

A regular meeting of the Borough Council of Quakertown was held February 6, 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, David Wilsey, Solicitor Sarah Murray, Manager Scott C. McElree, Asst. Borough Secretary Kris Barndt and Junior Councilmembers Amanda Banes, Riley Roike and Mason Smith.

RESOLVED, That, the Minutes of January 2, 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.

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

January 4, 2019	\$ 706,816.47
January 11, 2019	128,272.70
January 18, 2019	632,834.54
January 25, 2019	18,983.88
January 30, 2019	294,592.06

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

Visitors:

Audrey Wadsworth, 620 W. Broad Street indicated she would like to speak regarding the Borough's newsletter format.

### **PLANNING & ZONING COMMITTEE**

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

### **REVENUE & FINANCE COMMITTEE**

Vice President Roberts indicated that Ms. Wadsworth could speak at this time.

Ms. Wadsworth stated that she is a letter carrier and suggested on the address format to add the line, Or Current Resident, because newsletters are considered third class mail and is considered no value. If the homeowner's name is only printed and they do not live there anymore the newsletter will be thrown out. Also, if it is a rental property and is addressed to the homeowner, the renter will not receive the newsletter.

Vice President Roberts thanked Ms. Wadsworth and stated the Borough Manager will keep that information in mind.

Vice President Roberts made a motion to keep the current newspaper style format for the quarterly newsletter, seconded by Councilman Sell. A roll call vote was taken. 3-4 vote with Councilmen Sell, Wilsey and Councilwoman Wear voting Yes. Councilmen Propst, Johnson, Roberts and President Rosenberger voting No. Majority voted not to keep the current newspaper style format for the quarterly newsletter.

President Rosenberger stated since there is no contract, the Borough should try the format change for several quarters and if there is negativity the format can always be changed back.

RESOLVED, That, the following Resolution 5-19, changing the format of the Borough's quarterly newsletter, be adopted:

#### RESOLUTION 5-19

WHEREAS, the Council of the Borough of Quakertown wishes to change the display of the Borough quarterly newsletter from a newspaper style format to a magazine style format.

NOW THEREFORE BE IT RESOLVED, that future Borough quarterly newsletters will be formatted in a magazine style.

Motion of Vice President Roberts, seconded by Councilman Johnson. A roll call vote was taken to change the newsletter to a magazine style format. 5-2 vote with Councilmen Johnson, Propst, Roberts, Sell, Rosenberger voting Yes. Councilman Wilsey and Councilwoman Wear voting No.

Councilwoman stated she would like the Quaker symbol to remain on the newsletter.

RESOLVED, That, the following Resolution 17-19, disposition of municipal records, be adopted:

#### RESOLUTION 17-19 DISPOSITION OF MUNICIPAL RECORDS

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 following:

<b>Record</b>	<b>No. Yrs</b>	<b>Disposal</b>
Payroll Earnings and Deductions Registers	7	2011
Police payroll - time card adjustments	7	2011
Bank Statements and Reconciliations	7	2011
Liquid Fuels		

Electric Escrow		
Water Escrow		
PLGIT		
Utility payment		
General account		
Daily Cash Receipts	3	2015
Pool - 2015		
Tax Collector's Monthly Report to Taxing Districts	7	2011
Accounts Payable files and ledgers	7	2011
Utility and Paid Service Receipts	7	2011
Check Registers	7	2011
Deposit Slips	7	2011
Accounts Receivable Files and Ledgers	7	2011
KIDS registration forms	2	2014
Voided Account Payable Checks		2013
Worker's compensation claims	4	2011

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

RESOLVED, That, the following Resolution 9-19, VFW's request for annual donation, be adopted:

#### RESOLUTION 9-19

WHEREAS, a request for financial support was received from John Rivers Memorial VFW Post 11322.

NOW, THEREFORE, BE IT RESOLVED, That, the Borough Council of the Borough of Quakertown grants the VFW's request to contribute \$500.00 for the year 2019, to be used towards their rent expenses.

