

A regular meeting of the Borough Council was held November 5, 2014, 7:30 p.m.

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

RESOLVED, That, the following Resolution 119-14, approval of Adam Wolfinger as Probationary Police Officer, be adopted:

RESOLUTION 119-14

WHEREAS, on September 23, 2014, Borough Council authorized the Borough Manager to proceed with the selection process for the hiring of a police officer; and

WHEREAS, Adam Wolfinger successfully completed the process for the position of Probationary Police Officer.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of Quakertown, Pennsylvania, That, effective November 5, 2014, Adam Wolfinger is appointed as a Probationary Officer in the Quakertown Police Department.

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

President Roberts read a brief biography of Adam Wolfinger. District Justice C. Robert Roth swore in Probationary Policeman Adam Wolfinger.

RESOLVED, That, the Minutes of October 1, 2014 be approved as written. Motion of Councilman Rosenberger, seconded by Councilman Johnson. A roll call vote was taken and the motion was unanimously carried.

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

September 26, 2014 -	\$ 14,174.56
October 10, 2014 -	194,570.37
October 17, 2014 -	690,754.93
October 24, 2014 -	818,697.99
October 30, 2014 -	216,332.33

Motion of Councilman Rosenberger, seconded by Councilwoman Gaier.

Councilman Roberts stated that he will abstain from voting on the approval of the check registers because it includes the purchase from the Friendly Book Store and that he has signed a letter in this regard.

A roll call vote was taken and the motion was unanimously carried. Abstained: Chairman Roberts.

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.

President Roberts announced that there were two public hearings scheduled for tonight but today there was a request received from SLJ Restaurant, a/k/a Beer City, to withdraw their hearing and asked to obtain a continuation for another time.

President Roberts called the public hearing of Cleveland Steel regarding a zoning change from (MR) – Medium Density Residential to (LI) – Light Industrial. President Roberts asked if anyone present was interested in speaking for the purpose of the Cleveland Steel application. Interested parties were: Gary Steich, 121 E. Mill Street, Paul Rash, 117 E. Mill Street, Michael Haberle, 118 E. Mill Street and Nancy Kistlar, 124 E. Mill Street.

Gary Steich's concern was increased noise to the residents once the proposed house will be demolished.

Paul Rash's concern is also added noise. Mr. Rash mentioned he currently hears large dumpsters being dropped to the ground at 10:00 pm, and there are no barriers between the adjoining residential properties. Mr. Rash asked how sound barriers would be enforced so they do not get removed over time.

Michael Haberle stated originally he was told the neighboring house, which Cleveland Steel would like to demolish, was going to remain and become an office facility. Mr. Haberle recently found out that was not true. Mr. Haberle is concerned his house will decrease in value since he will be right next to a commercial property once the existing house gets demolished. Mr. Haberle's other concern is increased flooding once the house is demolished and becomes increased impervious surface. Mr. Haberle also stated he has a special needs child and added loud sounds will cause increased issues for his son.

Nancy Kistlar's concerns were on permitting for demolition and if the neighbors would be notified when the house would be taken down.

Cleveland Steel Corporation's attending representatives were William Benner, Esq., Mr. Kelly Cleveland Steel's Plant Manager, Chris Nelson, President, Dennis Puening, CEO and Brad Clymer from Mast Engineering.

President Roberts stated that an application would be made for any future improvements to the property by Cleveland Steel which would go before the borough's Planning Commission. Any neighbors or interested parties can attend that meeting with their concerns.

Councilman Rosenberger asked for clarification if this rezoning application has been in front of the Planning Commission. Attorney Benner replied that the rezoning application was approved by the Planning Commission and they are now seeking Council's approval.

Councilman Johnson stated the Borough's Ordinance states no noise before 7:00 am and asked the plant manager to conform.

President Roberts declared the public hearing closed.

The official hearing transcript is attached to the minutes.

Visitors for the regular meeting:

Scott Soost, 332 W. Broad Street indicated he has a statement to make.

