

The stated meeting of the Board of Commissioners of the Township of Abington was held on Thursday, December 10, 2015 at the Township Administration Building, Abington, PA., with President Luker presiding.

CALL TO ORDER: 7:30 p.m.

ROLL CALL: Present: Commissioners ZAPPONE, SPIEGELMAN, SANCHEZ, MYERS, MARKMAN, KALINOSKI, SCHREIBER, BOWMAN, DiPLACIDO, FARREN GILLESPIE, HECKER, JONES, KLINE, LUKER

Township Manager LEFEVRE
Assistant Township Manager WEHMEYER
Township Solicitor CLARKE
Chief of Police KELLY
Finance Director BARRON
Township Engineer POWERS
Director of Code Enforcement MATTEO
Director of Parks and Recreation WENDELL
Director of Public Works MICCIOLO
Director of W.W.T.P. WRIGLEY
Assistant Fire Marshal ROHRER
Community Development Director STROTHER

PLEDGE OF ALLEGIANCE

PRESENTATIONS:

Eagle Scout Alexander Wilson:

Commissioner Gillespie presented Certificate of Commendation to Eagle Scout Alexander R. Wilson in recognition of a proud and grateful Abington Township in saluting Alex in obtaining the rank of Eagle Scout of the Boy Scouts of America. In achieving this honor, he has earned assorted merit badges that attest to his leadership qualities and contribution to our community.

Alex's chosen project was an important undertaking for Abington Township as the hours he spent in organizing and leading a team that dedicated many hours upgrading the garden in front of the Sisters of St. Joseph Convent on Fairhill Road for neighbors and residents to enjoy was a testament to his community spirit.

We, the Board of Commissioners, join his family, friends, community leaders and fellow members of Troop 304 in congratulating Alex on this milestone. We wish him continuing success and further fulfillment in the years to come on this 10th day of December, 2015.

Dr. Karen Wiley Sandler:

Vice President Kline said Dr. Sandler has been an incredible partner to work with in Abington both personally and for the entire Township staff including officials of the School District. Her energy and commitment to our community, the Township and general population is second to none, and she will be sorely missed.

Dr. Sandler served as Chief Executive of Penn State Abington since July, 1994 and she was the first recipient of the endowed Chancellor's Chair at Penn State.

Before moving to Penn State, Dr. Sandler served as Vice President and Dean of Academic Affairs at Juniata College in Huntingdon, PA. She earned her Ph.D. in Romance Languages at the University of Pennsylvania and taught fulltime as a tenured faculty member at the University of Vermont from 1969-1985, when she accepted her first fulltime administrative appointment as Assistant Dean of Gettysburg College.

Dr. Sandler has written and spoken on French Renaissance, literature, curriculum transformation, writing across the curriculum, women and risk and leadership.

In 1987, she became a member of the State Planning Committee of the American Council of Education's Network designed to advance women in higher education and served for more than five years as a State Co-Coordinator for this project. She remains involved in the activities of ACE nationally and locally. She is active with the Middle States Association of Schools and Colleges serving in her role such as periodic review evaluator, visiting team chair, visiting team member and conference presenter on planning and assessment.

Dr. Sandler serves on the Board of Directors of the Eastern Montgomery County Chamber of Commerce and the Economic Development Committee of Abington Township and is a founding member of the Business Resources Information Center, an economic development partnership between Abington Township, Penn State Abington and the Eastern Montgomery County Chamber of Commerce.

She also serves as member of the Executive Advisory Committee for the Eastern Center for Arts and Technology and member of the Montgomery County Workforce Investment Board.

She has served as a member of boards supporting the arts, economic development, education equity and community planning.

Dr. Sandler has been recognized for her leadership by the Eastern Montgomery County Chamber of Commerce, the Poor Richard Club, Abington Township, and Montgomery County Chapter of the March of Dimes and by members of the Penn State Abington Class of 1998.

Dr. Sandler brought many changes to Abington Township and helped renovate some of the fields in the Township through the collaboration of Penn State, and she also helped to increase the awareness of Penn State Abington and make it the university it is now.

