

The regular meeting of the **BOARD OF COMMISSIONERS** for July 2020 was held this evening via web-conference, Vice President Baron Holland presiding. Members present were Commissioners Rappoport, Areman, Pransky, Brockington and Zygmund-Felt. Commissioner Norris was not present.

Staff present via web-conference were Terry Fedorchak, Interim Township Manager; Alyson Elliott, Assistant Township Manager; Charlyn Battle, Director of Human Resources; John Frye, Chief of Police; Michael Fleming, Public Works Coordinator; Brian Hinson, Director of Parks and Recreation; Scott Lynch, Fire Marshal; Christopher Clewell, Public Works Superintendent; Henry Sekawungu, Director of Planning and Zoning; Bruce Rangnow, Director of Fiscal Affairs. Also present via web-conference was Joseph Bagley, Esquire, Township Solicitor.

Mr. Holland announced that the Board met in an Executive Session yesterday and prior to this evening's meeting to discuss personnel matters and matters which if discussed in public would violate a lawful privilege.

1. The meeting was commenced by Mr. Holland at 7:33 pm.
2. Mr. Areman led the Pledge of Allegiance.
3. Each member having received a copy of the Commissioners' Regular Meeting Minutes dated June 17, 2020, upon motion of Mr. Brockington, the minutes were unanimously approved by the Board of Commissioners.
4. Each member having received a copy of the Executive Summary Financial Report of the Manager/Secretary for the month of June 2020, upon motion of Mr. Pransky, the report was unanimously approved by the Board of Commissioners.
5. Each member having received a copy of the Accounts Paid Report for the month of June 2020, upon motion of Mr. Pransky, the report was unanimously approved by the Board of Commissioners.
6. Consider approval of the recommendations of the Public Works Committee and acceptance of its Regular Meeting Minutes dated July 1, 2020:

Ms. Rappoport wanted to emphasize on page 3 of the minutes under the Township Engineer's report, her concerns about Enbridge relocating their gas pipeline from the Tookany Creek Parkway Bridge over Jenkintown Creek to another Township parcel. Her concerns include: whether the Township has been or would be compensated, not just with the trees; how this would impact the Township and residents; and what type of arrangements they have with the Township, such as easement agreements and Right-of-Way permits.

Mr. Fleming stated that he was able to look through old records and found Right-of-Way permits for Enbridge (then known as Texas Eastern) from the 1950s in the ballpark of \$250,000. Mr. Zygmund-Felt asked if they need to realign or replace the current pipeline that is in place. Mr. Fleming said there are no plan improvements on any other portions of their facilities. Ms. Rappoport thanked Mr. Fleming for looking into this and reiterated that it is not the disturbance that she is referring to, but rather the fees and permits for using our land. Mr. Zygmund-Felt stated that once that all the concerns have been addressed, this item would be placed on a future Public Works agenda for continued discussion and recommendation.

Upon motion of Mr. Zygmund-Felt, the Board of Commissioners unanimously accepted the Public Works Committee Meeting Minutes of July 1, 2020.

6. Consider approval of the recommendations of the Building and Zoning Committee and acceptance of its Regular Meeting Minutes dated July 1, 2020.

Upon motion of Mr. Pransky, the Board of Commissioners unanimously accepted the Building and Zoning Regular Meeting Minutes of July 1, 2020.

7. Consider approval of the recommendations of the Public Safety Committee and acceptance of its Regular Meeting Minutes dated July 8, 2020.

- a. Upon motion of Mr. Brockington, the Board of Commissioners unanimously authorized staff to draft an Ordinance amending Chapter 194, Fireworks, of the Cheltenham Township Code to expand restrictions and penalties for the use of Consumer Fireworks in Cheltenham Township.
- b. Upon motion of Mr. Brockington, the Board of Commissioners unanimously authorized the presentation of a Resolution to the Washington Family honoring the life of the late Jack Washington, Sr. at a future in person meeting of the Board of Commissioners.
- c. Upon motion of Mr. Brockington, the Board of Commissioners unanimously authorized the presentation of Community Service Awards recognizing the people and businesses that made donations to the Township, Emergency Management and Police Department during the COVID-19 pandemic and the civil unrest at a future in person meeting of the Board of Commissioners.

Upon motion of Mr. Brockington, the Board of Commissioners unanimously accepted the Public Safety Regular Meeting Minutes dated July 8, 2020.

8. Consider approval of the recommendations of the Public Affairs Committee and acceptance of its Regular Meeting Minutes dated July 8, 2020.

