTION:

BE IT RESOLVED, by the Board of Supervisors of Montgomery Township that we hereby accept the terms of the attached Stipulation of Settlement agreements for parcel 46-00-00340-20-8 and parcel 46-00-00340-00-1, and authorize Scott Breidenbach, Esquire to sign the agreements on behalf of the Township.

MOTION: _____ SECOND: _____

ROLL CALL:

Candyce Fluehr Chimera	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
Robert J. Birch	Aye	Opposed	Abstain	Absent

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

IN THE COURT OF COMMON PLEAS OF MONTGOMERY COUNTY, PENNSYLVANIA
CIVIL ACTION-LAW

MONTGOMERYVILLE ASSOCIATES	:	
	:	
and	:	
	:	
JC PENNY COMPANY	:	Docket No. 2008-29839
	:	2007-29595
vs.	:	2007-29712
	:	
MONTGOMERY COUNTY BOARD	:	
OF ASSESSMENT APPEALS, et al.	:	

STIPULATION TO SETTLE

WHEREAS, The Appellant, Montgomeryville Associates/ J.C. Penney Company is the owner of certain property situated at 804 Bethlehem Pike, Montgomery Township, Montgomery County, Pennsylvania, designated on the tax maps of Montgomery County as Parcel No: 46-00-00340-20-8; and

WHEREAS, The Appellant and the Taxing Authorities, North Penn School District and Montgomery Township, filed cross assessment appeals from the Board of Assessment Appeals of Montgomery County decision dated Oct. 31, 2007 reducing the assessment to \$9,835,800 to Your Honorable Court at Docket Numbers 2007-29595 and 2007-29712; and

WHEREAS, The Appellant filed an assessment appeal to the Board of Assessment Appeals of Montgomery County and the assessment was not reduced and thereafter appealed the assessment of \$9,835,800 to Your Honorable Court at Docket Number 2008-29839 seeking a decrease in valuation from the assessed value of the parcel; and

WHEREAS, based upon the risks, expenses and hazards of litigation, the parties have decided that it is in their best interest to settle the above-captioned matter based upon the terms and conditions outlined in this Stipulation to Settle.

NOW, THEREFORE, it is hereby **STIPULATED AND AGREED** by and between, Bert M. Goodman, Esquire, Attorney for Appellant/Taxpayer, Montgomeryville Associates/ J.C. Penney Company; Scott F. Breidenbach, Esquire, Attorney North Penn School District and Montgomery Township; Joan M. Price, Esquire, Solicitor for Montgomery County Board of Assessment Appeals, Appellee; and Bruce J. Eckel, Esquire, First Assistant Solicitor for Montgomery County, Intervenors; intending to be legally bound and to bind their respective clients, agree that the **Tax Assessment Appeals** filed with the Court at **No. 2008-29839**, **No. 2007-29595**, and **No. 2007-29712** are hereby **SETTLED, DISCONTINUED and ENDED** and agree to the following settlement:

1. After a review by all parties it is agreed that the assessment for Parcel No: 46-00-00940-20-8, being 804 Bethlehem Pike, Montgomery Township, Montgomery County, Pennsylvania, and known as JC Penney Company, shall be changed as follows:
 - a. The assessment for Tax Year 2009 shall be decreased from \$9,835,800 to \$5,613,786.
 - b. The assessment for Tax Year 2010 shall be \$5,967,410. This will be a \$353,624 increase from the modified 2009 assessment.
 - c. The assessment for Tax Year 2011 shall be \$6,199,476. This will be a \$232,066 increase from the modified 2010 assessment.
 - d. The assessment for Tax Year 2008 shall remain at \$9,835,800 as a result of the withdrawal and dismissal of the appeals filed at Docket Numbers **2007-29595** and **2007-29712**.
2. Notwithstanding anything to the contrary herein, the parties agree that, absent a material physical change to the Subject Property, no assessment appeal shall be filed by any party with respect to the 2012 and 2013 tax years. In the event that an interim assessment is issued in 2012 or 2013, all appeal rights are reserved.

