

**Board of Commissioners Members:** Commissioner and President, Clifton "Kip" McFatridge; Commissioner and Vice President Cheryl Lockard; Commissioners Nicholas O. Scull, Kevin C. Spearing, Charles M. Whiting, Anthony S. Prousi, and R. Samuel Valenza.

- I. **Call to Order:** The Regular Meeting of the Board of Commissioners of Upper Moreland Township was called to order by Board President McFatridge.
- II. **Moment of Silent Meditation/Pledge of Allegiance**
- III. **Roll Call:** Commissioner and Board President McFatridge, Commissioner and Vice President Lockard; Commissioners Spearing, Whiting, Scull, Valenza. Absent: Commissioner Prousi. Also present: Randy Schaible, Assistant Township Manager/Director of Finance, Matthew H. Candland, Township Manager, Sean Kilkenny, Township Solicitor.
- IV. **Presentations/Announcements:**
  - a. Commissioner McFatridge announced that the Board of Commissioners met in an Executive Session prior to tonight's Public Hearing and Regular Meeting to discuss legal and personnel matters.
  - b. **Motion to Approve** an honorable discharge to Lieutenant Mark F. Drakeley from the Upper Moreland Township Police Department, and in recognition of his retirement effective August 28, 2022, present a proclamation for his service to the residents of Upper Moreland Township.
    - Commissioner Valenza motioned, seconded by Commissioner Spearing and the Board of Commissioners approved by a vote of 6-0.
    - Chief Block discussed Lieutenant Drakeley's career background, read a proclamation and offered congratulations.
    - The Board of Commissioners thanked and congratulated Lieutenant Drakeley.
    - Chief Block conveyed thanks on behalf of the Hatboro, Cheltenham, Abington, and Jenkintown Chiefs of Police.

### **PUBLIC HEARING**

**PUBLIC HEARING #1959** – To receive public comments concerning the JERC Partners XXXIX, LLC for a Conditional Use application to request a modification of the prior Conditional Use Approval to permit office or retail within the 2,000 square feet on the first floor previously designed for mixed use (office and retail) for the property known as the Stations at Willow Grove (attachment).

- Commissioner McFatridge motioned, seconded by Commissioner Valenza and the Board of Commissioners approved by a vote of 5-0 (5 aye: Commissioners Scull, Spearing, McFatridge, Valenza, Whiting; 1 recuse: Commissioner Lockard), to open Public Hearing #1959.
- Public Hearing #1959 was held.
- Commissioner Valenza motioned, seconded by Commissioner Scull and the Board of Commissioners approved by a vote of 5-0 (5 aye: Commissioners Scull, Spearing, McFatridge, Valenza, Whiting; 1 recuse: Commissioner Lockard), to close Public Hearing #1959.
- The Board of Commissioners recommends a vote for action at the November 14, 2022 Regular Meeting.

### **REGULAR MEETING**

- V. **Public Comments** - Nothing to report.

VI. **Treasurer's Activity Report – September 2022:**

- Commissioner Valenza motioned, seconded by Commissioner Lockard and the Board of Commissioners approved by a vote of 6-0, the report as submitted.

VII. **Approval of Minutes – September 12, 2022 - Regular Meetings:**

- The minutes were amended on page three, section IX, fourth arrow, ninth circle, to read, "... high school walkers...".
- Commissioner Valenza motioned, seconded by Commissioner Lockard and the Board of Commissioners approved by a vote of 6-0, the minutes as amended.

VIII. **Committee Recommendations:**

A. **Finance & Administrative Committee – (September 26, 2022)** – The Committee recommends the Board of Commissioners take action on the following:

1. Appointments/Reappointments:

- a. **Motion to Approve Resolution R-2022-30** - the appointment of Sandra Richman to fill the Alternate position vacancy on the **Zoning Hearing Board** left by Raymond Fox, Jr. and complete the remainder of the current three-year term that will expire on December 31, 2023:

- Commissioner Valenza motioned, seconded by Commissioner Lockard and the Board of Commissioners approved **Resolution R-2022-30**, by a vote of 6-0.

