A regular meeting of the Borough Council was held March 1, 2006, 7:30 p.m.

The following members and officers were present: President Dennis A. Hallman, Vice President L. James Roberts, Councilmembers Donald Rosenberger, Elfriede Werner, Daniel Williams, David Zaiser, Solicitor Charles Fonzone, Manager David L. Woglom and Asst. Borough Secretary Phyllis R. Ewing.

RESOLVED, That, the Minutes of February 1 and 27, 2006, be approved as written. Motion of Councilman Rosenberger, seconded by Councilwoman Werner. A roll call vote was taken and the motion was unanimously carried (Councilman Wilsey — absent).

RESOLVED, That, the financial reports be approved and vouchers drawn in payment of the bills listed thereon be ratified. Motion of Councilman Williams, seconded by Councilwoman Werner. A roll call vote was taken and the motion was unanimously carried (Councilman Wilsey — absent).

CHECKS #

52175 - 52365

\$1,325,493.49

RESOLVED, That, the Treasurer's Report for February 28, 2006 be received and spread on the minutes. Motion of Councilman Roberts, seconded by Councilman Rosenberger. A roll call vote was taken and the motion was unanimously carried (Councilman Wilsey — absent).

	Treas Febru	surer's Report 1ary 28, 2006	
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Fund	Savings/Checking	PLGIT	CD	Total
Electric Fund	\$973,364.43	\$ 4,836.60	\$785,000.00	\$1,763,201.03
Water	616,925.95	4,465.89	250,000.00	871,391.84
Sewer	502,942.69	3,952.31	250,000.00	756,895.00
General	102,929.18	2,020.59		104,949.77
Payroll	200.00			200.00
Payroll Withholding	16,661.81			16,661.81
Debt Service Reserve		1,919.73		1,919.73
Fire Equipment		24,521.88		24,521.88
Recreation Fund	22,287.82			22,287.82
PA Motor License	1,317.38	577.92		1,895.30
Sinking Fund	693,197.65	3,578.25	300,000.00	996,775.90

1999-01 Equipment Replacement	398,827.73			398,827.73
Totals	\$3,328,654.64	\$ 45,873.17	\$1,585,000.00	\$4,959,527.81

RESOLVED, That, the Police Department, Zoning Administrator and Building Inspector reports be received and filed. Motion of Councilman Williams, seconded by Councilman Roberts. A roll call vote was taken and the motion was unanimously carried (Councilman Wilsey — absent).

### Visitors:

Bernie Kensky, 1125 W. Mill Street; Gary Steich, 121 E. Mill Street; Steve Biddle, 130 S. Main Street; and William Peischel, 19 S. Seventh Street indicated that they would like to speak with regard to the Krupp Foundry site property. President Hallman stated that they could speak under the Park & Recreation Committee portion of the Agenda.

## **PARKS & RECREATION COMMITTEE**

Councilman Williams stated that the next item on the agenda is with regard to the Krupp Foundry site and indicated those wishing to speak may speak at this time.

Mr. Kensky stated that he felt the people speaking in favor of the YMCA at the last public meeting were either businessmen that do not live in town or members of the YMCA. He feels it should be kept for open space, put the bandshell there and also expressed concern over traffic if the YMCA is at the Krupp Foundry site. Gary Steich indicated that he feels there is a need for senior housing in Upper Bucks and also is concerned over the traffic volume should the YMCA be located there.

Mr. Peischel stated that he is on the Planning Commission and believes in a need for open space and that the Borough should plant trees and create walkways in that area.

Mr. Biddle also indicated that he has a concern with the traffic impact and that Council should look into road improvements regardless of whether or not the YMCA is built at that location.

President Hallman stated that he knows there is a need for senior housing, but also knows there are a number of senior housing developments currently being built in our region. He also indicated that he is in favor of the YMCA going in that location. He pointed out that Quakertown has an extraordinary amount of open space in its park system — out of 109 acres in Memorial Park alone, only 45 acres are used for the stadium, parking, swimming pool, etc. That figure does not include Cedar Grove and Main Street

#### Parks.

Councilman Rosenberger stated that he parallels Mr. Peischel's statements. He suggested that the six acres could be sold to the YMCA, and then the Borough would work with the YMCA and the various other athletic clubs, with a written agreement, to allow them to use some of the 53 acres of athletic fields that we already have. He wouldn't be against dividing off the six acres to the YMCA if that was tied in with them using the existing facilities.

