

**MINUTES OF MEETING  
MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS  
APRIL 13, 2020**

At 7:00 p.m., Chair Tanya C. Bamford called to order the virtual action meeting, which was held remotely by a live-stream event due to the current COVID-19 pandemic and social distancing requirements. The public and all interested parties were invited to view and participate in the meeting via a web link that was accessible on the Township's website and social media pages.

**IN ATTENDANCE:**

Chair Tanya C. Bamford  
Supervisor Candyce Fluehr Chimera  
Supervisor Annette M. Long  
Supervisor Beth A. Staab  
Township Manager Carolyn McCreary  
Township Solicitor Robert J. Iannozzi, Esquire

**ABSENT:**

Supervisor Matthew W. Quigg

**ALSO IN ATTENDANCE:**

Police Chief J. Scott Bendig  
Director of Finance Brian Shapiro  
Director of Fire Services William Wiegman  
Director of Admin & HR Ann M. Shade  
Director of Planning & Zoning Bruce Shoupe  
Director of Public Works Kevin Costello  
Director of Recreation & CRC Floyd Shaffer  
Director of Information Technology Rich Grier  
Public Information Coordinator Kelsey Whalen  
Recording Secretary Deborah A. Rivas

Following the Pledge of Allegiance, Chair Tanya C. Bamford called for public comment from the audience, which was available by previously submitted email questions and a live chat during the meeting. There was no public comment.

Township Solicitor Robert J. Iannozzi, Esquire announced that the Board had met in two executive sessions prior to this meeting. The first executive session was held on April 1, 2020 at 9:30 a.m. by conference call to discuss a personnel matter. The second executive session was held on April 13, 2020 at 10:00 a.m. by conference call to discuss three matters of potential litigation. Mr. Iannozzi stated that these matters are all legitimate subjects of executive session pursuant to Pennsylvania's Sunshine Law.

Chair Tanya C. Bamford made a motion to approve the minutes of the March 9, 2020 Board of Supervisors meeting and Supervisor Candyce Fluehr Chimera seconded the motion. The minutes of the meeting were unanimously approved as submitted.

Township Manager Carolyn McCreary reported that the Board of Supervisors approved a Declaration of Emergency relating to the COVID-19 pandemic on March 18, 2020 and a subsequent extension to the declaration on March 26, 2020, to match the Commonwealth of Pennsylvania's emergency declaration. It is requested that the Board of Supervisors formally ratify both the original and extension to memorialize the action done via email to the Township Manager. Resolution #20-70 made by Chair Tanya C. Bamford, seconded by Supervisors Annette M. Long and adopted unanimously, ratified the Declaration of Emergency dated March 18, 2020 and the extension of March 26, 2020 relating to the COVID-19 pandemic.

Township Solicitor Robert J. Iannozzi, Esquire reported that the Board of Supervisors adopted a resolution granting the requested Conditional Use Approval for the Redner's Market Gasoline Filling Station at their meeting on February 24, 2020. This matter involves the adoption of the written "Decision and Order" for the Conditional Use Approval of Redner's Market. The Township Solicitor prepared a formal decision and order memorializing the Board's grant of the

requested Conditional Use Approval. Resolution #20-71 made by Supervisor Tanya C. Bamford, seconded by Supervisor Candyce Fluehr Chimera and adopted by a vote of 3 to 1, with Supervisor Beth A. Staab opposing, approved the Decision and Order.

Director of Public Works Kevin Costello reported that staff received and reviewed bids for the Knapp Road Reconstruction Project on March 12, 2020. The Township Engineer, Gilmore and Associates, Inc. has reviewed the bids and made a recommendation to award the contract to the lowest responsible bidder, A.J. Jurich, Inc. with a low bid of \$595,065.00. Resolution #20-72 made by Chair Tanya C. Bamford, seconded by Supervisor Candyce Fluehr Chimera and adopted unanimously, authorized the award of the contract for the Knapp Road Reconstruction Project to A.J. Jurich Inc. in the amount of \$595,065.00.

Township Manager Carolyn McCreary reported that the North Penn Water Authority (NPWA) is replacing 2100 LF of water main on Knapp Road and is required to do paving and road improvements impacted by this work. Staff met with representatives of NPWA to coordinate this work with the stormwater project to be done by the Township in this same area. In lieu of NPWA performing the required roadwork, it was recommended that NPWA contribute to the cost of the paving and have the Township's contractor perform the work as part of the Knapp Road reconstruction bid. The Township will receive \$43,145.35 in exchange for the Township's contractor performing the work. Resolution #20-73 made by Chair Tanya C. Bamford, seconded by Supervisor Beth A. Staab and adopted unanimously, approved the Knapp Road Cost Sharing Agreement with the North Penn Water Authority.

Township Manager Carolyn McCreary reported that the Township has received a request from Mary, Mother of the Redeemer Church requesting that the Township waive the demolition permit fee for the removal of modular classrooms behind their school building. Resolution #20-74 made by Chair Tanya C. Bamford, seconded by Supervisor Beth A. Staab and adopted unanimously, approved the waiver request in the amount of \$554.50.