President Luker presented Dr. Karen Wiley Sandler with Certificate of Commendation on behalf of the Abington Township Board of Commissioners in recognition and profound appreciation of two decades of outstanding service and dedication to both Penn State Abington and the Abington community on behalf of the Board of Commissioners of the Township of Abington and Township staff on this 10th day of December, 2015.

Abington Township will be forever grateful for Dr. Sandler's vision and her creativity, insight and guidance, and the Board of Commissioners of Abington Township are honored to recognize Dr. Sandler's exemplary leadership and selfless acts of time and dedication from which we have all benefited.

APPROVAL OF MINUTES:

Vice President Kline made a MOTION, seconded by Commissioner Spiegelman to approve the minutes of the Board of Commissioners Meeting of November 12, 2015.

MOTION was ADOPTED 15-0.

PUBLIC WORKS COMMITTEE:

Commissioner Bowman announced that the committee had no business at this time.

CODE ENFORCEMENT AND LAND DEVELOPMENT COMMITTEE:

Subdivision SD-15-04 – Gordon B. & Christina M. Cox – 1544 Cloverly Lane

Commissioner Sanchez made a MOTION, seconded by Commissioner Kline to approve the subdivision application of Gordon B. & Christina M. Cox, owners of the property located at 1544 Cloverly Lane. The applicants propose to subdivide the 2.98 acre site into two parcels. Lot No. 1 is shown to contain the existing single-family dwelling on a parcel of 1.98 acres in size. Lot No. 2 is not proposed to be developed at this time and is shown at 1 acre in lot size. Both lots will comply with the dimensional requirements of Section 301.3 of the Zoning Ordinance. The properties are zoned in the (R-1) Residential District in Ward No. 1 of the Township of Abington.

This motion is subject to the following conditions:

1. The applicant is required to provide the Township with two (2) new, executed (signed, notarized and recorded) deeds. This is a requirement of the subdivision process. The Township Engineer will not sign the plans without the required deeds.
2. The items listed in the Staff Review letter dated, October 29, 2015 becomes a condition of this application.
3. The Planning Commission recommends that the developer use extreme care in development of this property to ensure a minimum disturbance of the existing tree growth and steep slope on this property.
4. The applicant will stipulate on the subdivision plan that the propose driveway for Lot No. 2 will be situated on the southwest corner of the property.

This motion is subject to the following waivers:

1. Waiver from Section 146-11. A – Property Identification Plan
2. Waiver from Section 146-11.B – Existing Features Plan
3. Waiver from Section 146-11. C - Proposed Layout Plan
4. Waiver from Section 146-11.E. – Soil Erosion Controls
5. Waiver from Section 146-11.1 – Phasing Plan
6. Waiver from Section 146-11.L – Architectural Plan
7. Waiver from Section 146-24.D – Right-of-Way Width
8. Waiver from Section 146-27 – Sidewalks and Curbing
9. Waiver from Section 146-30 – Lots
10. Waiver from Section 146-38 – Street Lighting

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 15-0.

Ordinance No. 2100 – Stormwater Management Ordinance – Tookany/Tacony Frankford Watershed Stormwater Management

Commissioner Sanchez made a MOTION, seconded by Commissioner Kline to advertise a Public Hearing to be held on Thursday, January 14, 2016 at 7:30 p.m. on Ordinance No. 2100, entitled Stormwater Management Ordinance.

Commissioner Luker asked for any comments from Commissioners or staff.

Commissioner Kline requested that Mr. Matteo call Susan Myerov of the EAC because she had comments about this ordinance.

Mr. Matteo agreed.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 15-0.

Ordinance No. 2102 – An Ordinance Amending Chapter 162 – “Zoning” Section 2102 – Flood Plain Conservation Overlay District

Commissioner Sanchez made a MOTION, seconded by Commissioner Spiegelman to advertise a Public Hearing to be held on Thursday, January 14, 2016 at 7:30 p.m. on Ordinance No. 2102, “The Flood Plain Ordinance.”

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 15-0.

