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**LIMERICK TOWNSHIP - BOARD OF SUPERVISORS  
PUBLIC MEETING MINUTES**


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**OCTOBER 18, 2016  
7:00 P.M.**


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A meeting of the Limerick Township Board of Supervisors was held on Tuesday, October 18, 2016, in the Public Meeting Room of the Limerick Township Municipal Building with Thomas J. Neafcy, Jr., Chairman, presiding. This meeting was advertised in The Mercury on January 6, 2016.

**Members Present:** Supervisors Thomas J. Neafcy, Jr., Kara Shuler, Kenneth W. Sperring, Jr., D. Elaine DeWan, Joseph St. Pedro, and Kara Shuler (arrived late)

**Others Present:** Joseph J. McGrory, Jr., Esq., Township Solicitor; Khaled R. Hassan, P.E., Township Engineer; Daniel K. Kerr, Township Manager; Beth F. DiPrete, Asst. Twp. Mgr./Treasurer; and R. Brian Skelton, Chief of Police

**Call To Order:** Mr. Neafcy called the meeting to order at 7:10 P.M. with Damian Petaccio, Secretary for the Spring-Ford Area Rotary Club, leading the Pledge of Allegiance.

**Opening Comments/Announcements**

**THIS MEETING IS BEING RECORDED.**

- Executive Session immediately following the meeting re: Litigation and Real Estate
- Budget Workshop Meetings – Saturday, October 22<sup>nd</sup> at 9:00 A.M., in the Township Building and Budget Discussions will continue to take place at our Board of Supervisors meeting all during October and November
- Annual Prescription Drug Take Back Day – Saturday, October 22<sup>nd</sup> from 10:00 A.M. to 2:00 P.M. at the Limerick Township Police Department. *Sponsored by The Montgomery County District Attorney & Police Chiefs*
- 1<sup>st</sup> Annual Trunk or Treat – FREE – Saturday, October 22, 2016 from 5:00 P.M. to 7:00 P.M. at the Limerick Community Park. A fun and safe trick or treating event with Local Organizations and Businesses.
- Star Party – FREE – Saturday, October 22, 2016 from 7:00 P.M. to 9:00 P.M. at the Limerick Community Park with Delaware Valley Amateur Astronomers
- Coffee Break Talks for Seniors – FREE – Wednesday, October 26, 2016 from 9:00 A.M. to 10:00 A.M. in the Township Building – subject is Fire Prevention
- Hayride of Horrors – Friday, Saturday, & Sunday, October 28, 29 & 30, 2016 at Linfield Fire Company, 1077 Main Street, Linfield from 6:30 P.M. – 10:00 P.M.  
*Fee: Adults - \$10.00, Children under 12 yrs. - \$5.00*

Board of Supervisors

October 18, 2016

Page 2, Minutes

- Pet First Aid Class – Saturday, November 5, 2016 from 9:00 A.M. to 1:00 P.M. at the Limerick Township Building – Fee of \$110.00, *Register by October 28<sup>th</sup>*
- General Election – Tuesday, November 8, 2016
  - Last day to apply for a civilian absentee ballot: November 1
  - Last day for County Boards of Elections to receive voted civilian absentee ballots: November 4
- Remember to check our website for up-coming Parks & Recreation events

### Police Commendations

- **Sergeant Paul Marchese**
- **Officer Christopher Iochum**
- **Officer John Kehoe**
- **Detective Patrick Roache**
- **Detective Ernie Morris**

Chief Skelton was honored to share with the Board and to recognize the Officers. The Chief spoke of how proud of the men and women he works with here at Limerick; he has spent his entire career here and has seen Officers develop into fine Officers. Limerick has a great force and he is reminded every day just how good they are.

Exceptional service and teamwork was shown in the Gonder case which earned a Unit Citation to Detective Roache, Sergeant Marchese, Officer Iochum, and Officer Kehoe for their proactive approach and efforts resulting in an outcome of which we can all be proud.

After photographs with the Unit and the Board, the Chief spoke of working with Detective Morris for his entire career and has seen him develop into an exceptional detective. The Chief gave a brief summary of the Rebbie Case and then presented a Commendation of Merit to Detective Morris for his commitment to this investigation and his dedication to duty which reflects enormous admiration not only on him, but on the Limerick Township Police Department.

