

TOWNSHIP OF ABINGTON

(3) PUBLIC SAFETY COMMITTEE

December 2, 2015

7:00 P.M.

CALL TO ORDER

ROLL CALL: SCHREIBER – DiPLACIDO – KALINOSKI – BOWMAN – FARREN, SR.

**Township Manager LEFEVRE
Assistant Township Manager WEHMEYER
Township Solicitor CLARKE
Fire Marshal CLARK
Chief of Police KELLY
Traffic Safety Officer FREED**

MINUTES:

Motion to approve the minutes of the October 28, 2015 Public Safety Committee Meeting.

Police Department – Call on Chief Kelly

PS1. Ordinance No. 2103 – To Amend Chapter 156 (Vehicles and Traffic), Article III – (Parking Regulations), Section 25 (Parking Prohibited At All Times; No Parking Between Signs; No Parking Here To Corner; Parking Prohibited Except Certain Hours; No Stopping Or Standing)

Motion to adopt Ordinance No. 2103 (attached) amending Chapter 156 (Vehicles and Traffic), Article III (Parking Regulations), Section 25 (Parking Prohibited At All Times; No Parking Between Signs; No Parking Here To Corner; Parking Prohibited Except Certain Hours; No Stopping Or Standing) at the regularly scheduled meeting of the Board of Commissioners on December 10, 2015 at 7:30 PM.

PS2. Ordinance No. 2104 – Capital Project – County Radio Purchase

Motion to adopt Ordinance No. 2104 (attached) at the regularly scheduled meeting of the Board of Commissioners on December 10, 2015 at 7:30 PM.

PS3.

Ordinance No. 2106 - To Amend Chapter 156 (Vehicles and Traffic), Article III - (Parking Regulations), Section 25 (Parking Prohibited At All Times; No Parking Between Signs; No Parking Here To Corner; Parking Prohibited Except Certain Hours; No Stopping Or Standing), Section 27 "Parking Time Limited" and Section 28 "Special Purpose Parking Zones"

Motion to advertise Ordinance No. 2106 (attached) amending Chapter 156 (Vehicles and Traffic), Article III (Parking Regulations), Section 25 (Parking Prohibited At All Times; No Parking Between Signs; No Parking Here To Corner; Parking Prohibited Except Certain Hours; No Stopping Or Standing), Section 27 - Parking Time Limited and Section 28 - Special Purpose Parking Zones for adoption at the regularly scheduled meeting of the Board of Commissioners on January 14, 2016 at 7:30 p.m.

**PUBLIC SAFETY COMMITTEE
BOARD ACTION REQUEST**

December 2, 2015

Date

PS1

Agenda Item Number

Department

Agenda Item

Township Manager

Police



Ordinance No. 2103
To Amend Chapter 156
"Vehicles and Traffic"
Article III "Parking Regulations"
Section 25 "Parking Prohibited At All
Times; No Parking Between Signs;
No Parking Here To Corner; Parking
Prohibited Except Certain Hours; No
Stopping Or Standing"



Previous Action

On November 12, 2015 at a regularly scheduled meeting, the Board of Commissioners approved a motion to advertise Ordinance No. 2103 for adoption on December 10, 2015.

Recommend Board Action

Motion to adopt Ordinance No. 2103 (attached) amending Chapter 156 (Vehicles and Traffic) Article III (Parking Regulations) Section 25 – (Parking Prohibited At All Times; No Parking Between Signs; No Parking Here To Corner; Parking Prohibited Except Certain Hours; No Stopping Or Standing) at the regularly scheduled meeting of the Board of Commissioners on December 10, 2015 at 7:30 p.m.

Comments

Ordinance No. 2103 (attached) will **establish** the following:

No Parking on the west side of Coolidge Avenue from Rubicam Avenue to Phipps Avenue.

- Approved by Commissioner Myers (Ward 8) and the Administration

No Parking on the west side of Grovania Avenue from a point 15 feet north of the mailbox at 1130 to a point 52 feet south of the posted intersection/railroad warning sign.

- Approved by Commissioner Spiegelman (Ward 11) and the Administration

No Parking Here to Corner on the west side of Central Avenue 30 feet north of Jenkintown Road

- Approved by Commissioner Zappone (Ward 9) and the Administration

No Parking Here to Corner on the west side of Tennis Avenue 30 feet north of the posted stop sign at Jenkintown Road.