PUBLIC SAFETY COMMITTEE:

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)

Commissioner Schreiber made a MOTION, seconded by Commissioner Kalinoski to adopt Ordinance No. 2103 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).

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 15-0.

**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.

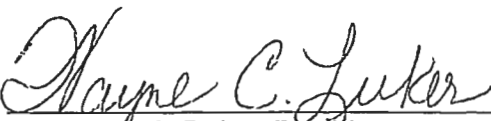
ORDAINED AND ENACTED this 10th day of DECEMBER, 2015.

TOWNSHIP OF ABINGTON
BOARD OF COMMISSIONERS

Attest:



Michael LeFevre, Secretary

By: 

Wayne C. Luker, President

Ordinance No. 2104 – Capital Project – County Radio Purchase

Commissioner Schreiber made a MOTION, seconded by Commissioner Kalinoski to adopt Ordinance No. 2104 – Capital Project for County Radio Purchase.

Commissioner Luker asked for any comments from Commissioners or staff.

Commissioner Gillespie commented that an article about Horsham Township indicated they received a \$500,000 no-interest loan for five-years. Where does Abington Township stand on that, which may help the budget?

Chief Kelly replied that is available to all municipalities in Montgomery County and it is an option that Abington can take advantage of if we decide to. The Township has been preparing for this purchase for several years by putting money aside each year in the Capital Improvement Fund.

Manager LeFevre added that under this ordinance, the Township is taking advantage of that program. The County has taken leadership to spec out the police radios and purchase them at a low cost buying them in bulk and permitting municipalities to pay back their respective costs over a five-year period-interest free, and this ordinance authorizes the Township to do so.

Chief Kelly continued that cost for the radios was not included in the general fund budget because funds were put aside in capital for that purpose.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 15-0.

**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 DelVal, 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 10th day of DECEMBER,
2015.

TOWNSHIP OF ABINGTON
BOARD OF COMMISSIONERS

Attest:



Michael LeFevre, Secretary

By: 

Wayne C. Luker, President

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”

Commissioner Schreiber made a MOTION, seconded by Commissioner Kalinoski to advertise Ordinance No. 2106 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.

Commissioner Luker asked for any comments from Commissioners or staff.

Commissioner Farren commented that the residents are happy now after so many years of parking issues and the neighbors have requested that the parking time limit on Wharton Road be changed from 8:00 a.m. to 6:00 p.m. to 6:00 a.m. to 6:00 p.m.

Commissioner Markman questioned whether residents would then have to move their vehicles at 6 a.m. as opposed to 8 a.m.

Commissioner Farren replied residents will receive permits to stay there and accommodations will be made for guests of those residents.

Commissioner Spiegelman added residents receive one or two guest passes per household for this type of parking restriction.

Commissioner Farren made a MOTION, seconded by Commissioner Spiegelman to AMEND Ordinance No. 2106 under Chapter 156 “Vehicles and Traffic,” Article III, Parking Regulations – Section 27 - Parking Time Limited on the 2200 block of Wharton Road, both sides of the street, between Abington Avenue and Keswick Avenue from 6:00 a.m. to 6:00 p.m.

Commissioner Luker asked for any public comments. There were none.

MOTION to AMEND Ordinance 2106 – PASSED 15-0.

MOTION to advertise Ordinance 2106 as AMENDED – PASSED 15-0.

Abington Township's Reimbursement to HUD

Commissioner Spiegelman made a MOTION, seconded by Commissioner Farren to approve Abington Township's reimbursement to HUD, with non-federal funds, in the amount of \$125,130.14 for noncompliance with federal regulations. HUD issued two (2) findings during its onsite monitoring visit conducted on January 26-29, 2015, which are: 1.) The 2013 After-School Program fell below the minimum standard and has to reimburse \$16,500.00 and 2.) The Owner-Occupied Housing Rehabilitation program could not provide proof of cost reasonableness for contract modifications of six (6) properties in the amount of \$108,630.14 from Fund Balance.

Commissioner Luker asked for any comments from Commissioners or staff.

Commissioner Hecker questioned whether there has been any update on this matter from when this was discussed in committee.