3. The parties agree that all overpayments in taxes made by the Appellant shall be refunded to the Appellant without interest in the following manner:
 - a. All refunds due from Montgomery County and Montgomery Township without interest shall be divided into three equal credits against the 2011, 2012 and 2013 tax bills of the Appellant.
 - b. All refunds from North Penn School District without interest shall be divided into three equal credits against the 2011-2012, 2012-2013 and 2013-2014 tax bills of the Appellant.
4. If there are any outstanding liens or taxes due and owing on the aforementioned Property, or any outstanding interest or penalties, then the credits shall be applied toward those outstanding taxes, tax liens, interest or penalties before any issuance of any credit to the Taxpayer on future tax bills.
5. Parties further agree that Appellant and the Taxing Authorities, North Penn School District and Montgomery Township, do hereby withdraw all tax appeals on this parcel filed prior to tax year 2009.
6. The Taxpayer shall be issued revised 2011 Township and County real estate tax bills based upon the new assessments established by this Stipulation and Order of Settlement. Such bills shall provide for new discount, face, and penalty periods, as applicable.
7. The 2011-2012 School District real estate tax bill shall be based on the new assessment established by this Stipulation and Order of Settlement. Such bill shall provide for new discount, face and penalty periods as applicable.
8. That the parties' agreement to settle is a compromise of all existing matters. If there is any subsequent appeal filed by any party or successor in interest then the values agreed to herein are inadmissible in any other proceeding.
9. That each party shall bear its own costs and attorneys' fees.
10. That each attorney signing this Stipulation has obtained the appropriate authority from his/her client.

11. That this stipulation may be executed in counterparts.
12. This appeal will be marked **Settled, Discontinued, and Ended** upon Court approval of this Stipulation.
13. The tax appeals filed at Montgomery County Docket Numbers #07-29595 and #07-29712 shall be marked withdrawn and dismissed.

Bert M. Goodman, Esquire
Attorney for Appellant/Taxpayer,
Montgomeryville Associates/
J.C. Penney Company

DATE

Bruce Eckel, Esquire
First Assistant Solicitor for
Montgomery County

DATE

Scott F. Breidenbach, Esquire
Attorney for North Penn School District
& Montgomery Township

DATE

Joan R. Price, Esquire
Montgomery County Board of
Assessment Appeals

DATE

APPROVED AND SO ORDERED: _____

DATED: _____

**IN THE COURT OF COMMON PLEAS OF
MONTGOMERY COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW**

MONTGOMERYVILLE ASSOCIATES,

Petitioner,

v.

MONTGOMERY COUNTY BOARD OF
ASSESSMENT APPEALS,
MONTGOMERY COUNTY, NORTH
PENN SCHOOL DISTRICT,
and MONTGOMERY TOWNSHIP

Defendants.

NORTH PENN SCHOOL DISTRICT,

Petitioner,

v.

MONTGOMERY COUNTY BOARD OF
ASSESSMENT APPEALS, and
MONTGOMERYVILLE ASSOCIATES,
INC.,

Defendants.

IN THE COURT OF COMMON PLEAS
OF MONTGOMERY COUNTY
PENNSYLVANIA

CIVIL DIVISION -- LAW

NO.: 07-29590
Parcel No. 46-00-00340-00-1

Address: 804 Bethlehem Pike,
Montgomery Tp.

IN THE COURT OF COMMON PLEAS
OF MONTGOMERY COUNTY
PENNSYLVANIA

CIVIL DIVISION -- LAW

Docket No. 07-29709
Parcel No. 46-00-00340-00-1

Address: 804 Bethlehem Pike,
Montgomery Tp.

REAL ESTATE
ASSESSMENT APPEAL

ORDER

AND, NOW, this day of , 2011, it is hereby

ORDERED and DECREED that the terms and conditions of the attached Stipulation to
Settle are accepted as terms and conditions of a binding Court Order.

IT IS FURTHER ORDERED and DECREED that the Montgomery County Board of Assessment Appeals shall make the appropriate **decreases and increases** in assessment as agreed to in the attached Stipulation to Settle and that the Prothonotary shall mark the above-captioned actions "settled, discontinued and ended."

BY THE COURT:

J.

ZIPP & TANNENBAUM, L.L.C.

By: Paul Tannenbaum, Esq.

Pa. Attorney ID No. 90592

166 Gatzmer Avenue

Jamesburg, New Jersey 08831

Tel. No. (732) 605-1000

Fax No. (732) 605-0700

Attorneys for: Taxpayer, Montgomeryville Associates, Inc.

MONTGOMERYVILLE ASSOCIATES,

Petitioner,

v.

MONTGOMERY COUNTY BOARD OF
ASSESSMENT APPEALS,
MONTGOMERY COUNTY, NORTH
PENN SCHOOL DISTRICT,
and MONTGOMERY TOWNSHIP

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Docket No. 07-29709

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Address: 804 Bethlehem Pike,
Montgomery Tp.

