

TOWNSHIP OF RADNOR
Minutes of the Meeting of June 26, 2017

The Radnor Township Board of Commissioners met at approximately 6:30 PM in the Radnorshire Room in the Radnor Township Municipal Building, 301 Iven Avenue, Wayne, PA 19087

Commissioners Present

Elaine Schaefer, President Phil Ahr, Vice President Donald Curley Luke Clark
Richard F. Booker James C. Higgins

Commissioners Absent *John Nagle*

Also Present: *Robert A. Zienkowski, Township Manager; John Osborne, Township Treasurer; John Rice, Township Solicitor; Robert Tate, Assistant Finance Director; Steve Norcini, Township Engineer; William Colarulo, Superintendent of Police; Roger Philips, Township Engineer; Amy Kaminski, Traffic Engineer and Jennifer DeStefano, Executive Assistant to the Township Manager.*

President Schaefer called the meeting to order

Commissioner Schaefer reminded the public that there is a Special Board of Commissioners meeting scheduled for July 10, 2017 where longtime liabilities, pension and capital needs will be discussed. She also commented that she will step down as President at the July 17, 2017 Commissioners meeting as she is now working full-time for a nonprofit organization and they have asked her to reduce her responsibilities here. At the July 17th meeting, there will be an election for President.

Notice of Executive Session on June 26, 2017 preceding the Board of Commissioners meeting

There was an Executive Session held on June 26, 2017 where all commissioners attended with exception of Commissioner Nagle where matters of personnel, litigation and real estate were discussed.

Mr. Albert Neumann from the Department of Defense presented Mr. Zienkowski with the My Boss is a Patriot Award. Mr. Zienkowski was nominated by Master Sergeant Kevin Kochanski who is also the Townships Zoning Officer and Director of Community Development.

1. *Consent Agenda*

- a) *Disbursement Review and Approval: 2017-06B, 2017-06C*
- b) *Acceptance of Department Monthly Reports*
- c) *Stormwater Management Ordinance Waiver Request: 127 Pine Tree Road—Requesting a Waiver from Stormwater Requirements, based on removed impervious surface*
- d) *Approval of Meeting Minutes from the May 8, 2017 and May 22, 2017 Board of Commissioners meeting*
- e) *Resolution #2017-82—Rescind all awards that have in the past been bestowed upon William Spingler by Radnor Township (Requested by Commissioner Booker)*

Items c, d and e were asked to be removed from the consent agenda by Commissioners.

Commissioner Clark made a motion to approve items a & b of the consent agenda, seconded by Commissioner Ahr. Motion passed 6-0 with Commissioner Nagle absent.

Approval of Meeting Minutes from the May 8, 2017 and May 22, 2017 Board of Commissioners meeting

Commissioner Curley commented that he had 2 revisions to the May 22, 2017 minutes on pages 3 and 4. Commissioner Curley made a motion to approve the minutes with the two revisions, seconded by Commissioner Clark. Motion passed 6-0 with Commissioner Nagle absent.

Resolution #2017-82 - Rescind all awards that have in the past been bestowed upon William Spingler by Radnor Township (Requested by Commissioner Booker)

Commissioner Higgins made a motion to table the resolution, seconded by Commissioner Schaefer.

There was an in-depth discussion and comments amongst the Commissioners and the Township Treasurer in regards to the above resolution.

Public Comment

Dan Sherry, Wayne – He discussed that he is in support of the resolution and reasons why.

Leslie Morgan, Farm Road – She thanked Mr. Sherry, Mr. Osborne and Commissioner Booker for his comments.

Toni Bailey, Conestoga Village – She commented about the lack of compassion to the victim in this matter.

Commissioner Schaefer called the vote to table, motion failed 3-3 with Commissioners Booker, Clark and Curley opposed.

Commissioner Booker made a motion to approve the resolution, seconded by Commissioner Clark.

Public Comment

Dan Sherry, Wayne – He commented in regards to that many other institutions have revoked awards and honors of Bill Cosby who has not been found guilty.

Commissioner Ahr made the following motion to amend the resolution to read - *hereby officially rescinds the honorary award previously bestowed.* Motion fails for lack of a second.

Commissioner Schaefer called the vote that Commissioner Booker made, motion passed 4-2 with Commissioners Schaefer and Higgins opposed and Commissioner Nagle absent.

2. Announcement of Vacancies on Boards and Commissionsa) Environmental Advisory Council - 1 Vacancy – b) Shade Tree Commission - 1 Vacancy

Commissioner Schaefer announced that there are currently the following vacancies: 1 – Environmental Advisory Council and 2 on the Shade Tree Commission. Any interested residents please forward your letter of interest to Mr. Zienkowski, Township Manager, Radnor Township, 301 Iven Avenue, Wayne, PA 19087 or email at rzienkowski@radnor.org.