Mr. Strother replied he is cautiously optimistic that the Township will not have to reimburse the entire \$125,130.14 as there was a \$25,000 error made previously before he took this position. He will need more time to make an analysis and put together a response to substantiate the claim of noncompliance.

Commissioner Spiegelman clarified that the \$25,000 error would be in favor of the Township. Is that correct?

Mr. Strother replied that is correct.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 15-0.

Commissioner Luker announced that a meeting was held with residents in regards to a proposal by Verizon to construct a cell tower on Old Welsh Road and the residents were in opposition of it. He informed Verizon's Solicitor that the Township would be challenging the application that will be brought before the Zoning Hearing Board at its next meeting.

Commissioner Markman made a MOTION, seconded by Commissioner Spiegelman to authorize Township Solicitor to attend that Zoning Hearing Board meeting and appeal Verizon's application to construct a cell tower on 2442 Old Welsh Road in Willow Grove, Ward 5 of the Township on behalf of the Board of Commissioners of the Township of Abington.

Commissioner Luker added that this application is to construct a cell tower for a temporary (two-year period) on Old Welsh Road and the intention is to find a permanent location.

Commissioner Luker asked for any comments from Commissioners or staff.

Commissioner Schreiber asked if this is not constructed, will it effect reception in that area, and if so, are the residents aware of it.

Mr. Matteo replied yes, it will and the residents are aware of it.

Commissioner Luker asked for any public comments.

Margaret Palmer, 1660 Park Avenue, asked do cell towers cause any type of health issues.

Commissioner Luker replied the Board is not in the position to answer that question because we are not the applicant, and he suggested that the speaker question the applicant at the Zoning Hearing Board meeting.

MOTION was ADOPTED 15-0.

FINANCE COMMITTEE:

Expenditures/Salaries and Wages

Motion to:

- (A) Approve the October expenditures as previously circulated to the Board, in the amount of \$3,493,228.90 and salaries and wages in the amount of \$2,602,951.03.
- (B) Authorize the proper officials to sign vouchers in payment of bills and contracts as they mature through the month of January 2016.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments. There were none.

Roll Call resulted in motion being passed 15-0.

Training and Conference Expenses

Commissioner Kline made a MOTION, seconded by Commissioner Jones to approve the Advance and Travel Expense activity for October 2015 as previously circulated to the Board. Advance and Travel Expense reports were \$0.00 and \$6,547.47, respectively.

Ten-month expenses totaled \$36,028.11.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 15-0.

Clearing Fund/Deferred Revenue and Expense/Petty Cash

Commissioner Kline made a MOTION, seconded by Commissioner Jones to approve the Clearing Fund, the Deferred Revenue/Expense activity and Petty Cash balances for the month of October as previously circulated to the Board.

Clearing fund receipts and disbursements for the month of October 2015 were \$863.55 and (\$2,563.96), respectively.

Deferred Revenue/Expense receipts and disbursements for the month of October 2015 were \$3,040.00 and (\$2,930.00), respectively.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 15-0.

Budget Transfer Authorization

Commissioner Kline made a MOTION, seconded by Commissioner Spiegelman to authorize the Budget Transfers for the year 2015.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 15-0.

Expenditure from Unallocated Permanent Improvement Fund Balance (LOSAP)

Commissioner Kline made a MOTION, seconded by Commissioner Jones to authorize expenditure from Unallocated Permanent Improvement Fund Balance (Account No. 07-00-000-5999) in the amount of \$45,854.00 (2015 allotment) to be distributed equally (\$9,170.80 each) among the five volunteer fire companies serving Abington Township.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 15-0.

Collection of 2015 Delinquent Real Estate Taxes

Commissioner Kline made a MOTION, seconded by Commissioner Hecker to authorize Township staff to notify Montgomery County Tax Claim Bureau that the Township will utilize Northeast Tax Revenue for the collection of 2015 and 2014 delinquent Real Estate Taxes.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 15-0.

Commissioner Kline announced that Township Treasurer Jay Blumenthal's report is available for review upon request in the Manager's Office.