REAL ESTATE
ASSESSMENT APPEAL

STIPULATION TO SETTLE

WHEREAS, Montgomery Associates is the owner of the property located at 804 Bethlehem Pike. in Montgomery Township, Montgomery County, Pennsylvania, known as parcel number 46-00-00340-00-1 (hereinafter the "Subject Property"); and

WHEREAS, for tax year 2008, the Subject Property had an assessment of \$69,460,000; and

WHEREAS, Taxpayer, Montgomery Associates, appealed the 2008 assessment on the Subject Property to the Montgomery County Board of Assessment Appeals and by Notice dated October 31, 2007, the Board issued a Notice of Assessment Reduction effective January 1, 2008 for County and Township and July 1, 2008 for the School District reducing the assessment on the Subject Property to \$64,896,000; and

WHEREAS, Taxpayer, Montgomery Associates, appealed the decision of the Montgomery County Board of Assessment Appeals to the Montgomery County Court of Common Pleas on or about November 29, 2007 at Docket Number 07-029590; and

WHEREAS, Taxing Authority, North Penn School District, appealed the decision of the Montgomery County Board of Assessment Appeals to the Montgomery County Court of Common Pleas on or about November 29, 2007 at Docket Number 07-029709; and

WHEREAS, on or about August 6, 2008, the Montgomery County Board of Assessment Appeals increased the assessment on the property from \$64,896,000, to \$68,535,520, effective July 1, 2008, due to certain improvements to the property; and

WHEREAS, on or about April 5, 2011, the Montgomery County Board of Assessment Appeals increased the assessment on the property from \$68,535,520 to \$69,077,880, effective January 1, 2011, due to certain improvements to the property; and

WHEREAS, based upon the risks and hazards of litigation the undersigned have decided it is in their best interest and the best interest of their clients to settle the above-captioned matter based upon the terms and conditions outlined in this Stipulation to Settle.

NOW, THEREFORE, the undersigned, intending to be legally bound and to bind their respective clients, agree to the following settlement:

1. Effective January 1, 2008 for Township and County tax purposes through June 30, 2008, the assessment on the Subject Property shall be **increased** from \$68,535,520 to \$69,875,480;

2. Effective July 1, 2008, for Township, County, and School District tax purposes through December 31, 2008, the assessment on the Subject Property shall be **increased** from \$68,535,520 to \$73,515,000;

3. Effective January 1, 2009 for Township, and County tax purposes, and July 1, 2009, for School District tax purpose, the assessment on the Subject Property shall be **decreased** from \$68,535,520 to \$65,278,000;

4. Effective January 1, 2010 for Township, and County tax purposes, and July 1, 2010, for School District tax purpose, the assessment on the Subject Property shall be **decreased** from \$68,535,520 to \$60,750,000;

5. Effective January 1, 2011 for Township, and County tax purposes, and July 1, 2011, for School District tax purpose, the assessment on the Subject Property shall be **decreased** from \$69,077,880 to \$60,008,360;

6. The assessment shall remain at \$60,008,360 until there is another subsequent successful tax assessment appeal, County-wide reassessment, change in the Subject Property or any other change that permits a change in the assessment by applicable law.

7. Notwithstanding anything to the contrary herein, the parties agree that, absent a material physical change to the Subject Property, no assessment appeal shall be filed by any party with respect to the 2012 tax year. In the event that an interim assessment is issued in 2012, all appeal rights are reserved.

8. The parties are agreeing to an assessment for settlement purposes only and, with the exception of the 2012 tax year, are not agreeing to a value or an assessment for any other year other than the years covered by this Stipulation to Settle.

9. As a result of the reduction in assessment on the Subject Property, if Taxpayer, Montgomery Associates, paid all of the Montgomery County taxes when due, then they are entitled to a cash refund, without interest, in the amount of **\$45,687.90** which is calculated as follows:

YEAR	CURRENT ASSESSMENT	NEW ASSESSMENT	DIFFERENCE	MIL RATE	OVERPAYMENT (UNDERPAYMENT)
1/1/2008 to 6/30/2008	\$68,535,520	\$69,875,480	(\$1,339,960)	2.695	(\$1,805.60)
7/1/2008 to 12/31/2008	\$68,535,520	\$73,515,000	(\$4,979,480)	2.695	(\$6,709.85)
2009	\$68,535,520	\$65,278,000	\$3,257,520	2.695	\$8,779.02
2010	\$68,535,520	\$60,750,000	\$7,785,520	2.695	\$20,981.98
2011	\$69,077,880	\$60,008,360	\$9,069,520	2.695	\$24,442.35

