

February 27, 2019

The Business Meeting of Lansdale Borough Council was held on Wednesday, February 27, 2019 in the Council Chambers, 1 Vine Street, Lansdale, PA and called to order at 7:09 pm by Council President, Denton Burnell.

ROLL CALL:

- (X) Councilman Angelichio
- (X) President Burnell
- (X) Councilwoman Hawkins Charlton
- (X) Councilman DiGregorio
- (X) Vice President Fuller
- (X) Councilman Hansen
- (X) Councilman Henning
- (X) Councilman Work
- (X) Mayor Herbert

Borough Representatives:

Borough Manager, John Ernst
Finance Dir, John Ramey
Police Chief, Mike Trail
Parks & Rec. Director, not present
Electric Superintendent, Andy Krauss
Public Works, Rick Delong
WWTP Superintendent, not present

Borough Solicitor, Sean Kilkenny
Borough Engineer, not present
Library Director, Tom Meyer
IT/GIS Coordinator, Bryan Poster
Cust. Svc Mgr., Pat Chapman
HR Director, Nancy Shaw
Code Enforcement, Chris Kunkel

Residents:

Nancy Frei – Cypress Street
Anne Scheuring – 201 S. Line Street

Agenda Item #5 – President's Comments

President Burnell – Council met in an Executive Session earlier this evening to discuss two potential litigation matters and four personnel matters. There will be action later this evening regarding the four personnel matters.

Agenda Item #6 – Presentations

Business of the Month – IEF Martial Arts Academy presented by Mark Ladley

- IEF Martial Arts Academy is located at 575 S. Broad Street in the Pavilion Shopping Center.
- The academy was established in 2003 by Master Ian Fusco but recently relocated to Lansdale Borough.
- Master Fusco is the founder of Striking Shadow Praying Mantis Kung Fu and author of an upcoming book of the same title. He is a licensed Master under Grand Master Benny Meng.
- Master Fusco is certified under the National Academy of Sports Medicine as a certified personal trainer, integrated flexibility specialist, corrective exercise specialist, performance enhancement specialist, mixed martial artist / conditioning specialist, youth exercise specialist, senior fitness specialist, weight loss specialist and fitness nutritional specialist. Also, Ian has been certified by the American Heart Association for successfully completing the national cognitive and skills evaluations in accordance with the BLS for Healthcare Providers (CPR & AED) Program.

- IEF teaches Kung Fu which has a 1000-year history of knowledge and tradition. When you learn Kung Fu, you are learning the mechanics of your body as well.
- Kung Fu allows a personal and meaningful life journey. Master Fusco is also a personal sports trainer.
- IEF is also involved in the community and participates in community events.

State of the Judiciary by Judge Ed Levine (*presentation is at the end of the minutes*)

- Judge Levine's court covers Lansdale Borough, Towamencin Township and half of Hatfield Township.
- The Borough statistics show that we are #6 in criminal complaints, #11 in non-traffic violations and #7 in traffic violations.
- His courtroom is very busy and he credits his staff for their exceptional work as they are understaffed at the moment.
- Lansdale's criminal complaints were up a little bit in 2018 but lower when compared to 2013.
- Parking tickets are now a part of traffic citations instead of non-traffic citations, so that is why there is a spike in traffic citations.
- Civil cases are higher in 2018 but that is mostly Landlord/Tenant cases.
- Judge Levine performed 50 wedding ceremonies last year.

Councilman Angelichio – Are civil cases up because there are more rental units in the borough?

Judge Levine – This includes the other municipalities he represents. Hatfield Village Apartments have 900 units and there is also Forge Gate and Wissahickon Apartments in that mix. He will be hosting a Civics 101 Class on Thursday, March 14 at 7:00pm at the court house in the Station Square Shopping Center.

Agenda Item #7 – Petitions

None

Agenda Item #8 – Residents to be heard on any item

None

Agenda Item #9 – Action Items

Councilman Angelichio presented Motion 1A and read as follows:

I move that Borough Council enter into the Memorandum of Agreement between the Borough of Lansdale and the AFSCME District Council 88 Union for the period from January 1, 2019 through December 31, 2022 and further authorize the Council President and Borough Secretary to execute the same.

Mr. Ernst – The AFSCME union are the clerical staff in customer service, code enforcement, police clerks and crossing guards.

Motion seconded by Vice President Fuller and unanimously approved.