3. Appointment of Interim Public Works Director

Mr. Zienkowski recommended Steve McNelis and Mark Domenick as Interim Public Works Director. Commissioner Schaefer made a motion to appoint Steve McNelis and Mark Domenick to interim Public Works Director, seconded by Commissioner Ahr. Motion passed 6-0 with Commissioner Nagle absent.

4. Public Participation

Kim Crews-Englehard – Chair of the Garrett Hill 4th of July Parade – She announced the upcoming parade in Garrett Hill on July 4th which will be held at Emlen Tunnell Park this year due to the construction at Clem Macrone. She invited everyone of all ages to attend.

5. Committee Reports

FINANCE & AUDIT

A. Ordinance #2017-09 - (Adoption) - Amending the 2017 Capital Budget for the Township Capital Improvement Fund by Transferring Appropriations

Bob Tate, Assistant Finance Director gave the following background of the ordinance, the 2017 Budget was adopted by the Board on December 12, 2016 with Ordinance 2016-15. Further, the Board passed a motion at their May 8, 2017 meeting authorizing the grant application and necessary funding for four sidewalk projects. During the discussion, the Board agreed to transfer the appropriations from the South Wayne Parking lot project to the sidewalk group to adequately fund these sidewalk projects.

Commissioner Ahr made a motion to adopt, seconded by Commissioner Schaefer. Motion passed 6-0 with Commissioner Nagle absent.

B. Resolution #2017-79 - Board acceptance of the 2016 Comprehensive Annual Financial Report and Independent Audit Report

Commissioner Ahr made a motion to approve, seconded by Commissioner Clark.

Ed Caine, member of CARFAC briefly discussed the resolution above. There was a brief discussion amongst the Commissioners.

Commissioner Schaefer called the vote, motion passed 6-0 with Commissioner Nagle absent.

PUBLIC WORKS & ENGINEERING

C. Presentation and Possible Motion: Stormwater Management Advisory Committee Presentation, and Possible Motion, Requesting Authorization for Receipt of Proposals for the Preliminary Design of Stormwater Management Projects

Paige Maz, SWMAC made a brief presentation in regards to proposed stormwater projects. There was an in-depth discussion amongst the Commissioners and staff. It was agreed upon that the conversations will continue the projects during the upcoming budgeting process.

D. Ordinance #2017-11 – (Introduction) - Amending chapter 142, Certificates of Occupancy and Chapter 235, Sewers to provide for the elimination of stormwater into the township's sanitary sewer system

Commissioner Higgins and Steve Norcini gave a brief overview of the proposed ordinance.

The Radnor-Haverford-Marple Sewer Authority (RHM) has notified the Township that RHM currently does not have capacity for Radnor Township. This means that the Township cannot allow new connections to the public sewer system. The ramifications of this is that Land Development projects, as well as single homes, will not be able to be connected to the public sewer system, effectively putting a halt on these projects. We currently have projects that are on hold due to this situation.

The issue stems mainly from a trunk line in Springfield Township, that purportedly does not have the capacity to convey additional upstream flows (Radnor Township). This has been an ongoing situation for years, and has now reached critical mass. The Department of Environmental Protection (DEP) wishes (and RHM is recommending) to have the Township require the laterals of homes being sold inspected, to address Inflow & Infiltration (I&I). The idea being that a decrease in I&I will free up capacity for sanitary sewer flows. It is well known that laterals can be a large source of I&I, so the logic is sound. The township currently inspects for sump connections to the sanitary sewer system as part of the Certificate of Occupancy inspection. There are complications to enacting a program of this type.

The possible issue is the impact, i.e. cost, to our residents selling their home. To have the lateral inspected would entail the resident hiring a plumber or other firm to televise the lateral, the cost of Township inspection, and the greater cost, repairing or replacing the lateral. Newer homes built under today's standards would be less likely to entail replacement of their lateral. Older homes, specifically those with vitrified clay or asbestos cement pipe have a higher probability of repairing or replacing their lateral.

Bill Toal, Solicitor for Radnor Haverford Marple Sewer Authority and William Zahn, an engineer with the RHM discussed the need for the ordinance. There was an in-depth discussion amongst the Commissioners, staff and Township Solicitor and agreed that the Public Works subcommittee of the Board of Commissioners will review the ordinance and provide feedback to the Board.