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

RESOLVED, That, the following Resolution 18-19, LERTA application for David Yates of 138 Front, LLC for the property at 138 Front Street, be adopted:

#### RESOLUTION 18-19

WHEREAS, a request was received by David Yates of 138 Front LLC to approve his Borough of Quakertown LERTA Request Application for real estate tax abatement for his property at 138 Front Street, parcel number 35-011-001; and

WHEREAS, the property falls within the residential use and qualifies for the three year tax exemption schedule.

NOW, THEREFORE, BE IT RESOLVED, That, the Council of the Borough of Quakertown, grants approval of the Borough of Quakertown LERTA Request Application to David Yates of 138 Front LLC for a three year tax abatement on his 138 Front Street property.

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

RESOLVED, That, the following Resolution 19-19, amending the fee schedule, be adopted:

RESOLUTION 19-19

WHEREAS, Resolution 3-19 was adopted on January 2, 2019, and established the fees associated with Borough services for the year 2019; and

WHEREAS, the Borough wishes to add or amend the following fees:

*Administration* – Online Banking Fee:

NSF or Closed Account	\$15.00
Invalid Account/Unable to Locate Account	10.00
Customer Stop Payment	30.00

*Electric Department* – Reconnection Fee:

AMI Reconnection Fee	\$100.00
Manual Reconnection Fee	250.00

*Water Department* – Reconnection Fee – In Town:

Reconnection Fee	\$100.00
After 3:00 pm	250.00
Weekends and Holidays	250.00

*Police Department* – Parking Meters:

Parking Permit – On or before 1/15	\$150.00
On or before 2/15	137.50
On or before 3/15	125.00
On or before 4/15	112.50
On or before 5/15	100.00
On or before 6/15	87.50
On or before 7/15	75.00
On or before 8/15	62.50
On or before 9/15	50.00
On or before 10/15	37.50
On or before 11/15	12.50

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

Vice President Roberts stated that the Borough advertised to receive bids for three small parcels of land which the Borough owns on Moores Court and S. Main Street. The amount of money which the bids received were less than what the Borough felt they were worth and believe the land is better to leave as is.

Whereas, the Borough Council of the Borough of Quakertown has solicited bids for the sale of three parcels of land owned by the Borough; and

Whereas, the lone offer received for the sale of parcels numbered 35-004-421, 35-004-422 and 35-007—008 was in the amount of \$80,000, and

Whereas, the Borough Council chooses not to sell the parcels at the bid offer received.

THEN BE IT RESOLVED, that, the Borough Council of Quakertown rejects the offer.

FURTHER RESOLVED, that, these parcels are no longer offered for sale.

Motion made by Vice President Roberts, seconded by Councilman Sell. A roll call vote was taken. 6-1 vote with Councilwoman Wear voting No. Motion passed to reject the bids received and take the parcels off the market.

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

RESOLVED, That, the following Resolution 10-19, fire policemen appointed for year 2019, be adopted:

#### **RESOLUTION 10-19**

WHEREAS, the Quakertown Fire Department has nominated several individuals to serve as Fire Police for the Quakertown Fire Department; and

WHEREAS, Act 122 of 1980 (P.L. 5580, No. 122) requires that Quakertown Borough Council appoint these individuals as Fire Policemen and state the scope of their responsibilities.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Quakertown to appoint the following individuals as Fire Policemen for the Quakertown Fire Department and the Borough of Quakertown for 2019:

1. David Erwin, 545 S. Main Street, Quakertown, PA 18951
2. Donald Wenhold, 152 Redwood Drive, Quakertown, PA 18951
3. Ryan Williams, P. O. Box 152, 235 N. Main Street, Trumbauersville, PA 18970
4. Matthew Pearson, 129 E. Broad Street, Quakertown, PA 18951
5. William G. Johnson, 120 Redwood Drive, Quakertown, PA 18951
6. Paul Yoder, 628 Park Avenue, Quakertown, PA 18951
7. Arthur Waters, 803 Mill Street, Quakertown, PA 18951
8. Jessica Brady, 4 Tierney Court, Quakertown, PA 18951
9. Craig Richardson, 106 Centennial Drive, Richlandtown, Pa., 18955

AND BE IT FURTHER RESOLVED, by the Borough Council that these Fire Policemen are authorized to participate in or provide the duty as prescribed in Act 122 of 1980 in the following situations:

1. Any time the Quakertown Fire Department is dispatched for a fire or rescue call within the region that the Quakertown Fire Department is a first responder;
2. Any time the Quakertown Fire Department responds to a mutual aid call;
3. Any emergency service directly authorized by the Quakertown Department Fire Chief (or, in his absence, the Deputy Chief);
4. Any training courses approved by the Quakertown Fire Department Chief;
5. The following annual events: Quakertown Memorial Day Parade, Quakertown Community Day, Quakertown 4<sup>th</sup> of July Fire Works, Quakertown Halloween Parade, Arts Alive Festival, Autumn Alive Festival, Sarah Parvin Soccerfest, Quakertown Egg Hunt, Relay for Life, Quakertown Tree Lighting, Sellersville Memorial Day Parade, Quakertown Historical Society Market Day, East Rockhill Township Community Day, Christmas Parades for Perkasio and Dublin, Bucks County Firemen's Parade, Perkasio Community Day Festival, Crop Walk, Fire Company Carnivals for Dublin, Milford, Sellersville, Upper Black Eddy and Quakertown, Fire Police district meetings, any funeral in Bucks County for a municipal or county official, any law enforcement officer and any fireman or fire police officer and any other regional Fire Company request if approved by the Fire Chief and the Borough Manager; and
6. Any other event if approved by Quakertown Borough Council.

The Fire Policemen shall not be used or participate in any other event without the approval of Quakertown Borough Council. No other individuals shall be authorized to act as Fire Policemen.

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

#### **PUBLIC UTILITIES COMMITTEE**

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

#### **PUBLIC WORKS COMMITTEE**

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

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

RESOLVED, That, the following Resolution 13-19, Quakertown Alive's! request to hold the Arts Alive festival, be adopted:

## RESOLUTION 13-19

WHEREAS, a request was received from Quakertown Alive! to hold their Arts Alive Street Festival on May 18, 2019 (rain date of May 19, 2019) from 10:00 a.m. to 4:00 p.m., the use of the bandshell and to close Broad Street from Fourth Street to Hellertown Avenue including 3<sup>rd</sup> Street, Branch Street to Juniper Street and Front Street from Juniper Street to Broad Street from 7:00 a.m. to 6:00 p.m.

NOW, THEREFORE, BE IT RESOLVED That the Council of the Borough of Quakertown grants the request of Quakertown Alive! to use the bandshell, waive the fee, and close portions of West Broad Street for their Arts Alive Street Festival provided approval is received from PennDOT to close Broad Street and 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.

RESOLVED, That, the following Resolution 12-19, Quakertown Alive!'s request to hold the Upper Bucks Brewfest, be adopted:

## RESOLUTION 12-19

WHEREAS, a request was received from Quakertown Alive! to hold the annual Upper Bucks Brewfest on August 17, 2019 at the Park at 4<sup>th</sup> from 12:00 pm to 5:00 pm; and

WHEREAS, Quakertown Alive! is requesting use of the amphitheater; and

WHEREAS, Quakertown Alive! is requesting permission to allow smoking and drinking of alcohol at the Park at 4<sup>th</sup> for the Brewfest.

NOW, THEREFORE, BE IT RESOLVED That the Council of the Borough of Quakertown grants the request of Quakertown Alive! to hold a Brewfest at the Park at 4<sup>th</sup> on August 17, 2019 with use of the amphitheater provided they add the Borough as an additional insured on their insurance.

BE IT FURTHER RESOLVED, That Council further directs the Zoning Officer to issue the required permits allowing smoking, which the Clean Act allows for this type of use, and drinking of alcohol in a designated area of the park during the Brewfest.

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

RESOLVED, That, the following Resolution 14-19, Quakertown Alive!'s request to hold a Garden Marketplace event, be adopted:

## RESOLUTION 14-19

RESOLVED, That, a request was received from Quakertown Alive! to hold a Garden Marketplace at the Burgess Foulke property on July 14, 2019 from 10:00 a.m. to 4:00 p.m.

NOW, THEREFORE, BE IT RESOLVED That the Council of the Borough of Quakertown grants the request of Quakertown Alive! to hold a Garden Marketplace event at the Burgess Foulke property on July 14, 2019 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.