PENSION COMMITTEE:

Resolution No. 15-041 – Amending Police Pension Document Pertaining to Member Contributions

Commissioner Hecker made a MOTION, seconded by Commissioner Kline to set Police Pension contribution rate for 2016 at five percent (5%) of compensation.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 15-0.

RESOLUTION NO. 15-041

AMENDING POLICE PENSION PLAN DOCUMENT
PERTAINING TO MEMBER CONTRIBUTIONS

WHEREAS, the Township of Abington (the "Employer") previously established, by Resolution dated January 1, 2001, the Police Pension Plan for the Township of Abington (the "Plan"); and

WHEREAS, the applicable statute provides that the establishment of such pension plan may be made by Ordinance or Resolution; and

WHEREAS, the "Employer" does, in fact, from time to time, modify and/or amend the "Plan"; and

WHEREAS, any and all amendments and modifications to the "Plan" are required to adhere to all regulations as per applicable pension law (Act 600); and

WHEREAS, the "Employer", through negotiation with the Abington Township Police Association, have made it necessary and desirable to amend Article III entitled "Contribution", Section 3.01 entitled "Member Contributions", and

WHEREAS, this amendment will be effective January 1, 2016;

NOW, THEREFORE, BE IT RESOLVED, this 10th day of December, 2015, that Article III, Section 3.01 shall be amended in its entirety to read as follows:

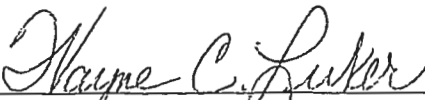
ARTICLE III

CONTRIBUTIONS


3.01 Member Contributions. MEMBERS shall pay into the FUND a percentage amount to be determined annually based upon the most recent actuarial report and minimum municipal obligation calculation. The percentage rate will be set annually by resolution no later than December 31st for the following calendar year. The percentage rate shall be set between zero (0%) and five percent (5%) of COMPENSATION. The contribution rate for 2016 is five percent (5%) of COMPENSATION. It is further understood that the TOWNSHIP will not contribute into the FUND until the MEMBERS are contributing their maximum of five percent (5%) of their COMPENSATION. Individual records of contribution by MEMBERS shall be maintained, including all interest credited to the MEMBER'S individual account which shall be known as the MEMBER CONTRIBUTION ACCOUNT. Interest to be credited shall be five percent (5%) compounded annually.

Interest shall be credited from the end of the PLAN YEAR in which paid to the end of the month after which a refund becomes payable.

TOWNSHIP OF ABINGTON

By: 
Wayne C. Luker, President
Board of Commissioners

ATTEST:


Michael LeFevre, Secretary

Ordinance No. 2107 – Retirement Pension Benefit

Commissioner Hecker made a MOTION, seconded by Commissioner Sanchez to advertise Ordinance No. 2107 amending the Non-Uniform Pension Plan to include an Act 44 Deferred Retirement Option (DROP) for consideration by the Board of Commissioners at our January 14, 2016 public meeting.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 15-0.

Resolution No. 15-038 – Defined Contribution Pension Benefit

Commissioner Hecker made a MOTION, seconded by Commissioner Sanchez to adopt Resolution No. 15-038 adding a Defined Contribution Pension Benefit to the Non-Uniform Pension Plan for all employees hired after January 1, 2016.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 15-0.

Abington Township, Montgomery County, Pennsylvania

RESOLUTION No. 15-038

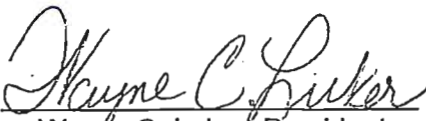
**ESTABLISHING A DEFINED CONTRIBUTION PENSION PLAN
PART II FOR THE FULL-TIME NON-UNIFORMED
EMPLOYEES OF THE TOWNSHIP OF ABINGTON**

WHEREAS, the Township of Abington, Montgomery County, Pennsylvania has historically offered a Non-Uniformed Employee Defined Benefit Pension Plan for its full-time non-uniformed employees; and

WHEREAS, the Board of Commissioners of the Township of Abington wishes to modify our Non-Uniformed Employee Defined Benefit Pension Plan and add a Defined Contribution Pension Plan Part II for new employees covered by the Non-Uniformed Employee Pension Plan.

