

A regular meeting of the Borough Council of Quakertown was held September 4, 2019, 7:30 p.m.

The following members and officers were present: President Donald Rosenberger, Vice President James Roberts, Councilmembers Douglas Propst, Michael Johnson, Jonathan Sell, Mae Wear, Solicitor Peter Nelson, Manager Scott C. McElree, Asst. Borough Secretary Kris Barndt and Junior Councilmembers Amanda Banes, and Mason Smith. David Wilsey, absent.

RESOLVED, That, the Minutes of August 7, 2019, be approved as written. Motion of Vice President Roberts, seconded by Councilman Propst. A roll call vote was taken and the motion was unanimously carried. Councilman Wilsey, absent.

RESOLVED, That the following check registers be approved for payment:

August	9, 2019	\$	33,283.03
August	15, 2019		672,769.97
August	28, 2019		211,281.74

Motion of Councilman Propst, seconded by Councilman Johnson. A roll call vote was taken and the motion was unanimously carried. Councilman Wilsey, absent.

RESOLVED, That, the Financial Statement, Police Department, Zoning Administrator and Building Inspector reports be received and filed. Motion of Councilman Johnson, seconded by Councilman Propst. A roll call vote was taken and the motion was unanimously carried. Councilman Wilsey, absent.

Visitors:

Stephen Biddle, 130 S. Main Street, indicated he would like to speak regarding zoning which is not on the agenda and other items.

Albert DeGennaro and Samuel Augustine from J.P. Mascaro, 2650 Audubon Road, Audubon, indicated they would like to speak regarding the trash contract.

Joseph Daniella from Advanced Disposal, indicated he would like to speak regarding the trash contract.

Caitlin Sell, 724 Juniper Street, indicated she would like to speak regarding trash and recycling.

### **HEALTH, SAFETY & WELFARE COMMITTEE**

RESOLVED, That, the following Resolution 83-19, setting the date and time for Trick-or-Treat night, be adopted:

#### **RESOLUTION 83-19**

RESOLVED, That, the Council of the Borough of Quakertown establishes October 31, 2019, 6:00 p.m. to 9:00 p.m., as Trick-or-Treat night in the Borough of Quakertown.

Motion of Councilman Johnson, seconded by Vice President Roberts. A roll call vote was taken and the motion was unanimously carried. Councilman Wilsey, absent.

RESOLVED, That, the following Resolution 84-19, Quakertown Lions Club's request to hold the annual Halloween Parade, be adopted:

RESOLUTION 84-19

WHEREAS, a request was received from the Quakertown Lions Club, for the annual Quakertown Halloween Parade, to waive the fee for the use of the bandshell and to approve the closing of the streets for the parade route. The requested street closings are:

Juniper Street from 4<sup>th</sup> Street to 11<sup>th</sup> Street,  
Eleventh Street between Juniper and Broad Street,  
Broad Street  
3<sup>rd</sup> Street between Broad and Juniper  
Fifth, Sixth and Seventh Streets between Broad and Park Avenue; and

WHEREAS, Council, in the adoption of Resolution 19-06, reserved the right to waive these fees for certain civic or charitable events which they deem beneficial to the betterment of the community.

NOW, THEREFORE BE IT RESOLVED, That, the Council of the Borough of Quakertown grants the request of the Quakertown Lions Club Halloween Parade to close Borough streets and waive the fee for the use of the bandshell for their event on October 20, 2019, from 2:00 pm to 6:00 pm with the rain date of October 27, 2019.

Motion of Councilman Johnson, seconded by Councilman Propst. A roll call vote was taken and the motion was unanimously carried. Councilman Wilsey, absent.

RESOLVED, That, the following Resolution 85-19, A Women's Place request to hang purple ribbons on trees in the Borough for domestic violence month, be adopted:

RESOLUTION 85-19

WHEREAS, a request was received from A Woman's Place to hang purple ribbons on trees and light posts in the Borough in the month of October to promote awareness for domestic violence.

NOW, THEREFORE BE IT RESOLVED, That, the Council of the Borough of Quakertown grants the request of A Woman's Place to hang purple ribbons in the Borough during the month of October to increase awareness of domestic violence.

Motion of Councilman Johnson, seconded by Councilman Propst. A roll call vote was taken and the motion was unanimously carried. Councilman Wilsey, absent.

President Rosenberger temporarily adjourned the Council meeting at 7:40 pm to open the Conditional Use Hearing for the property at 245 W. Broad Street (previously the Healey Law Offices Building), owner David Yates. The Conditional Use Hearing was properly advertised.

All members of Council were present except Councilman Wilsey, absent.

Vice President Roberts made a motion to close the hearing, seconded by Councilman Propst. A roll call vote was taken and the motion was unanimously carried. Councilman Wilsey, absent.

President Rosenberger reopened the Council meeting at 7:54 pm.

Full transcript is on file in the administrative office.

Councilman Sell made a motion to take a vote now on 245 W. Broad Street's Conditional Use Hearing, seconded by Vice President Roberts.