- Approved by Commissioner Zappone (Ward 9) and the Administration

**TOWNSHIP OF ABINGTON
MONTGOMERY COUNTY, PENNSYLVANIA**

ORDINANCE NO. 2103

**AN ORDINANCE AMENDING CHAPTER 156 – “VEHICLES AND TRAFFIC,”
ARTICLE III – “PARKING REGULATIONS”
SECTION 25 – “PARKING PROHIBITED AT ALL TIMES; NO PARKING BETWEEN
SIGNS; NO PARKING HERE TO CORNER; PARKING PROHIBITED EXCEPT
CERTAIN HOURS; NO STOPPING OR STANDING”**

WHEREAS, the Township of Abington is a Township of the First Class, duly organized and existing pursuant to the applicable laws of the Commonwealth of Pennsylvania; and

WHEREAS, pursuant to section 1502.44 of the First Class Township Code of the Commonwealth of Pennsylvania, 53 P.S. §56544, the Board of Commissioners has the authority to enact and amend provisions of the Abington Township Code (“Code”) at any time it deems necessary for the health, safety, morals, general welfare, cleanliness, beauty, convenience and comfort of the Township and the inhabitants thereof; and

WHEREAS, pursuant to section 1502.10 of the First Class Township Code of the Commonwealth of Pennsylvania, 53 P.S. §56510, the Board of Commissioners has the authority to take all needful means for securing the safety of persons or property within the Township; and

WHEREAS, pursuant to section 1502.49 of the First Class Township Code of the Commonwealth of Pennsylvania, 53 P.S. §56549, the Board of Commissioners has the authority to regulate parking; and

WHEREAS, the Board of Commissioners of the Township of Abington has determined that Chapter 156 – “Vehicles and Traffic,” Article III – “Parking Regulations,” Section 25 “Parking Prohibited At All Times; No Parking Between Signs; No Parking Here To Corner; Parking Prohibited Except Certain Hours; No Stopping Or Standing” should be amended for the

health, safety, morals, general welfare, cleanliness, beauty, convenience and comfort of the Township and the inhabitants thereof.

NOW, THEREFORE, the Board of Commissioners of the Township of Abington does hereby **ENACT** and **ORDAIN** as follows:

1. Chapter 156 – “Vehicles and Traffic,” Article III, “Parking Regulations,” Section 25 – “Parking Prohibited At All Times; No Parking Between Signs; No Parking Here To Corner; Parking Prohibited Except Certain Hours,” shall be amended to **add** the following restrictions:

Name of Highway	Side	Location
Central Avenue	West	30 feet north of Jenkintown Road
Coolidge Avenue	West	Rubicam Avenue to Phipps Avenue
Tennis Avenue	West	30 feet north of the posted Stop Sign at Jenkintown Road

2. All other ordinances, portions of ordinances, or any section of the Code inconsistent with this Ordinance are hereby repealed.

3. This Ordinance shall become effective five (5) days after enactment.

ORDAINED AND ENACTED this _____ day of _____, 2015.

TOWNSHIP OF ABINGTON
BOARD OF COMMISSIONERS

Attest:

Michael LeFevre, Secretary

By: _____
Wayne C. Luker, President

**PUBLIC SAFETY COMMITTEE
BOARD ACTION REQUEST**

December 2, 2015

Date

PS 2

Agenda Item Number

Department

Agenda Item

Township Manager

Police



Ordinance No. 2104
Capital Project
County Radio Purchase



Previous Action

On November 12, 2015 at a regularly scheduled meeting, the Board of Commissioners approved a motion to advertise Ordinance No. 2104 for adoption on December 10, 2015.

Recommend Board Action

Motion to adopt Ordinance No. 2104 (attached) at the regularly scheduled meeting of the Board of Commissioners on December 10, 2015 at 7:30 p.m.

Comments

Ordinance No. 2104 (attached).

The County has made available to municipalities within the County, the ability to purchase from Motorola emergency radio equipment at a discount, and has further agreed to provide an interest-free loan (the "Loan") from funds borrowed by the County from the Delaware Valley Regional Finance Authority ("DeVal") to any municipality that desires to purchase such emergency radio equipment through the County arranged Bulk Purchasing Agreement.

The total cost includes the purchase of radios for Police, Fire, and EMS. Montgomery County has only opened their zero based financing offer to local Townships and Boroughs. The Abington Township Fire Companies and Second Alarmers Rescue Squad have requested that we place the radio order on their behalf. However, they understand that all payments related to their individual purchases will be their sole responsibility for repayment.