Councilman Roberts stated that he was not present when the public hearing was called for and asked when the issues will be discussed with the YMCA with regard to the usage of the existing facilities and not the rental of the four acres? Manager Woglom pointed out that after he prepares the specifications which will include qualifiers that prospective bidders will have to meet, Council will receive the specifications for their review and approval. Manager Woglom stated that one of the qualifiers in the specifications was going to be that the Borough would agree to lease to the successful bidder four acres of land immediately adjacent to the six acres for \$1.00 per year.

RESOLVED, That, Council authorizes the Borough Manager to proceed with the appropriate steps to create a new six acre parcel of land at the Krupp Foundry site and to prepare specifications which may lead to its ultimate sale. Motion of Councilman Roberts, seconded by Councilwoman Werner. A roll call vote was taken and the motion was unanimously carried (Councilman Wilsey — absent).

### **PLANNING & ZONING COMMITTEE**

In Councilman Wilsey's absence, Councilman Roberts chaired the Planning & Zoning Committee.

RESOLVED, That, Council authorizes the Borough Manager to submit the proposed Historic Preservation Ordinance to the Bucks County Planning Commission. Motion of Councilman Roberts, seconded by Councilman Williams. A roll call vote was taken and the motion was unanimously carried (Councilman Wilsey — absent).

### **REVENUE & FINANCE COMMITTEE**

Following some discussion on setting the fees for the rental of the bandshell and whether it should be included that Council may waive the fee in cases of certain civic and charitable events, it was decided to withdraw it from the Agenda and discuss it further at the next Work Session.

RESOLVED, That, the Borough Manager be authorized to establish one email

address for Borough Council on the Borough website for the public to contact Borough Councilmembers. Motion of Councilman Roberts, seconded by Councilman Zaiser.

Councilman Rosenberger asked if he would open the email first, could he delete it? Manager Woglom indicated that yes, he could delete it. Councilman Rosenberger then asked if he could respond to the person? Manager Woglom indicated that yes, he could respond. Councilman Hallman pointed out that the email would be for every member of Council and all should have an opportunity to read it. Councilman Roberts pointed out that residents could also call any of the Councilmembers as they are all listed in the phone book. Councilman Rosenberger asked whether Council would know whether the person writing the email is a resident or not? It was believed that the name and address of the person can be required on the email. Some Councilmembers indicated that the name and address of the sender of the email should be required. Councilman Roberts asked that the Borough Manager report back to Council before implementing the email address.

A roll call vote was taken and the motion was unanimously carried (Councilmember Wilsey — absent).

### HEALTH, SAFETY & WELFARE COMMITTEE

RESOLVED, That, Council grant the request to hold the annual CROP Walk on October 8, 2006. Motion of Councilwoman Werner, seconded by Councilman Zaiser. A roll call vote was taken and the motion was unanimously carried (Councilmember Wilsey absent).

RESOLVED, That, Council grants the request of the Phoebe Richland Health Care Center to sponsor the Upper Bucks Forum on Aging on May 2, 2006. Motion of Councilwoman Werner, seconded by Councilman Roberts. A roll call vote was taken and the motion was unanimously carried (Councilman Wilsey — absent).

#### **PUBLIC UTILITIES COMMITTEE**

RESOLVED, That, the following Resolution 14-06, awarding the bid for sliplining, be adopted:

### RESOLUTION NO. 14-06 ACCEPTING BID AND AWARDING CONTRACT TO PROPIPE

RESOLVED, by the Council of the Borough of Quakertown, That, the bid of Propipe of Exton, Pennsylvania, in the amount of \$645,174.00 for sanitary sewer sliplining as per bid opened February 15, 2006, is hereby accepted. The contract is

awarded to Propipe. The Borough Manager is hereby authorized to execute the said contract on behalf of the Borough of Quakertown pending Pennvest approval.

Motion of Councilman Rosenberger, seconded by Councilman Zaiser. A roll call vote was taken and the motion was unanimously carried (Councilman Wilsey — absent).