10. As a result of the reduction in assessment on the Subject Property, if Taxpayer, Montgomery Associates, paid all of the Montgomery Township taxes when due, then they are entitled to a cash refund, without interest, in the amount of **\$25,259.72** which is calculated as follows:

YEAR	CURRENT ASSESSMENT	NEW ASSESSMENT	DIFFERENCE	MIL RATE	OVERPAYMENT (UNDERPAYMENT)
1/1/2008 to 6/30/2008	\$68,535,520	\$69,875,480	(\$1,339,960)	1.49	(\$998.27)
7/1/2008 to 12/31/2008	\$68,535,520	\$73,515,000	(\$4,979,480)	1.49	(\$3,709.71)
2009	\$68,535,520	\$65,278,000	\$3,257,520	1.49	\$4,853.70
2010	\$68,535,520	\$60,750,000	\$7,785,520	1.49	\$11,600.42
2011	\$69,077,880	\$60,008,360	\$9,069,520	1.49	\$13,513.58

11. As a result of the reduction in assessment on the Subject Property, if Taxpayer, Montgomery Associates, paid all of the North Penn School District taxes when due, then they are entitled to a cash refund, without interest, in the amount of **\$138,178.14** which is calculated as follows:

YEAR	CURRENT ASSESSMENT	NEW ASSESSMENT	DIFFERENCE	MIL RATE	OVERPAYMENT (UNDERPAYMENT)
2008/2009	\$68,535,520	\$73,515,000	(\$4,979,480)	20.5399	(\$102,278.02)
2009/2010	\$68,535,520	\$65,278,000	\$3,257,520	21.3396	\$69,514.17
2010/2011	\$68,535,520	\$60,750,000	\$7,785,520	21.9564	\$170,941.99

12. Upon approval of the Stipulation to Settle by the Court, the tax collector and/or treasurer for Montgomery County, Montgomery Township and the North Penn School District shall issue to the Taxpayer, Montgomery Associates, cash refunds, as described above, without interest, in the amount of the over-payments unless Taxpayer,

Montgomery Associates paid its taxes within the discount period, then two percent shall be deducted from the amount of the overpayment(s).

13. If there is any outstanding liens or taxes due and owing on the Subject Property, or any outstanding interest or penalties, then the refunds/credits shall be applied toward those outstanding taxes, tax liens, interest or penalties before any issuance of any refund/credit to the Taxpayer.

14. The undersigned acknowledge they received the appropriate authorization from their clients to enter into this Stipulation to Settle.

15. This Stipulation to Settle shall be binding upon the undersigned, the undersigned's clients, their clients' successors, grantees, heirs and assigns.

Scott F. Breidenbach, Esquire
Attorney for North Penn School
District, and Montgomery Township

Paul Tannenbaum, Esquire
Attorney for Taxpayer

Joan R. Price, Esquire
Attorney for Montgomery County
Board of Assessment Appeals

Bruce J. Eckel, Esquire
Attorney for Montgomery County

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY

SUBJECT: Consider Refund of Permit Fees – Emil Saladik

MEETING DATE: June 13, 2011

ITEM NUMBER: #11

MEETING/AGENDA:

ACTION XX

NONE

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

INITIATED BY: Bruce Shoupe



BOARD LIAISON: Robert J. Birch
(Chairman)

BACKGROUND:

Attached is a letter from Emil Saladik requesting a refund of the permit and associated fees for Lot #5 at Kidalas Court. Mr. Saladik had obtained this permit in December, 2010, in order to receive a permit prior to the new Fire Sprinkler Codes. However, now that that Code has been repealed, and Mr. Saladik is not in a position to build on this lot at this time, he is requesting a refund of the fees.

The fees paid are as follows:

- Permit Fee	\$2,721.37
- Park & Rec. Fee	\$2,000.00
- Use & Occupancy	\$ 150.00
- Zoning Review	<u>\$ 125.00</u>
Total	\$4,996.37

The Township Fee Schedule provides that a plan review and administrative fee be charged, in the event a permit is withdrawn. For this permit those fees would be:

Review Fees	\$ 272.14
Administrative Fees	<u>125.00</u>
	\$ 397.14

Mr. Saladik is requesting a refund of the full application fees and a waiver of the requirement to pay the review and administrative fees per the fee schedule.

ZONING, SUBDIVISION OR LAND DEVELOPMENT IMPACT:

None.