### Exelon Donation

Mr. Dave Lewis, Plant Manager and Dana Melia, Communications Manager for Exelon's Limerick Generating Station presented to the Township a donation of \$90,000 on behalf of Exelon in support of the Police Department. Mr. Neafcy and Mr. Kerr both thanked Exelon for their continued support over the years. Chief Skelton also offered comments on the support Exelon has provided to the department in the past and thanked Mr. Lewis for the donation.

### Presentation – Spring-Ford Rotary

Mr. Damian Petaccio, Mr. Phil White, Mr. David Schreiber, and Mr. Marc Umstead, all members of the Spring-Ford Rotary, provided a presentation to the Board proposing a joint

Board of Supervisors  
 October 18, 2016  
 Page 3, Minutes

sponsored Wine, Beer, and Food Festival to be held at Limerick's Community Park in 2017. The Rotary proposes to split all proceeds with the Township for hosting the event and is looking for approval from the Board to begin the planning process. The projected date for the festival is September 23, 2017 from Noon to 5:00 P.M.

Mr. Petaccio said the Tunkhannock Rotary Club, located about two and half hours north of Limerick, has done a very successful Wine Festival which will serve as their template. However, they plan to do it on a smaller scale and cap ticket sales at 2,800 tickets. In addition to wineries, brewers, and food vendors (including food trucks) they plan to have live music and craft vendors. They also intend to partner with Uber.

Other items discussed included closing the Community Park for the day, closing Zeigler Road, having a designated fenced off area with only one entrance, the need for hiring an outside security agency (which would be used in conjunction with having an obvious Limerick Police presence), and additional restrooms be brought in for the event.

Mr. McGrory, the Township Solicitor, asked several questions dealing with the alcohol control and licensing aspect of the event and stated that Limerick Township would require a signed Indemnification Agreement for every vendor.

**Motion was made** by Ms. DeWan and seconded by Mr. St. Pedro, to approve the use of the Community Park for a proposed Fall Wine Festival. Motion passed 3-0-1, with Mr. Sperring abstaining.

(Ms. Shuler arrived at 7:50 P.M.)

**Consideration of Minutes:** Upon motion made by Mr. St. Pedro and seconded by Ms. DeWan, the September 29, 2016 Board of Supervisors Meetings. Minutes were unanimously approved.

**Public Comments on Agenda Items:** None.

**Bills List:** Upon motion made by Ms. DeWan and seconded by Mr. St. Pedro, Bills List #21 for the period of 10/01/16 through 10/14/16 in the amount of \$782,985.92 as unanimously approved.

**Monthly Reports:** Upon motion made by Ms. DeWan and seconded by Mr. Sperring, the September, 2016 reports of the Treasurer, Emergency Services Department, Code Services Department, Public Works Department, Police Department, Parks & Recreation Department, and Sewer Department Superintendent, as well as the August, 2016 Treasurer's Report were unanimously accepted.

**Subdivision and Land Development**

**Development Projects:**

Board of Supervisors  
 October 18, 2016  
 Page 4, Minutes

**Name/File No.:** West Mont United Soccer Association, Inc. (#16-06)  
**Location:** 560 Royersford Road  
**Review Phase:** Preliminary/Final Resolution

Mr. Kerr announced the Resolution before the Board for their consideration; it has been prepared based on the Board's review of this project at the October 4, 2016 meeting. Mr. Kerr clarified that Item F, which dealt with a proposed future trail, was removed from the Plan and from the Resolution, signed by the Applicant, which is before the Board for approval.

**Motion was made** by Mr. Sperring and seconded by Mr. St. Pedro, to approve Resolution #16-06 (P/F) Granting Preliminary/Final Land Development Plan for West Mont United Soccer Association, Inc. (#16-06). Motion passed unanimously.

**Name/File No.:** Limerick Township Municipal Building (#16-08)  
**Location:** 646 West Ridge Pike  
**Review Phase:** Preliminary/Final Resolution

Mr. Hassan offered a presentation on the proposed site plan for the new Police/Municipal Complex. Included within the presentation were proposed parking lot and entrance changes, removal of the tennis courts, maintaining the existing Veteran's Park, and Stormwater improvements. One of the objectives was to limit the site work on the entire property to help keep costs down. Another cost savings will come from utilizing the Public Works Department, where it is feasible, to do portions of the site work.

