

BOROUGH OF WEST CONSHOHOCKEN
REGULAR MEETING
MAY 11, 2010
7:00 P.M.

Pursuant to the provisions of the "Open Public Meeting Agenda/Sunshine Act" public notice was provided to the Times Herald Newspaper and posted on the bulletin board in the Borough Hall as required by law.

CALL TO ORDER

Marcy Rogovin, Council President, called the meeting to order and led the Pledge of Allegiance.

ROLL CALL

Marcy Rogovin, President	Present
Joseph Pignoli, Vice President	Present
Zack Walker	Present
Bernie Couris	Present
Harry Griffiths	Present
Albert Kleinschmidt	Present
Joseph Costello	Present
Donna Frankenfield, Mayor	Present
Caren Andrews, Manager	Present
Joe McGrory, Solicitor	Present
Khaled Hassan, Engineer	Present

Ms. Rogovin requested a moment of silence in memory of David W. Morris.

PUBLIC COMMENT ON THE AGENDA

Ms. Rogovin opened the floor for public comment pertaining to the agenda. No one came forward.

EXECUTIVE SESSION

Ms. Rogovin announced an Executive Session was held on April 28, 2010 to address personnel issues.

Ms. Rogovin stated there was an Executive Session held before tonight's meeting to address one personnel matter. Mr. Carey had requested a grievance hearing which was held tonight. Mr. Carey filed three grievances. Ms. Rogovin requested a motion.

Zack Walker motioned to make no changes to the discipline action in the three matters grieved by Mr. Carey.

Motioned By: Zack Walker
Seconded By: Joseph Pignoli
All in Favor, Yes.

The motion passed 7 to 0.

APPROVAL OF MINUTES

Ms. Rogovin asked if anyone had any questions or comments on the April 13, 2010 Council Minutes.

Mr. Costello announced on page seven of the minutes there was a motion made to hire Joseph Rivera as a part time police officer. He stated in the past Council met potential new employees before they were hired. This practice should be reestablished. Mr. Costello announced on page eight where it reads Mr. Costello "walks by MacKenzie Park" it should be corrected to read Mr. Costello "rides by".

Ms. Rogovin requested a motion to accept the Regular Council Meeting Minutes of April 13, 2010 with the one correction noted by Mr. Costello.

Motioned By: Joseph Costello
Seconded By: Albert Kleinschmidt
All in Favor, Yes.

The motion passed 7 to 0.

Ms. Rogovin announced a personnel action had to be affirmed by a motion. Ms. Rogovin requested a motion to suspend Angelo Iannuzzelli for one day.

Motioned By: Bernie Couris
Seconded By: Albert Kleinschmidt
All in Favor, No.

Ms. Rogovin requested Council be polled.

Joseph Costello	No
Harry Griffiths	No
Albert Kleinschmidt	Yes
Marcy Rogovin	Yes
Joseph Pignoli	Yes
Zack Walker	Yes
Bernie Couris	Yes

The motion passed 5 to 2.

APPROVAL OF BILLS

Ms. Rogovin announced the bills totalled \$243,851.63 and asked for questions. Mr. Costello questioned a \$58.00 charge for the police department law update. Chief Sinclair answered the vehicle and criminal laws are updated annually. Mr. Costello questioned why a backhoe was rented for Elizabeth Street. Ms. Andrews announced the Borough's unit was getting repaired; and, trees had to be planted. He questioned the recent backhoe repairs and the new battery for the front end loader. Ms. Andrews said she will forward these questions to Mr. Carey and report back to Council. Mr. Costello questioned the On-Site invoice for the police department. He asked Chief Sinclair if they were having computer problems. He answered yes. Mr. Costello announced the Technology

Committee would visit the police department. Mr. Costello questioned Chief Sinclair about the GPS system. The Chief said three out of four units are working. He is looking into changing companies to save money on the units and repairs.

