

May 7, 2014

A regular meeting of the Borough Council was held on May 7, 2014, 7:30 p.m.

The following members and officers were present: President L. James, Roberts, Vice President Donald Rosenberger, Councilmembers David Erwin, Michael Johnson, Douglas Propst, Daniel Williams, Charles Fonzone, Manager Scott C. McElree and Assistant Borough Secretary Kris Barndt.

District Justice C. Robert Roth administered the Oath of Office to new Councilmember Lisa Gaier who will fill Edward Scholl's remaining term which expires December 31, 2015.

RESOLVED, That, the following Resolution 60-14, appointing Lisa Gaier to fill the remaining term of Edward Scholl, be adopted:

RESOLUTION NO. 60-14

RESOLVED, That, Lisa J. Gaier, 188 Live Oak Drive, is appointed to fill the unexpired term of Edward A. Scholl, which term is to expire December 31, 2015.

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

RESOLVED, That, the following Resolution 58-14, honoring Ronald Heller with the William Peischel award, be adopted:

RESOLUTION NO. 58-14

WHEREAS, the Borough Council of Quakertown, Pennsylvania, desires from time-to-time to award a resident of Quakertown Borough who through volunteer service has demonstrated an extraordinary commitment to the civic betterment of the Quakertown community.

NOW, THEREFORE, BE IT RESOLVED, That the Borough Council of the Borough of Quakertown, publicly honor and present Ronald Heller with the William Peischel Excellence in Citizenship Award for his many years of unselfish contribution to the Quakertown community.

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

President Roberts listed some of the numerous organizations and contributions made over the years which Mr. Heller was involved in for the good of the Borough and community. On behalf of Council and the community, President Roberts presented the William Peischel Excellence in Citizenship Award to Mr. Heller and thanked him for the many years which he has given to Quakertown to help make it what it is today.

Mr. Heller stated that he loved volunteer work and he volunteered because he wanted Quakertown to be a good place to raise children. Mr. Heller thanked Council.

RESOLVED, That, the Minutes of April 2, 2014 and April 21, 2014 be approved as written. Motion of Councilman Rosenberger, seconded by Councilman Williams. A roll call vote was taken and the motion was unanimously carried.

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

April 4, 2014	-	\$ 109,907.93
April 11, 2014	-	\$ 24,485.03
April 17, 2014	-	\$ 158,980.42
April 25, 2014	-	\$ 837,509.63
May 1, 2014	-	\$ 331,288.87

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

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

Visitors:

Stephen Biddle, 130 S. Main Street, thanked Ronald Heller and stated that Quakertown is prosperous because of many volunteers.

Scott Soost, 322 W. Broad Street, indicated he has questions on the downtown changes.

PLANNING & ZONING COMMITTEE

RESOLVED, That, the following Resolution 53-14, approval of 97 Erie Avenue land development, be adopted:

RESOLUTION 53-14

WHEREAS, the Quakertown Planning Commission and the Bucks County Planning Commission have reviewed and recommended approval of 97 Erie Avenue Land Development as per plans dated December 16, 2013; and

WHEREAS, the plan and application have been reviewed by the Borough Engineer and the Bucks County Planning Commission, and has been found to be suitable for final approval, subject to the conditions as set forth below.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Borough of Quakertown grants final approval of the plan subject to the following conditions and requirements:

1. The applicant must execute stormwater easement documents for the proposed blanket easement. The applicant should provide a copy of the proposed easement documents for review by the Borough Solicitor.
2. The applicant must execute a development and financial security agreement. The design engineer should submit an "opinion of cost" for all proposed public improvements for review and approval for use within the agreements.

The plan must be recorded in Bucks County within ninety (90) days.

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

REVENUE & FINANCE COMMITTEE

RESOLVED, That, the following Resolution 44-14, awarding bid for mini-van, be adopted:

RESOLUTION NO. 44-14

WHEREAS, an administrative personnel vehicle for work related transportation is needed for occurrences such as training, as well as, the Park & Recreation Coordinator for recreation programs, events and set ups;

RESOLVED, by the Council of the Borough of Quakertown, That, the bid of Lansdale Chrysler Dodge Jeep Ram of Montgomeryville, Pennsylvania, in the amount of \$22,651.00 for a 2014 Dodge Grand Caravan, as per bid opened April 2, 2014, is hereby accepted. The Borough Manager is hereby authorized to execute the necessary documents on behalf of the Borough of Quakertown.