Director of Planning and Zoning Bruce S. Shoupe reported that the Township has received a request for a Waiver of Formal Land Development Application from Mary, Mother of the Redeemer Church located at 1325 Upper State Road for the replacement of existing six modular classroom buildings with two new modular classroom buildings within the same footprint. Resolution #20-75 made by Chair Tanya C. Bamford, seconded by Supervisor Candyce Fluehr Chimera and adopted unanimously, approved the Waiver of Formal Land Development Application for Mary, Mother of the Redeemer Church.

Director of Planning and Zoning Bruce S. Shoupe reported that the Township has received a request for a Waiver of Formal Land Development Application from Select Properties, Inc. the primary builder for Firefox Phases 1-3, for Phase 4 at the Firefox (Walnut Creek) development. Phase 4 will consist of six new units located in Hatfield Township, but access is from Fox Meadow Drive, which is located in Montgomery Township. Resolution #20-76 made by Chair Tanya C. Bamford, seconded by Supervisor Beth A. Staab and adopted unanimously, approved the Waiver of Formal Land Development Application for Select Properties, Inc. Firefox Phase 4.

Resolution #20-77 made by Chair Tanya C. Bamford, seconded by Supervisor Annette M. Long and adopted unanimously, authorized a construction escrow release in the amount of \$172,379.86 as recommended by the Township Engineer for the Police and Fire Federal Credit Union.

Director of Planning and Zoning Bruce S. Shoupe reported that the Township is requesting authorization to submit applications to PennDOT to upgrade the traffic signal at Dekalb Pike and

Welsh Road and access to PennDOT's underground storm water system as required under the land development approval for LDS #699 – Pro Real Ventures, LLC. Resolution #20-78 made by Chair Tanya C. Bamford, seconded by Supervisor Candyce Fluehr Chimera and adopted unanimously, approved the documentation necessary to update the traffic signal plan at Dekalb Pike and Welsh Road.

Director of Planning and Zoning Bruce S. Shoupe reported that the Montgomery Realty Associated, LLC project at 744 Bethlehem Pike, LDS #701 that received conditional approval on December 16, 2019, requires a waiver request from the SALDO code. Specifically, the three waivers requested are: 1) to permit a development without installing lighting along the frontage abutting public streets; 2) to permit an outdoor wall sconce lighting which does not comply with the Township Street Lighting specification Section 1.3A regarding emission of light above a horizontal plane; and 3) to permit two (2) painted striped islands in the parking lot whereas code requires them to be raised concrete. Resolution #20-79 made by Chair Tanya C. Bamford, seconded by Supervisor Beth A. Staab and adopted unanimously, approved the waiver request by Montgomery Realty Associated LLC.

Township Manager Carolyn McCreary reported that the Township met with the residents' designated representatives in the residential developments built by David Cutler including Montgomery Pointe, Montgomery Walk and Montgomery Preserve regarding landscaping concerns. The landscaping plans were amended several times to reflect those discussions. Landscape Architect Boucher and James recommends that the project be awarded to GoreCon, Inc., the lowest responsible bidder in the amount of \$153,828.96. Resolution #20-80 made by Chair Tanya C. Bamford, seconded by Supervisor Candyce Fluehr Chimera and adopted unanimously, awarded the landscaping work for the above referenced developments to GoreCon, Inc. at a cost of \$153,828.96.

Director of Finance Brian S. Shapiro reported that on March 11, 2019 the Board of Supervisors adopted Ordinance #19-310, which provided incentives for qualifying volunteers who served in the fire company or a non-profit emergency medical services agency. At the March 9, 2020 Board meeting, the Board agreed to repeal this ordinance and revise the Volunteer Service Tax Credit offering to provide a much more significant incentive/reward for our valued volunteers by way of an updated resolution. Resolution #20-81 made by Chair Tanya C. Bamford, seconded by Supervisor Candyce Fluehr Chimera and adopted unanimously, approve Ordinance #20-313, an ordinance repealing Article IX (9) – Volunteer Service Earned Income Tax Credit and Real Property Tax Credit, in its entirety.

Director of Finance Brian S. Shapiro reported that the Board can now adopt a new resolution outlining how to calculate the Volunteer Service Tax Credit as previously discussed. Resolution #20-82 made by Chair Tanya C. Bamford, seconded by Supervisor Annette M. Long and adopted unanimously, approved the creation of a First Responder Recruitment and Retention Stipend calculated in the amount of \$300.00 per Qualified Active Member in place by the fire company or EMS squad on the list accepted by the Township.

Director of Finance Brian S. Shapiro reported that the 2020 Real Estate bills were issued on March 1<sup>st</sup> with a discount period until April 30<sup>th</sup> and total face amount due by June 30<sup>th</sup>. With the COVID-19 pandemic causing national, state, county and local entities to declare emergency disasters and stay at home orders, staff is recommending the Board extend the discount and face amount due dates. Resolution #20-83 made by Chair Tanya C. Bamford, seconded by Supervisor Candyce Fluehr Chimera and adopted unanimously, approved the extension of the real estate tax discount period until June 30<sup>th</sup> and the face amount to December 31<sup>st</sup>.

A motion to approve the payment of bills was made by Chair Tanya C. Bamford, seconded by Supervisor Annette M. Long, and adopted unanimously, approving the ratification of the payment of bills as submitted for April 13, 2020.

There being no further business to come before the Board, the meeting adjourned at 7:42 p.m.

Respectfully submitted,

Deborah A. Rivas, Recording Secretary