

A regular meeting of the Borough Council of Quakertown was held December 4, 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, David Wilsey, Mae Wear, Solicitor Peter Nelson, Manager Scott C. McElree, Asst. Borough Secretary Kris Barndt and Junior Councilmembers Amanda Banes, and Mason Smith.

RESOLVED, That, the Minutes of the November 6, 2019 Council Meeting, November 3, 2019 Budget Meeting and November 28, 2019 Work Session 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:

October	31, 2019	\$	216.45
November	1, 2019		175,858.45
November	8, 2019		21,861.11
November	15, 2019		25,670.20
November	22, 2019		481,506.53
November	26, 2019		377.134.73

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

There were no visitors who wished to speak regarding any agenda items.

### **PARKS & RECREATION COMMITTEE**

RESOLVED, That, the following Resolution 107-19, Michael Cygan's request to hold Amy's Ride/Run Walk fundraiser, be adopted:

#### **RESOLUTION 107-19**

WHEREAS, a request was received from Michael Cygan of Quakertown, Pennsylvania to hold a bike ride and walk event called Amy's Ride/Walk Against Pancreatic Cancer to benefit pancreatic research and treatment.

NOW, THEREFORE BE IT RESOLVED, That, the Council of the Borough of Quakertown grants the request of Michael Cygan to hold Amy's Ride/Walk on Saturday, May 16, 2020 rain or shine, starting at 5:00 a.m. in the Park at 4<sup>th</sup> parking lot and ending there at 2:00 p.m. Use of the amphitheater is also requested provided he adds 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.

## PLANNING & ZONING COMMITTEE

RESOLVED, That, the following Resolution 109-19, approving the amendment to the LERTA District, be adopted:

### RESOLUTION 109-19

#### A RESOLUTION EXTENDING THE DETERIORATED AREA DEFINED UNDER CHAPTER 24 (TAXATION, SPECIAL), PART 5 LERTA, TO INCLUDE ADDITIONAL PROPERTIES.

WHEREAS, on January 5, 2011, the Borough Council of the Borough of Quakertown ("Borough Council") adopted an ordinance establishing a Local Economic Revitalization Tax Assistance ("LERTA") program; such ordinance codified as Part 5 of Chapter 24, Taxation Special, of the Borough Code of Ordinances; and

WHEREAS, in conjunction with adopting this LERTA Ordinance, the Borough also designated areas within the Borough as "deteriorated" within which the LERTA Program would be effective and attached a map showing these areas to the LERTA Ordinance as Attachment A; and

WHEREAS, Borough Council has determined that the current Attachment A incorrectly illustrates the deteriorated areas within the Borough by failing to show the property located at 1409 West Broad Street, also known as, Bucks County Tax Map Parcel #35-002-042, as being deteriorated as Borough Council intended when it adopted the LERTA Ordinance; and

WHEREAS, Borough Council desires to correct the error on Attachment A to properly reflect all of the deteriorated areas that existed within the Borough when the LERTA Ordinance as adopted; and

WHEREAS, Borough Council desires to designate the property located at 1409 West Broad Street, also known as, Bucks County Tax Map Parcel #35-002-042 as deteriorated and thus covered By the LERTA Ordinance.

NOW THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Quakertown as follows:

1. Borough Council hereby designates the property located at 1409 West Broad Street, also known as, Bucks County Tax Map Parcel #35-002-042 as deteriorated and thus covered by the LERTA Ordinance.
2. The Borough Staff and Consultants are directed to revise Attachment A to show the property located at 1409 West Broad Street, also known as, Bucks County Tax Map Parcel #35-002-042 as being deteriorated and thus located with the areas covered by the LERTA Ordinance.
3. The existing Attachment A shall be replaced by the revised Attachment A upon completion of the preparation of this revised Attachment.

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

**HEALTH, SAFETY & WELFARE COMMITTEE**

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

**PUBLIC UTILITIES COMMITTEE**

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

**PUBLIC WORKS COMMITTEE**

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

President Rosenberger mentioned that a commendation letter was received for Joseph Murgia, Facilities Director of the Borough from a resident who was pleased with his work.