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

RESOLVED, That, the following Resolution 45-14, additions to the fee schedule, be adopted:

RESOLUTION NO. 45-14

WHEREAS, Resolution 114-12 was first adopted on December 5, 2012, and established the fees associated with Borough services; and

WHEREAS, the Borough wishes to amend pool fees and add equipment rental and vehicle parking fees.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Quakertown wishes to amend/add the following fees as follows:

Add: <u>Parking Unregistered/Uninspected Vehicles on Street or Alley</u>	
First Offense	\$ 25.00
Subsequent Offense	\$ 50.00
Add: <u>Equipment Rental – Per Hour</u>	
Underground Service Restore Cart – Per Day	\$ 25.00
*Amend: <u>Pool Fees – Daily</u>	
Adult	\$ 10.00
Children & Senior Citizen	\$ 10.00

Motion of Councilman Rosenberger, seconded by Councilman Propst.

Councilman Johnson asked what the pool fees are currently. Manager Scott McElree replied the adult, children and senior fees are \$8.00 per day. Councilman Johnson replied he would like to see the fees stay at the current rate of \$8.00 per day.

*Councilman Johnson moved to amend the motion to keep the pool fees as currently set, seconded by Councilman Williams. A roll call vote was taken and the motion was unanimously carried to amend the first motion.

Motion of Councilman Rosenberger, seconded by Councilman Propst on Resolution 45-14 as amended. A roll call vote was taken and the motion was unanimously carried.

RESOLVED, That, the following Resolution 43-14, disposition of municipal records, be adopted:

Borough of Quakertown
Disposition of Municipal Records
RESOLUTION 43-14

RESOLVED, by the Council of the Borough of Quakertown, Bucks County, Pennsylvania, that

WHEREAS, the Borough of Quakertown declares its intent to follow the schedules and procedures for the disposition of records as set forth in the Municipal Records Manual approved July 16, 1993, and;

WHEREAS, in accordance with Act 428 of 1968, each individual act of disposition shall be approved by resolution of the governing body of the municipality;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Quakertown, Bucks County, Pennsylvania, in accordance with the above cited Municipal Records Manual, hereby authorizes the disposition of the attached public records:

Motion of Councilman Rosenberger, seconded by Councilman Williams. A roll call vote was taken and the motion was unanimously carried.

RESOLVED, That, the following Resolution 41-14, request to file an unclaimed property report to the PA Department of Treasury, be adopted:

RESOLUTION NO. 41-14

WHEREAS, unclaimed valuables (\$13.30, \$9.19, \$236.76, \$9.13 and \$18.00 in U.S. currency) have accumulated in the Police Department storage facility from 2011; and

WHEREAS, Pennsylvania's Disposition of Abandoned and Unclaimed Property Act, requires law enforcement agencies to annually file an unclaimed property report with the Pennsylvania Department of Treasury.

NOW, THEREFORE, BE IT RESOLVED, That, the Borough Council of Quakertown, Pennsylvania directs that the necessary annual unclaimed property report is filed with the Pennsylvania Department of Treasury.

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

RESOLVED, That, the following Resolution 47-14, proposal for engineering services for amphitheater and landscaping, be adopted:

RESOLUTION NO. 47-14

WHEREAS, a proposal was received from Cowan Associates, Inc. with regard to engineering services associated with the amphitheater and landscaping for the new park project.

NOW, THEREFORE BE IT RESOLVED, That, the Council of the Borough of Quakertown accepts Cowan Associates proposal, dated April 4, 2014, for engineering services for the amphitheater and landscaping for the new park project at a cost of \$51,314.00 which will be funded by park funds. The Borough Manager is hereby authorized to execute the necessary documentation.

Motion of Councilman Rosenberger, seconded by Councilwoman Gaier. A roll call vote was taken and the motion was unanimously carried.

Councilman Rosenberger stated that the fundraising committee for the new park has been very successful in selling all thirty park benches and now the Borough is ready to purchase them. Councilman Rosenberger mentioned as a member of the park committee it is really great to see all these items starting to be ordered and paid for.

