

A regular meeting of the Borough Council of Quakertown was held May 6, 2015, 7:28 p.m.

The following members and officers were present: President L. James Roberts, Vice President Donald Rosenberger, Council members David Erwin, Lisa Gaier, Michael Johnson, Jann Paulovitz, Douglas Propst, Solicitor Charles Fonzone, Manager Scott C. McElree and Asst. Borough Secretary Kris Barndt.

President Roberts called a Public Hearing to order relative to Quakertown West End Fire Company's borrowing of \$900,000 from Quakertown National Bank for the purpose of a new ariel ladder truck. This hearing is being held because the procurement of those funds is for the general well being for the health, safety and welfare of the community. The hearing was advertised in the Morning Call.

Opportunity was given for public and Council comments. There were no comments. President Roberts declared the hearing closed.

Roll call again was called for the regular Council meeting. All Council members and officers listed above were present for the meeting.

RESOLVED, That, the Minutes of April 1, 2015 be approved as written. Motion of Councilman Rosenberger, seconded by Councilwoman Gaier. A roll call vote was taken and the motion was unanimously carried.

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

April 1, 2015	-	\$	108,121.42
April 10, 2015	-		25,146.77
April 17, 2015	-		781,097.43
April 24, 2015	-		150,107.81
May 1, 2015	-		150,856.56

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

Visitors:

Steve Biddle, 130 S. Main Street indicated he would like to speak in reference to the Rail Trail project.

Ralph Moyer Jr., 207 Juniper Street, indicated he would like to speak in reference to the parking meters.

President Roberts indicated that Mr. Biddle could speak at this time. Mr. Biddle mentioned the Highlands Trail Planning Committee would like some guidance from Council and stated they would attend the June Work Session. Mr. Biddle questioned when the parking study would be complete. Manager McElree stated the parking study may be done by the end of June.

President Roberts indicated that Mr. Moyer could speak at this time. Mr. Moyer questioned why the parking meters are not fixed and what is going to be done about them. Manager McElree stated the meters are very old and parts are not made for the meters anymore. The Borough is

looking into placing a parking kiosk system but first is waiting for the parking study to be complete. Mr. Moyer inquired about the downtown trees which are damaging the sidewalks. Manager McElree stated the Economic Development Steering Committee will be proposing a tree and sidewalk plan in the near future.

### **PLANNING & ZONING COMMITTEE**

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

### **REVENUE & FINANCE COMMITTEE**

RESOLVED, That the following Resolution 62-15, West End Fire Company's request for a tax exempt bond to fund a new aerial ladder truck, be adopted:

#### **RESOLUTION 62-15**

WHEREAS, in order for a bond of a volunteer fire company to qualify for tax exemption, there must be public approval of the bond under Internal Revenue Code Section 147(f); and

WHEREAS, a bond will satisfy the public approval requirement if it is approved by the governmental unit on behalf of which the bond is to be issued, in this case the Borough of Quakertown; and

WHEREAS, an issue shall be treated as having been approved by any governmental unit if such issue is approved by the applicable elected representatives of such governmental unit after a public hearing following reasonable public notice.

NOW, THEREFORE, BE IT RESOLVED, That, approval is given for bank financing in an amount not to exceed \$922,000.00 for the purchase of a new Arrow XT 100-foot aerial ladder fire truck to be located at 1319 Park Avenue, Quakertown, Pennsylvania 18951, Tax Parcel Nos. 35-004-044-001, 35-004-050 and 35-004-063, for the West End Fire Company No. 2 following a public hearing held at Borough Hall, 35 North Third Street, Quakertown, Pennsylvania on May 6, 2015 at 7:30 p.m. and is solely for the purpose of satisfying the requirements of Section 147(f) of the Internal Revenue Code.

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 69-15, considering the Memorandum of Understanding for the School Resource Officer, be adopted:

RESOLUTION 69-15

WHEREAS, the Board and Administration of the Quakertown Community School District is seeking to provide for the presence of a School Resource Officer on the various campuses of the Quakertown School District; and

WHEREAS, representatives of the Quakertown Community School District have met with representatives of the Quakertown Borough Council; and

WHEREAS, the Council of the Borough of Quakertown and the Quakertown Community School District have reached an agreement as presented in the School Resource Officer Memorandum of Understanding.

NOW, THEREFORE, BE IT RESOLVED, That, the Council of the Borough of Quakertown authorizes the Borough Manager to execute the School Resource Officer Memorandum of Understanding.

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

**HEALTH, SAFETY & WELFARE COMMITTEE**

RESOLVED, That, the following Resolution 64-15, recognition of Police Week, be adopted:

RESOLUTION 64-15

WHEREAS, The Congress and President of the United States have designated May 13 as Peace Officers' Memorial Day, and the week in which May 13 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, 2015, 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 13, 2015, 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 Councilwoman Gaier. A roll call vote was taken and the motion was unanimously carried.

Councilman Johnson mentioned that so far this year, 41 officers have been killed in the line of duty.