RESOLVED, That, the Council of the Borough of Quakertown approves the Conditional Use application as presented by David C. Yates for his property at 245 W. Broad Street condition upon the work be done in accordance with the exhibits presented and the testimony presented at the hearing.

Motion of Vice President Roberts, seconded by Councilman Sell. A roll call vote was taken and the motion was unanimously carried. Councilman Wilsey, absent.

### **PLANNING & ZONING COMMITTEE**

RESOLVED, That, the following Resolution 89-19, approving the Comprehensive Planning Amendment for the Quakertown Area Planning Committee, be adopted:

#### **RESOLUTION 89-19**

RESOLVED, That, the Council of the Borough of Quakertown approves the Comprehensive Planning Amendment as scheduled by the Quakertown Area Planning Committee to contract the Bucks County Planning Commission to do work for the Quakertown Area Planning Committee. The Borough's allocated expense will be \$476.00 for the participation in the Quakertown Area Planning Committee. Borough Council authorizes the appropriate Borough officials to sign the Planning Services Agreement.

Motion of Councilman Sell, seconded by Councilman Johnson. A roll call vote was taken and the motion was unanimously carried. Councilman Wilsey, absent.

Councilman Sell indicated that Mr. Biddle could speak at this time. Mr. Biddle stated the Zoning Hearing Board rejected the self storage proposal for the Quaker Safety building on S. Main Street and would like to see that building rezoned as High Density Residential, as most of S. Main Street is, instead of Medium Density Residential.

Zoning Officer Doug Wilhelm stated it would not make much of a difference changing the zone since both zones would have to go for variances in front of the Zoning Hearing Board with the number of units and parking spaces permitted and would not be feasible with the purchase price.

### **REVENUE & FINANCE COMMITTEE**

RESOLVED, That, the following Resolution 89-19, Multimodal Transportation Grant application for Wayfinding Signage, be adopted:

RESOLUTION 86-19

WHEREAS, the Borough of Quakertown of Bucks County, hereby requests a Multimodal Transportation Fund (MTF) Program Grant of up to \$390,250.00 from the Commonwealth Financing Authority to be used for Quakertown Wayfinding Signage.

NOW, THEREFORE BE IT RESOLVED, That, the Council of the Borough of Quakertown does hereby designate the Borough Manager as the official to execute all documents and agreements between the Borough of Quakertown and the Commonwealth Financing Authority to facilitate and assist in obtaining the requested grant.

Motion of Vice President Roberts, seconded by Councilman Johnson. A roll call vote was taken and the motion was unanimously carried. Councilman Wilsey, absent.

RESOLVED, That, the following Resolution 88-19, application for DCED Facade Grant, be adopted:

RESOLUTION 88-19

WHEREAS, the Quakertown Borough is desirous of obtaining funds from the Department of Community and Economic Development (DCED), Commonwealth of Pennsylvania in the amount of \$50,000 for assistance in funding the facade program; and

WHEREAS, the Quakertown Borough will assume the provision of the full local share of project costs; and

WHEREAS, the Quakertown Borough will reimburse the Commonwealth for the state's share of any expenditures found by DCED to be ineligible.

NOW, THEREFORE, BE IT RESOLVED, That, the Borough Council of Quakertown authorizes the Secretary of Quakertown Borough to execute a certificate attesting to the adoption of this Resolution and to furnish a copy of the Resolution to the Department of Community and Economic Development.

Motion of Vice President Roberts, seconded by Councilman Sell. A roll call vote was taken and the motion was unanimously carried. Councilman Wilsey, absent.

Vice President Roberts indicated that Ms. Sell could speak at this time. Ms. Sell read a short story titled, What If You Looked Over and All You Saw Was Trash and indicated she would like Council to choose a trash company which is good for the environment.

Vice President Roberts mentioned that Council is obligated to choose the lowest bid who grants the product the Borough wishes to have.

Vice President Roberts indicated Mr. Daniella, General Manager for Advanced Disposal could speak at this time. Mr. Daniella informed Council on his many years of experience within various states. He stated going with trash carts only throughout the Borough would guarantee that every resident gets a bill and has service. Senior citizens could make special arrangements.

Vice President Roberts indicated Mr. Augustine, Director of Sales with J.P. Mascaro, could speak at this time. Mr. Augustine stated J.P. Mascaro has three programs which gives the residents the maximum

flexibility; the cart program, the senior program and the trash bag program. Every resident would get a recycling cart with a lid to maximize the recycling and J.P. Mascaro will accept a wider variety of recycling materials.

RESOLVED, That, the following Resolution 90-19, accepting trash and recycling bid, be adopted:

#### RESOLUTION 90-19

RESOLVED, that the Council of the Borough of Quakertown chooses Option #2 including the trash bag system, as per the Borough's trash bid and specifications and awards J.P. Mascaro & Sons of Audubon, Pennsylvania and authorizes the appropriate Borough official to execute the documents.

Motion of Vice President Roberts, seconded by Councilman Sell. A roll call vote was taken and the motion was unanimously carried. Councilman Wilsey, absent.