PREVIOUS BOARD ACTION:

None.

ALTERNATIVES/OPTIONS:

Refund the permit fees with or without the review and administrative fees per the Township Fee Schedule.

BUDGET IMPACT:

None.

RECOMMENDATION:

None.

MOTION/RESOLUTION:

BE IT RESOLVED, by the Board of Supervisors of Montgomery Township, that we hereby *approve/deny* the waiver of review and administrative fees related to the refund of permit fees for Lot #5, Kidalas Court Subdivision.

MOTION: _____ SECOND: _____

ROLL CALL:

Candyce Fluehr Chimera	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
Robert J. Birch	Aye	Opposed	Abstain	Absent

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

1215 Kenas Road
North Wales PA 19454

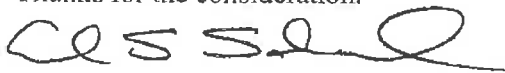
June 1, 2011

Bruce Shoupe, Director of Planning and Zoning
1001 Stump Road
Montgomeryville, PA 18936-9605

Bruce,

I am submitting a formal request to you and the Board of Supervisors to request consideration in canceling my permit and releasing my building permit application fee for Lot # 5 at Kidalas Court Subdivision. The permit was issued in December of 2010. As you know, we pulled this 2nd building permit based on avoiding the proposed changes in Fire sprinkler code due to go into effect on January 1, 2011. Now that the code change has been repealed in PA there is no reason for me to keep that permit active until we plan to build. It would be a tremendous help to me if the Board would consider releasing the full application fee back to me for use at a later time. There should have been minimal township resource spent reviewing this application, since it was a duplicate design of our prior approved permit for Lot#3 -- also issued in December of 2010.

Thanks for the consideration.



Emil S. Saladik
L&S Homes



MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY

SUBJECT: Payment of Bills

MEETING DATE: June 13, 2011

ITEM NUMBER: #12

MEETING/AGENDA: WORK SESSION

ACTION XX NONE

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

INITIATED BY: Lawrence J. Grogan
Township Manager

BOARD LIAISON: Robert J. Birch, 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:

Approve 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
23570	5/26/11	1264	MORGAN STANLEY SMITH BARNEY INC	5,289.08
23577	6/1/11	00000967	DELAWARE VALLEY HEALTH INSURANCE	531.20
23599	6/9/11	1264	MORGAN STANLEY SMITH BARNEY INC	5,289.08
47696	5/25/11	00001394	STANDARD INSURANCE COMPANY	6,522.27
47697	5/25/11	00000965	PHILADELPHIA NEWSPAPERS LLC	291.20
47698	5/25/11	00901555	THOMAS CALHOUN	21,170.28
47699	5/26/11	BT002917	MOVERS SPECIALITY SERVICE, INC.	74,867.62
47700	6/13/11	00000006	ACME UNIFORMS FOR INDUSTRY	374.80
47701	6/13/11	00001875	ADVANCED COLOR AND GRIND LLC	1,400.00
47702	6/13/11	00001202	AIRGAS EAST, INC.	145.80
47703	6/13/11	BT005778	ALDERFER PAINTING & PPRHG, INC.	9.40
47704	6/13/11	BT002788	ALDO US INC	277.04
47705	6/13/11	00000818	ALL SEASONS LANDSCAPING CO., INC.	4,150.00
47706	6/13/11	00000053	ALLIED WASTE SERVICES #320	1,432.88
47707	6/13/11	00000682	AMERICAN RED CROSS	880.00
47708	6/13/11	00001080	ANDREW BENNER	255.07
47709	6/13/11	00001866	ANGEL M. JOHNSON	1,600.00
47710	6/13/11	00000031	AT&T	225.27
47711	6/13/11	00001997	AUTOMATIC SYNC TECHNOLOGIES, LLC	172.48
47712	6/13/11	00902343	BARBARA A. PAUL	1,000.00
47713	6/13/11	00000999	BCG-BENEFIT CONSULTANTS GROUP	1,475.00
47714	6/13/11	00000043	BERGEY'S	47.00
47715	6/13/11	00001938	BILL WIEGMAN	60.00
47716	6/13/11	00000049	BISHOP WOOD PRODUCTS, INC.	71.50
47717	6/13/11	00001718	BREATHE SAFE AIR SYSTEMS	67.00
47718	6/13/11	00000076	GREGORY BENCSIK	130.98
47719	6/13/11	00000071	CANON BUSINESS SOLUTIONS, INC.	508.00
47720	6/13/11	00000072	CANON FINANCIAL SERVICES, INC	1,197.00
47721	6/13/11	BT005653	CENTRUY II STAFFING, INC.	25.00
47722	6/13/11	00000855	CHRISTOPHER MANN	300.00
47723	6/13/11	00000050	CODY MILLER	135.00
47724	6/13/11	00001611	COOL BEANS MUSIC	700.00
47725	6/13/11	00000108	COUNTY ELECTRIC SUPPLY COMPANY, INC.	972.21
47726	6/13/11	00002007	YOON BROTHERS INC.	862.35
47727	6/13/11	00001265	DANIEL ROSE	689.86
47728	6/13/11	00902126	DANIELLE BRACE	83.00
47729	6/13/11	00000111	DAVID H. LIGHTKEP, INC.	41.98
47730	6/13/11	00001945	DAVID S. WOLFE	45.00
47731	6/13/11	00001941	DAVID W. VASCONEZ	240.00
47732	6/13/11	00000629	DAVIDHEISER'S INC.	180.00
47733	6/13/11	00000989	DEAN GAROFOLO	850.00