RESOLVED, That, the following Resolution 15-06, awarding the waterline improvements, be adopted:

## RESOLUTION NO. 15-06 ACCEPTING BID AND AWARDING CONTRACT TO JOAO & BRADLEY CONSTRUCTION COMPANY

RESOLVED, by the Council of the Borough of Quakertown, That, the bid of Joao & Bradley Construction Company of Bethlehem, Pennsylvania, in the amount of \$1,867,538.00 for waterline replacement as per bid opened February 15, 2006, is hereby accepted. The contract is awarded to Joao & Bradley Construction Company. The Borough Manager is hereby authorized to execute the said contract on behalf of the Borough of Quakertown pending Pennvest approval.

Motion of Councilman Rosenberger, seconded by Councilman Zaiser. A roll call vote was taken and the motion was unanimously carried (Councilman Wilsey — absent).

RESOLVED, That, the following Resolution 16-06, awarding the bid for chemicals, be adopted:

### **RESOLUTION NO.**

16-06

### ACCEPTING BIDS AND AWARDING CONTRACTS

RESOLVED, by the Council of the Borough of Quakertown, That, the following bids be accepted and contracts awarded to:

Delta Chemical Corporation of Baltimore, Maryland for: Aluminum Sulfate @ \$207.66/dry ton

Univar USA, Inc. of Middletown, Pennsylvania for: Potassium Permanganate @ \$2.01/lb.

Basic Chemical Solutions of Morrisville, Pennsylvania for: Sodium Bisulfite @ 1.725/gal

Buckman's, Inc. for: Sodium Hypochlorite @ \$1.41/gal.

The contracts are awarded in accordance with bids opened February 22, 2006. The Borough Manager is hereby authorized to execute the said contracts on behalf of the Borough of Quakertown.

Motion of Councilman Rosenberger, seconded by Councilwoman Werner. A roll call vote was taken and the motion was unanimously carried (Councilman Wilsey — absent).

RESOLVED, That, the following Resolution 17-06, awarding the bid for utility poles, be adopted:

## RESOLUTION NO. 17-06 ACCEPTING BID AND AWARDING CONTRACT TO THOMASSON LUMBER COMPANY

RESOLVED, by the Council of the Borough of Quakertown, That, the bid of Thomasson Lumber Company of Philadelphia, Mississippi, in the amount of \$10,295.00 for Wood Utility Poles as per bid opened February 22, 2006, is hereby accepted. The contract is awarded to Thomasson Lumber Company. The Borough Manager is hereby authorized to execute the said contract on behalf of the Borough of Quakertown.

Motion of Councilman Rosenberger, seconded by Councilman Roberts. A roll call vote was taken and the motion was unanimously carried (Councilman Wilsey — absent).

# **PUBLIC WORKS COMMITTEE**

RESOLVED, That, the following Resolution 18-06, awarding the bid for road materials, be adopted:

RESOLUTION NO.

18-06

# ACCEPTING BIDS AND AWARDING CONTRACTS

RESOLVED, by the Council of the Borough of Quakertown, That, the following bids for road materials be accepted and contracts awarded to:

Coopersburg Asphalt of Coopersburg, PA for: BCBC @ \$31.00/ton Borough pick-up or \$34.94/ton delivered ID-2 wearing course @ \$36.50/ton Borough pick-up or \$40.44/ton delivered ID-3 @ \$34.50/ton Borough pick-up or \$38.44/ton delivered QPR 2000 cold patch @ \$82.00/ton Borough pick-up or \$85.94/ton delivered

H & K Materials, Inc. of Chalfont, PA for: #3 crushed stone @ \$8.30/ton Borough pick-up or \$11.96/ton delivered R-4 shot rock @ \$9.00/ton Borough pick-up or \$14.49/ton delivered R-5 shot rock @ \$11.50/ton Borough pick-up or \$18.82/ton delivered R-6 shot rock @ \$12.50/ton Borough pick-up or \$19.82/ton delivered

Naceville Materials of Sellersville, PA for:

#10 screenings @ \$6.40/ton Borough pick-up or \$9.22/ton delivered 2-A modified @ \$7.90/ton Borough pick-up or \$10.72/ton delivered 3-A modified @ \$8.15/ton Borough pick-up or \$10.97/ton delivered 2B 3/4 clean @ \$9.40/ton Borough pick-up or \$12.22/ton delivered Plumstead Materials of Doylestown, PA for:

#8 washed, crushed stone @ 11.15/ton Borough pick-up or 15.36/ton delivered #57 washed, crushed stone @ 9.40/ton Borough pick-up or 13.61/ton delivered

Hanson Aggregates BMC, Inc. Of Penns Park, PA for: 1/4 inch anti-skid @ \$9.25/ton Borough pick-up or \$13.25/ton delivered

The contracts are awarded in accordance with bids opened February 22, 2006. The Borough Manager is hereby authorized to execute the said contracts on behalf of the Borough of Quakertown.