- b. **Motion to Approve** the appointment of Albert J. DerMovsesian to fill the Alternate position vacancy on the **Historical Commission** left by Renee Anderley and complete the remainder of the current term that will expire on December 31, 2024.

- Commissioner Valenza motioned, seconded by Commissioner Lockard and the Board of Commissioners approved by a vote of 6-0.

- Sue Worth-LaManna, Chair of the Historical Commission, proposed to appoint Albert J. DerMovsesian to fill an At-Large vacancy left by Natalie Baine-Schliskey to complete the remaining three-year term to expire on December 31, 2024.

- Sue Worth-LaManna, Chair of the Historical Commission, proposed to appoint Natalie Baine-Schliskey to fill an Alternate vacant position left by Michael Lovecchio for a remaining three-year term to expire on December 31, 2024.

- The Committee recommends a discussion at the October 24, 2022 Finance & Administrative Committee Meeting on these two proposed appointments.

- c. **Motion to Approve** the appointment of Jennifer T. Mullen to fill the Ward 4 vacancy on the **Advisory Planning Agency** left by Deirdre Barnes and complete the remainder of the current two-year term that will expire on June 1, 2024.

- Commissioner Valenza motioned, seconded by Commissioner Lockard and the Board of Commissioners approved by a vote of 6-0.

2. List of Bills Payable:

- Commissioner Valenza motioned, seconded by Commissioner Lockard and the Board of Commissioners approved by a vote of 6-0.

3. Other Items:

- a. **Motion to Approve** advertisement of a public meeting on November 14, 2022 to consider adoption of an amended ordinance to increase the Transportation Impact Fee:

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- Commissioner Valenza motioned, seconded by Commissioner Lockard and the Board of Commissioners approved by a vote of 6-0.
  - b. **Motion to Approve** the Township's Solicitor's engagement letter and hourly rate increase to \$165.00 (an increase of \$5.00 hourly) for legal services provided by Kilkenny Law, LLC:
    - Commissioner Valenza motioned, seconded by Commissioner Lockard and the Board of Commissioners approved by a vote of 6-0.
  - c. **Motion to Approve** the purchase of a 2022 Chevrolet Express Cargo Van for the Parks and Recreation Department in 2022 and avoid the 20% increase if purchased in 2023:
    - Commissioner Valenza motioned, seconded by Commissioner Lockard and the Board of Commissioners approved by a vote of 6-0.
  - d. **Motion to Approve** a proposed change order for the fire alarm installation at the Public Works facility and the Township Administration Building:
    - Commissioner Valenza motioned, seconded by Commissioner Lockard and the Board of Commissioners approved by a vote of 6-0.
  - e. **Motion to Approve** a proposed change order for Library Restroom improvements:
    - Commissioner Valenza motioned, seconded by Commissioner Lockard and the Board of Commissioners approved by a vote of 6-0.
  - f. **Motion to Approve** the bid approval for Solid Waste Direct Haul Disposal Services to Covanta:
    - Commissioner Valenza motioned, seconded by Commissioner Lockard and the Board of Commissioners approved by a vote of 6-0.
  - g. **Motion to Approve Resolution R-2022-37**, adopting the additional Roth 457 Plan Option as part of the Township's Deferred Compensation Plan:
    - Commissioner Valenza motioned, seconded by Commissioner Lockard and the Board of Commissioners approved by a vote of 6-0.
  - h. **Motion to Approve** the submission of a State Fire Grant:
    - Commissioner Valenza motioned, seconded by Commissioner Lockard and the Board of Commissioners approved by a vote of 6-0.
4. New Business – Nothing to report.