- a. Upon motion of Ms. Rappoport, the Board of Commissioners unanimously approved **Resolution No. 20-20** authorizing Township Staff to submit a grant application under the Pennsylvania Department of Community and Economic Development's Greenways, Trails and Recreation Program and committing to provide a 15% match for the preparation of design specifications for the construction of a new shell at Conklin Pool and Glenside Pool (see attached).

Upon motion of Ms. Rappoport, the Board of Commissioners unanimously accepted the Public Affairs Committee Regular Meeting Minutes of July 8, 2020.

9. Consider approval of the recommendations of the Finance Committee and acceptance of its Regular Meeting Minutes dated July 8, 2020.

- a. Upon motion of Mr. Holland, the Board of Commissioners unanimously approved **Resolution No. 21-20** amending the 2020 Budget reduce or eliminate one or more appropriations from the 2020 budget where it appears probable that the revenue available will be insufficient to meet the amounts appropriated due to the COVID-19 emergency (see attached).
- b. Upon motion of Mr. Holland, the Board of Commissioners unanimously authorized advertisement of an Ordinance calling for a Voter Referendum to amend the Cheltenham Township Home Rule Charter to permit the Township's Earned Income Tax rate levied by the Township to be raised to 1% at a special meeting of the Board of Commissioners on July 29, 2020.

Mr. Holland announced that a second Town Hall Meeting will be held for continued discussion on the Earned Income Tax (EIT). He also mentioned that Senate Bill 1188 passed in the House and has been sent to Governor Wolfe for signature. If he signs off, the Township would not be required to initiate a referendum to be considered by voters in November. The Board agreed that they will proceed with public meetings with the

residents to continue to address questions and concerns regarding this proposal. Mr. Zygmund-Felt asked if we need to modify the language in the Ordinance because of the Senate Bill. Mr. Areman suggested proceeding with the same language since this is just for advertising the Ordinance. Commissioner Holland concurred with Mr. Areman's suggestion.

- c. Upon motion of Mr. Holland, the Board of Commissioners unanimously approved of an Engagement Agreement with Director of Fiscal Affairs Bruce Rangnow.
- d. Upon motion of Mr. Holland, the Board of Commissioners unanimously authorized changing the Sinking Fund Committee Meeting on Wednesday, August 12, 2020 to a Finance Committee Meeting.

Upon motion of Mr. Holland, the Board of Commissioners unanimously accepted the Finance Committee Regular Meeting Minutes of July 8, 2020.

10. Old Business:

- a. Mr. Areman announced that there were 74 participants for the July 14 virtual Town Hall Meeting on the EIT. He said there was a lot of good feedback and questions during the meeting. Mr. Areman also announced that the second virtual Town Hall Meeting regarding the Earned Income Tax (EIT) will be held on Thursday, July 23, 2020 at 7:30 p.m.

11. New Business:

- a. Mr. Holland mentioned that he has been receiving complaints of illegal dumping and idling cars around Rock Creek Drive and Arboretum Road and asked the Chief of Police if the officers could patrol that area more, especially at dusk. Chief Frye agreed to increase patrol of the area.

12. Citizens Forum:

Rhonda Isser, Cheltenham Lateral Solutions, commented that yesterday's video from the Town Hall meeting was not posted on the website. Ms. Elliott said the video will be available tomorrow morning. Ms. Isser asked if the presentations from the meetings could be posted as separate PDFs on the website. Ms. Elliott clarified that the documents are available on the Township website on the referendum page. Ms. Isser also asked the Commissioners to comment on the Governor's new statewide COVID-19 restrictions that were announced today. Mr. Holland stated the importance of wearing masks when in public places and the Township is working hard to protect citizens by following the guidelines set forth by the CDC and the Governor and asked that all of the residents do the same. Mr. Zygmund-Felt mentioned that he received an email from Mr. Hellendall, Emergency Management Coordinator, outlining the Governor's new restrictions, which were:

- All indoor dining has been reduced to 25% capacity
- Alcoholic beverages are not available at the bar, only with sit down meals or to-go cocktails.
- People are required to work virtually, when possible
- Indoor gatherings are limited to no more than 25 people; outdoor gatherings are limited to no more than 250 people

Theresa Camerota, 1112 Church Road, Wyncote, PA, asked where she could obtain information on the Township's Noise Ordinance. Ms. Elliott stated that the Noise Ordinance can be found on the homepage of the Township website under Municipal Codes. Ms. Camerota also expressed concerns about the noise from speeding cars and if that could be included as part of the Noise Ordinance. Mr. Pransky said enforcement is difficult because the Police Department cannot be in all places at all times of the day. Ms. Rappoport suggested that the Chief have extra patrol in the areas where loud cars have been heard. Chief

Frye stated that a lot of these loud cars are sold like that and the Police Department does not have the ability to check cars for certain things, such as the modified exhausts.

