

**WHITPAIN TOWNSHIP
BOARD OF SUPERVISORS' AGENDA #02-2022
JANUARY 18, 2022
6 PM**

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1. Salute to the Flag.
2. As advertised, the Board to consider Ordinance No. 392, an Ordinance of the Whitpain Township Board of Supervisors providing for a question to be placed before the voters of Whitpain Township by a referendum at the primary election of May 17, 2022, asking whether the electors of Whitpain Township favor the imposition of an increase in the Earned Income Tax rate from one (1%) percent to one and six one-hundredths (1.06%) by Whitpain Township to be used to retire the indebtedness incurred in purchasing interests in real property, or to make additional acquisitions of real property, in Whitpain Township for the purpose of securing an open space benefit, or to pay transactional fees incidental to such acquisitions, or to pay expenses necessary to prepare the required resource, recreation, or land use plan, or to develop, improve, design, engineer, or maintain such property, as authorized by the Open Space Lands Act, Act 442 of 1967, as amended.
3. As advertised, the Board to consider Ordinance No. 393, an Ordinance amending the Code of the Township of Whitpain, Part II (General Legislation), Chapter 108 (Parks and Playgrounds), Section 108-4 (Rules and Regulations for Specific Activities).
4. Consent Agenda:
 - a. Motion to approve the minutes of the Board of Supervisors' meetings of December 21, 2021 and January 3, 2022.
 - b.
 - (i) Motion to approve the preliminary December 2021 Voucher List totaling \$940,634.61, check sequence #74764 through #74981.
 - (ii) Motion to approve the final December 2021 Voucher List totaling \$1,135,370.29, check sequence #74764 through #75069.

- c. Motion to pass Resolution No. 1483 appointing delegates to the Tax Collection Committee.
- d. Motion to pass Resolution No. 1484 appointing a deputy tax collector.
- e. Motion to approve the 2021 Planning Commission Annual Report per requirements of the PA Municipalities Planning Code Article II Section 207(a).
- f. Motion to certify that the following have met the Qualifying Volunteer criteria to receive the Volunteer Local Property Tax Credit for 2021, subject to the confirmation by the Centre Square Fire Company Chief: Jessica Brunner, Sharon Brunner, Michael DiDomenico, Sr., Antoinette Dowds, Bernie Dwyer, Theodore Fonash, Thomas Kozeniewski, Kareem Lee, Paul Lusch, John Posen and Scott Tiffany.
- g. Motion to certify that the following have met the Qualifying Volunteer criteria to receive the Volunteer Earned Income Tax Credit for 2021, subject to the confirmation by the Centre Square Fire Company Chief: Joseph Bradley, Jessica Brunner, Sharon Brunner, Zayne Brunner, Michael DiDomenico, sr., Antoinette Dowds, Bernie Dwyer, Theodore Fonash, Matthew Kozeniewski, Thomas Kozeniewski, Kareem Lee, Paul Lusch, Nelson Lee Miller, John Posen and Scott Tiffany.
- h. Motion to authorize the Chair and Secretary to sign on behalf of Whitpain Township a Declaration of Restrictions between Joshua A. and Kathryn M. LeFever, owners of 1625 Yost Road (Parcel No. 66-00-08554-01-1) and Whitpain Township. This agreement addresses stipulations applicable during the construction of a new dwelling at 1625 Yost Road and is subject to the final review by the Township Solicitor.
- i. Motion to advertise for bids for the Upgrades and Additions to the Public Works Garages.
- j. Motion to extend the 2021 road resurfacing contracts for 2022 and to include the Montgomery County Consortium of Communities and any member municipality or municipal authority of the Montgomery County Public Works Association. This motion will allow the same communities to piggyback our bids in 2022. This is the first of two extensions, per the terms of the contract.

- k. Motion to participate in the Montgomery County Consortium contracts for purchasing materials and piggyback awarded contracts for goods and services bid by other communities in 2022.
- l. Motion to advertise for bids for the 2022 Curb Line Milling Contract.
- m. Motion to advertise for bids for the 2022 Collection & Disposal of Municipal Residential Leaves & Lawn Waste Contract.
- n. Motion to extend the agreements with Armour and Sons for the inspection of traffic signals through the Township in accordance with PennDOT requirements, and for traffic signal maintenance for one year through March 2023 in accordance with the rate schedule submitted December 9, 2021.
- o. Motion to sponsor, establish, participate in, or administer a cooperative purchasing agreement for the procurement of any goods, materials and equipment or services with another public procurement unit as defined in the Commonwealth Procurement Code. This includes, but is not limited to the following cooperative purchasing programs:
 - the PA General Services Contract Program (Costars) for 2022. This includes the purchase of highway materials, road salt, vehicles, equipment and supplies, and services as needed.
 - Sourcewell, formerly (NJPA) National Joint Powers Alliance for the calendar year of 2022.
 - TIPS-USA, the Inter-local Purchasing System Contract for the calendar year of 2022.
 - H-GAC (Houston-Galveston Area Council) for cooperative purchases for 2022.
 - Keystone Purchasing Network for the purchase of goods and services.
 - GSA cooperative purchasing program for the purchase of goods and services.
- p. Motion to authorize the use of PennBid for advertising and bidding of projects.
- q. Motion to authorize Whitpain Township to dispose of Township personal property by public auction for the calendar year 2022 utilizing Municibid,