**B. Community Development Committee – (September 19, 2022):**

1. **Code Enforcement** - Nothing to report.
2. **Land Development/Subdivision Applications:**
  - a. **Motion to Approve Resolution R-2022-31** – Approving the proposed land development of the Olive Garden located at 2402 Easton Road:
    - Christopher Lang, Engineer at Core States Group, reviewed the waivers.
    - Commissioner Spearing motioned, seconded by Commissioner Valenza and the Board of Commissioners approved Waivers A., C., D., E., F., G., H., I. and denied Waiver B., by a vote of 6-0.
    - The Board of Commissioners recommends a discussion continue on amendments to Waiver B at a future Community Development Committee Meeting.
      - A resident expressed concerns and requested signs limiting access to the entry ways of the property on Sycamore Avenue.
    - Commissioner Spearing motioned, seconded by Commissioner Lockard and the Board of Commissioners approved **Resolution R-2022-31** by a vote of 6-0.

- b. **Motion to Approve Resolution R-2022-32** – Approving a two-lot consolidation to develop a 1,720 square foot two-story dwelling and two-car garage for the property located on New Street:
  - Kris Reiss, LVL Engineers, reviewed the waivers and stated that a waiver from sidewalks is being withdrawn.
  - Commissioner Spearing motioned, seconded by Commissioner Valenza and the Board of Commissioners approved Waivers A., C., D., E., and withdrew Waiver B., by a vote of 6-0.
  - Commissioner Spearing motioned, seconded by Commissioner Valenza and the Board of Commissioners approved **Resolution R-2022-32** by a vote of 6-0.
3. **List of Upcoming Zoning Hearing Board Applications – October 27, 2022:**
  - Commissioner Spearing stated that there are currently no applications to be heard.
4. **Other Items:**
  - a. **Motion to Approve Resolution R-2022-33** – Granting the request for a waiver of curb for the property located at 4121 Blair Mill Road:
    - Commissioner Spearing motioned, seconded by Commissioner Valenza and the Board of Commissioners approved Waiver A. by a vote of 5-1 (5 aye: Commissioners Scull, Spearing, McFatridge, Lockard, Whiting; 1 nay: Commissioner Valenza).
    - Commissioner Spearing motioned, seconded by Commissioner Valenza and the Board of Commissioners approved **Resolution R-2022-33** by a vote of 6-0.
  - b. **Motion to Approve Resolution R-2022-34** – Granting an amended waiver of ADA compliant ramps to Federal Realty Investment Trust’s HOP application for the Moreland Road driveway and request to defer the construction of ramps:
    - Commissioner Spearing motioned, seconded by Commissioner Valenza and the Board of Commissioners approved by a vote of 6-0.
  - c. **Motion to Approve** authorizing the Township Traffic Engineer’s submission of a grant application to PennDOT for the Traffic Signal Technologies Program:
    - Commissioner Spearing motioned, seconded by Commissioner Valenza and the Board of Commissioners approved by a vote of 6-0.
  - d. **Motion to Approve** the submission of a Green Light-Go Grant proposal for bids:
    - Commissioner Spearing motioned, seconded by Commissioner Valenza and the Board of Commissioners approved by a vote of 6-0.
  - e. **Motion to Approve** Change Order #2 for testing, soil removal and disposal beneath Underground Storage Tank #2, as part of the Woodlawn School Demotion project
    - Commissioner Spearing motioned, seconded by Commissioner Valenza and the Board of Commissioners approved by a vote of 6-0.
- C. **Public Health & Safety Committee – (September 26, 2022):**
  1. **Motion to Approve Resolution R-2022-35** - The adoption of the Civil Service Commission’s Resolution 2022-11, which expanded the pool of potential applicants for the position of Patrol Officer in the Police Department by removing the requirement that an applicant either be actively enrolled in the Police Academy or had graduated within two years:
    - Commissioner Whiting motioned, seconded by Commissioner Spearing and the Board of Commissioners approved by a vote of 5-1 (5 aye: Commissioners Scull, McFatridge, Lockard, Valenza, Whiting; and 1 nay: Commissioner Spearing).
  2. **Motion to Approve** the submission of a grant to the Pennsylvania Commission on

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Crime and Delinquency Office of Justice Programs:

- Commissioner Whiting motioned, seconded by Commissioner Spearing and the Board of Commissioners approved by a vote of 6-0.
3. **Motion to Approve Resolution R-2022-36** – Approving designating Fire Zones at the following locations:
- Walmart
  - The Home Depot
  - Commissioner Whiting motioned, seconded by Commissioner Spearing and the Board of Commissioners approved by a vote of 6-0.

