

**TOWNSHIP OF RADNOR**  
**Minutes of the Meeting of October 23, 2017**

*The Radnor Township Board of Commissioners met at approximately 7:00 PM in the Radnorshire Room in the Radnor Township Municipal Building, 301 Iven Avenue, Wayne, PA 19087*

**Commissioners Present**

<i>Elaine Schaefer, Vice President</i>	<i>Donald Curley</i>	<i>Richard F. Booker</i>
<i>Luke Clark</i>	<i>John Nagle</i>	<i>James Higgins</i>

**Absent:** *Phil Ahr, President*

**Also Present:** *Robert A. Zienkowski, Township Manager; John Rice, Township Solicitor; William White, Assistant Township Manager & Finance Director; Steve Norcini, Township Engineer; William Colarulo, Superintendent of Police; Tammy Cohen, Director of Recreation and Community Programming; Kevin Kochanski, Community Development Director; Steve McNelis & Mark Domenick, Interim Public Works Director; Andrew Block, Deputy Superintendent of Police; Christopher Flanagan, Deputy Superintendent of Police; Mark Stiansen, Traffic Unit; Alex Janoski, Traffic Amy Kaminski, Traffic Engineer and Jennifer DeStefano, Executive Assistant to the Township Manager.*

*Vice President Schaefer called the meeting to order and led the assembly in the Pledge of Allegiance*

Commissioner Schaefer commented that Item F has been removed from the agenda this evening at the request of the applicant for a continuance.

Mr. Zienkowski read in to record the letter of resignation as President of the Board from Commissioner Ahr which was received this afternoon.

*Notice of Executive Session on October 23, 2017 preceding the Board of Commissioners meeting*

There was an Executive Session on October 23, 2017 where all Commissioners participated with the exception of Commissioner Ahr and matters of Litigation, Real Estate and Personnel were discussed.

*1. Consent Agenda*

*a) Disbursement Review and Approval: 2017-10A, 2017-10B*

*b) Acceptance of Department Monthly Reports*

*c) Motion to Authorize to Receive Sealed Bids for Gasoline and Diesel Fuel*

*d) Resolution #2017-117 - Authorizing the Township Manager to enter into a replacement operating lease agreement with KDI to provide various copiers / printers to Township Departments*

*e) Authorization to file an Enforcement Action Re: 5 Marlyn Circle and 713 Miller Street*

*f) Resolution #2017-119 - Awarding Contract for the Installation of Sidewalk - South Devon Avenue*

Commissioner Clark made a motion to approve, seconded by Commissioner Higgins. Motion passed 6-0 with Commissioner Ahr absent.

2. Resolution #2017-121 - Declaring Its Support for Small Business Saturday In Radnor Township on November 25, 2017

Chris Todd, President WBA briefly commented about the importance to support the small business. He also inquired about free parking on Saturdays in Wayne for the month of December. That item will be brought back to board at the next meeting.

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

3. Proclamation - Baha'i Community of Radnor Township Celebrating 200<sup>th</sup> Anniversary

Commissioner Nagle presented a certificate in recognition of their 200<sup>th</sup> Anniversary of the Baha'i faith community.

4. Recognition of the Radnor Police SWAT Officers

Superintendent of Police, William Colarulo and Detective Jim Devaney, Springfield Police Department whom is also the head of the Delaware County SWAT Team presented members of the Delaware County SWAT Team which are Radnor Officers with a commendation for placing first place at a recent competition.

5. Recognition of Radnor Township Police Officers

Superintendent Colarulo presented Detective Christopher Four, Detective Santoliquito and Detective James Metzler for commendations for past incidents.

6. Announcement of Boards and Commissions Vacancies

Shade Tree Commission; Board of Health; Stormwater Advisory Committee – 1 Vacancy Each

Commissioner Schaefer announced that there are vacancies on the following boards. Anyone interested should submit their resume to the Township Manager, Bob Zienkowski at 301 Iven Avenue, Wayne, PA 19087.

Shade Tree Commission - 1 Vacancy, Board of Health – 1 Vacancy, Stormwater Advisory Committee – 1 Vacancy.

7. Public Participation

Susan Stern – She spoke about what really matters in Radnor and hopes that everyone speaking tonight take a deep breath contains their decorum.

Dan Sherry, Wayne – He commented in regards the vote that was made at the October 9<sup>th</sup> Board of Commissioner meeting pertaining to Commissioner Ahr.

Jerry O'Connor, Garrett Hill – He commented regarding the need of Commissioner Ahr to resign completely from the Board of Commissioners.

Jane Galli, Conestoga Village – She commented regarding the need of Commissioner Ahr to resign completely from the Board of Commissioners.

Austin Hepburn, Radnor – He commented regarding the repairs which have been made on King of Prussia Road under the time that was originally noted and thanked staff for their hard work. He also thanked Commissioner Booker for the removal of the islands on Pine Tree Road.