Montgomery Township Check Register

Check Number	Check Date	Vendor No	Payee	Amount
47734	6/13/11	00000599	DEPARTMENT OF PUBLIC WELFARE	180.00
47735	6/13/11	00001172	DETLAN EQUIPMENT, INC.	321.27
47736	6/13/11	00902127	DIANE GARZONE	191.00
47737	6/13/11	00000967	DELAWARE VALLEY HEALTH INSURANCE	13,173.48
47738	6/13/11	00000967	DELAWARE VALLEY HEALTH INSURANCE	123,083.31
47739	6/13/11	00000146	E.A. DAGES, INC.	93.40
47740	6/13/11	00001332	EAGLE POWER & EQUIPMENT CORP	408.96
47741	6/13/11	00001957	EDMOND SKRZAT	30.00
47742	6/13/11	00001943	ERIC C. FREAS	30.00
47743	6/13/11	00001946	EUGENE SCHOLL	15.00
47744	6/13/11	00001693	FIRST NATIONAL SAFE DEPOSIT CORP	1,933.00
47745	6/13/11	00001669	FIRST HOSPITAL LABORATORIES, INC.	137.00
47746	6/13/11	00000180	FRANK CALLAHAN COMPANY, INC.	30.36
47747	6/13/11	BT003601	GAMESTOP, INC. #918	417.16
47748	6/13/11	00000193	GEORGE ALLEN PORTABLE TOILETS, INC.	552.00
47749	6/13/11	00001551	GERALD P. DOUGHERTY	520.21
47750	6/13/11	00001555	GIFFORD BROTHERS, INC.	1,800.00
47751	6/13/11	00000198	GLASGOW, INC.	1,196.29
47752	6/13/11	00001842	GLEN ROETMAN	30.00
47753	6/13/11	00000235	GLENN A. DAVIS	40.00
47754	6/13/11	00001323	GLICK FIRE EQUIPMENT COMPANY INC	889.17
47755	6/13/11	00000229	GRAINGER	8.55
47756	6/13/11	00000203	GRANTURK EQUIPMENT CO., INC.	210.91
47757	6/13/11	00000211	HAGEY COACH INC.	400.00
47758	6/13/11	00000114	HARLEYSVILLE MATERIALS, LLC	208.86
47759	6/13/11	00000215	HAVIS, INC.	30.60
47760	6/13/11	00001793	HILLTOWN TOWNSHIP	232.20
47761	6/13/11	00000216	HORSHAM CAR WASH	244.00
47762	6/13/11	00001052	HORSHAM TOWNSHIP	486.40
47763	6/13/11	00000787	IAFC - INTERNATIONAL ASSOCIATION OF	120.00
47764	6/13/11	00000555	J & J TRUCK EQUIPMENT	29.98
47765	6/13/11	00001454	JAMES REAPE	113.04
47766	6/13/11	00902345	JENNIE WINNING	980.00
47767	6/13/11	00001964	JOHN CATALDI	45.00
47768	6/13/11	00000890	JOHN H. MOGENSEN	60.00
47769	6/13/11	00902069	JOSEPH A. DEROSE	30.00
47770	6/13/11	00001581	JOSEPH J. SIMES	180.00
47771	6/13/11	00001843	JOSEPH M. BENNETT	80.00
47772	6/13/11	00000112	JT LAFFREDO BUILDING & DESIGN, INC.	18,555.35
47773	6/13/11	00000265	JUDITH STARKIN	1,275.00
47774	6/13/11	00001210	JUSTICE INVESTIGATIONS, INC	1,875.00