Derek Baker, 531 Elkins Avenue, Elkins Park, PA, expressed concerns about the flooding that recently occurred on his property. He has been corresponding with Mr. Clewell, Mr. Fedorchak and Mr. Zygmund-Felt and requested a site visit to determine what would resolve these flooding issues. Mr. Fedorchak stated that he was planning to reach out to the resident to schedule a site visit, along with Mr. Clewell and the Township Engineer to get some basic fundamental background information on the situation.

Tony Shore, 533 Elkins Avenue, Elkins Park, PA, also expressed concerns about the flooding and that he is on board with Township personnel walking the properties to see if there can be a long-term resolution to these flooding issues.

Emily Steinberg, 411 Randall Road, Wyncote, PA, expressed concerns on an increase in speeding since the stay-at-home orders have lifted and asked if there was a way to let the outside world know that this is a place where you cannot speed. She also expressed concerns about the Greenwood Avenue and Church Road Intersection Improvement Project and the amount of big trucks that are on the road. She said it will get worse when the project is complete. Ms. Steinberg mentioned painting the roads with red paint to minimize speeding and if the residents were allowed to create a Go Fund Me page to raise funds for painting the streets.

Mr. Holland said he does not see why private funds could not be used for a public project if the proposal could be done legally. Mr. Fedorchak said the Township would have to check with PennDOT on their rules and regulations. Mr. Bagley stated that there are principles about things on roads that distract drivers, but there maybe someone from the Police Department that has more information about traffic safety. Mr. Holland asked if private funds could be used for enhancements to the community. Mr. Bagley said he was not sure, but would look into it. Mr. Pransky suggested utilizing the Cheltenham Township Community Development Corporation or other organizations.

Robert Hyslop, 211 Harrison Avenue, Glenside, PA, commented on the flooding issues on Elkins Avenue and offered to stay connected with the residents affected by these issues, as he has a lot of history and background on the flooding. His information is available through his Ward Commissioner. Mr. Areman said he would be happy to share the information if any of the residents reach out.

Mr. Holland took a moment to thank staff; during this pandemic they are being asked to do the same with a little less and are rising to the challenge to be able to do this.

There being no further business, Mr. Norris adjourned the meeting at 8:34 p.m.



Terry Fedorchak
Interim Township Manager
per Ashley Lupino

**TOWNSHIP OF CHELTENHAM
MONTGOMERY COUNTY, PENNSYLVANIA**

RESOLUTION NO. 20-20

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF
CHELTENHAM TOWNSHIP, MONTGOMERY COUNTY, PENNSYLVANIA,
AUTHORIZING TOWNSHIP ADMINISTRATION TO PURSUE
A GRANT UNDER THE PENNSYLVANIA DEPARTMENT OF
COMMUNITY AND ECONOMIC DEVELOPMENT'S GREENWAYS,
TRAILS AND RECREATION PROGRAM TO DEVELOP DESIGN AND
TECHNICAL SPECIFICATIONS FOR A NEW POOL SHELL FOR
CONKLIN POOL AND GLENSIDE POOL**

WHEREAS, the Township of Cheltenham, Montgomery County, desires to apply for funding from the Pennsylvania Department of Community and Economic Development (DCED)'s Greenways, Trails and Recreation Program to hire a professional consultant to develop design and bid specifications for a new pool shell at Conklin Pool and Glenside Pool; and

WHEREAS, Cheltenham Township has determined through several studies of both Conklin Pool and Glenside Pool that its pools are nearing the end of their useful lives and significant repairs and/or replacement will be required to keep them in operation; and

WHEREAS, Cheltenham Township has determined that its pools are an invaluable part of Cheltenham's summer recreation program; and

WHEREAS, Cheltenham Township has determined that installing a new shell within a shell at both pools is the most financially-feasible method of prolonging the useful life of its pools; and

WHEREAS, utilizing a professional consultant to develop design and bid specifications identify any and all required permits for installing a new pool shell within the existing pool shell will help the Township identify the costs and prepare for the improvement of Conklin Pool and Glenside Pool.

WHEREAS, Cheltenham Township agrees to contribute a minimum of 15 percent of the total project cost, estimated at \$13,500, toward this project.

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners of Cheltenham Township, Montgomery County, Pennsylvania, hereby authorizes the Interim Township Manager and his/or successor(s) to submit a grant application under the Pennsylvania DCED Greenways, Trails and Recreation Program in the amount of \$76,500 from the Commonwealth Finance Authority to develop design and bid specifications and identify and all required permits for a new pool shell at Conklin Pool and Glenside Pool.