RESOLVED, That, the following Resolution 71-15, setting the date for National Night Out, be adopted:

#### RESOLUTION 71-15

WHEREAS, the Council of the Borough of Quakertown is desirous to fill the vacancy of a Police Officer.

NOW, THEREFORE, BE IT RESOLVED, That, the Council of the Borough of Quakertown authorizes the Borough Manager to proceed with the selection process for the position of Police Officer.

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

Councilman Johnson mentioned that the graduation for the 2<sup>nd</sup> annual Citizen's Policy Academy was held last week.

### **PUBLIC UTILITIES COMMITTEE**

RESOLVED, That, the following Resolution 68-15, awarding bids for disposal of sewer sludge, be adopted:

#### RESOLUTION 68-15 ACCEPTING BIDS AND AWARDING CONTRACTS

RESOLVED, by the Council of the Borough of Quakertown, That, the following bids for sewer sludge disposal be accepted and contracts awarded to;

*Advanced Disposal* for landfill disposal, as follows:

Year 1 — \$42.00/wet ton  
Year 2 — \$42.00/wet ton  
Year 3 — \$42.00/wet ton  
Year 4 — \$42.00/wet ton  
Year 5 — \$42.00/wet ton

*Amerigreen* for agricultural beneficial use, as follows:

Year 1 — \$23.00/wet ton  
Year 2 — \$23.00/wet ton  
Year 3 — \$23.00/wet ton  
Year 4 — \$23.00/wet ton  
Year 5 — \$23.00/wet ton

*Jesse Baro, Inc.* for alternative use, as follows:

Year 1 — \$47.00/wet ton  
Year 2 — \$47.00/wet ton  
Year 3 — \$49.35/wet ton  
Year 4 — \$49.35/wet ton  
Year 5 — \$49.35/wet ton

as per their bids opened April 14, 2015, are hereby accepted. The contracts are awarded to Advanced Disposal, Amerigreen and Jesse Baro, Inc. 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 Johnson. A roll call vote was taken and the motion was unanimously carried.

### **PUBLIC WORKS COMMITTEE**

RESOLVED, That, the following Resolution 65-15, recognition of Public Works Week, be adopted:

#### RESOLUTION 65-15

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; and

WHEREAS, APWA has selected "Public Works: Creating a Lasting Impression" as its theme for 2015's National Public Works Week. The theme speaks to the never-ending effort of public works professionals to use sustainable solutions to bring their communities the highest possible quality of life within a framework of environmental, social and economic responsibility; 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 17-23, 2015 "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 Paulovitz, seconded by Councilman Johnson. A roll call vote was taken and the motion was unanimously carried.

RESOLVED, That, the following Resolution 72-15, accepting downtown planter service and maintenance proposal.

#### RESOLUTION 72-15

WHEREAS, the Borough of Quakertown has received a quotation from Lynn C. Kraft of Center Valley, Pennsylvania in the amount of \$18,400 for downtown planter planting services and planter maintenance to include watering and fertilizing all of the downtown planters,

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Quakertown to accept the quotation dated May 6, 2015, in the amount of \$18,400 by Lynn C. Kraft for planting services and planter maintenance of the downtown concrete planters. The Borough Manager is hereby authorized to execute the necessary documentation.

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

#### **PARKS & RECREATION COMMITTEE**

RESOLVED, That, the following Resolution 63-15, request to hold a Quakertown Community Crop Walk, be adopted:

#### RESOLUTION 63-15

WHEREAS, a request was received for a public gathering permit from Pastor David Ellis to hold a Quakertown Community Crop Walk.

NOW, THEREFORE BE IT RESOLVED, That, the Council of the Borough of Quakertown grants the public gathering permit to hold a Quakertown Community Crop Walk to be held on October 11, 2015, the route to start outside the Memorial Park Baseball Stadium at 1:30 p.m. and traversing throughout the Borough, provided the Borough is added as an additional insured on the insurance.

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

RESOLVED, That, the following Resolution 66-15, request to hold a Cinco de Mayo 5K race, be adopted:

RESOLUTION 66-15

WHEREAS, a request was received from the YMCA to conduct a Cinco de Mayo 5K on Borough streets.

NOW, THEREFORE BE IT RESOLVED, That, the Council of the Borough of Quakertown grants the request of the YMCA to hold a Cinco de Mayo 5K on Borough streets on May 6, 2015 at 6:30 p.m., provided they add the Borough as an additional insured on the insurance.

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

President Roberts indicated that there will be an executive session following this meeting for the matter pertaining to a personnel matter and to consult with the Borough Solicitor regarding negotiations of an electric purchase contract.

President Roberts stated the Borough may be entering into a contract requiring this meeting to be continued on May 18, 2015 at 7:30 p.m. President Roberts declared this meeting adjourned until May 18, 2015.

BOROUGH OF QUAKERTOWN

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L. James Roberts, Jr.  
President of Council

Attest:

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Scott C. McElree  
Borough Secretary