NOW, THEREFORE, BE IT RESOLVED, this 10th day of December, 2015, that the Board of Commissioners of the Township of Abington, Montgomery County, Pennsylvania hereby adds a Defined Contribution Pension Plan Part II for the full-time non-uniformed employees hired on or after January 1, 2016, and approves the amended Non-Uniformed Employee Pension Plan document, as drafted.

BOARD OF COMMISSIONERS

By: 
Wayne C. Luker, President

ATTEST:



Michael LeFevre, Secretary

Resolution No. 15-039 – Amending Definition of Employee under the Defined Benefit Pension Plan

Commissioner Hecker made a MOTION, seconded by Commissioner Kline to approve Resolution No. 15-039 redefining the definition of an employee under the Non-Uniform Pension Plan, effectively closing the Defined Benefit provision to any employee hired after December 31, 2015.

Commissioner Luker asked for any comments from Commissioners or staff. There were none.

Commissioner Luker asked for any public comments. There were none.

MOTION was ADOPTED 15-0.

TOWNSHIP of ABINGTON

MONTGOMERY, PENNSYLVANIA

RESOLUTION # 15-039

AN RESOLUTION RE-DEFINING THE DEFINITION OF EMPLOYEE FOR THE
TOWNSHIP OF ABINGTON'S NON-UNIFORMED EMPLOYEE PENSION PLAN

WHEREAS, The Township of Abington, Montgomery County, Pennsylvania did by Resolution 14-032 restate the Non-Uniformed Defined Benefit Pension Plan for its full-time Non-Uniformed employees; and

WHEREAS, the Board of Commissioners of Township of Abington wishes to amend Resolution No. 14-032, specifically the definition of Employee;

NOW THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Township of Abington, Montgomery County, Pennsylvania, hereby enact that the following section of Resolution No. 14-032 shall be amended as follows:

Article II Definitions Section 2.29 is amended to read as follows:

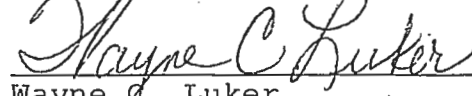
"Employee" shall mean each non-uniformed employee of the Employer hired on or before December 31, 2015, classified on the Employer's records as a common-law employee and excluding any person who is employed as a leased employee (as defined in Section 414(n) of the Code). Employee shall also not include a consultant or independent contractor, as classified by the Employer, even if such individual is subsequently reclassified by the Internal Revenue Service or any other agency, entity or person. Employees covered by a collective bargaining agreement with the Employer, pursuant to which retirement benefits are the subject of good faith collective bargaining are included as Employees for purposes of the Plan if provided for in the collective bargaining agreement.

The provisions of this Resolution are severable. If any part of this Resolution is declared to be unconstitutional, illegal, or invalid, the validity of the remaining provisions shall be unaffected. All Resolutions and parts of Resolutions heretofore adopted, to the extent that the same are inconsistent herewith, are hereby repealed.

The effective date of this Resolution shall be January 1, 2016.

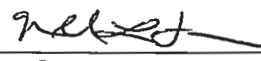
NOW THEREFORE, BE IT RESOLVED THIS 10th DAY OF December 2015.

TOWNSHIP OF ABINGTON



Wayne C. Luker,
President Board of Commissioners

ATTEST



Michael LeFevre, Secretary

COMMENTS FROM CITIZENS:

Dennis Miranda, Executive Director of the Wissahickon Valley Watershed Association, announced that on January 22, 2016 at 10 a.m., we will be having a collaborative approach to water restoration and protect finance forum. The workshop will be held in Whitemarsh Township at the Whitemarsh Parks and Recreation Building at 4021 Joshua Road, Lafayette Hill, PA., and it is sponsored by Wissahickon Valley Watershed Association and the Environmental Finance Center of the State University of Maryland.