**D. Parks and Recreation Committee – (September 26, 2022):**

1. Motion to Approve request from UM Historical Commission for an October 22, 2022:
  - Sue Worth-LaManna, Chair of the Historical Commission, announced that the request to serve alcohol has been withdrawn.
    - Commissioner Scull motioned, seconded by Commissioner Spearing and the Board of Commissioners amended the motion by withdrawing a request for alcohol and approved by a vote of 6-0, an open firepit.

**IX. Commissioner Comments:**

**A. Upcoming Township Meetings:**

| <b>Date</b> | <b>Subject</b>                             | <b>Location</b>  | <b>Time</b> |
|-------------|--|--|-------------|
| October 5   | Woodlawn Steering Committee                | Township Building – Finance Conference Room                  | 7:00 PM     |
| October 6-9 | PML/PSATC Conference                       | Pittsburgh, PA   |             |
| October 13  | Zoning Hearing Board                       | TBD (AV Equipment Installation – Council Room not available) | 7:30 PM     |
| October 17  | Community Development Committee of the BOC | Township Building – Council Room                             | 7:00 PM     |
| October 20  | Advisory Planning Agency (APA)             | Township Building – Council Room                             | 5:00 PM     |
| October 24  | Committee Meetings of the BOC              | Township Building – Council Room                             | 7:00 PM     |
| October 25  | Historical Association                     | Library Community Room                                       | 7:00 PM     |
| October 26  | Woodlawn Park Steering Council             | Township Building – Council Room                             | 7:00 PM     |
| October 27  | Zoning Hearing Board                       | Township Building – Council Room                             | 7:30 PM     |
| November 1  | Historical Commission                      | Library Community Room                                       | 7:00 PM     |
| November 2  | Environmental Advisory Council             | ZOOM   | 7:00 PM     |
| November 5  | Budget Workshop                            | Township Building – Council Room                             | 8:30 AM     |
| November 8  | ELECTION DAY                               |  |             |
| November 10 | Zoning Hearing Board                       | Township Building – Council Room                             | 7:30 PM     |

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|             |  |                                  |         |
|-------------|--|----------------------------------|---------|
| November 11 | Veterans Day                                       | HOLIDAY                          |         |
| November 14 | Regular Meeting of the Board of Commissioners      | Township Building – Council Room | 7:00 PM |
| November 17 | Advisory Planning Agency (APA)                     | Township Building – Council Room | 5:00 PM |
| November 21 | Community Development Committee Meeting of the BOC | Township Building – Council Room | 7:00 PM |
| November 22 | Historical Association                             | Township Building – Council Room | 7:00 PM |
| November 24 | Thanksgiving Day                                   | HOLIDAY                          |         |
| November 25 | Thanksgiving Day Holiday                           | HOLIDAY                          |         |
| November 28 | Committee Meetings of the BOC                      | Township Building – Council Room | 7:00 PM |
| November 30 | Woodlawn Steering Committee                        | Township Building – Council Room | 7:00 PM |

- Chief Block announced that the Upper Moreland Police Department and Upper Moreland School District will jointly host "Hidden, High and Hammered" on Thursday, October 6, 2022 at 7 p.m. The free virtual program will be conducted online and is designed to give parents information about student drug and alcohol consumption.
- Commissioner Spearing announced the Faith & Blue community event on Saturday, October 8, 2022, 10 a.m. to 2 p.m., at the Willow Grove YMCA, which will be dedicated to Hatboro K9 Officer Ryan Allen who passed away in 2022.
- Commissioner Spearing commented on his vote for Resolution R-2022-35, and explained the need to pursue scholarships and participation from organizations, which will grow the applicant pool for positions of Patrol Officer in the Police Department.

X. **Visitor Comments** – Nothing to report.

XI. **Adjournment:** There being no further business to discuss, the meeting was adjourned at 8:30 p.m.

Respectfully submitted by Kathleen Kristire.