

**Towamencin Township  
Board of Supervisors  
Work Session Meeting  
October 14, 2009  
7:30 p.m.**

**Present:**

Daniel M. Littley, Chairman  
Dr. Thomas Hollenbeck, Vice Chairman  
H. Charles Wilson, III  
James P. Sinz  
John V. Gottschall

**Staff:**

Robert A. Ford, Township Manager  
John T. Dooley, Esquire, Township Solicitor  
Joseph Leis, Director of Community Planning  
P. Tim Dickinson, Chief of Police

**Absent:**

Russell Benner, P.E., Township Engineer

Chairman Littley stated the Board held an executive session prior to this evenings meeting to discuss personnel and possible litigation issues.

5 Chairman Littley announced that the Finance Committee will meet on Thursday, October 15, 2009 at 5:00 p.m. in the municipal building.

Chairman Littley stated the Board will hold a Budget Work Session on Wednesday, October 21, 2009 at 7:30 p.m.

10 Chairman Littley announced that the Township received a letter from Dulcie Flaherty, the Executive Director, of the Montgomery County Lands Trust, recognizing the Township for its effort in preserving open space.

15 Chairman Littley stated that the Towamencin Volunteer Fire Company's Ladies Auxiliary will be holding a Fall Craft and Vendor Fair from 9:00 a.m. to 3:00 p.m. at the Fire Station located on Bustard Road.

**Public Comments**

20 Greg Martin, expressed concerns with the Towamencin Volunteer Fire Company claiming officers reported to fires intoxicated. Mr. Martin requested the Township adopt an ordinance that emergency responders do not report to duty intoxicated. He also claimed the Fire Company is in

violation of child labor laws. Mr. Martin claimed that there were financial violations of taxpayers on the refurbishment of a fire truck and parties.

5 Mr. Gottschall asked Mr. Martin to supply any documentation he may have that can substantiate his claims to the Township.

Tom Repsher, 1141 Snyder Road, Apt. A 35, Forge Gate Apartments, expressed frustration with the Police Department and threatened a civil law suit against the Township.

10 **Approval of Minutes – September 23, 2009**

On motion of Mr. Wilson, seconded by Dr. Hollenbeck, the Board approved the minutes of September 23, 2009 as written.

15 **Voting Yes:** Daniel M. Littley, Dr. Thomas Hollenbeck, James P. Sinz, H. Charles Wilson, John V. Gottschall

**Voting No:** N/A

**Abstaining:** N/A

**Absent:** N/A

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**Montgomery County Health Department Presentation – H1N1 Virus**

Chairman Littley stated in late March and early April 2009, cases of human infection with swine influenza A (H1N1) viruses were first reported in Southern California and near San Antonio, Texas. Other U.S. states have reported cases of swine flu infection in humans and cases have been reported internationally as well. The virus will no doubt impact our Community, and representatives from the Montgomery County Health Department are here this evening to provide a brief concerning the H1N1 virus and precautions for public health.

30 Ms. Barbara O'Malley of the Montgomery County Health Department, was introduced and provided a presentation on the H1N1 virus.

**Zoning Hearing Board Application for Metro PCS – Sumneytown & Old Forty Foot 2009-10**

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Chairman Littley stated the applicant is seeking relief for the installation of an antenna on a telecommunications facility.

It was the consensus of the board not to send the Township Solicitor to oppose the application.

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**Acknowledgement of 18 Month Maintenance Period Closeout – Tollgate Commons**

Chairman Littley stated the Township Engineer has recommended the closeout of the required "18-month Maintenance Period" for the public improvements that were constructed as part of the Tollgate Plaza Land Development located on Sumneytown Pike.

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He noted that per §509 (k) of the Pennsylvania Municipalities Planning Code and §136-806(c) of the Towamencin Township Code, when the Township accepts dedication of all or some of the required improvements following completion of a land development, the Township may require the posting of financial security to secure structural integrity and functioning of said improvements in accordance with the design and specifications as depicted on the final plan for a term not to exceed 18 months. The amount of the financial security shall not exceed 15% of the actual cost of installation of said improvements.