Councilman Angelichio presented Motion 1B and read as follows:

I move that Borough Council enter into the Memorandum of Agreement between the Borough of Lansdale and the United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial and Service Workers International Union for the period from January 1, 2019 through

December 31, 2022 and further authorize the Council President and Borough Secretary to execute the same.

Mr. Ernst – This union is formerly the Molders Union and they include Parks & Recreation, Public Works, WWTP & Electric crews.

Ms. Nancy Frei of Cypress Street – The unions have been working under their old contract in the mean time?

Mr. Ernst – Yes. Once approved, the contract will be retroactive to January 1, 2019.

Motion seconded by Councilman DiGregorio and unanimously approved.

Councilman Angelichio presented Motion 1C and read as follows:

I move that Borough Council approve the employment agreement dated February 27, 2019 with John J. Ernst outlining the terms of his employment as Borough Manager.

Motion seconded by Councilwoman Hawkins Charlton and unanimously approved.

Councilman Angelichio presented Motion 1D and read as follows:

I move that Borough Council approve the employment agreement dated February 27, 2019 with Chief Michael Trail outlining the terms of his employment as Lansdale Police Chief.

Motion seconded by Vice President Fuller and unanimously approved.

Councilman Angelichio presented Motion A and read as follows:

I move that Borough Council approve the Treasurer's Report for the month of January, which shows the expenditures listed on the attachment.

Motion seconded by Councilwoman Hawkins Charlton and unanimously approved.

Councilman Angelichio presented Motion B and read as follows:

I move that Borough Council approve the bills \$1,000.00 and over as per the attachment.

Motion seconded by Vice President Fuller and unanimously approved.

Councilman Angelichio presented Motion C and read as follows:

I move that Borough Council approve the following meeting minutes:

Work Session: January 2, 2019
Business Meeting: January 16, 2019

Motion seconded by Councilwoman Hawkins Charlton and unanimously approved.

Councilman Angelichio presented Motion D and read as follows:

I move that Borough Council adopt attached Resolution 19-02 regarding the Borough of Lansdale Equal Rights and Opportunities policy.

Motion seconded by Vice President Fuller and unanimously approved.

Councilman Angelichio presented Motion E and read as follows:

I move that Borough Council enter into the attached agreement with F.X. Browne for administration of the curbside recycling program and to authorize the appropriate officials to execute the performance grant documents.

Motion seconded by Councilwoman Hawkins Charlton and unanimously approved.

Councilman Hansen presented Motion F and read as follows:

I move that Borough Council authorize the Borough Solicitor to prepare and the Borough Manager to advertise an ordinance amending Chapter 215, Section 18 of the Borough Code to regulating the operation of mobile food vendors and requiring a permit for their operation in the Borough.

Motion seconded by Vice President Fuller and unanimously approved.

Councilman Hansen presented Motion G and read as follows:

I move that Borough Council authorize the Borough Solicitor to advertise a Conditional Use Hearing for the property located at 43 W. Third Street, said hearing to be held on Wednesday, March 20, 2019 at 7:00pm in Council Chambers in the municipal complex located at 1 Vine Street, Lansdale.

Motion seconded by Councilman DiGregorio and unanimously approved.

Councilman DiGregorio presented Motion H and read as follows:

I move that Borough Council authorize the Borough Manager to purchase through the Costars State Purchasing Program a 2018 Ram 3500 with dump body in the amount of \$46,303.00 for the Electric Department.

Motion seconded Vice President Fuller and unanimously approved.

Councilman DiGregorio presented Motion I and read as follows:

I move that Borough Council authorize the Borough Manager to purchase five (5) EV chargers in the amount of \$43,265.00. The Borough received 100% funding through the EV Rebate Program in the form of a voucher in the amount of \$8,653.00 per charger.

Motion seconded by Councilman Breish and unanimously approved.

Vice President Fuller presented Motion J and read as follows:

I move that Borough Council authorize the use of White's Road Park for the Easter Sunrise Service on Sunday, April 21, 2019 from 7:00am to 9:00am by St. John's United Church of Christ subject to the Borough's receipt and approval of the required Certificate of Insurance.

Motion seconded by Councilwoman Hawkins Charlton and unanimously approved.