- JJ Kane Auctioneers or PennBid for the sale of surplus equipment, supplies and decommissioned vehicle disposition.
- r. Motion to extend the 2021 ADA Ramp Modification Project contract with Associated Paving Contractors, Inc. of Warminster, PA to 2022. This is the first of two extensions, per the terms of the contract.
- s. Confirming motion to release
- \$41,312.85 (Release #12) from the escrow fund for Blue Bell Springs – Phase I (Latham Realty Associates, LP)
 - \$41,558.18 (Release #A1-2) from the escrow fund for Blue Bell Springs – Phase II (Latham Realty Associates, LP)
 - \$10,468.35 (Release #8) from the escrow fund for Blue Bell Springs – Phase III (Latham Realty Associates, LP)
 - \$3,400.00 (Release #5) from the escrow fund for the 637 Cathcart Road subdivision located at 637 Cathcart Road
5. Motion to appoint _____ to fulfill a vacancy on the Zoning Hearing Board with a term expiring December 31, 2025.
6. Motion to appoint _____ as Alternate No. 1 on the Human Relations Commission with a term expiring December 31, 2024.
7. Motion to name Joyce Keller as the Supervisor Liaison to the Shade Tree Commission for the purpose of establishing a clear line of communication between the Board of Supervisors and the Shade Tree Commission.
8. Motion to consider Resolution No. 1482 to approve plan titled “Preliminary/Final Approval - Plan of Subdivision/Land Development Plans for 327 Maple Avenue” located at 327 Maple Avenue, Sheets 1 of 12 through 12 of 12, prepared by Hibbeln Engineering Company, LLC, plans dated October 25, 2021 in accordance with Section 509 (b) of the Pennsylvania Municipalities Planning Code conditioned upon execution of a Development Agreement, posting of financial security, planning module approval, compliance with the recommendations contained in the motion from the Township Planning Commission and the resolution of items in the review letter from the Township Engineer dated November 23, 2021.

9. Does the Board of Supervisors wish to take any action on the following Zoning Hearing Board cases scheduled for January 20, 2022?

NO. 2305-21 – VINCENT AND TRACY MARROCCO request variances from Article V, Section 160-17 related to Side Yards for Single family Dwellings and from Article XXVIII, Section 160-203 related to Residential Projections into Side Yards with respect to their property located at 1029 Blue Rock Lane, Blue Bell, PA in the Township's R-1 Residential District. Applicant's requested relief, if granted, will allow Applicants to construct an 8 foot, 9 inch by 25 feet, three quarters of an inch, one story addition with deck onto the north side of their existing non-conforming residence which will: (1) project into the side yard when the Ordinance prohibits same; and (2) will reduce the minimum side yard width to 33 feet one and three-quarters inches when the Ordinance requires a minimum of 45 feet; and will reduce the aggregate side yard width to 81 feet, one and three-quarters inches when the Ordinance requires a minimum aggregate width of 100 feet.

NO. 2306-21 – NIEL TAGLIAMONTE requests variances from Article VII, Section 160-34 related to Side Yards for One Family Detached Dwellings and from Article XXVIII, Section 160-203 related to Residential Projections into Side Yards with respect to his property located at 1518 Sullivan Dr., Blue Bell, PA in the Township's R-2 Residential District. Applicant's requested relief, if granted, will allow Applicant to construct an 12 foot by 18 foot roofed patio in the side of his existing residence which will: (1) project into the side yard when the Ordinance prohibits same; and (2) reduce the minimum side yard width to 13 feet when the Ordinance requires a minimum of 25 feet; and (3) reduce the aggregate side yard width to 48 feet when the Ordinance requires a minimum aggregate width of 60 feet and; (4) allow installation of an emergency standby generator to be located within the minimum side yard 10 feet off the side lot line when the Ordinance does not permit same.

NO. 2307-21 – NORMANDY DEVELOPMENT, LP requests variances from Article XIII, Section 160-77.D.(4).(p) & (t) and Section 160-77.C.(6) related to Special Regulations for Rural Cluster Subdivisions with Historic Preservation, Article XXVII, Section 160-192.B(2)(h) related to Required Off-Street Parking, Article XXIX, Section 160-222 related to Buildings and Article XXIX, Section 160-227 related to Destruction of Building by Fire/Condemnation with respect to its property located at 1401 Morris Rd., Blue Bell, PA in the Township's R-6 Agricultural/Rural Residential District. Applicant's requested relief, if granted, will allow Applicant to demolish an existing non-conforming fire damaged structure on the property and, in its place, construct an expanded non-conforming structure which will: (1) have 381 parking spaces when the Ordinance requires at least 387 parking spaces; and (2) encroach into the minimum perimeter setback for historic preservation when the Ordinance prohibits same; and (3) have 21

guest units where 9 previously existed when the Ordinance prohibits such expansion; and (4) add a .5% increase in impervious surface area when the Ordinance prohibits same; and (5) increase the height of the existing building from 25 feet to 40 feet when the Ordinance prohibits such expansion.

10. Public Comment.

11. Old Business/New Business/Closing Comments (Supervisors).