Mr. Griffiths said the Borough's contribution to the SPCA was higher than the Meals on Wheels program. We need to treat people better than animals. This will be reviewed during the next budget session.

Ms. Rogovin requested a motion to approve the bills in the amount of \$243,851.63

Motioned By: Albert Kleinschmidt
Seconded By: Joseph Pignoli
All in Favor, Yes.

The motion passed 7 to 0.

FINANCIAL REPORT

Ms. Rogovin announced the funds of the Borough as of May 6, 2010 were \$4,924,037.89.

BOROUGH MANAGER'S REPORT

Ms. Rogovin questioned Ms. Andrews about the damage to Public Works vehicles and properties. Ms. Andrews answered the Employee Safety Committee will review the April 30, 2010 incident. Ms. Andrews said the supervisor said it was an accident. Ms. Andrews said if the tailgate had been in the up mode the damage would not have occurred. The trash truck jumped the curb and struck the Verizon pole. Ms. Andrews stated the damaged rain gutters on the salt building are a maintenance issue. The insurance company will not reimburse the Borough for the gutter replacement. Ms. Andrews announced the salt bin was damaged by a loader that scraped along the wall breaking the railroad ties. Mr. McGrory asked if the employees damaging the Borough's equipment were being written up. Ms. Andrews said she had discussed this with the Public Works Supervisor. Ms. Rogovin said this matter can be addressed in executive session. Mr. Costello wanted more information on the police vehicle accident. Ms. Andrews said the officer hit a wooden planter at Theresa's Restaurant. Ms. Andrews said Chief Sinclair is investigating. Chief Sinclair brought Council up to date on the investigation. Mr. Costello recommended that the upper portion of the Police Station not be painted because the entire floor is scheduled for renovations. Ms. Andrews answered she spoke to the Chief and he agreed with one exception. The Chief wants to freshen up the entrance.

COMMITTEE, DEPARTMENT, AND MAYOR'S REPORTS

Mayor Frankenfield distributed three handouts. First, the Chief developed a new vehicle report. Second, the Chief wrote a letter of appreciation for the efforts of neighboring police and fire department personnel, George Clay Fire Company, Sergeant Walker and Officer Carlin in a recent incident on the bridge. Third, the Chief prepared a memo outlining the details for the new police car. Mayor Frankenfield thanked the Civil Service Commission for their efforts and time. She also thanked Ms. Andrews and Mary Ann Flynn for assisting the Civil Service Commission. Ms. Andrews thanked Joseph McGrory for his prompt review of the PA Chief's Association contract

pertaining to the Civil Service Commission's Oral Board. Mayor Frankenfield said a local resident is doing a charity walk to raise money to prevent animal cruelty and has requested the Borough make a donation. The Borough makes an annual donation to the SPCA. Mayor Frankenfield announced the name of the high school seniors being awarded the Ivy Day Scholarships will be given to Ms. Andrews by the Upper Merion School District. Mayor Frankenfield stated she will make the scholarship presentations on June 14, 2010. Mr. Griffiths requested an update on past scholarship recipients. He wanted to know how many young people had graduated or on track to graduate. Mayor Frankenfield said she will report back. Mayor Frankenfield requested permission to attend the 2010 Mayor's Conference at Penn State. Ms. Andrews stated the money was in the budget. The Council approved the Mayor's attendance. Mayor Frankenfield announced next week is EMS Week. The ambulance corps will be set up outside the voting poll on Primary Election Day offering free blood pressure screenings. Mayor Frankenfield announced she has been asked to be the official ribbon cutter for the grand opening of Cradles to Crayons.

Ms. Rogovin requested a Motion to approve the purchase of a police cruiser under the piggy back CoStar program.

Motioned By: Harry Griffiths
Seconded By: Albert Kleinschmidt
All in Favor, No.

Mr. Costello felt this matter should be discussed before making a motion. He favors a SUV. Chief Sinclair said with this purchase there will be two cruisers and two SUVs. The cruiser can patrol the parking garages while the SUV cannot because of the light bar.