Montgomery Township Check Register

Check Number	Check Date	Vendor No	Payee	Amount
47775	6/13/11	00001667	MIDWEST MOTOR SUPPLY CO.,INC	635.87
47776	6/13/11	00000271	LANSDALE CHRYSLER PLYMOUTH INC.	599.01
47777	6/13/11	00001858	LAURIE ROBBINS	844.80
47778	6/13/11	00000313	LEXISNEXIS MATTHEW BENDER	133.18
47779	6/13/11	00000283	WILLIAM A. CRANE, V.M.D.,P.C.	46.40
47780	6/13/11	00001886	LOUIS RANIERI	45.00
47781	6/13/11	00001706	LOWE'S COMPANIES INC.	47.55
47782	6/13/11	00000675	MAGLOCLEN	400.00
47783	6/13/11	00001065	MAILLIE, FALCONIERO & COMPANY, LLP	3,000.00
47784	6/13/11	00901596	MARIA FUSCA	30.00
47785	6/13/11	BT005051	MARTIN REDDINGTON REAL ESTATE	54.00
47786	6/13/11	00001968	MATTHEW VITUCCI	52.60
47787	6/13/11	00000093	MATTHEW MCCULLA	15.00
47788	6/13/11	00002000	MATTHEW SHINTON	15.00
47789	6/13/11	00001330	MCCALLION STAFFING SPECIALISTS	1,080.00
47790	6/13/11	00000974	MCCARTHY AND COMPANY, PC	1,417.50
47791	6/13/11	00001428	MCPWA	160.00
47792	6/13/11	00001920	MICHAEL H. BEAN	75.00
47793	6/13/11	00001961	MICHAEL LONG	30.00
47794	6/13/11	00000867	MICHAEL SHEARER	30.00
47795	6/13/11	00002016	MICHAEL SHINTON	15.00
47796	6/13/11	00001759	PAUL MICHAEL WINTJE	75.00
47797	6/13/11	00000324	MOYER INDOOR / OUTDOOR	16,170.00
47798	6/13/11	00902342	NANCY KATOF	40.00
47799	6/13/11	00001054	NEW BRITAIN TOWNSHIP	224.80
47800	6/13/11	00001714	BEANS CLASS FORD MERCURY INC.	45,835.84
47801	6/13/11	00000356	NORTH WALES WATER AUTHORITY	68.24
47802	6/13/11	00001134	OFFICE DEPOT, INC	182.62
47803	6/13/11	00001766	OFFICENTER	40.00
47804	6/13/11	00001550	KCJ IANNELLI INC	7.77
47805	6/13/11	00001840	PAUL R. MOGENSEN	120.00
47806	6/13/11	00000095	PAUL SMITH	30.00
47807	6/13/11	00000397	PECO ENERGY	3,927.42
47808	6/13/11	00001876	PENN SUBURBAN CHAMBER OF	20.00
47809	6/13/11	00001358	PENNSYLVANIA RECREATION AND PARK	1,035.00
47810	6/13/11	00000390	PETFOODDIRECT.COM	231.15
47811	6/13/11	00000009	PETTY CASH	250.00
47812	6/13/11	00001171	PHILA OCCHEALTH/DBA WORKNET OCC	301.00
47813	6/13/11	00001880	PHILIP C. STUMP	60.00
47814	6/13/11	00000945	PIPERSVILLE GARDEN CENTER, INC.	445.36
47815	6/13/11	00001158	PITNEY BOWES INC.	153.47