BE IT FURTHER RESOLVED, that the Board of Commissioners of Cheltenham Township, Montgomery County does hereby designate the President of the Board of Commissioners and the [Interim] Township Manager/Secretary as the officials to execute all documents and agreements between Cheltenham Township and the Commonwealth Financing Authority to facilitate and assist in obtaining and administering the requested grant.

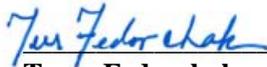
BE IT FURTHER RESOLVED that the Township of Cheltenham commits to funding its local share of the project costs, totaling \$13,500 or approximately 15 percent of the total project cost.

I HEREBY CERTIFY that the foregoing resolution was adopted by a majority vote of the Board of Commissioners of the Township of Cheltenham, County of Montgomery, Commonwealth of Pennsylvania, at its public meeting held via webconference, under my hand and the Seal of the Township of Cheltenham, this fifteenth day of July, A.D., 2020, the one hundred twenty-first year of the Township of Cheltenham, and that said Resolution has been recorded in the Minutes and remains in effect as of this date.

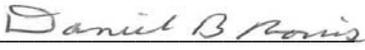
IN WITNESS THEREOF, I affix my hand and attach the seal of the Board of Commissioners of Cheltenham Township, Montgomery County, Pennsylvania this **15th** day of **July, A.D., 2020**.

ATTEST:

**TOWNSHIP OF CHELTENHAM
BOARD OF COMMISSIONERS**



Terry Fedorchak
Interim Township Manager and Secretary

By: 
Daniel B. Norris, President

**CHELTENHAM TOWNSHIP
MONTGOMERY COUNTY, PENNSYLVANIA**

RESOLUTION NO. 21-20

**A RESOLUTION PURSUANT TO THE CHELTHENHAM
TOWNSHIP HOME RULE CHARTER, SECTION 1206C., TO
REDUCE OR ELIMINATE ONE OR MORE APPROPRIATIONS
FROM THE 2020 BUDGET WHERE IT APPEARS PROBABLE
THAT THE REVENUES AVAILABLE WILL BE INSUFFICIENT
TO MEET THE AMOUNTS APPROPRIATED DUE TO THE
COVID-19 EMERGENCY**

WHEREAS, the Board of Commissioners adopted an operating budget, capital budget and State liquid fuels budget allocation for the 2020 Fiscal Year on December 18, 2019 (“2020 Budget”); and

WHEREAS, thereafter, on March 6, 2020, Governor Tom Wolf of the Commonwealth of Pennsylvania declared the existence of a disaster emergency throughout Pennsylvania due to various threats of imminent danger and emergency caused by COVID-19 (the “Emergency Declaration”); and

WHEREAS, at the request of the Montgomery County Commissioners due to the Emergency Declaration, the Board of Commissioners enacted an emergency Ordinance in April 2020 which, among other things, delayed the deadlines for payments of real estate taxes, other taxes and the refuse service fee by Township property owners and businesses; and

WHEREAS, thereafter, in May 2020 the Board of Commissioners authorized the Interim Township Manager to initiate furloughs of certain Township employees due to the Emergency Declaration; and

WHEREAS, the Cheltenham Township Home Rule Charter, Section 1206C., provides that if at any time during the fiscal year it appears probable that revenues available to the Township will be insufficient to meet the amounts appropriated, “the Board shall take such action as is necessary to prevent any deficit, and for that purpose it shall, if at all possible, by resolution reduce or eliminate one or more appropriations”; and

WHEREAS, the Board believes that it appears probable that revenues available to the Township in Fiscal Year 2020 will be insufficient to meet the amounts appropriated in the 2020 Budget.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Cheltenham Township, Montgomery County that:

- 1) The Interim Township Manager is directed to reduce the appropriations of the 2020 Budget authorized for: (1) those employees’ salaries and wages furloughed thus far, and for any additional Township employees furloughed this Fiscal Year; and (2) for Township contributions to the Township Library System;
- 2) The Interim Township Manager is directed to reduce the appropriations of the 2020 Budget as necessary for the revenues probable to be received to meet the remaining appropriations of the 2020 Budget; and
- 3) A copy of this Resolution shall be posted on the Township website promptly.

RESOLVED and ADOPTED this 15th day of July, 2020.

ATTEST:

**TOWNSHIP OF CHELTHENHAM
BOARD OF COMMISSIONERS**



Terry Fedorchak
Interim Township Manager and Secretary

By: 
Daniel B. Norris, President