Ms. Rogovin requested Council be polled.

Joseph Costello	No
Harry Griffiths	Yes
Albert Kleinschmidt	Yes
Marcy Rogovin	Yes
Joseph Pignoli	Yes
Zack Walker	Yes
Bernie Couris	Yes

The motion passed 6 to 1.

Mr. Costello announced last week the George Clay Fire Company provided a full fireman's funeral service for the Borough's Fire Marshal Dave Morris. They incurred about \$200.00 in expenses to feed the members. He asked for the Borough to reimburse this expense.

Ms. Rogovin requested a Motion to reimburse the George Clay Fire Company for their food expenses for the Morris funeral.

Motioned By: Joseph Costello
Seconded By: Albert Kleinschmidt
All in Favor, Yes.

The motion passed 7 to 0.

PROFESSIONAL REPORTS

Mr. McGrory announced the Public Works crew in the process of removing snow damaged the Reimer property at 228 Moir Avenue. Snow was piled up in her front yard damaging a fence pole. Two quotes were obtained by Marie Reimer and given to the Borough. The homeowner is also claiming damage to the lawn area which was probably not caused by the snow removal. The cost to repair the turf is approximately one hundred dollars. Mr. McGrory stated if it makes the claim go away he suggests paying it and the cost of the fence repairs. Ms. Reimer has agreed to sign off on the release after she receives an apology from the Public Works crew for the damage. The lowest quote for the fence repair is \$553.32 and for the turf repair is \$142.04. The Council decided not to proceed at this time because the estimates were too high. They asked Ms. Andrews to secure an independent estimate.

Mr. McGrory announced the Upper Merion Municipal Utility Authority Solicitor contacted him about the upgrade to their pumping station located on Matsonford Road. Mr. McGrory did a brief summary of the proposed improvements. This matter has to go to the Borough's Zoning Hearing Board. The Authority is requesting the Borough waive the Zoning Hearing Board Application Fee and has agreed to pay for the costs.

Ms. Rogovin requested a Motion to waive the Zoning Hearing Board application fee for the Upper Merion Municipal Utility Authority.

Motioned By: Bernie Couris
Seconded By: Zack Walker
All in Favor, Yes. The motion passed 7 to 0.

Ms. Rogovin requested a Motion to have Ms. Andrews send a support letter to the Borough's Zoning Hearing Board for the Upper Merion Municipal Utility Authority upgrade.

Motioned By: Bernie Couris
Seconded By: Joseph Pignoli
All in Favor, Yes. The motion passed 7 to 0.

Mr. Hassan announced the MacKenzie Park bid documents are scheduled to be opened on May 18, 2010.

Mr. Hassan updated Council on the progress of traffic improvements at Front Street and Bullock Avenue being constructed by OTP.

OLD BUSINESS

Mr. Hassan said the spreadsheet for the bids received for the Borough Hall Parking Lot is in the Council packet. He is recommending the award go to the low bidder, Sucher. Ms. Rogovin requested a Motion to award the Base Bid and Alternate for the Borough Surface Parking Lot to the low bidder Joseph E. Sucher & Sons, Inc. in the total amount of \$75,721.25 contingent upon the required contract documents.

Motioned By: Joseph Costello
Seconded By: Bernie Couris
All in Favor, Yes. The motion passed 7 to 0.

Ms. Rogovin requested a Motion to close the Arader, 10 Balligomingo Road Escrow Account and refund the balance of \$474.69 plus interest earnings to Arader.

Motioned By: Bernie Couris
Seconded By: Joseph Pignoli
All in Favor, Yes. The motion passed 7 to 0.

Mr. McGrory opened the public hearing for an Ordinance amending Chapter 109, Vehicles and Traffic, to establish criteria for Handicapped Parking Zones. The ordinance was advertised. Mr. McGrory asked if Council had any questions. No questions were posed. He asked if there were questions from the public. No questions were posed. Mr. McGrory closed the hearing.