Police Department	\$363,506.84
Second Alarmers Rescue Squad	\$250,454.20
Fire Departments	\$33,694.00
TOTAL	\$647,655.04

**TOWNSHIP OF ABINGTON
MONTGOMERY COUNTY, PENNSYLVANIA**

ORDINANCE NO. 2104

AN ORDINANCE THAT APPROVES CERTAIN CAPITAL PROJECTS; AUTHORIZES A BORROWING BY THE TOWNSHIP OF ABINGTON, MONTGOMERY COUNTY, PENNSYLVANIA (THE "TOWNSHIP") FROM THE COUNTY OF MONTGOMERY, PENNSYLVANIA (THE "COUNTY") AND THE ISSUANCE OF A PROMISSORY NOTE, 2015 SERIES (THE "2015 NOTE") IN THE MAXIMUM PRINCIPAL AMOUNT OF \$647,655.04; APPROVES THE SUBSTANTIAL FORM OF THE 2015 NOTE AND APPROVES THE EXECUTION OF THE 2015 NOTE AND DELIVERY OF THE 2015 NOTE TO THE COUNTY OF MONTGOMERY, PENNSYLVANIA (THE "COUNTY"); AUTHORIZES EXECUTION AND DELIVERY OF ALL OTHER NECESSARY DOCUMENTS; STATES THE AMORTIZATION SCHEDULE FOR THE 2015 NOTE; STATES THAT THE TOWNSHIP IS OBLIGATED TO MAKE PAYMENTS ON THE 2015 NOTE ONLY FROM FUNDS IF AND TO THE EXTENT APPROPRIATED FOR THE THEN CURRENT FISCAL YEAR OF THE TOWNSHIP; AUTHORIZES ANY PAYMENTS MADE ON THE 2015 NOTE TO BE MADE AS DIRECTED BY THE DELAWARE VALLEY REGIONAL FINANCE AUTHORITY WHICH HAS BEEN APPOINTED AS COLLECTION AGENT FOR THE COUNTY; AUTHORIZES ADVERTISEMENT OF ENACTMENT; AND REPEALS INCONSISTENT ORDINANCES.

WHEREAS, Township of Abington, Montgomery County, Pennsylvania (the "Township") is a first class township and a local government unit of the Commonwealth of Pennsylvania (the "Commonwealth"); and

WHEREAS, the County of Montgomery, Pennsylvania (the "County") has entered into a Bulk Purchasing Agreement with Motorola Solutions, Inc. ("Motorola") with respect to emergency radio equipment and services; and

WHEREAS, the County has made available to municipalities within the County, the ability to purchase from Motorola emergency radio equipment at a discount, and has further agreed to provide an interest-free loan (the "Loan") from funds borrowed by the County from the

Delaware Valley Regional Finance Authority (“DelVal”) to any municipality that desires to purchase such emergency radio equipment through the County arranged Bulk Purchasing Agreement; and

WHEREAS, the Township desires to receive the Loan from the County and issue a Promissory Note, Series 2015 (the “2015 Note”) to the County to evidence its obligations under the Loan in order to: (i) purchase certain radio equipment and services for the Township police, fire and emergency personnel; and (ii) pay of costs of issuance incurred by the Township in connection with the Bulk Purchasing Agreement and the 2015 Note (collectively, the “2015 Project”); and

WHEREAS, the payments due on the 2015 Note are subject to annual appropriation by the Township, will not constitute a debt or general obligation of the Township and will be a current expense solely payable from funds appropriated and lawfully available for such use during the then current fiscal year of the Township; and

WHEREAS, the 2015 Project will benefit the health and welfare of the residents of the Township; and

WHEREAS, the 2015 Project shall be for the benefit and use of the general public, and no private party shall have any special legal entitlement to the beneficial use of the 2015 Project, through a lease, management contract, or any other arrangement that would result in a private business use under the *Internal Revenue Code of 1986*, as amended; and

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF ABINGTON, MONTGOMERY COUNTY, PENNSYLVANIA, AND IT IS HEREBY ORDAINED AND ENACTED BY THE AUTHORITY OF SAID BOARD OF COMMISSIONERS THAT:

SECTION 1. APPROVAL OF THE 2015 PROJECT AND AUTHORIZATION TO ISSUE THE 2015 NOTE

The Board of Commissioners (the “Board”) hereby authorizes and approves the 2015 Project. The Board hereby authorizes and approves the Loan from the County in the maximum principal amount of \$647,655.04 as evidenced by the issuance of the 2015 Note.