E. Ordinance #2017-12 – (Introduction) - Amending Chapter 235, section 235-5, Sewers, to provide standards for discharge into the public sewer system to avoid obstructions in sewer and drain pipes, prohibiting pollutants from being discharged into the public sewer system, and prescribing penalties for violations of the ordinance

Steve Norcini gave the following background - The impetus for proposing this amendment to the ordinance is to update the "General Discharge Prohibitions" section (section C), but just as importantly to address grease in the sanitary sewer system (section D). Eating establishments can, at times, discharge grease into their laterals, which is problematic. When this grease reaches the Township's sewer mains and causes backups (Sanitary Sewer Overflows-SSO), the problem becomes one of cost and manpower for the Township, with possible property damage to our residents. The draft ordinance amendment before the Board of Commissioners will not only allow Township personnel to inspect the grease traps of establishment's who are thought to be discharging grease, but also allows for enforcement and penalties in that regard (section F). There was a brief discussion amongst the Commissioners and staff. It was agreed that a redline version of the ordinance will be presented to the Commissioners at the next meeting and will be introduced.

Stormwater Management Ordinance Waiver Request: 127 Pine Tree Road – Requesting a Waiver from Stormwater Requirements, based on removed impervious surface

The owners of 127 Pine Tree Road, Mr. Brown and Ms. DeHoratious, are requesting a waiver to reduce the size of the Stormwater management facility associated with the relocation of the driveway and an addition to the house

Commissioner Higgins made a motion to approve, seconded by Commissioner Clark.

Public Comment

Diane Edbril – She is in support of the waiver but would like the Stormwater Ordinance to be reevaluated.

Christina Perrone – She is in support of the waiver as well but would also like the Stormwater Ordinance to be revised to include credit for removing impervious surfaces.

Commissioner Schaffer called the vote, motion passed 6-0 with Commissioner Nagle absent.

PERSONNEL & ADMINISTRATION

F. Resolution #2017-81 - Willows Mansion Steering Committee & Board Discussion on the Creation, Composition, Direction & Duties of the Committee

There was an in-depth discussion amongst the Commissioners discussing their concerns with forming a steering committee and how to proceed.

Commissioner Ahr made a motion to approve, seconded by Commissioner Schaefer. Commissioner Ahr withdrew his motion.

Commissioner Curley made a motion that the Board recognizes the Willows Steering Committee as indicated in the Barton proposal, that the group is free to assemble any way it sees fit, free to expand or contract as it sees fit, the Board invites input from the group as well as all members of the Public and the Board pledges its consideration of that input; seconded by Commissioner Booker.

Public Comment

Christina Perrone – She commented that she is in support of the motion and of all meetings to be public.

Roberta Winters, Williams Road – She requested if Barton Partners could review the League of Women Voters survey which was completed on the future of the Willows.

Commissioner Schaefer called the vote, motion passed 6-0 and Commissioner Nagle absent.

Commissioner Curley made a motion that Barton Partners should consider the following assumptions in its financial analysis – 1 to limit the number of events in excess to around 50 people to 20 event per year; 2 limit the number of people in excess to 100 people to around 12 events per year; 3 that there should be no capital improvements that expand the amount of parking available for the activity. Motion seconded by Commissioner Clark. Motion failed 3-3 with Commissioners Higgins, Schaefer and Ahr opposed and Commissioner Nagle absent.

Commissioner Curley made a motion that the financial analysis include an analysis of the selective restoration and that this analysis be provided for comparison, seconded by Commissioner Clark. Motion failed 3-3 with Commissioners Higgins, Schaefer and Ahr opposed and Commissioner Nagle absent.

PUBLIC SAFETY

G. Ordinance #2017-10 - (Introduction) authorizing one (1) new handicapped parking space to be placed in front of 51 Garrett Avenue

Commissioner Schaefer made a motion to introduce, seconded by Commissioner Higgins. Motion passed 6-0 with Commissioner Nagle absent.

LIBRARY

Commissioner Booker discussed that the Library held a meeting last week with an update of the construction progress and there has been some noted delay due to weather, etc..

PUBLIC HEALTH

None

PARKS & RECREATION

None

COMMUNITY DEVELOPMENT

None

Old Business

None

New Business

Steve Norcini, Township Engineer gave a brief update on the emergency replacement of the force main on King of Prussia Road. Updates to the project can be found on the Township website or inquires to kopconstruction@radnor.org.

Public Participation

Jim Giegerich – He spoke in regards to a plan that he has for the N. Wayne Field to help with the flooding in that area.

Roberta Winters, Williams – Commented about item E on agenda that she would like to see the word Institutional incorporated.

There being no further business, the meeting adjourned on a motion duly made and seconded.

Respectfully submitted,

Jennifer DeStefano