Justin Priolo, 32B Front Street indicated he wanted to speak in reference to the law regarding marijuana decriminalization.

### **PLANNING & ZONING COMMITTEE**

Councilman Propst stated that there are not any items for action under the Planning & Zoning Committee.

Councilman Propst indicated that Mr. Soost could speak at this time.

Mr. Soost announced that he will be moving Tanya Kaya out of Quakertown around February 1, 2015.

### **REVENUE & FINANCE COMMITTEE**

Councilman Rosenberger stated that there are not any items for action under the Revenue & Finance Committee.

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

Councilman Johnson stated that there are not any items for action under the Health, Safety & Welfare Committee.

Councilman Johnson indicated that Mr. Priolo could speak at this time.

Mr. Priolo stated he would like to start a growth site if the Marijuana Decriminalization bill gets passed. Mr. Priolo has a head/brain injury and would like to use it for medical aid.

### **PUBLIC UTILITIES COMMITTEE**

RESOLVED, That, the following Resolution 117-14, accepting and awarding bid for the Advanced Metering Infrastructure, be adopted:

#### **RESOLUTION 117-14 ACCEPTING BID AND (AMI) CONTRACT**

Resolved, by the Council of the Borough of Quakertown, That, the following bid for the Advanced Metering Infrastructure (AMI) be accepted and contract be awarded to Mueller Systems of Cleveland, North Carolina for the amount of \$1,546,824.20.

The contract is awarded in accordance with the bids opened October 17, 2014. The Borough Manager is hereby authorized to execute the said contract on behalf of the Borough of Quakertown.

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

### **PUBLIC WORKS COMMITTEE**

Councilwoman Gaier stated that there are not any items for action under the Public Works Committee.

### **PARKS & RECREATION COMMITTEE**

RESOLVED, That, the following Resolution 118-14, approving the Boy Scouts of America request to hold a Klondike Derby event, be adopted:

#### **RESOLUTION 118-14**

WHEREAS, a request was received from Bucks County Council Boy Scouts of America, to conduct a 2015 Klondike Derby in Memorial Park for their winter activity which includes skills presentations and showcases their Boy Scout spirit.

NOW, THEREFORE BE IT RESOLVED, That, the Council of the Borough of Quakertown grants the request of the Bucks County Council Boy Scouts of America to hold a District 2015 Klondike Derby in Memorial Park on January 31, 2015, from 8:00 am to 3:00 pm and grants permission of use of the Skate Shelter restrooms provided they add the Borough as an additional insured on their insurance.

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

RESOLVED, That, the following Resolution 120-14, recognition of the Community Day Committee, be adopted:

#### **RESOLUTION 120-14**

WHEREAS, the Quakertown Community Day Committee has served the Quakertown Community by organizing and facilitating Community Day every year since 1981; and

WHEREAS, the members of the Quakertown Community Day Committee are represented through organizations and individuals but all are united by a dedication to community spirit through volunteer service; and

WHEREAS, the Quakertown Community Day Committee has contributed to the meaning of Community and through the Committee's efforts, every Community Day commemorates our Country's Independence Day and the importance of our democracy and the freedom we all enjoy.

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 all of the volunteers, past and present of the Quakertown Community Day Committee for supporting the appreciation of the Quakertown Community; and

BE IT FURTHER RESOLVED, that, Borough Council and the residents of the Borough of Quakertown join in recognizing and bestowing our appreciation to the Quakertown Community Day Committee members for their community service.

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

Councilman Williams and Manager McElree handed out certificates to the various groups and volunteers who participate in the annual July 4<sup>th</sup> Community Day celebration.

Kenny Williams was presented a plaque of dedication and appreciation from the Borough for his many years as Chairman of Community Day. Mr. Williams thanked Borough Council for running the pancake breakfast, which is always a big success, and all the volunteers who help every year.

President Roberts declared the meeting adjourned at 8:50 p.m.

BOROUGH OF QUAKERTOWN

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L. James Roberts, Jr.  
President of Council

Attest:

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Scott C. McElree  
Borough Secretary