Ms. Rogovin requested a Motion to adopt an Ordinance amending Chapter 109, Vehicles and Traffic, to establish criteria for Handicapped Parking Zones.

Motioned By: Bernie Couris
Seconded By: Zack Walker
All in Favor, Yes. The motion passed 7 to 0.

Ms. Andrews announced at the April meeting Council had several questions concerning the proposed street sweeping program. Mr. Carey reviewed their questions and prepared the responses. The cost to purchase a new street sweeper is \$200,000 to \$225,000. Whitmarsh Township and Upper Merion Township have a sweeper. Whitmarsh's unit can be loaned to West Conshohocken, but it has serious functionality issues. John Carey is waiting to hear back from Upper Merion. Mr. Carey received rental quotes for two four hour days. The Council discussed the options. They directed the staff to rent the equipment and operator for two days, four hours each day and pick the lowest quote.

Ms. Andrews announced there is a Planning Commission vacancy. Carolyn Harper submitted her resignation effective May 2010.

Ms. Rogovin requested a Motion to appoint Colin Rodgers, 144 Josephine Avenue to the Planning Commission with a term that expires on December 31, 2010.

Motioned By: Zack Walker
Seconded By: Albert Kleinschmidt
All in Favor, Yes. The motion passed 7 to 0.

Last month Council discussed mailing post cards to the residents to gain their input on a name for the new park. This month Council decided to move forward with this idea. Insert on the bottom of this postcard the message "Recycle it is the law".

Mr. Griffiths questioned Mr. Hassan on a time frame for when the Police Department Station Renovation Project will be ready to bid. Mr. Hassan said the bid documents will be ready next month.

NEW BUSINESS

Ms. Rogovin requested a Motion to approve the Resolution to declare the Borough's intent to follow the schedules and procedures for the disposition of records as set forth in the Municipal

Records Manual approved on December 16, 2008, documents to be disposed as defined in Exhibit A. Ms. Andrews stated Council has seen this type of resolution in the past. The staff regularly reviews the old files as they relate to the Pennsylvania Retention Act and prepares the resolution.

Motioned By: Zack Walker
Seconded By: Harry Griffiths
All in Favor, Yes. The motion passed 7 to 0.

Ms. Rogovin requested a Motion to approve the Montgomery County Consortium of Communities Articles of Agreement Amended Year 2010. Ms. Andrews stated the Consortium recently revised the by-laws and asked the participating municipalities to have their governing bodies act on the revised articles. Mr. McGrory reviewed the agreement, found the agreement acceptable, and recommended approval.

Motioned By: Bernie Couris
Seconded By: Joe Pignoli
All in Favor, Yes. The motion passed 7 to 0.

GENERAL PUBLIC COMMENT

Pat Kelly, 300 Cedar Avenue said she was offended that Council has negative comments about the Public Works staff. She commended the crew.

Pat Getzfried, 608 Ford Street, brought Council up to date on the recent activity on the Galasso property located on Church Street. This parcel contains steep slopes. Mr. McGrory asked that Hank Clemmer, the Code Officer, do a site visit and take photos. Mr. McGrory stated that the tree roots and dirt cannot be disturbed without the proper local permits. Mr. Getzfried said Council needs to get back to focusing on neighborhood revitalization. Mr. Getzfried asked again for financial assistance from the Borough with the sewer fees.

EXECUTIVE SESSION

Council President Rogovin called an Executive Session at 8:25 pm. to discuss personnel matters. The Council returned to the Regular Meeting at 9:45 pm.

ADJOURN

Ms. Rogovin asked for a motion to adjourn the meeting at 9:45 pm.

Motioned By: Joseph Pignoli
Seconded By: Albert Kleinschmidt
All in Favor, Yes. The motion passed 7 to 0.

Respectfully Submitted,



Caren D. Andrews
Borough Manager / Secretary