Montgomery Township Check Register

Check Number	Check Date	Vendor No	Payee	Amount
47816	6/13/11	00000345	PRINTWORKS & COMPANY, INC.	329.52
47817	6/13/11	00001630	PSI - PROTECTION SERVICES INC.	79.90
47818	6/13/11	00000142	REAVES C. LUKENS COMPANY	602.00
47819	6/13/11	00000439	RED THE UNIFORM TAILOR	3,997.50
47820	6/13/11	00000430	REM-ARK ALLOYS, INC.	269.96
47821	6/13/11	00000445	RICHARD J. BRADY	246.06
47822	6/13/11	00000117	RIGGINS INC	11,974.79
47823	6/13/11	00000115	RIGGINS, INC	9,034.34
47824	6/13/11	00000441	ROBERT HART	40.00
47825	6/13/11	00000061	ROBERT MCMONAGLE	45.00
47826	6/13/11	00000653	SCATTON'S HEATING & COOLING, INC.	432.03
47827	6/13/11	00902341	SETHU KARTHY	250.00
47828	6/13/11	00000833	SHERWIN WILLIAMS	38.78
47829	6/13/11	00000467	SNAP-ON INDUSTRIAL	40.83
47830	6/13/11	BT005598	SPIRIT HALLOWEEN/TOYZAM	1,021.56
47831	6/13/11	00000015	NEXTEL PARTNERS OPERATING CORP	595.98
47832	6/13/11	00000469	SPRINT SPECTRUM, L.P.	59.99
47833	6/13/11	00001847	STAPLES CONTRACT & COMMERCIAL, INC	563.79
47834	6/13/11	00000483	SUBURBAN OFFICE SUPPLIERS, INC.	287.51
47835	6/13/11	00000939	SUNGARD PUBLIC SECTOR	1,287.11
47836	6/13/11	00001200	SYNATEK	656.00
47837	6/13/11	00001982	TEMPLE UNIVERSITY - CJTP	59.40
47838	6/13/11	00001351	TEN-TRAC, INC.	650.00
47839	6/13/11	00001164	THE GOOSE GUYS INC.	250.00
47840	6/13/11	BT004596	THE MORRISON GROUP	49.89
47841	6/13/11	00901411	THE MUD SHACK, INC.	100.00
47842	6/13/11	00000496	GOODSON HOLDING COMPANY	583.19
47843	6/13/11	00902344	THOMAS G. SNYDER	1,000.00
47844	6/13/11	00000680	ROBERT E. TRAIL	375.00
47845	6/13/11	00000506	TRANS UNION LLC	168.50
47846	6/13/11	00000327	U.S. MUNICIPAL SUPPLY, INC.	58.80
47847	6/13/11	00000014	UPPER DUBLIN TOWNSHIP	519.20
47848	6/13/11	00000040	VERIZON PENNSYLVANIA INC	968.50
47849	6/13/11	00000040	VERIZON PENNSYLVANIA INC	865.84
47850	6/13/11	00001712	VERIZON BUSINESS	2,246.31
47851	6/13/11	00001033	VERIZON CABS	531.96
47852	6/13/11	00001492	VERIZON CABS	236.76
47853	6/13/11	00000038	VERIZON WIRELESS SERVICES, LLC	331.13
47854	6/13/11	00000038	VERIZON WIRELESS SERVICES, LLC	129.03
47855	6/13/11	00001839	VINAY SETTY	60.00
47856	6/13/11	00001191	WARREN FUCHS	57.40

Date: 6/10/11

Montgomery Township Check Register

Check Number	Check Date	Vendor No	Payee	Amount
47857	6/13/11	00000538	WARRINGTON TOWNSHIP	673.40
47858	6/13/11	00000760	WASTE MANAGEMENT OF	387.89
47859	6/13/11	00001329	WELDON AUTO PARTS	241.19
47860	6/13/11	00001948	WILLIAM H. FLUCK IV	100.00
47861	6/13/11	BT002515	WOK & ROLL CHINESE RESTAURANT	15.08
47862	6/13/11	00000590	YOCUM FORD	101.13
47863	6/13/11	00001157	YOUNGS	21.78
TOTAL				425,378.46

MONTGOMERY TOWNSHIP ELECTRONIC PAYROLL TAX PAYMENTS

<u>DATE</u>	<u>VENDOR NAME</u>	<u>REASON FOR PAYMENT</u>	<u>AMOUNT</u>
05/26/2011	IRS	941 Payment	\$62,929.27
05/26/2011	BCG	401/457 Plan Payment	\$22,236.70
05/26/2011	PA-SCDU	Withholding Payment	\$1,857.20
06/01/2011	IRS	945 Payment	\$2,581.44
06/01/2011	ICMA	DROP Plan Payment	\$13,200.86
06/01/2011	Commonwealth of PA	State Tax Payment	\$7,270.32
06/06/2011	City of Philadelphia	City Wage Tax Payment	\$607.69
06/07/2011	City of Philadelphia	City Wage Tax Payment	\$540.98
06/09/2011	IRS	941 Payment	\$68,407.16
06/09/2011	BCG	401/457 Plan Payment	\$22,230.64
06/09/2011	PA-SCDU	Withholding Payment	\$1,793.22
Total Paid as of 06/13/2011			\$203,655.48