SECTION 2. APPROVAL OF THE FORMS OF THE 2015 NOTE AND AUTHORIZATION TO EXECUTE AND DELIVER ALL NECESSARY DOCUMENTS

The substantial form of the 2015 Note attached hereto as Exhibit A is hereby approved. The President of the Board, and the Secretary (collectively, the “Authorized Officers”) are hereby authorized and directed to execute and deliver the 2015 Note, in the substantial form attached hereto, but with such alterations, deletions and additions as the Authorized Officers may approve (such approval to be conclusively established by the execution of the 2015 Note by the Authorized Officers). The Authorized Officers also are hereby authorized and directed (i) to execute and deliver such other certificates, instruments, and agreements (including those required by DelVal or otherwise related to the 2015 Note) and (ii) to take all actions that may be necessary or beneficial to issue the 2015 Note.

SECTION 3. AMORTIZATION SCHEDULE

The indebtedness of the 2015 Note shall be a current expense subject to annual appropriation by the Township and payable solely from funds lawfully available for such use during the then current fiscal year of the Township and shall be evidenced by the 2015 Note in the maximum principal amount of SIX HUNDRED FORTY SEVEN THOUSAND, SIX HUNDRED FIFTY-FIVE DOLLARS AND FOUR CENTS (\$647,655.04). The 2015 Note shall not bear interest. The 2015 Note shall be subject to optional redemption by the Township as set forth in the 2015 Note. The amortization schedule of the principal payments under the 2015 Note (the “Loan Principal”) are shown below:

**Promissory Note, 2015 Series
Principal Amortization Schedule**

[To be provided]

SECTION 4. CURRENT EXPENSE

Payments due on the 2015 Notes are a current expense, subject to annual appropriation by the Township, payable solely from funds lawfully available to the Township for such purpose during the then current fiscal year of the Township. The obligations of the Township to pay the Loan Principal under the 2015 Note (and any other sums due thereunder) do not constitute a lien or charge upon the funds of the Township beyond the fiscal year for which the Township has

appropriated money to pay the Loan Principal (and any other sums due thereunder) and that the obligations of the Township under the 2015 Note do not constitute a debt or general obligation of the Township. Neither the full faith and credit nor the taxing power of the Township or of any other political subdivision of the Commonwealth has been or will be pledged to the payment of the Loan Principal (and any other sums due thereunder).

SECTION 5. ACH DEBIT AUTHORIZATION

The Township hereby authorizes payments on the 2015 Note to be made by ACH Debit Authorization to Wells Fargo Bank, N.A., acting as co-Trustee for DeVal, the collection agent of the County with respect to the 2015 Note. The Authorized Officers are hereby authorized and directed to execute and deliver the ACH Debit Authorization form, the IRS Form W-9 and such other certificates, instruments, and agreements as may be required for purposes of making payments on the 2015 Note.

SECTION 6. CONFLICTING ORDINANCES

All Ordinances or parts of Ordinances not in accord with this Ordinance are hereby repealed insofar as they conflict herewith.

IN WITNESS WHEREOF, we, the undersigned Authorized Officers, have hereunto set our signatures and affixed hereto the Seal of the TOWNSHIP OF ABINGTON, Montgomery County, Pennsylvania.

ORDAINED AND ENACTED this _____ day of _____, 2015.

TOWNSHIP OF ABINGTON
BOARD OF COMMISSIONERS

Attest:

Michael LeFevre, Secretary

By: _____
Wayne C. Luker, President

**PUBLIC SAFETY COMMITTEE
BOARD ACTION REQUEST**

December 2, 2015

Date

PS 3

Agenda Item Number

Department

Agenda Item

Township Manager

Police

Ordinance No. 2106
To Amend Chapter 156
"Vehicles and Traffic"

Article III "Parking Regulations"
Section 25 "Parking Prohibited At All
Times; No Parking Between Signs;
No Parking Here To Corner; Parking
Prohibited Except Certain Hours; No
Stopping Or Standing", Section 27
"Parking Time Limited" and Section
28 "Special Purpose Parking Zones"



Previous Action

None

Recommend Board Action

Motion to advertise Ordinance No. 2106 (attached) amending Chapter 156 (Vehicles and Traffic) Article III (Parking Regulations) Section 25 – (Parking Prohibited At All Times; No Parking Between Signs; No Parking Here To Corner; Parking Prohibited Except Certain Hours; No Stopping Or Standing), Section 27 – Parking Time Limited and Section 28 – Special Purpose Parking Zones for adoption at the regularly scheduled meeting of the Board of Commissioners on January 14, 2016 at 7:30 p.m.

Comments

Ordinance No. 2106 (attached) will **establish** the following:

No Parking on the west side of Donaldson Avenue from the driveway to the Keswick parking lot north to Parkdale Avenue.

- Approved by Commissioner Farren (Ward 12) and the Administration

No Parking Between Signs 5 feet west of the driveway at 2223 Wharton Road and 10 feet east of the driveway at 2215 Wharton Road.