This joint effort is to help municipalities look at alternative ways to address stormwater management and we are doing this as a service for municipal leaders, officials, planners, engineers and their consultants.

He read from an email by Drew Shaw, Planner with the Montgomery County Planning Commission in regards to a resolution looking for municipalities to opt-in to the TMDL alternative stakeholder process that will be convened by DEP and facilitated by the MCPC. The resolution enables municipalities to participate in a collaborative effort supporting DEP, EPA and the MCPC along with all municipalities in the region. He provided a copy to the Township Manager.

REMARKS OF COMMISSIONERS:

Commissioner Zappone reminded his residents that on Sunday, December 13, 2015 will be Breakfast with Santa at the North Penn VFW. This is our last event for the year, and seven events are scheduled for next year.

Commissioner Spiegelman wished everyone a “Happy Hanukkah” “Merry Christmas” and a “Happy New Year” and joy and peace this holiday season.

Commissioner Sanchez thanked everyone who donated to the Turkey Drive this past Thanksgiving. He will be helping to collect new and unwrapped toys and nonperishable foods on Saturday, December 12, 2015 from 1- 4 p.m. at the Brownstone at Sunrise of Abington at 1867 Susquehanna Road. He wished everyone a “Happy Holiday.”

Commissioner Myers wished everyone a “Happy Holiday.”

Commissioner Kalinoski wished everyone a “Merry Christmas” and a “Happy New Year” and a safe holiday season.

Commissioner Schreiber wished everyone a “Happy Holiday.”

Commissioner Bowman thanked members of the Roslyn Valley Business Association for sponsoring the Christmas lights along Easton Road as they look nice and he wished everyone a “Merry Christmas.”

Commissioner DiPlacido invited everyone to the McKinley Holiday celebration to be held at the McKinley Fire House on Saturday, December 12, 2015 from 4-6 p.m. and there will be treats and a visit by the jolly good guy. Also, there will be antique fire truck rides and he will be cooking hot treats and beverages and we will be collecting unwrapped gifts and toys for some needy families in the neighborhood

Also, as always, “when driving through Abington, please drive like your kids live here.”

Commissioner Farren thanked Santa for visiting Glenside this past weekend. He sent his prayers and support to a little girl from Glenside who is struggling at CHOP right now.

He wished everyone a “Happy Hanukkah” “Merry Christmas” and a “Happy New Year.”

Commissioner Gillespie thanked everyone who participated in the Keswick Christmas Village event. She wished everyone a “Happy Hanukkah,” “Merry Christmas” and a “Happy New Year”

Commissioner Hecker reminded everyone that Wednesday, December 16, 2015 marks the official Grand Opening of the Corner Bakery Café in the Abington Shopping Center on Old York Road and the official ribbon cutting will be at 9 a.m.

He wished everyone a “Happy, Healthy and Safe Holiday Season.”

Commissioner Jones passed on a ‘thank you from residents of Osceola Avenue to Lt. Warner and Officer Freed for taking a care of parking situation.

He wished everyone a “Happy Kwanzaa,” “Happy Hanukkah” “Merry Christmas” and a “Happy New Year.”

Vice President Kline announced that on Monday, December 7, 2015, he, along with Assistant Township Manager Wehmeyer attended the Greater Valley Forge Transportation Management Authority where the Township was recognized and awarded for its Master Bicycle Plan and installing bike lanes on Valley Road.

He wished everyone a “Happy Holiday.”

President Luker wished everyone a “Merry Christmas,” “Happy Hanukkah,” “Joyous Kwanzaa” and a “Happy Holiday” on behalf of the Board of Commissioners.

We collectively want to thank all Township employees for their dedicated hard work and commitment to their jobs and to Abington Township. They are what make Abington Township what it is and what they do individually and collectively makes the Township first and foremost in Montgomery County.

We wish everyone a safe and prosperous “New Year”, and most importantly, a new year of good health to you and your families.

ADJOURNMENT: 8:21 p.m.

Respectfully submitted,

Michael LeFevre, Township Manager

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*Approved
January 14, 2016*