President Rosenberger announced the Borough will retain the trash bag program and the trash bid is awarded to J.P. Mascaro. Mr. Rosenberger thanked Advanced Disposal for their many years of service.

RESOLVED, That, the following Resolution 91-19, funding to the fire department, be adopted:

#### RESOLUTION 91-19

WHEREAS, the Quakertown Fire Department has requested the annual budgeted disbursements of the 2019 Municipal Contribution of \$65,000, the 2019 Municipal Truck Replacement Contribution of \$100,000 and the 2019 SCBA (breathing apparatus equipment) Replacement Contribution of \$15,000.00.

NOW, THEREFORE, BE IT RESOLVED, That, the Council of the Borough of Quakertown, grants the release of the requested budgeted disbursements to the Fire Department.

Motion of Vice President Roberts, seconded by Councilman Sell. A roll call vote was taken and the motion was unanimously carried. Councilman Wilsey, absent.

#### **PUBLIC UTILITIES COMMITTEE**

President Rosenberger asked Vice President Roberts to handle Councilman Wilsey's agenda item in his absence.

Vice President Roberts indicated Mr. Biddle could speak. Mr. Biddle stated he was present to get more information on the Electric Purchase Contract extension.

RESOLVED, That, the following Resolution 92-19, Electric Purchase Contract extension, be adopted:

RESOLUTION 92-19

WHEREAS, the Borough has received a proposed Electric Purchase Contract extension covering years 2028-2032; and

WHEREAS, upon the advice of the Borough Manager and our Electric Engineering Consultant, Borough Council believes it is in the best interest of the Borough to enter into this contract; and

WHEREAS, Council approves Alternate #1 as presented in the Utilities Engineering, PC document dated September 4, 2019.

NOW, THEREFORE BE IT RESOLVED, that the proper Borough officials be authorized to sign the attached contract numbered #C-12-2004-4119.

Motion of Vice President Roberts, seconded by Councilman Propst. A roll call vote was taken and the motion was unanimously carried. Councilman Wilsey, absent.

**PUBLIC WORKS COMMITTEE**

Councilwoman Wear stated that there are not any items under the Public Works Committee.

**PARKS & RECREATION COMMITTEE**

RESOLVED, That, the following Resolution 78-19, Pedia Manor's request to hold a 5K Walk/Run for Stephanie Walsh, be adopted:

RESOLUTION 78-19

WHEREAS, Gretchen Duffy of Pedia Manor, 2326 Milford Square Pike, Quakertown, PA has applied for a public gathering permit to conduct a fundraiser 5K Walk/Run for Stephanie Walsh on the park trails and use of the Univest Performance Center for music with a DJ.

NOW, THEREFORE, BE IT RESOLVED, That, the Council of the Borough of Quakertown grants the public gathering permit request of Gretchen Duffy for a 5K Walk/ Run for Stephanie Walsh on Saturday, September 28, 2019, from 8:00 a.m. to 12:00 p.m. provided they add the Borough as an additional insured on their insurance.

Motion of Councilman Propst, seconded by Councilman Johnson. A roll call vote was taken and the motion was unanimously carried. Councilman Wilsey, absent.

RESOLVED, That, the following Resolution 87-19, Knight's of Columbus' request to hold a 5K Race, be adopted:

RESOLUTION 87-19

WHEREAS, Christopher Plominski of the Knights of Columbus has applied for a public gathering permit to conduct a 5K and 10K race on November 2, 2019 from 7:30 am to 12:00 pm starting and ending at St. Isidore School parking lot and intertwining through the parks and also requests the road closure of 4<sup>th</sup> Street from 9:00 am to 9:10 am for the beginning of the race and to use two Fire Police for traffic control until 10:30 am.

NOW, THEREFORE, BE IT RESOLVED, That, the Council of the Borough of Quakertown grants the public gathering permit request of the Knights of Columbus to hold a 5K – 10K race on November 2, 2019, to temporarily close 4<sup>th</sup> Street and to provide two Fire Police provided they add the Borough as an additional insured on their insurance.

Motion of Councilman Propst, seconded by Councilman Sell. A roll call vote was taken and the motion was unanimously carried. Councilman Wilsey, absent.

Councilman Propst announced upcoming events for the month.

Councilman Johnson mentioned Fischers Tuxedo will be celebrating 100 years in business on September 17, 2019.

Manager McElree announced Quakertown Alive! received grant funds for four bicycle racks and two bicycle repair stations. The designated locations where they would like to install them are; one rack and repair station for the Yard, one rack for the Train Station, one rack and repair station at Park at 4<sup>th</sup> and one rack on the 300 block. These items will be ordered in the color closest to the burgundy of the benches in the park. Council agreed with the locations and color of these items.

President Rosenberger declared the meeting adjourned at 9:04 p.m.

BOROUGH OF QUAKERTOWN

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Donald E. Rosenberger  
President of Council

Attest:

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Scott C. McElree  
Borough Secretary