



**UPPER PROVIDENCE BOARD OF SUPERVISORS  
MINUTES FOR FEBRUARY 1, 2016**

**ATTENDANCE**

Philip Barker, Chairman; Lisa Mossie, Vice Chairman; Albert Vagnozzi, Supervisor; Staff present was Timothy J. Tieperman, Township Manager; C. Lee Milligan, Assistant Township Manager; Edward Skypala Esq., Township Solicitor; William Dingman, Township Engineer; Geoff Grace, Planning Consultant; Ken O'Brien, Traffic Engineer; and Fire Marshal Joshua Overholt.

**PLEDGE OF ALLEGIANCE**

Chairman Barker opened the meeting with the Pledge of Allegiance.

**EXECUTIVE SESSION REPORT**

Chairman Barker stated that there was an Executive Session held on January 19, 2016, regarding personnel issues.

**APPROVAL OF BILL LIST**

**1. January 15, 2016 – January 28, 2016: \$367,967.71**

Mrs. Mossie made a motion, seconded by Mr. Vagnozzi, to approve the bill list from January 15, 2016 through January 28, 2016 totaling \$367,967.71. The motion passed unanimously 3-0.

**APPROVAL OF MINUTES**

**2. January 19, 2016 Meeting Minutes**

Mrs. Mossie motioned, seconded by Mr. Vagnozzi, to approve the January 19, 2016 Minutes. The motion passed unanimously 3-0.

**PUBLIC COMMENTS**

John Leonard, 20 Meredith Road, asked whether the Board of Supervisors would consider passing a Resolution authorizing a ballot initiative for going to a five (5) member Board.

**OLD BUSINESS (ACTION/DISCUSSION ITEMS):**

There was no old business.

**NEW BUSINESS (ACTION/DISCUSSION ITEMS):**

**3. Review tentative land development plan submitted by Audubon Land Development (ALD) for the EXPO parking lot. (Review expiration date is February 2, 2016. Planning Commission recommends denial of application).**

Mr. Skypala stated that the Planning Commission recommended denial of this plan based on various technical deficiencies outlined in the Consultant's review letters.

Mrs. Mossie motioned, seconded by Mr. Vagnozzi, to deny ALD's tentative land development plan (1-071 005-1108 TLD) in accordance with the Planning Commission's recommendation and the consultant reviewing letters submitted by Grace Planning (01/06/2016); McMahon Associates (01/06/2016); Gilmore

Associates (12/21/2015) and Montgomery County Planning Commission (01/12/2016); and also to authorize the Township Solicitor to compose a denial letter. The motion passed unanimously 3-0.

**4. Consider ALD request for a reduced parking escrow for pizza shop at Mill and Egypt Roads.**

Mr. Milligan explained that ALD has completed the retaining wall behind Oaks Pizza and is in the process of cleaning up the site and adding stone to accommodate overflow parking as well as constructing additional sidewalk to interconnect the pizza shop lot with the Comcast parking lot.

ALD is requesting that the Board consider delaying the land development submission for about one year. It has been in the negotiation process for a new tenant at the corner lot and does not believe it makes sense to submit a land development plan and subsequent improvements if such improvement would have to be undone once these approvals are obtained. They inquired whether the Board would consider \$13,000 as an acceptable escrow.

There was no ALD representative present to discuss this proposal and defend the request. Mr. Skypala suggested the BOS table this item, pending further review and consultation with the Township Engineer. The Board unanimously concurred with this recommendation..

**5. Consider waiver request for Black Rock Road Associates to permit the installation of Belgian block curb in place of concrete curb at Freedom Village.**

Mr. Dingman stated that Black Rock Road Associates is seeking waiver from Section 154-22.B to permit the installation of Belgian block curb and from Section 150-11.D(8) to permit the basin bottom to be flat rather than meet the two (2) percent minimum grade requirement.

Mrs. Mossie made a motion, seconded by Mr. Vagnozzi to approve the waiver for the Belgian block curb according to Township standards and to grant the waiver for Section 150-11.D(8) to permit the basin bottom to be flat rather than meet the two (2) percent minimum grade as requested in the letter dated January 21, 2016. The motion passed unanimously 3-0.

**6. Receive update on the Township's Transferrable Development Rights (TRD) Ordinance.**

Mr. Grace gave an overview of this Ordinance.

**7. Consider adoption of Ordinance #550 which creates a new Chapter 144 (Grease Traps and Interceptor Maintenance) under the UPT Code of Ordinances.**

Mr. Milligan gave an overview of this Ordinance. This Ordinance will provide the regulation, inspection and maintenance of oil and grease interceptor systems.

Mrs. Mossie made a motion, seconded by Mr. Vagnozzi to adopt Ordinance No. 550 creating the Code of the Township of Upper Providence Chapter 144, GREASE TRAPS AND INTERCEPTOR MAINTENANCE. The motion passed unanimously 3-0.

**MANAGER'S REPORT**

Mr. Tieperman stated that he had been sent a pictorial of the Arcola Bridge construction update. The Bridge should reopen this spring.

## a) 135 Bridge Street Demolition

The request for bids has been advertised and the opening date has been pushed back to allow the bidders to inspect the property.

## b) Warren Kampf Town Hall Meeting

Mr. Tieperman met with Representative Warren Kampf and his office staff. Mr. Kampf expressed interest in having a Town Hall Meeting with the residents of Upper Providence and to use the Township's Meeting Hall. This meeting will take place on Wednesday March 16, 2016.

## c) Upper Providence Township Community Golf Outing

Mr. Tieperman stated that the Township Community Golf Outing will take place Tuesday, April 12, 2016 at RiverCrest Golf Club & Preserve.

## d) Post-Storm Report

Mr. Tieperman stated that PEMA and the local Emergency Management Groups have asked the Township to submit a cost estimate of the money spent on the snow storm.

## e) Volunteer Fire Recruitment Presentation

Fire Marshal Joshua Overholt gave a brief presentation of how the Township can recruit volunteer fire fighters.

**CONSULANT REPORTS**

There were none.

**SOLICITOR'S REPORT**

- a) South Lewis Road Right-of-Way Updates
- b) Cider Mill House Update

Mr. Skypala gave a brief update on the right-of-way for South Lewis Road and the Cider Mill House. On the latter he stated that his office has been in contact with the representing attorney and was told that the Attorney is out of town.

## c) Per Capita Tax Ordinance Update

Mr. Skypala stated that the Ordinance has been advertised and the hearing will take place on March 7, 2016.

**SUPERVISORS COMMENTS**

## a) Applications to fill Park and Recreation Board Vacancy

Mr. Tieperman stated that the Township has received three (3) applications.

Mrs. Mossie stated that the Board should contact the applicant before a decision is made.

**ADJOURNMENT**

There being no further business Mrs. Mossie made a motion, seconded by Mr. Vagnozzi, to adjourn the meeting at 8:05pm. The motion passed unanimously 3-0.

Respectfully Submitted By:



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Timothy J. Tieperman, Township Manager/Secretary