RESOLVED, That, the following Resolution 15-19, Quakertown Alive!'s request to hold the Autumn Alive festival, be adopted:

#### RESOLUTION 15-19

WHEREAS, a request was received from Quakertown Alive! to hold their Autumn Alive Festival on October 19, 2019 (rain date October 26, 2019) from 10:00 a.m. to 4:00 p.m., the use of the bandshell and to close Broad Street from Fourth Street to Hellertown Avenue including 3<sup>rd</sup> Street, Branch Street to Juniper Street and Front Street from Juniper Street to Broad Street from 7:00 a.m. to 6:00 p.m.

NOW, THEREFORE, BE IT RESOLVED That the Council of the Borough of Quakertown grants the request of Quakertown Alive! to hold their Autumn Alive Festival on October 19, 2019, for use of the bandshell and waiving of the fee, and to close Broad Street provided approval is received from PennDOT and 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.

RESOLVED, That, the following Resolution 16-19, Quakertown Alive!'s request to hold the annual tree lighting event, be adopted:

#### RESOLUTION 16-19

WHEREAS, a tree-lighting ceremony will be held on Friday, December 6, 2019, from 6:00 p.m. to 8:00 p.m.; and

WHEREAS, it is felt, in the interest of safety, that portions of Broad Street from Fourth Street to Hellertown Avenue and Branch Street should be closed during the ceremony.

NOW, THEREFORE, BE IT RESOLVED, That, Council approves the closing of the above streets during the tree-lighting ceremony for the time needed to accommodate the ceremony provided the Borough is added as an additional insured on the insurance.

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



RESOLVED, That, the following Resolution 11-19, Bucks County Free Library's request to use the Univest Performance Center for a Chinese Acrobatics show, be adopted:

RESOLUTION 11-19

WHEREAS, a request was received by the Bucks County Free Library to use the Univest Performance Center to hold a Summer Quest Performance, Traditions of Chinese Acrobatics consisting of a one woman acrobatic show on Saturday, June 29, 2019 from 1:00 pm to 2:00 pm.

NOW, THEREFORE, BE IT RESOLVED, That, the Council of the Borough of Quakertown grants the request of the Bucks County Free Library to use the Performance Center on June 29, 2019. The Borough has been added as an additional insured on their insurance and has been received.

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

RESOLVED, That, the following Resolution 20-19, Pride of Quakertown's request to hold a Dash and Dip 5K & Kid Run, be adopted:

RESOLUTION 20-19

WHEREAS, a request was received from the Pride of Quakertown to hold a Dash and Dip 5K and Kid Run starting at the Borough's pool parking lot, looping through Memorial Park, out to Broad Street and end back at the pool parking lot.

NOW, THEREFORE BE IT RESOLVED, That, the Council of the Borough of Quakertown grants the request of the Pride of Quakertown to hold a Dash and Dip 5K and Kid run on Saturday, August 3, 2019, from 7:00 a.m. to 12:00 p.m. provided they add the Borough as an additional insured on the insurance.

BE IT FURTHER RESOLVED, That, the Borough Council grants the use of the Borough Swimming Pool by the participants following the event.

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

RESOLVED, That, the following Resolution 21-19, Cowan Associates' quote for assistance with the DCNR Grant application for the Panther Playground project, be adopted:

RESOLUTION 21-19

WHEREAS, the Borough of Quakertown desires to undertake the project of replacing the Panther Playground; and

WHEREAS, the Borough wishes to contract Cowan Associates, Inc. to assist with a DCNR C2P2 Grant application to aid with funding for the playground project; and

WHEREAS, a proposal was received from Cowan Associates, Inc. dated January 23, 2019 for the amount of \$2,500 for DCNR Grant assistance to include processing on-line forms and preparation of supplemental information required by the application including a general site plan, with an additional fee for any further information with respect to engineering services.

NOW THEREFORE BE IT RESOLVED, that the Council of the Borough of Quakertown wishes to accept Cowan Associates, Inc.'s proposal dated January 23, 2019 for the indicated services for DCNR Grant assistance with an additional fee for any further engineering services and directs the Borough Manager to execute the said proposal on behalf of the Borough of Quakertown.

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

President Rosenberger declared the meeting adjourned at 8:08 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