Lisa Borowski, Goshen Road – She also commented regarding the need for Commissioner Ahr to resign completely from the Board. She also commented regarding the Township newsletter.

Al Murphy – He commented about the feeling of a breach of trust amongst the Township.

Alex Yannopolis, Villanova – He commented about the upcoming vote for President of the Board of Commissioners, the safety of the residents in Ward 7.

Patty Booker, Belrose Lane – She commented regarding the recent Ethics complaint filed against Commissioner Booker.

Leslie Morgan, Farm Road – She commented regarding two recent right to know requests that she has submitted to the Township as well as thanked Commissioner Booker for making hard decisions.

Sara Pilling, Garrett Avenue – She commented regarding her attendance at Former Vice President Al Gore Climate Summit.

Toni Bailey, Conestoga Village – She commented that Mr. Ahr needs to reassure the residents of Ward 7 that he is representing them.

Mr. Danzik, Pine Tree Road – He commented regarding the Commissioners seeking to be mandatory reporters for youth services.

AnneMarie Hessman - She commented to encourage Commissioner Ahr to resign as Commissioner.

Ward 2 Resident - She commented regarding her opposition to the advertising of the building at 145 King of Prussia Road.

Brian Kuznesoff, Radnor Life & Style – He commented regarding the content of the Township Newsletter.

Kelly Martin, Ward 7 – She commented that she would like to see Commissioner Ahr to resign as Commissioner.

Roberta Winters – She announced the Candidates forum which will be October 26<sup>th</sup> and October 30<sup>th</sup> both beginning at 7 PM. She also commented about the memorial at Radnor High School which will be open to the public

Mr. Zienkowski made a few brief comments regarding previous comments made during public comment.

Jake Abel, Wayne – He commented that he would like to hear from the Commissioners on what they were told early on with the investigation pertaining to Commissioner Ahr.

## 8. *Committee Reports*

### **PERSONNEL & ADMINISTRATION**

#### A. *Election of President & Vice President of the Board of Commissioners*

Commissioner Schaefer moved to nominate John Nagle as President and Luke Clark as Vice President until November 28<sup>th</sup> then Luke Clark as President to end of year and John Nagle as Vice President, seconded by Commissioner Higgins.

Commissioner Curley made a motion to nominate Luke Clark as President, seconded by Commissioner Booker.

There was a discussion amongst the Commissioners regarding the above motions.

#### Public Comment

Dan Sherry, Wayne – He commented regarding the above motions made.

Commissioner Schaefer called the vote on the motion made by Commissioner Curley. Motion failed for lack of majority.

Commissioner Schaefer called the vote on the motion made by herself. Motion failed for lack of majority.

#### *B. Motion to Appoint Stephen Harris as Special Counsel to the Radnor Township Ethics Board*

Commissioner Curley made a motion to appoint Stephen Harris as special counsel to the Radnor Township Ethics Board and John Rice to address the breach of confidentiality that occurred with the complaint and to report back within 30 days to the Board, seconded by Commissioner Schaefer.

There was a brief discussion regarding the above motion.

#### Public Comment

Dan Sherry, Wayne – He commented regarding his email sent to the Commissioners and Administration last week pertaining to the current Ethics Complaint.

Alex Yannopolis, Villanova – He inquired about who would sit in the President position on the Ethics Board.

Kelly Martin – She asked if the Ethics complaint could wait until it is found who had breached confidential document.

Commissioner Schaefer called the vote, motion passed 5-0 with Commissioner Booker abstaining and Commissioner Ahr absent. Commissioner Booker commented that he is in support of the investigation into the breach of confidentiality but abstaining from the vote of the Ethics Board Solicitor.

### **COMMUNITY DEVELOPMENT**

- C. *Motion to Authorize Advertising for the Adoption of Ordinance #2016-13 at the November 13, 2017 Board of Commissioners Meeting - Ordinance #2016-13 – Amending Chapter 280 Zoning, Article Xv, PLO Planned Laboratory-Office District, Sections 280-62, 280-63 And 280-64, By Providing For Additional Uses In The PLO Planned Laboratory-Office District Including Mixed Use Developments; Providing For Revised Dimensional Requirements For Mixed Use Developments Including Financial Subdivisions And Providing For Additional Accessory Uses*

Commissioner Curley made a motion to authorize advertising, seconded by Commissioner Nagle.

Commissioner Higgins commented that he will recuse himself from discussions and vote as he represents the University of Penn and has a conflict.

There was an in-depth discussion amongst the Commissioners summarizing their positions on the ordinance.

### Public Comment

Dan Sherry, Wayne – He inquired about a conflict he believes Commissioner Schaefer has with the Trustees of the University of Pennsylvania.

Mr. Danzik, Pine Tree Road – He commented regarding his opposition to the proposed project.

Lloyd Goodman, Radnor Racquet – He commented in support of the ordinance.

Diane Edbril, Spruce Tree Road – She commented not in support of the ordinance.

Bill Hanson, Lancaster – He is in support of the ordinance.