Vice President Fuller presented Motion K and read as follows:

I move that Borough Council approve a proposal from Remington & Vernick Engineers for re-engineering services for the Fourth Street Skate Park Project in an amount not to exceed \$49,875.00.

Motion seconded by Councilman DiGregorio and unanimously approved.

Councilman Work presented Motion L and read as follows:

I move that Borough Council authorize the Borough Solicitor to prepare and the Borough Manager to advertise an ordinance amending Chapter 268 of the Borough Code to related to parking on Madison Street from W. Main Street to N. Richardson Avenue.

Councilman DiGregorio – Can you explain this motion?

Councilman Work – Now that the construction of Madison Street is done, we have to add the street and parking spaces to the parking ordinance.

Chief Trail – There are more parking spaces on the street now and some of the spaces have changed direction which all need to be corrected in the parking ordinance.

Motion seconded by Vice President Fuller and unanimously approved.

Councilman Work presented Motion M and read as follows:

I move that that the Lansdale Borough Civil Service Commission be activated to establish an eligibility list for the position of Sergeant.

Motion seconded by Vice President Fuller and unanimously approved.

Councilman Work presented Motion N and read as follows:

I move that Borough Council support and assist as may be needed, the Lansdale Farmers' Market to be held on Saturdays from 7:00am to 2:00pm from May 18 through November 23, 2019 at Penn Dale Middle School located at 400 Penn Street per the recommendation of the Public Safety Committee and the Special Events Committee.

Councilman DiGregorio – Will there be an issue for parking for the Farmers' Market and Founders Day parking?

Vice President Fuller – If Memorial Park is not usable for the Festival of the Arts then the show gets moved inside of Penn Dale. The details have to be worked out with the school district. What does the motion mean by "...assisting if needed"?

Mr. Ernst – If they would need electric drops or a crossing guard. Something like that.

Motion seconded by Councilman Breish and unanimously approved.

Councilman Work presented Motion O and read as follows:

I move that Borough Council authorize the Manna on Main Street Annual 5K race on Saturday, April 6, 2019 from approximately 7:00am to 10:00am with road closures (route on file at the Police Department) per the recommendation of the Public Safety Committee and the Special Events Committee.

Motion seconded by Vice President Fuller and unanimously approved.

Councilman Work presented Motion P and read as follows:

I move that Borough Council authorize the 42nd Annual Lansdale Day sponsored by the North Penn Rotary Club on Saturday, June 1, 2019 from 10:00am to 4:00pm (road closures on file at the police dept.) per the recommendation of the Public Safety Committee and the Special Events Committee.

Motion seconded by Councilman DiGregorio and unanimously approved.

Councilman Angelichio presented Motion Q and read as follows:

I move that Borough Council adopt attached Resolution 19-03 to temporarily display banners that will portray both the Borough and Penn Suburban Chamber of Greater Montgomery symbols from April 1, 2019 through October 31, 2019 on streetscape light poles along portions of North and South Broad Streets as well as the Wood/Vine Streets Connector route.

Motion seconded by Vice President Fuller and unanimously approved.

Councilman Angelichio presented Motion R and read as follows:

I move that Borough Council adopt attached Resolution 19-04 to temporarily display banners that will portray Lansdale Borough Veterans "Hometown Heroes" from approximately May 1, 2019 through November 12, 2019.

Motion seconded by Councilman Hansen and unanimously approved.

Councilman Angelichio presented Motion S and read as follows:

I move that Borough Council approve Change Order #1 in the amount of - \$174,359.17 (reduction) for the Liquid Fuels Mill & Overlay Program per the recommendation of Remington & Vernick engineering consultants for this project.

Motion not seconded. Motion fails.

Councilman Angelichio presented Motion T and read as follows:

I move that Borough Council authorize Payment #2 in the amount of \$324,714.19 to GoreCon, Inc. for work completed on the Liquid Fuels Mill and Overlay Program per the recommendation of Remington & Vernick Engineers, engineering consultants for this project.

Motion not seconded. Motion fails.

Councilman Angelichio presented Motion U and read as follows:

I move that Borough Council approve Change Order #2 in the amount of \$65,843.14 (addition) for the Liquid Fuels Microsurfacing Program per the recommendation of Remington & Vernick engineering consultants for this project.

Motion seconded by Vice President Fuller and unanimously approved.