Upon a question from Mr. Sperring on if the Board needs to give approval this evening, Mr. Kerr clarified that this is a proactive step asking for the approval for the Land Development stage of the project. An approval is not required this evening and could wait until mid-November when the Board will be offered a presentation on the Architectural Plan and Design for the new Police/Municipal Complex and will be asked to give authorization to advertise the bid for construction for the project. Staff was hoping to get this step out of the way and McGrory noted that having an approved Land Development Plan does not mean the Board is obligated to approve the bid for the new building. As discussed at a previous meeting, the Land Development Plan is being processed as a Preliminary/Final application. Once approved by the Board by Resolution, the Plan will be recorded with the County, but does not have to be acted upon should the Board decide not to move forward with the new Police/Municipal Complex.

**Motion was made** by Ms. DeWan and seconded by Mr. St. Pedro, to approve the Final Plans and to approve Resolution SLD #16-08 (P/F) Granting Preliminary/Final Land Development Plan Approval to Limerick Township Municipal Building (#16-08). Motion passed 4-1-0, with Mr. Sperring opposing.

#### **Ribon Partnership – Vacation of Reed Road**

Mr. Kerr introduced the discussion that the applicant, Ribon Partnership, was before the Board as a Confirmed Appointment a few months ago to review their desire to construct a new parking lot

150247

Board of Supervisors  
 October 18, 2016  
 Page 5, Minutes

to serve the Tri-County Dodge dealership. As part of that parking lot expansion, in order to connect their two properties, they are looking to vacate a portion of Reed Road and will be required to submit a Petition to Vacate.

Mr. Hassan explained that the Applicant will be submitting an application to be handled as a combined Preliminary/Final Land Development application for their Inventory Area Expansion Project. The Board was provided with a Sketch showing exactly what portion of Reed Road will be vacated. Mr. Hassan reviewed the Sketch with the Board and agrees that the proposal makes sense.

Mr. Kerr added that since Ribon bought the property with the home, there is really no need for Reed Road. Because the Township would like to retain the Right-of-Way across the PECO Easement for a future expansion and connection of our trail system, Ribon is looking to vacate only the portion on their properties. The Township would require bollards to be installed to prevent anyone but emergency services to access the road.

Mr. McGrory's suggestion is for the Hearing for the Vacation of Reed Road be submitted prior to the recording of the Preliminary/Final Plan. The Board had no objections or concerns with moving the project forward as such.

### **New Business**

**Resolution – Amending Township Depositories:** Ms. DiPrete explained that due to several bank mergers that occurred during the year, we felt it necessary to formally note the following changes to the depositories of all Township Funds for 2016:

- First Niagara Bank is replaced by KeyBank
- National Penn Bank is replaced by BB&T Bank
- Penn Liberty Bank is replaced by WSFS Bank

**Motion was made** by Mr. St. Pedro and seconded by Ms. Shuler, to approve Resolution 2016-35 Amending Township Depositories. Motion passed unanimously.

**Approval – West Cherry Lane Realignment/Limerick Center Road Change Order No. 2:** Mr. Kerr explained that the Township is finishing up the project and PennDOT performed a final inspection today, which went very well. This change order is minor; with a net result of an increase of approximately \$3,000. When taking into account the first change order, the project is still about \$19,000 below the original contract price. Mr. St. Pedro commented on the beautiful job they did on this project and on eliminating a very hazardous area in the Township.

**Motion was made** by Ms. DeWan and seconded by Ms. Shuler, to approve Change Order No. 2 in the amount of \$3,134.41. Motion passed unanimously.

Board of Supervisors  
October 18, 2016  
Page 6, Minutes

Approval – West Cherry Lane Realignment/Limerick Center Road Payment No. 3: **Motion was made** by Ms. DeWan and seconded by Ms. Shuler, to approve Payment No. 3 in the amount of \$57,570.72. Motion passed unanimously.