- Approved by Commissioner Farren (Ward 12) and the Administration

2 Hour Parking 8 a.m. – 6 p.m. on the 2200 block of Wharton Road between Abington Avenue and Keswick Avenue

- Approved by Commissioner Farren (Ward 12) and the Administration

Handicapped sign and fine placard in front of 2076 Parkview Avenue.

- Approved by Commissioner Hecker (Ward 10) and the Administration

**TOWNSHIP OF ABINGTON
MONTGOMERY COUNTY, PENNSYLVANIA**

ORDINANCE NO. 2106

**AN ORDINANCE AMENDING CHAPTER 156 – “VEHICLES AND TRAFFIC,”
ARTICLE III – “PARKING REGULATIONS”
SECTION 25 – “PARKING PROHIBITED AT ALL TIMES; NO PARKING BETWEEN
SIGNS; NO PARKING HERE TO CORNER; PARKING PROHIBITED EXCEPT
CERTAIN HOURS; NO STOPPING OR STANDING”
SECTION 27 – “PARKING TIME LIMITED”
SECTION 28 – “SPECIAL PURPOSE PARKING ZONES”**

WHEREAS, the Township of Abington is a Township of the First Class, duly organized and existing pursuant to the applicable laws of the Commonwealth of Pennsylvania; and

WHEREAS, pursuant to section 1502.44 of the First Class Township Code of the Commonwealth of Pennsylvania, 53 P.S. §56544, the Board of Commissioners has the authority to enact and amend provisions of the Abington Township Code (“Code”) at any time it deems necessary for the health, safety, morals, general welfare, cleanliness, beauty, convenience and comfort of the Township and the inhabitants thereof; and

WHEREAS, pursuant to section 1502.10 of the First Class Township Code of the Commonwealth of Pennsylvania, 53 P.S. §56510, the Board of Commissioners has the authority to take all needful means for securing the safety of persons or property within the Township; and

WHEREAS, pursuant to section 1502.49 of the First Class Township Code of the Commonwealth of Pennsylvania, 53 P.S. §56549, the Board of Commissioners has the authority to regulate parking; and

WHEREAS, the Board of Commissioners of the Township of Abington has determined that Chapter 156 – “Vehicles and Traffic,” Article III – “Parking Regulations,” Section 25 “Parking Prohibited At All Times; No Parking Between Signs; No Parking Here To Corner;

Parking Prohibited Except Certain Hours; No Stopping Or Standing”, Section 27 “Parking Time Limited,” and Section 28 “Special Purpose Parking Zones,” should be amended for the health, safety, morals, general welfare, cleanliness, beauty, convenience and comfort of the Township and the inhabitants thereof.

NOW, THEREFORE, the Board of Commissioners of the Township of Abington does hereby **ENACT** and **ORDAIN** as follows:

- Chapter 156 – “Vehicles and Traffic,” Article III, “Parking Regulations,” Section 25 – “Parking Prohibited At All Times; No Parking Between Signs; No Parking Here To Corner; Parking Prohibited Except Certain Hours,” shall be amended to **add** the following restrictions:

Name of Highway	Side	Location
Donaldson Avenue	West	from the driveway to the Keswick parking lot north to Parkdale Avenue
Wharton Road	North	5 feet west of the driveway at 2223 Wharton Road and 10 feet east of the driveway at 2215 Wharton Road
Maple Avenue	West	30 feet south of the corner with Limekiln Pike

- Chapter 156 – “Vehicles and Traffic,” Article III, “Parking Regulations,” Section 27 – “Parking Time Limited” shall be amended to **add** the following restrictions:

Name of Highway	Side	Hours	Time Limit	Location
Wharton Road	Both	8:00 a.m. to 6:00 p.m.	2 hrs.	2200 block between Abington Avenue and Keswick Avenue

3. Chapter 156 – “Vehicles and Traffic,” Article III, “Parking Regulations,” Section 28 – “Special Purpose Parking Zones,” shall be amended to **add** the following restriction:

Name of Highway	Authorized Purpose of Vehicle	Location
Parkview Avenue	Handicapped Parking	in front of 2076 Parkview Avenue

4. All other ordinances, portions of ordinances, or any section of the Code inconsistent with this Ordinance are hereby repealed.

5. This Ordinance shall become effective five (5) days after enactment.

ORDAINED AND ENACTED this _____ day of _____, 2015.

TOWNSHIP OF ABINGTON
BOARD OF COMMISSIONERS

Attest:

Michael LeFevre, Secretary

By: _____
Wayne C. Luker, President