

**Upper Moreland Township  
Board of Commissioners - Regular Meeting  
April 1, 2019 Meeting Minutes**

**Board of Commissioners Members:** Commissioner and President, Kevin C. Spearing; Commissioner and Vice President Charles M. Whiting; Commissioners R. Samuel Valenza, Joseph A. Lavallo, Kip McFatrige, Nicholas O. Scull and Cheryl Lockard

- I. **Call to Order:** The Regular Meeting of the Board of Commissioners of Upper Moreland Township was called to order by the President of the Board of Commissioners, Kevin C. Spearing at 7:00 p.m.
- II. **Moment of Silent Meditation/Pledge of Allegiance**
- III. **Roll Call:** Commissioner and Board President Spearing; Commissioners Lavallo, McFatrige, Whiting, Valenza, Lockard and Scull. Also present were David A. Dodies, Township Manager, and Sean Kilkenny, Township Solicitor.
- IV. **Presentations/Announcements:**
  - A. Swearing in of Police Sergeant James W. Robb by District Justice Paul Leo:
    - Chief Michael Murphy, introduced Police Sergeant James W. Robb and announced his swearing in to the Upper Moreland Police Department by District Justice Paul Leo.
  - B. Commissioner Spearing announced that the Board of Commissioners met in an Executive Session prior to the commencement of tonight's meeting to discuss personnel and legal matters.
  - C. Commissioner Spearing made a motion, seconded by Commissioner Valenza to open Public Hearing #1943 at 7:10 p.m., to consider the Conditional Use Application of College Town Communities, LLC c/o 230 Fairhill Associates, LLC. Applicant proposes to construct nine (9) three-story apartment buildings at the Property
    - The Board of Commissioners approved by a vote of 6-0 to open Public Hearing #1943. Commissioner McFatrige recused himself from the Hearing.

**PUBLIC HEARING**

Public Hearing #1943 was held and will be continued.

**REGULAR MEETING**

- V. **Public Comments:**
  - Sue Worth LaManna commented on the following issues:
    - traffic in area neighborhoods rerouted from the closing of the bridge on Byberry Road;
    - tagged utility poles that have been delivered throughout the Township;
    - aggressive driving at the intersection of Terwood Road and Edgehill Road; and
    - redirecting traffic around Masons Mill Park area.
- VI. **Treasurer's Activity Report – March 2019** - The Treasurer's Activity Report was unanimously approved as submitted.
- VII. **Approval of Minutes - March 4, 2019:** The Regular Meeting minutes were unanimously approved as submitted.

VIII. **Committee Recommendations:**

A. **Finance & Administrative Committee:**

1. **Appointments/Reappointments:**

The Board of Commissioners approved by a vote of 7-0, the following:

- a. Reappointment of Mary Meister as a member on the Parks and Recreation Advisory Council as a representative of Ward 1, to serve a new two-year term that will expire on March 1, 2021.
  - b. Reappointment of Donald G. Warner as a member on the Police Pension Fund Committee, to serve a new three-year term that will expire on March 13, 2022.
2. **List of Bills Payable** - The Board of Commissioners approved by a vote of 7-0, the List of Bills as submitted.
3. **Aqua General Funds Bills** - The Board of Commissioners approved by a vote of 6-0 in favor and one (1) abstention (abstention by Commissioner Spearing, Aqua employee).
4. **Other Items:**
- a. **Ordinance #1696** - Establishing a Human Relations Commission, and to adopt an official policy of non-discrimination in Upper Moreland Township, which prohibits discrimination in employment, housing, commercial property and public accommodations within the Township.
    - Commissioner Lavalley inquired on training members prior to serving on the Commission. Mr. Kilkenny stated that he will meet and coordinate with Mr. Dodies to ensure that members receive the required training.
    - Commissioner Lavalley inquired on the time limit to respond to complaints. Mr. Kilkenny stated that responses are required within 120 days.
    - Commissioner Spearing inquired on establishing appointments/reappointments of members through the Finance & Administrative Committee. Mr. Kilkenny recommended that the Board direct the Finance & Administrative Committee to be responsible for future appointments/reappointments.
    - Commissioner Scull stated that March 30, 2019 was International Transgender Day of Visibility. It is a time to celebrate transgender and nonbinary individuals around the globe and their courage to live openly and authentically.
  - The Board of Commissioners approved by a vote of 7-0, **Ordinance #1696**, establishing a Human Relations Commission, and to adopt an official policy of non-discrimination in Upper Moreland Township, which prohibits discrimination in employment, housing, commercial property and public accommodations within the Township.
5. **New Business** - Nothing to report.

