

Chairman Grey R. Godshall called the Regular Meeting of the Board of Supervisors to order on Monday, July 20, 2015 at 7:04 p.m. at the Municipal Building, 671 Allentown Road, Telford, Pennsylvania 18969.

Present were 1st Vice-chairman David B. Fazio, 2nd Vice-chairman Robert H. Nice, Supervisor Curtis N. Kratz, and Supervisor Steven P. Barndt. Also in attendance were Township Manager Jon A. Hammer, Assistant Township Manager Jamie P. Worman, Chief of Police Joseph Kozeniewski, Finance Officer Ami L. Tarburton, Township Solicitor Frank R. Bartle, Esquire, Public Works Director Paul Nice, Township Engineer Cindy VanHise, P.E., Building Inspectors Jerry Rittenhouse and Roger M. Koffel, and interested residents of Franconia Township.

OPEN MEETING TO THE PUBLIC

Mr. Godshall opened the meeting to the public.

Mr. Gerald Thiel, 811 Allentown Road, explained that he wanted to address the financial presentation that took place on June 30th, 2015. He commented that the meeting on June 30th was a good a meeting and very informative and, even though he was dissatisfied with a few things, overall it went well. He then distributed a handout to the BOS and read through the contents of such. His handout touched on items including improper transfers, restricted funds being used to supplement the general fund, and the procedures to pay back the money owed. Mr. Thiel explained that had this information been presented back in December things might be different today. While the presentation did answer many of his questions, Mr. Thiel noted that it still did not provide information on who knew and who was responsible. He concluded that no one individual was responsible and he is hopeful that the BOS will pay closer attention to the budget moving forward. He added that he is also hopeful that the new procedures and safeguards will help ensure that this type of situation is never repeated. He thanked the BOS for their civic service. Mr. Thiel also noted during his presentation that his notes are referenced in previous minutes but are not attached.

Mr. Doug Killough, 43 Cowpath Road, questioned whether the BOS was going to rescind its ordinance pertaining to firearms in the park since the law was found to be unconstitutional. Mr. Bartle replied that he would not recommend that the BOS consider rescinding the ordinance. He explained that the underlying legislation is still law. The issue was that the prohibition improperly gave people legal standing. Under our ordinance you are, as the Second Amendment and the Pennsylvania Statute require, permitted to carry a firearm. It is the discharging of the firearm that is restricted in the park.

Mr. Ed Tosten, 265 Kingsfield Drive, asked if the BOS could give an update on the proposed development of 50 homes on Cowpath Road. He added that a development that large will put so many additional cars on the road and he questioned whether this had been thought through by the BOS. Mr. Hammer replied that at this point in time the parcel in question must undergo a zoning change and that would entail the Township changing the ordinance. He added that the parcel is currently zoned LI and it would have to be rezoned to residential. There was some confusion on the actual location of the proposed site but Mr. Barndt explained that the proposed development would take place on the same parcel as the North Penn Water Authority's new water tower.

Ms. Tara Gray, 453 Mininger Road, questioned if there had been only one email blast. Ms. Worman explained that there have been two blasts so far but that she believed Ms. Gray signed up after the first one, in which case, she may have only received one email. Ms. Gray suggested sending out blasts more often with the dates of upcoming meetings. Mr. Godshall suggested that perhaps the meeting dates could be emailed on a monthly basis.

APPROVAL OF JUNE 15, 2015 MEETING MINUTES

Mr. Fazio made a motion to approve the minutes from the June 15, 2015 regular meeting. Mr. Barndt seconded the motion. The motion passed.

SOLICITOR'S REPORT – FRANK BARTLE, ESQUIRE

Mr. Bartle explained the two items listed under his report. He explained that Resolution No. 15-17-20-07 and Resolution No. 15-18-20-07 both dealt with land being dedicated to the Township for future road projects. He explained that in land development the developer will offer the right-of-way area to the Township for road purposes which eliminates the Township's need to go back and try to acquire this land at a later date. Ms. Peg Hoffner, 415

Moyer Road, asked how much this will cost the Township. Ms. Worman replied that it is not costing the Township anything, the area is being offered not purchased. Ms. VanHise, P.E. added that the right-of-way will be used for an extension of widening and curb in that area.