Councilman Angelichio presented Motion V and read as follows:

I move that Borough Council authorize Payment #1 in the amount of \$175,544.95 to SJM Construction Company for work completed on the 2017 CDBG E. Third Street Improvement Project - Phase I) per the recommendation of Remington & Vernick, engineering consultants for this project. This project is partially funded by the Montgomery County Community Development Block Grant Program.

Motion seconded by Councilwoman Hawkins Charlton and unanimously approved.

Councilman Angelichio presented Motion W and read as follows:

I move that Borough Council authorize Payment #1 in the amount of \$517,738.90 to DOLI Construction Company for work completed on the N. Line Street Rehabilitation Project per the recommendation of Remington & Vernick Engineers, engineering consultants for this project.

Motion seconded by Vice President Fuller and unanimously approved.

Councilman Angelichio presented Motion X and read as follows:

I move that Borough Council authorize Remington & Vernick Engineers to prepare and advertise bid specifications for the 2019 Mill and Overlay Project.

Motion seconded by Councilman Breish and unanimously approved.

Councilman Angelichio presented Motion Y and read as follows:

I move that Borough Council authorize Remington & Vernick Engineers to prepare and advertise bid specifications for the North Cannon Avenue Rehabilitation Project.

Motion seconded by Vice President Fuller and unanimously approved.

Councilman Angelichio presented Motion Z and read as follows:

I move that Borough Council authorize Remington & Vernick Engineers to prepare and advertise bid specifications for the 2019 Microsurfacing Project.

Motion seconded by Councilwoman Hawkins Charlton and unanimously approved.

Councilman Angelichio presented Motion AA and read as follows:

I move that Borough Council authorize Payment #3 in the amount of \$37,086.79 to Shainline Excavating for work completed on the replacement of pumps and piping at the Ridge Street Pump Station per the recommendation of Bursich Associates, Inc., engineering consultants for this project.

Motion seconded by Vice President Fuller and unanimously approved.

Councilman Henning presented Motion BB and read as follows:

I move that Borough Council appoint Michael Beuke to serve a 4-year term on the Lansdale Planning Commission. This term is effective immediately and expires on February 28, 2022.

Mr. Bueke – Thank you for the opportunity. I do this for a living and it will be nice to assist the town I live in.

Motion seconded by Vice President Fuller and unanimously approved.

Item #10 – Information Items

Mayor's Report: Mayor Herbert

1. On January 28th the Cub Scouts from Troop 414 visited the Borough. We discussed the importance of public service and how they can have an impact on their community every day.
2. On Saturday, February 2nd I attended the events that took place at the library with most of the community. I would like to thank Chief Trail and all of the officers for their hard work in the lead up to the protest. Their preparation protected the rights of all involved while also creating a safe environment for free speech. Additionally, over 1,600 pounds of food were donated over the course of the day to Manna on Main St. which will help those in need this winter. Finally, I would like to thank Tom for his dedication to the library and the strength he exhibited over what can only be described as a tumultuous time. I appreciate your grace under criticism and fire without losing focus of the intent and purpose of story time, regardless of who the reader is.
3. Also, on February 2nd I attended the Restaurant Week Kick Off event at Boardroom Spirits where we tasted some of the great food that would be highlighted throughout the week. I am proud to say that restaurant week was a huge success.
4. On Saturday, February 16th we held a fantastic event to honor Jay Daveler here at Borough Hall. Jay has been a dedicated and steadfast figure in Lansdale for over 44 years.
5. On Wednesday, February 13th I attended the Inglewood Elementary Cultural Dinner where children from the school brought in cultural dishes and family favorites to share with the larger community.
6. On Tuesday, February 19th I chatted with Doug Moister from Renew Church here in Lansdale. We discussed ways for his members to help the community and the importance of bringing our religious communities together to share resources and knowledge.
7. Finally, our LPD has been accepted into a Buckle Up PA program which was created by the Highway Safety Network to reduce injury and fatal crashes associated with not complying to the seat belt law. The grant will cover hourly and overtime costs for officers working traffic detail and enforcing the seat belt laws in our community. This comes with a warning, during the enforcement period, LPD will utilize a zero-tolerance approach to the seat belt law.

Solicitor's Report: Sean Kilkenny

1. Finalize draft of mobile food vendor ordinance. The ordinance regulates mobile food vendors, AKA food trucks, in the Borough including permits, and their location.
2. Drafted notice for publication of a conditional use hearing for 301 North Broad Street.
3. Researched on library governance related to the story time on February 2.
4. Worked on the softball field usage at Schweiker Park.
5. Worked on the sewer bill agreement with residents of Stoler Avenue.