B. **Community Development Committee:**

1. **Code Enforcement** - Nothing to report.
2. **Land Development/Subdivision Applications** - Nothing to report.
3. **List of Upcoming Zoning Hearing Board Applications:**
  - Commissioner Lavalley read one application to be considered at the next Zoning Hearing Board meeting scheduled for April 11, 2019 at 7:30 p.m.
4. **Other Items:**

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- a. Motion to approve request from Hatboro for use of Upper Moreland Leaf Compost Facility and approve revised lease to include Hatboro's use.
  - Commissioner Spearing stated he strongly supports the initiative and that all parties must take action to take care of the property.
  - The Board of Commissioners approved the amended Leaf Compost Facility Lease agreement by a vote of 7-0.
- b. **Resolution R-2019-14** – Approval to advertise and set a public hearing date of May 6, 2019 at 7:00 p.m. to consider amending the Upper Moreland Township Subdivision and Land Development Ordinance to address native plant species.
  - The Board of Commissioners approved by a vote of 7-0, **Resolution R-2019-14** to advertise and set a public hearing date of May 6, 2019 at 7:00 p.m. to consider amending the Upper Moreland Township Subdivision and Land Development Ordinance to address native plant species.
- c. **Resolution R-2019-15** – Approval to advertise and set a public hearing date of May 6, 2019 at 7:00 p.m. to consider amending §350-181 of the Township's Zoning Ordinance, regarding landscaping maintenance obligations.
  - Lynnette Saunders, Chair - Environmental Advisory Council, inquired if the Ordinance precludes having a meadow on a resident's property. The Board stated that it will be discussed.
  - The Board of Commissioners approved by a vote of 7-0, **Resolution R-2019-15** to advertise and set a public hearing date of May 6, 2019 at 7:00 p.m. to consider amending §350-181 of the Township's Zoning Ordinance, regarding landscaping maintenance obligations.

**C. Parks & Recreation Committee:**

**1. New Business:**

- a. Motion to approve Friends of Boileau's annual event at Farmstead Park that will feature livestock, open fire pits and musket and cannon demonstration.
  - Commissioner Spearing inquired on the date of the event. Commissioner Scull confirmed that the event is May 4, 2019, 11:00 a.m. to 3:00 p.m.
  - The Board of Commissioners approved by a vote of 7-0, the Friends of Boileau's annual event at Farmstead Park that will feature livestock, open fire pits and musket and cannon demonstration.
- b. Motion to approve the Township provide \$1,175 to the Friends of Boileau for chimney repairs, which is 50% of the total repair cost.
  - The Board of Commissioners approved by a vote of 7-0, the Township can provide \$1,175 to the Friends of Boileau for chimney repairs, which is 50% of the total repair cost.

**D. Public Health & Safety Committee:**

1. **Ordinance #1697** – An ordinance amending Sections 330-15, 330-16, 330-21 and 330-22, known as the Parking Ordinance, repealing prior inconsistent ordinances and resolutions and parts hereof, and provide for a severability clause and an effective date.
  - The Board of Commissioners approved by a vote of 7-0, **Ordinance #1697**, amending Sections 330-15, 330-16, 330-21 and 330-22, known as the Parking Ordinance, repealing prior inconsistent ordinances and resolutions and parts hereof, and provide for a severability clause and an effective date.

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2. **Ordinance #1698** - An ordinance adding Chapter A370 to set forth the fines imposed by the Upper Moreland Township Notice of Violation, and by amending Chapters 63, 70, 80, 148, 153, 177, 203, 217, 223, 231, 234, 236, and 290 to cross-reference the fines set forth in Chapter A370
- The Board of Commissioners approved by a vote of 7-0, **Ordinance #1698**, adding Chapter A370 to set forth the fines imposed by the Upper Moreland Township Notice of Violation, and by amending Chapters 63, 70, 80, 148, 153, 177, 203, 217, 223, 231, 234, 236, and 290 to cross-reference the fines set forth in Chapter A370.

IX. **New Business** - Nothing to report.

X. **Commissioner Comments:**

- Commissioner McFatrige stated that he met with a resident of Betz Road to discuss a stormwater retention issue on her property. The resident will present the issue at a future Community Development Committee Meeting.
- Commissioner Scull stated that he is proud that the Upper Moreland community has been accepting and open to establishing a Human Relations Commission.
- Commissioner Lavelle commented that traffic congestion will continue as a result of the Byberry Road closure.
- Commissioner Valenza stated that he reported half-cut telephone poles to PECO who has been cooperative in removing them.
- Commissioner Lavelle stated that the Environmental Advisory Council will host a "Earth Day and Conservation Fair" on Saturday, April 13, 2019, 10:00 a.m. to 3:00 p.m., at Masons Mill Park.

XI. **Visitor Comments** - Nothing to report.

XII. **Adjournment:** There being no further business to discuss, the meeting was adjourned at 10:00 p.m.

Respectfully submitted by Kathleen Kristire.