Dave Falcone on behalf of the Trustees of the University of Pennsylvania – He commented that the Trustees of the University of Pennsylvania were committed to making the current ordinance work and it would be a big loss for everyone if it is not approved.

Ward 2 Resident – She commented regarding some of the details in the ordinance.

Mr. Zienkowski commented in support of the project and all the hard work that has gone into the zoning ordinance.

Commissioner Schaefer called the vote, motion failed with Commissioners Booker and Clark opposed, Commissioner Higgins abstaining and Commissioner Ahr absent.

## ***PUBLIC WORKS & ENGINEERING***

### ***D. Ordinance #2017-15 – (Introduction) - Establishing Rules and Regulations for The Management of Its Rights-Of Way; Requiring A Permit Application Fee And Plan For Any Street, Driveway, Or Utility Installation Upon Any Portion Of A Township Road Or Other Public Road Or Right-Of-Way***

Mr. Norcini explained that the proposed legislation encompasses many benefits to the Township. The benefit most forefront is the fact that due to the utility inspections required by this ordinance, Radnor Township residents and the motoring public will be able to travel roads under utility construction with far less angst. The Township is not staffed to perform more than spot inspections on Township streets, and there is a higher level of expectation by the Township, for work being completed on State streets, than is currently being provided. The Township will be able to have an inspector or inspectors on site at streets with utility work being performed, thereby ensuring a better quality of product for our residents. The inspection service costs will be reimbursed to the Township by the Utility. There was a brief discussion amongst the Commissioners and staff.

Commissioner Higgins made a motion to introduce, seconded by Commissioner Schaefer. Motion passed 5-1 with Commissioner Curley opposed and Commissioner Ahr absent.

### ***G. SALDO Application #2017-D-04 Cabrini Master Plan Revision – Caucus - Preliminary Land Development***

### ***H. SALDO Application #2017-D-05 Cabrini Phase 2 – Caucus - Final Land Development***

Howard Holden, Capital Projects Coordinator for Cabrini University made a presentation of the Master Plan as well as Phase 2 which can be found on the Township website at: <http://www.radnor.com/910/Board-of-Commissioners-Presentations>. There was a brief discussion with the Commissioners and the applicant. Jim

Greenfield briefly spoke on behalf of the neighbors on Woodcrest that believe there is an issue with slopes near the proposed parking garage that they would like the Township to consider.

### Public Comment

Mr. Bryant, Woodcrest Road - Showed pictures of the steep slopes that the neighbors feel is a problem.

Mr. Brown, Woodcrest Road – He commented that Cabrini has generally been a good neighbor but the neighbors have been as well. He feels as though the project is too much.

Commissioner Schaefer would like the exit on Eagle Road to be looked further into as well as the potential of the steep slopes.

#### E. 220 Gulph Creek GP# 17-175 – Requesting a waiver from §245-22 the Stormwater Management Requirements for Groundwater Recharge

The applicant has performed two infiltration tests at the location of the proposed stormwater management system location. The required infiltration is not feasible due to the infiltration testing results of zero inches per hour and the presence of limiting zone. As a result, the applicant has made provisions for the installation of a slow release underground system which is comprised of 175 LF of 24” perforated piping surrounded by 6’ of stone. There was a brief discussion amongst the Commissioners, staff and applicant.

Commissioner Schaefer made a motion to approve along with the SNOUT to be installed, seconded by Commissioner Booker. Motion passed 6-0 with Commissioner Ahr absent.

#### F. ~~SALDO Application # 2017-S-06 – Caucus – 585 County Line Road – Minor Final Subdivision~~

Continuance requested by the applicant.

#### I. ~~resentation and Possible Resolution #2017-120 Authorizing the Grant Application for Improvements to the King of Prussia Road/Eagle Road/Pine Tree Road Intersection, in partnership with Cabrini University and Eastern University~~

Removed from the agenda due to timing.

### **FINANCE & AUDIT**

#### J. ~~Capital Plan Diseussion~~

Removed from the agenda due to timing.

#### K. Resolution #2017-115 – Adopting the Township Manager’s Recommended Budget as the comprehensive budget under §7.06(A)(2) of the Radnor Township Charter

Commissioner Curley made a motion to approve, seconded by Commissioner Higgins. Motion passed 6-0 with Commissioner Ahr absent.

#### L. Q3 Finance Update Presentation

Removed from the agenda due to timing.

***PUBLIC SAFETY***

***LIBRARY***

***PUBLIC HEALTH***

***PARKS & RECREATION***

*Old Business - None*

*New Business - None*

*Public Participation*

Dan Sherry, Wayne – He inquired if the Board was aware of the nature of the charges with Commissioner Ahr as well as commented about the Ethics complaint filed against Commissioner Booker.

Commissioner Curley commented that regarding the sidewalk on S. Devon, Bob has stated that Steve can get it done. It was a tight schedule and he is happy to see it moving along.

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

*Respectfully submitted,*

*Jennifer DeStefano*