

TOWNSHIP OF RADNOR
Minutes of Public Meeting of February 23, 2015

The Radnor Township Board of Commissioners met at approximately 6:45 PM in the Radnorshire Room in the Radnor Township Municipal Building, 301 Iven Avenue, Wayne, PA 19087

Commissioners Present

William Spingler, President

John Fisher

John Nagle- Absent

Elaine Schaefer

James C. Higgins, Vice President

Richard F. Booker

Donald Curley

Also Present: *Robert A. Zienkowski, Township Manager; John Osborne, Treasurer; John Rice, Township Solicitor; William White, Finance Director; Kevin Kochanski, Director of Community Development; Steve Norcini, Director of Public Works; William Colarulo, Superintendent of Police; Tammy Cohen, Director of Recreation and Community Programming; Amy Kaminski, Traffic Engineer and Jennifer DeStefano, Executive Assistant to the Township Manager.*

President Spingler called the meeting to order and led the assembly in the Pledge of Allegiance

Commissioner Spingler commented that Resolution #2015-30 will be removed from the agenda this evening.

Public Participation

Dan Sherry, Wayne – He commented in regards to the ethics complaint against Commissioner Nagle and the recent ethics board meeting. He also requested the Commissioners to censure Commissioner Nagle this evening under new business.

Sara Pilling, Rosemont – She spoke in regards to her LST that is withdrawn by Villanova University.

Leslie Morgan, Farm Road – She spoke in regards to her opposition of resolution #2015-30 which was removed from the agenda this evening.

David Wood, S. Roberts Road – He spoke in regards to the ethics board meeting held last week.

Christina Perrone, Wayne – She spoke in regards to payment for Commissioner Nagle’s attorney who represented him in front of the ethics board.

Dan Sherry, Sr., Wayne – He commented in regards to the actions taken at the ethics board meeting which was held last week.

Annika Walsh, S. Roberts Rd – She commented in regards to the recent outbursts by Commissioners and her opposition to the proposed resolution limiting public comment.

Toni Bailey, Bryn Mawr – She commented in regards to Commissioner Nagle’s actions at past meetings.

Ken Rothweiler, Northwoods Rd. – He commented in regards to the actions of Commissioner Nagle in the past and asked for action to be taken.

Notice of Executive Session of the Board of Commissioners meeting of February 23, 2015

All commissioners were in attendance with the exception of Commissioner Nagle, where matters of personnel, real estate and litigation were discussed.

1. Consent Agenda

- a) *Disbursement Review and Approval 2015-02A, 2015-02B & 2015-02C*
- b) *Acceptance of Department Monthly Reports*
- c) *Approval of minutes for the Board of Commissioners meeting of January 28, 2015*
- d) *Resolution #2015-09 – Approval of Act 511 Auditor contract renewal*
- e) *Resolution #2015-12 - Authorization to Apply for the “Green Light Go Grant” for a Traffic Adaptive System for Lancaster Avenue (Sproul Road to Airdale Road)*
- f) *Resolution #2015-16 - Authorizing the Township to enter into an agreement for Recreation & Community Programming Department usage of Radnor School District Facilities for the 2015 Summer Camp Season*
- g) *Resolution #2015-17 - Authorizing the Township to enter into an agreement for Recreation & Community Programming Department usage of Radnor Township School District Transportation Services for Radnor Day Camp 2015*
- h) *Resolution #2015-18 - Authorizing the Township to enter into agreement with the Pennsylvania Recreation & Parks Society for Seasonal Discount Tickets*
- i) *Resolution #2015-19 - Authorizing the Township to enter into agreement with Soccer Shots, LLC for Seasonal Soccer Programming*
- j) *Resolution #2015-20 - Authorizing the Township to enter into agreement with Theatre Horizon, INC for Summer Theatre Camps*
- k) *Resolution #2015-21 - Authorizing the Township to enter into agreement with Jump Start Sports, LLC for Seasonal Sports Programming*
- l) *Resolution #2015-22 - Authorizing the Township to enter into agreement with Shining Knights, LTD for Seasonal Chess Programming*
- m) *Resolution #2015-23 - Authorizing the Township to enter into agreement with World Cup Sports Academy for Seasonal Programming*
- n) *Resolution #2015-24 - Authorizing the Township to enter into agreement with Brandywine Learning Center, LLC for Seasonal Harry Potter Camps*
- o) *Resolution #2015-25 - Authorizing the Township to enter into agreement with David Broida for Seasonal Tennis Programming*
- p) *Resolution #2015-31 – Approval for the Purchase of One New Vehicle for use by the Community Development Department*
- q) *Resolution #2015-26 – Penn DOT Master Casting Agreement*
- r) *Resolution #2015-27 – Gilmore Traffic Engineer Re-Appointment*
- s) *Resolution #2015-28 – Amending the 2015 Wage & Salary Schedule to reflect a change in position in the Police Department*

Commissioner Booker asked for item p & s to be removed from the consent agenda.