RESOLVED, That, the following Resolution 54-14, approving quotation for park benches, be adopted:

RESOLUTION 54-14

WHEREAS, the Borough of Quakertown has received a quotation from Boyce Associates of Trexlertown, Pennsylvania in the amount of \$27,768.00 for thirty 6' park benches at a price of \$925.60 per bench to be installed in the new park by Borough personnel; and

WHEREAS, fundraising donations have been received to cover all thirty benches including bench engraving of memorial plaques and materials for concrete pads.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Quakertown to accept the quotation dated April 23, 2014, in the amount of \$27,768.00 by Boyce Associates for thirty park benches. The Borough Manager is hereby authorized to execute the necessary documentation.

Motion of Councilman Rosenberger, seconded by Councilman Williams. A roll call vote was taken and the motion was unanimously carried.

RESOLVED, That, the following Resolution 55-14, approving quotation for recycling/trash containers, be adopted:

RESOLUTION 55-14

WHEREAS, the Borough of Quakertown has received a quotation from General Recreation, Inc. of Newtown Square, Pennsylvania in the amount of \$23,504.00 for fifteen 40 gallon recycling/trash receptacles at a price of \$1,530.00 per receptacle to be installed in the new park by Borough personnel; and

WHEREAS, fundraising donations covers approximately two-thirds of the quotation and the remainder could be eligible for reimbursement under a recycling container grant applied for by the Borough.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Quakertown to accept the quotation dated April 16, 2014, in the amount of \$23,504.00 by General Recreation, Inc. for fifteen receptacles. The Borough Manager is hereby authorized to execute the necessary documentation.

Motion of Councilman Rosenberger, seconded by Councilman Erwin. A roll call vote was taken and the motion was unanimously carried.

RESOLVED, That, the following Resolution 56-14, approving quotation for gazebo, be adopted:

RESOLUTION 56-14

WHEREAS, the Borough of Quakertown has received a quotation from Country Structures, Inc. of Quakertown, Pennsylvania in the amount of \$10,781.80 for one eighteen foot gazebo to be placed in the new park; and

WHEREAS, fundraising donations covers the cost of the gazebo purchase and installation, including the cost of materials for the concrete pad to be poured by Borough personnel.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Quakertown to accept the quotation dated April 24, 2014, in the amount of \$10,781.80 by Country Structures, Inc. The Borough Manager is hereby authorized to execute the necessary documentation.

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

Angelika Fordran from Cowan Associates mentioned that Country Structures will provide an engineered seal on the gazebo, which she recommends be added to the specifications for an additional \$750.00.

RESOLVED, That, the following Resolution 57-14, approving quotation for a temporary construction sign, be adopted:

RESOLUTION 57-14

WHEREAS, the Borough of Quakertown has received a verbal quotation from Premier Signs of Quakertown, Pennsylvania for one Under Construction temporary sign not to exceed \$750.00 to be placed in the new park.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Quakertown to accept the verbal quotation from Premier Signs for one temporary construction sign not to exceed \$750.00. The Borough Manager is hereby authorized to execute the necessary documentation.

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

RESOLVED, That, the following Resolution 61-14, awarding a contract for an Economic Development Consultant, be adopted:

RESOLUTION NO. 61-14

WHEREAS, the Borough Council of the Borough of Quakertown has resolved to promote the Borough of Quakertown as an ideal location for business growth, investment and job creation; and

WHEREAS, the Borough Council of the Borough of Quakertown has budgeted funds to obtain the services of an Economic Development Consultant to aid with the revitalization and economic development of the Borough of Quakertown.

NOW, THEREFORE, BE IT RESOLVED, That the Borough Council of the Borough of Quakertown approves a two year agreement between Edward Scholl Consulting, LLC. and the Borough of Quakertown at a cost of \$60,000.00 annually.

BE IT FURTHER RESOLVED, That, the Borough Council of the Borough of Quakertown authorizes the Borough Manager to sign the agreement between the Borough, Edward Scholl Consulting, LLC.

Councilman Rosenberger mentioned the agreement has been reviewed by the Borough solicitor.

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

Councilman Rosenberger indicated Mr. Soost could speak at this time. Mr. Soost asked what Council plans to do with the signed petition requesting a number of action items to be taken regarding the proposed downtown changes, specifically a more involved traffic study and a formal parking study.

President Roberts explained generally there is nothing incumbent on any elected body to react to petitions. The signed petition was reviewed and the vote has been taken.