Discussion – Budget Updates: Mr. Kerr reminded the Public that the Board is going to hold a special public budget workshop meeting on Saturday, October 22<sup>nd</sup>. Members of the Linfield Fire Company will be in to discuss their late 2017-2018 building renovation project and the Fire Marshal will continue the discussion from the first Budget Meeting on his request for an additional position in the department and the Rental Inspection Program. The Public Works, Parks and Recreation, Administration, and Sewer Departments will also be reviewed.

Mr. Kerr reviewed the process for the bids for the sale of the Sewer System, which are due by November 2, 2016 to the Township. It is anticipated that the consideration of the bids will be on the November 15<sup>th</sup> Board of Supervisors Agenda. Mr. Kerr noted that the Township has received a letter from Royersford Borough stating that they will sign over the current agreement in place between both municipalities, which serves sewer to approximately 122 residents of Limerick, to the buyer of our system when it is necessary.

On-going Capital Projects will be discussed, such as the traffic signal on North Limerick Road and Ridge Pikes and also, the \$2.1 Million Grant for the U.S. Route 422/Sanatoga Interchange which is a five-year project. The Limerick Community Park and the 24-acre property that is being acquired adjacent the park will be discussed, as will the Board's general desire for what projects will be the next focus for the Administration.

Mr. Kerr mentioned a new Yard & Leaf Agreement with Hetrick Gardens Yard Waste Recycling Facility will be discussed. Mr. Hetrick had come in to discuss his services and offered a proposal, which would offer our residents additional services than what we have now with our Agreement with Two Particular Acres. Our Public Works Department would also be able to utilize his facility for Township-related yard debris at no additional cost. There would be a minimal increase in service fees for the Township to offer residents with these additional options and services at no cost; however, the Township receives DEP Recycling grant money from the State for benefits to the residents, making this increase a natural pass through.

### Legal

Settlement Agreement – Walnut Crossing Associates, L.P., et al vs. Limerick Township Municipal Authority: Mr. McGrory thanked Ms. DeWan for participating in a mediation meeting on Friday, October 14<sup>th</sup>; after a long day, an agreement was reached to settle for \$500,000. Mr. McGrory noted that this case dates back 18 years and the demand was for \$3,000,000.

**Motion was made** by Mr. St. Pedro and seconded by Ms. DeWan, to authorize the Chairman to sign the Settlement Agreement and Release for Walnut Crossing Associates, L.P. and Chestnut Point Associates, L.P. v. Limerick Township in the amount of \$500,000.00. Motion passed 4-1-0, with Mr. Neafcy opposing.

150247

Board of Supervisors  
October 18, 2016  
Page 7, Minutes

**Zoning Hearing Board Advisories:**

ZHB #16-04, Mark Klein, - 411 W. Ridge Pike; Limerick Diner Sign: Based on a recent review before the Board, the Applicant revised the design to be more in line with the Township's electronic sign requirements, the Applicant has requested the Board to formally withdraw their opposition. Mr. Kerr clarified for the Board the changes made to this monument style sign design.

**Motion was made** by Ms. Shuler and seconded by Mr. Sperring, to withdrawal our opposition. Motion passed 3-2, with Mr. St. Pedro and Ms. DeWan opposing.

**Public Comments:** None.

**Supervisor Comments:**

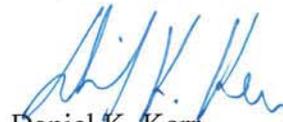
Ms. DeWan clarified that even though there is a Medication Drop off event on Saturday, October 22<sup>nd</sup>, the Police Department has a medication drop off box in their lobby all the time during regular business hours, not just one day.

Mr. Kerr offered an update on the ARLE Grant the Township was awarded to re-time the traffic signals at the school. The School District paid the required matching funds for the Grant and the Township will go forward with the project. The Grant is a reimbursement grant, so the Township will pay for the balance of the project and will submit for reimbursement upon completion.

The Board adjourned into Executive Session regarding Litigation and Real Estate. No action will be taken, and the Board will not reconvene.

**Adjournment:** There being no further business, **motion was made** by Ms. DeWan and seconded by Mr. St. Pedro to adjourn the meeting at 8:20 P.M.

Respectfully submitted,



Daniel K. Kerr  
Township Manager