Commissioner Fisher made a motion to approve with items d, p & s removed, seconded by Commissioner Schaefer. Motion passed 6-0 with Commissioner Nagle absent.

p) Resolution #2015-31 – Approval for the Purchase of One New Vehicle for use by the Community Development Department

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

Commissioner Booker inquired for clarification of the new vehicle and the purpose. Kevin Kochanski gave a brief explanation.

Commissioner Spingler called the vote, motion passed 5-1 with Commissioner Booker opposed and Commissioner Nagle absent.

s) Resolution #2015-28 – Amending the 2015 Wage & Salary Schedule to reflect a change in position in the Police Department

Commissioner Fisher made a motion to approve, seconded by Commissioner Schaefer.

Commissioner Booker inquired for clarification if this item is by contract. Mr. Zienkowski explained that it is by contract and the request is for the Board to approve the amending of the wage & salary schedule.

Commissioner Spingler called the vote, motion passed 5-0 with Commissioner Nagle absent and Commissioner Booker abstaining.

2. Pet Valu Certificate of Appreciation for supporting the Radnor Township K-9 Unit

Lieutenant Flanagan presented Pet Valu with a certificate of appreciation for their support of the Radnor Township K- Unit.

3. Letters of Commendation by Police Department

Superintendent Colarulo presented Officers J. Gallagher and Metzler with Letters of Commendation for their efforts with a multi-vehicle crash on Route 476 on January 18, 2015. He also presented Officer Piree, Derr and Bell with Letters of Commendations for their efforts in reviving 83 year old gentlemen who had suffered an asthma attack and was unresponsive and had no pulse when they arrived.

4. Appointments to Various Boards and Commissions

Commissioner Fisher made a motion to appoint the following to various Boards and Commissions, seconded by Commissioner Curley.

Linda Berman – Civil Service Commission, Alternate; James Doyle – Parks and Recreation Board; Martin Dwyer – CARFAC; Charles Falcone – Planning Commission and Janelle Snyder – HARB

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

Commissioner Fisher announced there is a vacancy on the Radnor Haverford Marple Sewer Authority; those interested please forward your resume to the Township Manager, Robert Zienkowski, 301 Iven Avenue, Wayne, PA 19087.

5. Presentation of Township Building Rain Garden Project

Dan Meir, EAC gave a brief presentation on an upcoming rain garden project at the Township Building.

6. Recognition of the Radnor Hotel for the Daddy/Daughter Dance

Tammy Cohen, Director of Community Programming and Recreation along with Commissioner Booker recognized the Radnor Hotel for hosting and their support of the Daddy/Daughter dance which was a huge success.

7. Recreation & Community Programming Department Presentation on 2014 Department Highlights

Tammy Cohen, Director of Community Programming and Recreation gave a presentation of her departments highlights in 2014.

8. Committee Reports

PUBLIC SAFETY

A. Ordinance #2015-02 (Introduction) – Handicapped parking space on Eachus Avenue

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

B. Update on 2014-2015 Deer Culling Program

William Gallagher made a brief presentation in regards to the success of the Deer Culling Program here in Radnor Township along with the USDA. There was a brief discussion following amongst the Commissioners and Staff.

C. Proposed new Staff Traffic Committee Protocol

Lieutenant Flanagan, Steve Norcini – Director of Public Works & Engineering, Officer Matus, Officer Stiansen and Officer Janoski made a brief presentation the proposed staff traffic protocols. There was a sense of the Board for staff to move forward with the creation of the policy and bring it back for approval.

PUBLIC WORKS & ENGINEERING

D. Resolution #2015-29 - Friends of Radnor Troop 284 License agreement

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

Public Comment

Diane Edbril, Spruce Tree Rd. – She commented in regards to her concerns of the Boy Scouts of America discriminating against homosexuality.