Mr. Soost asked if Council has agreed to make the traffic changes as they have been proposed. President Roberts stated when the time comes Council will make that decision.

Mr. Soost stated the revitalization of downtown has not been a collaborative process with the merchants and he would like to know what will be done to rectify that going forward. Manager Scott McElree replied that Quakertown Alive has accepted the responsibility to collaborate with the Borough and also will be setting up meetings with the merchants downtown. The new Consultant position will have a fair amount of responsibility to include the merchants as well.

HEALTH, SAFETY & WELFARE COMMITTEE

RESOLVED, That, the following Resolution 46-14, request to hold a Fries Rebellion 5K race, be adopted:

RESOLUTION NO. 46-14

WHEREAS, a request was received from Rachel Kane of Quakertown, Pennsylvania to conduct a Fries Rebellion 5K Race on Borough streets to benefit the Quakertown Food Pantry.

NOW, THEREFORE BE IT RESOLVED, That, the Council of the Borough of Quakertown grants the request of Rachel Kane to hold a Fries Rebellion 5K Race on Borough Streets on October 3, 2014, starting at 6:00 p.m., provided they add the Borough as an additional insured on the insurance.

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

RESOLVED, That, the following Resolution 42-14, request to hold a CROP walk, be adopted:

RESOLUTION NO. 42-14

WHEREAS, a request was received for a public gathering permit from the Church World Service to hold a Crop Walk.

NOW, THEREFORE BE IT RESOLVED, That, the Council of the Borough of Quakertown grants the public gathering permit to the Church World Service for a Crop Walk to be held on October 12, 2014, the route of the walk traverses from Memorial Park throughout the Borough provided the Borough is added as an additional insured on the insurance.

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

RESOLVED, That, the following Resolution 39-14, recognizing Nurse's Week, be adopted:

RESOLUTION NO. 39-14

WHEREAS, the nearly 2.9 million registered nurses in the United States comprise our nation's largest health care profession; and

WHEREAS, professional nursing has been demonstrated to be an indispensable component in the safety and quality of care of hospitalized patients; and

WHEREAS, the cost-effective, safe and quality health care service provided by nurses will be an ever more important component of the U. S. health care delivery system in the future; and

WHEREAS, along with the American Nurses Association, the Borough of Quakertown has declared the week of May 6 - 12 as National Nurses Week with the theme Nurses Building a Healthy America in celebration of the ways in which nurses strive to provide safe and high quality patient care and map out the way to improve our health care system.

NOW THEREFORE, BE IT RESOLVED, That, the Council of the Borough of Quakertown asks that all residents of the Borough of Quakertown join in honoring the nurses who care for all of us.

BE IT FURTHER RESOLVED, That, Borough Council and the residents of the Borough of Quakertown join in honoring the professional nurses who care for all of us, and that we express our appreciation to the nurses, not just during this week, but at every opportunity throughout the year.

RESOLVED, That, the following Resolution 40-14, QNB's request to hold annual Founder's Day, be adopted:

RESOLUTION NO. 40-14

WHEREAS, Quakertown National Bank has applied for a public gathering permit to celebrate their QNB's Founders' Day event on July 16, 2014, and to close Second Street between Branch Street and Third Street.

NOW, THEREFORE, BE IT RESOLVED, That, the Council of the Borough of Quakertown grants the public gathering permit to Quakertown National Bank and to close Second Street between Branch and Third Streets on July 16, 2014, from 6:00 to 9:30 p.m.

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

RESOLVED, That, the following Resolution 50-14, recognition of National Police Week, be adopted:

Police Week / Peace Officers' Memorial Day

RESOLUTION NO. 50-14

WHEREAS, The Congress and President of the United States have designated May 15 as Peace Officers' Memorial Day, and the week in which May 15 falls as National Police week; and

WHEREAS, the members of the law enforcement agency of the Borough of Quakertown play an essential role in safeguarding the rights and freedoms of Quakertown; and

WHEREAS, it is important that all citizens know and understand the duties, responsibilities, hazards, and sacrifices of their law enforcement agency, and that members of our law enforcement agency recognize their duty to serve the people by safeguarding life and property, by protecting them against violence and disorder, and by protecting the innocent against deception and the weak against oppression; and

WHEREAS, the men and women of the law enforcement agency of the Borough of Quakertown unceasingly provide a vital public service;

NOW, THEREFORE, the Borough Council of the Borough of Quakertown, call upon all citizens of Quakertown and upon all patriotic, civic and educational organizations to observe the week of May 11 - 17, 2014, as Police Week with appropriate ceremonies and observances in which all of our people may join in commemorating law enforcement officers, past and present, who, by their faithful and loyal devotion to their responsibilities, have rendered a dedicated service to their communities and, in so doing, have established for themselves an enviable and enduring reputation for preserving the rights and security of all citizens.