Borough Manager's Report: John Ernst

1. We will be recognizing Bob Godshall for his years of service representing the Borough at the Council meeting on March 20.
2. The Habitat for Humanity Critical Care Program applications are due March 31. If you know of a property that could use some help please let us know.
3. Andy Krauss has been named to the PMEA Board of Directors.

Comments for the good of Council:

Councilman Angelichio -Thank you for reaching out to him and his wife during a difficult time medically that had with their daughter over the holidays. She is doing much better.

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Councilman Hansen – Thank you Tom Meyer for your professionalism at story time on February 2 and during any event that you run.

Councilman Breish – Thank you to Fairmount Fire Company for the invite to their annual banquet. They celebrated all those who serve and two long standing members of the company, Bill Sparit (40 years) and Jeff Litche (45 years).

Councilman DiGregorio – Thank you to the Electric Department for keeping the lights on during the wind storms.

Vice President Fuller – Thank you to those who participated in Restaurant Week and to the restaurants that participated. They were busy all week long. Thank you to Tom Meyer as well for your professionalism on February 2.

Ms. Anne Scheuring – Thank you to Council, Public Works and staff for once again allowing the Hometown Hero banners to be hung in town. Clarification of some of program expenses: she paid Public Works \$6500 for the banner posts and they have 9% operating expenses for things such as taxes, office supplies, etc. They also pay \$600 for three storage boxes. She does not make a profit for herself on these banners.

Agenda Item #11 – Old Business

None

Agenda Item #12 New Business

None

Meeting adjourned at 8:10pm.

2018 State of the Judiciary



Lansdale Borough

District Judge Edward Levine, Esq.

District Court 38-1-28

2018 Overall Totals

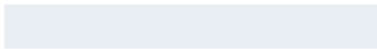
All TR, NT and CR cases

- 2018 Numbers Combined Total
- Hatfield 1729(-18.8%)
- **Lansdale 1932(+2.2%)**
- Towamencin 2309(-1.2%)
- Court Total 5970 (-6%)

Overall Court Case #'s for Prior years

YEAR	CIVIL	LT	CR	NT	TR	TOTAL
2018	463 (+8.2%)	503 (-21.2%)	511 (-1.3%)	515 (-52.5%)	5088 (+17.3%)	7080 (+4.4%)
2017	428 (+48.6%)	415 (-.01%)	518 (+.02%)	1086 (+47%)	4337 (+28%)	6784 (+27%)
2016	288 (-11.3%)	418 (+8.5%)	509 (-.01%)	737 (-1.5%)	3383 (-16.5%)	5335 (-11.3%)
2015	325 (-32.9%)	385 (+30.5%)	511 (-6.5%)	748 (-20%)	4051 (+14.6%)	6020 (+3.8%)
2014	485 (+56.4%)	295 (-3.2%)	546 (+7.6%)	935 (+26.3%)	3534 (+50%)	5795 (+33.6%)
2013	310	305	507 (+5.8%)	740 (-14.6%)	2473 (-4.5%)	4335 (-5.7%)

Lansdale PD Criminal Complaints

- 2018 201 (+9.8%) (-26.6% since '13)
 - 2017 183(+16.5%)
 - 2016 157 (-27.6%)
 - 2015 217 (-11%)
 - 2014 244 (-12.2%)
 - 2013 274 (0%)
- 

Lansdale Traffic citations

- 2018 1449 (+66%)
- 2017 870(+62%)
- 2016 535 (-31.2%)
- 2015 778 (+13.7%)
- 2014 684 (-83.6%)
- 2013 1256 (-1.4%)

Lansdale Non-Traffic Citations

- 2018 282 (-66%) (-55% since '13)
- 2017 836 (+72%)
- 2016 486 (-9.6%)
- 2015 538 (-17.3%)
- 2014 651 (+3.6%)
- 2013 627 (-13.8%)

CIVIL AND LANDLORD/TENANT TOTALS

	CIVIL CASES	L/T CASES
2018	463 (3 rd)	503 (2 nd)
2017	428 (4 th)	415 (2 nd)
2016	288 (8 th)	418 (3 rd)
2015	325	385
2014	485	295
2013	310	305