Eric Jensen, Friends of Radnor Troop 284 – He commented in return that his organization does not discriminate.

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

PERSONNEL & ADMINISTRATION

E. Discussion of Parameters of directing the Township Solicitor

There was an in depth discussion amongst the Commissioners, Solicitor Rice and Staff in regards to the parameters of directing the Township Solicitor. John Rice clarified that he forwarded samples of rules to Commissioner Higgins and that he was not directed to create legislation. Commissioner Higgins stated that he discussed a sample resolution with Solicitor Rice and asked if one were available and that he never directed Solicitor Rice to draft a resolution.

Public Comment

Diane Edbril, Spruce Tree Rd. – She commented in regards to her thoughts of removing the resolution that would limit public comment from the agenda.

Dan Sherry, Wayne – He commented about the process that was taken to create the resolution to establish rules and regulations for public meetings and his concerns of Commissioners directing the Solicitor.

Roberta Winter, President League of Women Voters – She read a prepared statement in regards to Resolution#2015-30 on behalf of the League of Women Voters.

Christina Perrone, Wayne – She commented in regards to her concerns that the Solicitor took direction from a Commissioner to create policy.

David Woods, S. Roberts Rd. – He commented that he is disappointed in difference that he heard under public comment versus commissioner comment and hopes to have clarification.

Phil Ahr, Rosemont – He thanked the Commissioners for tabling the resolution and discussed his concern of limiting public comment.

F. ~~Resolution #2015-30 – Establishing Rules and Regulations for the Conduct of Public Meetings Pursuant to the Sunshine Act~~

This item was removed from the agenda for this evening.

PARKS & RECREATION

None

FINANCE & AUDIT

None

COMMUNITY DEVELOPMENT

None

LIBRARY

Commissioner Booker commented that there was a Library meeting last Thursday and there was an introduction of the new Executive Director Annie Lapel. There will also be a retirement party for Kathy Mulroy. They also discussed the new construction and the money that will be raised in addition to the grant and matching funds from the township.

PUBLIC HEALTH

Commissioner Schaefer commented that the Radnor Township Health & Safety Fair will be held on March 18, 2015 at the Township Building from 10:00 AM – 2 PM. This event is open to the public.

Old Business

Commissioner Fisher urged the rest of the Board to go paperless with their Board Packets.

New Business

There was an in depth discussion amongst the Commissioners in regards to Commissioner Nagle's past behavior at the December 8, 2014 Board of Commissioners meeting.

Commissioner Higgins made a motion to recess, seconded by Commissioner Spingler. Motion failed.

Commissioner Curley made a motion that the Board of Commissioners express its formal disapproval of the comments made to Dan Sherry by Commissioner John Nagle at the December 8, 2014 public meeting and to direct Mr. Nagle to apologize and refrain from similar conduct in the future, seconded by Commissioner Spingler.

Commissioner Booker made a motion to amend the original motion to read: *that the Board of Commissioners censures and expresses its formal disapproval of the comments made to Dan Sherry by Commissioner John Nagle at the December 8, 2014 public meeting and to direct Mr. Nagle to apologize and refrain from similar conduct in the future*, seconded by Commissioner Fisher. Motion failed 3-3 with Commissioners Schaefer, Spingler and Higgins opposed and Commissioner Nagle absent.

Public Comment

Ken Rothweiler, Northwoods Rd. – He commented in regards to his strong agreement that the word censure needs to be included in the motion and this conduct should not be tolerated.

Dan Sherry, Wayne – He commented in regards to the proposed motion and that the word censure needs to be included.

David Wood, S. Roberts Rd. – He commented in regards to the need of the word censure to be included in the motion.

Christina Perrone – She stressed the reason for the word censure to be included in the motion.

Parker Sherry, Wayne – He commented in regards to the comments made by Commissioner Nagle at the December 8th meeting and that censure needs to be included in the motion.

Maya van Rossum, S. Roberts Rd. – She commented that the word censure should be used in the motion and her disapproval of Commissioner Nagle’s actions. She also believes a sincere and earnest apology is needed to the individual and to the public and Board. She also commented about the reimbursement of the legal fees.

Jim Schneller, St. David’s – He commented that he would like the Board to return this item to the Ethics Board and his concerns of the comments that were made.

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

Public Participation

None

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

Respectfully submitted,

Jennifer DeStefano