NOW, THEREFORE, BE IT RESOLVED that the Borough of Quakertown shall observe Wednesday, May 15, 2014, as Peace Officers' Memorial Day in honor of those law enforcement officers who, through their courageous deeds, have made the ultimate sacrifice in service to their community or have become disabled in the performance of duty, and let us recognize and pay respect to the survivors of our fallen heroes.

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

RESOLVED, That, the following Resolution 59-14, High School's request to partner with the Borough to beautify property, be adopted:

RESOLUTION NO. 59-14

WHEREAS, a request was received from Quakertown High School regarding the Borough partnering with the Quakertown Community High School's Environmental Club and the Best Buddies club students (which includes Special Needs students) to beautify a location in Quakertown Borough; and

WHEREAS, the location chosen will be a portion of the 2 parcels (approximately 1/2 acre) which the Borough owns at the corner of Moores Court and Main Street; and

WHEREAS, the United Way provided the Environmental Club a \$500.00 grant for flowers and supplies.

NOW, THEREFORE, BE IT RESOLVED, That, the Borough Council of the Borough of Quakertown grants the request for beautifying the location of Moores Court and Main Street by the Quakertown Community High School's Environmental and Best Buddies Clubs.

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

PUBLIC UTILITIES COMMITTEE

Councilman Erwin stated that there are not any items for action under the Public Utilities Committee.

PUBLIC WORKS COMMITTEE

RESOLVED, That, the following Resolution 51-14, recognition of National Public Works Week, be adopted:

National Public Works Week RESOLUTION 51-14

WHEREAS, Since 1960, American Public Works Association (APWA) has sponsored National Public Works Week. Across the nation, more than 28,000 APWA members use this week to energize and educate the public on the importance of the contribution of public works to their daily lives: planning, building, managing and operating the heart of our local communities and building the quality of life.

WHEREAS, APWA has selected "Building for today, Planning for tomorrow" as its theme for 2014's National Public Works Week. The theme recognizes that what we do today is vital to a sustainable and vibrant tomorrow; and

WHEREAS, Public Works services provided in our community are an integral part of our citizens' everyday lives; and

WHEREAS, the support of an understanding and informed citizenry is vital to the efficient operations of public works systems and programs such as water, sewer, electric and roads; and

WHEREAS, the quality and effectiveness of these facilities, as well as their planning, design, and construction, is vitally dependent upon the efforts and skill of public works employees; and

WHEREAS, the efficiency of the qualified and dedicated personnel who staff our public works departments is significantly influenced by the residents' understanding of the importance of the work they perform,

NOW, THEREFORE BE IT RESOLVED, by the Borough Council to proclaim the week of May 18 - 24, 2014 "National Public Works Week" in the Borough of Quakertown, Pennsylvania. Council calls upon businesses, organizations and citizens to acquaint themselves with the issues involved in providing our public works services and to recognize the outstanding contributions which our public works employees make every day to ensure the health, safety, comfort, and quality of life in the Borough of Quakertown.

Motion of Councilwoman Gaier, seconded by Councilman Johnson. A roll call vote was taken and the motion was unanimously carried.

PARKS & RECREATION COMMITTEE

Councilman Williams stated that there are not any items for action under the Parks & Recreation Committee.

Councilman Williams read a contribution letter from Richland Township for the new park with a donation to the park in the amount of \$1,000.00. Councilman Williams thanked Richland Township for their donation.

Councilman Williams mentioned Relay for Life was held last weekend and currently they have raised over \$100,000.00.

President Roberts announced that after tonight's meeting is adjourned, Council, the Borough Manager and Borough solicitor will be holding an Executive Session to discuss a matter involving performance, terms, conditions and evaluations of employment.

President Roberts declared the meeting adjourned at 8:43 p.m.

BOROUGH OF QUAKERTOWN

L. James Roberts, Jr.
President

Attest:

Scott C. McElree
Borough Secretary