Resolution 15-17-20-07: A Resolution of Franconia Township accepting the dedication of the lands of 341 Cowpath Road Right-Of-Way located in the Township of Franconia, Montgomery County, Pennsylvania. Mr. Barndt made a motion to approve Resolution No. 15-17-20-07. Mr. Kratz seconded the motion. The motion passed.

Resolution 15-18-20-07: A Resolution of Franconia Township accepting the dedication of the W. Reliance Road Right-Of-Way located in the Township of Franconia, Montgomery County, Pennsylvania. Mr. Fazio made a motion to approve Resolution No. 15-18-20-07. Mr. Barndt seconded the motion. The motion passed.

POLICE REPORT- CHIEF JOSEPH S. KOZENIEWSKI

Chief Kozeniewski submitted his report. He pointed out that there is a noticeable jump in the number of domestic family calls and an increase in DUI's. Mr. Godshall pointed out that the report listed one arrest. Chief Kozeniewski replied that that was correct and that it has been slow overall. Chief Kozeniewski reported that there seems to be people coming in from out of state for various energy suppliers. He instructed residents to ask to see a permit for solicitation should they knock on your door. Mr. Ed Tosten, 265 Kingsfield Drive, asked how many criminal complaints were received. Chief Kozeniewski referenced his report pointing out where that information is shown. He also explained the variables that impact that number including how things are logged into the system. Ms. Hoffner, 415 Moyer Road, asked how many traffic violations were issued for the past month. Chief Kozeniewski replied that 17 violations were issued. Mr. Godshall questioned what "open buildings" meant. Chief Kozeniewski explained that those are unsecured buildings that the department has to go out and secure.

ZONING OFFICER REPORT-JAMIE P. WORMAN

Jamie P. Worman, Zoning Officer submitted her report. She reported that Ordinance #383 was passed at the hearing held July 8th, 2015. She noted that once the five day enactment period passed she was able to sign off on a number of permits that were on hold waiting for

the passage of the ordinance. She reported that there were no Zoning Hearings for the month of July but she had just received the first application from W.B. Homes for August. That hearing will be held on August 6th, 2015 and pertains to a sign. Ms. Worman also reported that the Township was in receipt of a Zoning Map Amendment application from W.B. Homes Inc. requesting that the MRD-Mixed Residential Development overlay be extended over a parcel of land they are in the process of possibly acquiring. That application is being processed. Ms. Worman reported that the Planning Commission had recommended two minor subdivisions for approval and Ms. VanHise will discuss that during her report. Ms. Worman concluded that there is an increase in permit applications over last year at this time. The majority of the permits are for accessory buildings, decks, and pools.

HIGHWAY REPORT-PAUL R. NICE

Mr. Nice submitted his report. He reported that his department finished up all their liquid fuel projects for the year. The next project will be widening and curbing. He also noted that they are doing a lot of mowing. Mr. Kratz commented that the Cherry Lane Road Project that the Township had partnered with Souderton Borough to complete looks fantastic. Mr. Nice replied that the project turned out very nice. He added that it is all about preventative maintenance. Ms. Peg Hoffner, 415 Moyer Road, questioned who enforces the tonnage requirements on roadways as she has noticed huge dump trucks traveling on Halteman Road from the Turnpike project that exceed the posted weight limit. Chief Kozeniewski replied that this was the first they were hearing of this and asked if the trucks were coming off the emergency access. Ms. Hoffner replied that she was not sure where they were coming from but figured it had to be that access. Mr. Nice replied that they should be staying on Schoolhouse Road. Chief Kozeniewski agreed to check it out. Mr. Godshall suggested the contractor be contacted.

ENGINEERING REPORT- CINDY L. VANHISE, P.E.