Motion of Councilman Zaiser, seconded by Councilwoman Werner. A roll call was taken and the motion was unanimously carried (Councilman Wilsey — absent).

RESOLVED, That, the following Resolution 20-06, awarding the bid for a dump truck, be adopted:

RESOLUTION NO. 20-06 ACCEPTING BID AND AWARDING CONTRACT TO BERGEY'S GMC, INC.

RESOLVED, by the Council of the Borough of Quakertown, That, the bid of Bergey's GMC, Inc. of Franconia, Pennsylvania, in the amount of \$103,238.00 (includes 10 year engine warranty) for a 2006 Dump Truck as per bid opened February 27, 2006, is hereby accepted. The contract is awarded to Bergey's GMC, Inc. The Borough Manager is hereby authorized to execute the said contract on behalf of the Borough of Quakertown.

Motion of Councilman Zaiser, seconded by Councilman Roberts.

Councilman Rosenberger asked if there would be a trade-in involved? Manager Woglom stated that we will sell it on the open market when the new replacement truck comes in. We have found in the past that it brings in more money when we sell it rather than trade it.

A roll call vote was taken and the motion was unanimously carried (Councilman Wilsey — absent).

RESOLVED, That, Council approves of the Borough Manager's proposal to make improvements to the East Broad Street parking lot in accordance with option 1 of the Manager's February 10, 2006 memo. Motion of Councilman Zaiser, seconded by Councilwoman Werner. A roll call vote was taken and the motion was unanimously carried (Councilman Wilsey — absent).

(NOTE: Option 1 of February 10<sup>th</sup> Manager's Memo reads as follows: "Fill in the potholes with stone, as we have been doing for years. Install wooden guardrails to clearly delineate the parking areas and individual parking stalls. It will change both the functionality and appearance of the parking lot. Cost is only \$3,000.")

## **PARKS & RECREATION COMMITTEE**

RESOLVED, That, Council grants the request of BARC to use Memorial Park on June 28<sup>th</sup>. Motion of Councilman Williams, seconded by Councilman Rosenberger. A roll call vote was taken and the motion was unanimously carried (Councilman Wilsey — absent).

RESOLVED, That, the following Resolution 13-06, awarding the painting of the stadium grandstand and dugouts, be adopted:

### RESOLUTION NO. 13-06 ACCEPTING BID AND AWARDING CONTRACT TO LEHIGH VALLEY WELDING

RESOLVED, by the Council of the Borough of Quakertown, That, the bid of Lehigh Valley Welding of Nesquehoning, Pennsylvania, in the amount of \$5,550.00 for painting the baseball stadium grandstand and dugout as per bid opened February 17, 2006, is hereby accepted. The contract is awarded to Lehigh Valley Welding. The Borough Manager is hereby authorized to execute the said contract on behalf of the Borough of Quakertown.

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

Mr. Kensky asked Council if the coming events sign that was on the back of the scoreboard will be re-erected. Councilman Williams pointed out that the QSAA would like to acquire an electronic sign and is planning on contacting possibly the Borough and other organizations in the Borough for help in the acquisition. Councilman Williams stated that he will look into it and report back to Council.

RESOLVED, That, Council grants the request of the Relay for Life organization to permit up to ten campers to stay overnight in Memorial Park during the Relay Event May 6 - 7. Motion of Councilman Williams, seconded by Councilwoman Werner. A roll call vote was taken and the motion was unanimously carried (Councilman Wilsey — absent).

President Hallman stated that an executive session will be held following tonight's meeting with regard to a matter of possible litigation.

President Hallman declared the meeting adjourned at 9:10 p.m.

BOROUGH OF QUAKERTOWN

Dennis A. Hallman President of Council

Attest:

Phyllis R. Ewing Asst. Borough Secretary