On motion of Mr. Sinz, seconded by Dr. Hollenbeck, the Board authorized the closeout of the 18 month maintenance agreement.

**Voting Yes:** Daniel M. Littley, Dr. Thomas Hollenbeck, James P. Sinz, H. Charles Wilson, John V. Gottschall

**Voting No:** N/A

**Abstaining:** N/A

**Absent:** N/A

**Resolution 09-41: Regency – Walgreens**

Chairman Littley stated that Regency Centers, the developer for the new “Walgreens” facility on Forty Foot Road, has requested that the Township consider the “Boorse House Plaza” as the required public art and that the bike trail escrow not be required to be posted until Regency develops the second phase of the site. The Board of Supervisors considered this request at their meeting on September 23<sup>rd</sup> and directed the preparation of a Resolution.

On motion of Mr. Wilson, seconded by Mr. John Gottschall, the Board adopted Resolution 09-41 amending the final plan resolution for the Walgreens facility.

**Voting Yes:** Daniel M. Littley, Dr. Thomas Hollenbeck, James P. Sinz, H. Charles Wilson, John V. Gottschall

**Voting No:** N/A

**Abstaining:** N/A

**Absent:** N/A

**Authorization to Bid: 2010 Highway Materials**

Chairman Littley explained that this bid is for the purchase of highway materials for the 2009-2010 construction seasons and includes two specific categories:

- (a) Crushed stone; and,
- (b) Asphalt materials.

These materials are used by the Township’s Public Works Department to make minor repairs of Township roadways, parking lots, etc. The specifications identify approximate amounts of materials that the Township anticipates will be needed over the one-year period. Bids are submitted on PennDOT forms on a cost per unit basis.

On motion of Mr. Sinz, seconded by Mr. Gottschall, the Board authorized the advertisement of the 2010 Highway Materials bid.

- 5 **Voting Yes:** Daniel M. Littley, Dr. Thomas Hollenbeck, James P. Sinz, H. Charles Wilson,  
John V. Gottschall
- Voting No:** N/A
- Abstaining:** N/A
- Absent:** N/A

10 **Request for Additional Sewer Capacity - Hatfield Quality Meats**

Chairman Littley explained that Hatfield Quality Meats has requested to purchase an additional 50 EDU's for treatment at the Upper Gwynedd-Towamencin Municipal Authority plant. This will require the amendment to the existing Sewer Treatment Agreement that was last revised and approved in January 2009 that provided for a capacity allocation of 525,200 gallons per day for treatment.

20 On motion of Mr. Wilson, seconded by Mr. Sinz, the Board directed the administration to prepare an amendment to the Sewer Treatment Agreement with Hatfield Quality Meats and the Upper Gwynedd-Towamencin Municipal Authority.

- 25 **Voting Yes:** Daniel M. Littley, Dr. Thomas Hollenbeck, James P. Sinz, H. Charles Wilson,  
John V. Gottschall
- Voting No:** N/A
- Abstaining:** N/A
- Absent:** N/A

**Additional Business**

30 Mr. John Gottschall asked if staff could get information about having the turn lane extended on Sumneytown Pike at Troxel Road.

35 On motion of Mr. Gottschall, seconded by Mr. Sinz, the Board directed the administration to get an estimate in cost and time to have the traffic signal permit changed at Troxel Road and Sumneytown Pike to extend the turning lane.

- 40 **Voting Yes:** Daniel M. Littley, Dr. Thomas Hollenbeck, James P. Sinz, H. Charles Wilson,  
John V. Gottschall
- Voting No:** N/A
- Abstaining:** N/A
- Absent:** N/A

45 Dr. Hollenbeck asked the administration to prepare a thank you letter to the County thanking the Health Department and Barbara O'Malley for attending this evening's meeting to present the information on the H1N1 Virus.

Greg Martin asked if the Board was going to take action regarding his request to have the Township enact an Ordinance to make it a violation for emergency responders to report to duty intoxicated.

- 5 Chairman Littley advised that the Board, Staff and Township Solicitor would investigate and respond to Mr. Martin.

There being no additional business, the meeting adjourned at 8:18 p.m.

- 10 Respectfully submitted,

15 Robert A. Ford  
Township Manager

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