Ms. VanHise submitted her report. She noted that there were two minor projects listed later on the agenda for conditional preliminary/final approval. These projects include the Robert Landes Lot Line Adjustment and the Robert Martin Minor Subdivision. She explained that the Robert Landes Lot Line Adjustment is simply a land swap with no new lots being created. She then explained that the Robert Martin Minor Subdivision on Indian Creek Road will create one new flag lot that will be a future building lot for the owner's son. Mr. Gerald Thiel, 811 Allentown Road, asked Ms. VanHise if she could explain a question a fellow

resident had about being required to install and pay for a culvert going in on her property. Ms. VanHise replied that she was unaware of this situation and that she has no information about a culvert going in anywhere. The resident Mr. Thiel was referring to was not present at the meeting. Mr. Godshall added that without knowing specifics the Township could not comment on the situation. Mr. Godshall also added that there will be stormwater information provided in the next newsletter as there is a lot going on in stormwater management.

TREASURER'S REPORT – JON A. HAMMER

A motion was made by Mr. Nice and seconded by Mr. Fazio to approve the Treasurer's Report as presented, and to provide authorization for the Treasurer to pay all bills for the respective funds as presented on Voucher No. 15-20-07 dated July 20, 2015 in the amount of \$541,841.55. The motion carried unanimously.

PAYROLL

A motion was made by Mr. Nice and seconded by Mr. Kratz for the Treasurer to be authorized to pay all employees during the pay period of July 18, 2015 through August 16, 2015 according to the hours worked as listed on the Payroll Journal for the aforesaid period. The motion carried unanimously.

LAND DEVELOPMENT

Resolution No. 15-19-20-07: A Resolution granting Conditional Preliminary/Final Approval for the "Robert Landes Lot Line Adjustment" (#05-15) and the properties with frontage along Cowpath Road and frontage along West Reliance Road, Franconia Township, Montgomery County, Pennsylvania. Mr. Barndt made a motion to approve Resolution 15-19-20-07, and Mr. Fazio seconded the motion. The motion passed.

Resolution No. 15-20-20-07: A Resolution granting Conditional Preliminary/Final Approval for the "Robert P. Martin Minor Subdivision Plan" (#06-15) and the property situated on Indian Creek Road at the terminus of Clemens Road, Franconia Township, Montgomery County, Pennsylvania. Mr. Barndt made a motion to approve Resolution 15-20-20-07, and Mr. Fazio seconded the motion. The motion passed.

Mr. Ed Tosten, 265 Kingsfield Drive, wanted to know what the Landes Resolution means as it is really unclear. He questioned why the BOS would allow the creation of a lot at the

corner of Reliance Road and Cowpath Road. Ms. Worman explained that the resolution is to approve a lot line adjustment plan in which the subject parcel that fronts W. Reliance Road is going to acquire additional acreage in the rear of his property from a neighboring parcel that fronts Cowpath Road. There are no additional lots being created and it is not at the corner.

Ms. Tara Gray, 429 Mininger Road, asked why the total for the monthly bills was so high. Finance Officer, Ms. Ami Tarburton, replied that the reason for the high total was because the liquid fuel funds were included as the projects were completed as noted earlier by Mr. Nice.

BID AWARD

A motion was made by Mr. Godshall and seconded by Mr. Fazio to approve acceptance of fuel contract awards to the lowest responsible bidders for the following items pursuant to public bids opened July 16, 2015 and received at this meeting by the Board of Supervisors:

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| a) Unleaded Gasoline –P.K. Moyer & Sons | \$44,644.00 |
| b) Diesel Fuel – Moyer & Son Inc. | \$20,191.05 |
| c) No. 2 Fuel Oil – Moyer & Son Inc. | \$18,826.50 |
| d) Propane- Superior Plus Energy Services | \$5,162.00 |

ANNOUNCEMENTS

The Franconia Township Planning Commission will hold its Regular Meeting on Monday, August 3, 2015 at 7:00 p.m. at the Franconia Township Municipal Building, 671 Allentown Road, Telford, Pennsylvania 18969.

The next Regular Board of Supervisors meeting will be held at 7:00 p.m. on Monday, August 17, 2015 at the Franconia Township Municipal Building, 671 Allentown Road, Telford, Pennsylvania 18969. The Board of Supervisors Work Sessions will be held on Wednesday, August 12, 2015 at 4:00 p.m. at the same location.

MOTION TO ADJOURN

A motion was made by Mr. Fazio and seconded by Mr. Nice to adjourn the meeting at 7:48 p.m. The motion carried unanimously.

Respectfully submitted,

Jamie P. Worman