President Rosenberger temporarily adjourned the Council meeting at 7:40 pm to open the Conditional Use Hearing for the property of John Schlupp at 122 E. Broad Street. The hearing was properly advertised.

All members of Council were present for the Conditional Use Hearing.

Solicitor Nelson announced that the second Conditional Use Hearing advertised for tonight for the property of 408 W. Broad Street was continued to a future date.

Vice President Roberts made a motion to close the hearing, seconded by Councilman Wilsey. A roll call vote taken and the motion was unanimously carried.

Vice President Roberts made a motion to approve the Conditional Use application for 122 E. Broad Street provided that it be constructed in accordance with the testimony and exhibits presented at tonight's hearing. Seconded by Councilman Johnson. A roll call vote was taken and the motion was unanimously carried.

Full transcript can be received from Robert Harley, stenographer.

President Rosenberger reopened the Council meeting at 8:08 pm.

**REVENUE & FINANCE COMMITTEE**

RESOLVED, That, the following Resolution 106-19, approval of interfund operating transfer, be adopted:

RESOLUTION 106-19

WHEREAS, during the closing of the financial records for the year ended 2019, the Finance Department reviewed fund activity and wish to make the following Interfund Operating Transfer:

Electric Fund – 07

To the Park Fund - 10    \$150,000

NOW, THEREFORE, BE IT RESOLVED, That, the Council of the Borough of Quakertown authorizes the Finance Department to make the requested Interfund Operating Transfer.

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 98-19, accepting the proposed 2020 Budget, be adopted:

RESOLUTION 98-19

WHEREAS, the Borough Council of the Borough of Quakertown has reviewed and held public meetings on the consideration of the proposed 2020 Budget.

NOW, THEREFORE, BE IT RESOLVED, That, the 2020 Budget be adopted as presented.

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

RESOLVED, That, Ordinance 1227, an ordinance of the Borough of Quakertown, Commonwealth of Pennsylvania, fixing the tax rate on real estate within the Borough for the fiscal year 2020. Motion of Vice President Propst, seconded by Councilman Johnson. A roll call vote was taken and the motion was unanimously carried.

RESOLVED, That, the following Resolution 99-19, setting Council Meeting, Work Session and the annual Quakertown Area Industrial & Commercial Development Authority Meeting dates for year 2020, be adopted:

RESOLUTION 99-19

RESOLVED, That, the Council of the Borough of Quakertown will conduct regular meetings at 7:30 p.m. on the following dates in year 2020: Monday, January 6 (Reorganization and Regular meeting at 7:00 p.m.), and the following Wednesdays; February 5, March 4, April 1, May 6, June 3, July 1, August 5, September 2, October 7, November 4 and December 2.; and also the Council of the Borough of Quakertown Work Sessions will be held on Mondays; January 27, February 24, March 23, April 27, May 18, June 22, July 27, August 24, September 28, October 26 and November 23 commencing at 7:30 p.m.

BE IT FURTHER RESOLVED, That the Quakertown Area Industrial & Commercial Development Authority will hold their annual meeting on Monday, February 24, 2020 commencing at 7:30 p.m. All meetings will be held in Council Chambers on the second floor of Borough Hall.

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

RESOLVED, That, the following Resolution 101-19, LERTA application for 1409 West Broad, LLC for the location at 1409 West Broad Street, be adopted:

RESOLUTION 101-19

WHEREAS, a request was received by 1409 West Broad, LLC of New York to approve their Borough of Quakertown LERTA Request Application for real estate tax abatement for their property at 1409 West Broad Street, parcel number 35-002-042; and

WHEREAS, the property is a single use building and falls within the four 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 1409 West Broad, LLC for a four year tax abatement on their property at 1409 West Broad Street.

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 108-19, approval of the non-uniform Union Contract for years 2020-2024, be adopted:

RESOLUTION 108-19

WHEREAS an agreement has been reached between the Borough of Quakertown and the Local 542-C International Association of Operating Engineers, AFL-CIO.

NOW, THEREFORE, BE IT RESOLVED, That, the proper Borough officials are authorized to sign the agreement between the Borough of Quakertown and the Local 542-C International Association of Operating Engineers, AFL-CIO for the period January 1, 2020 through December 31, 2024.

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

Councilman Propst announced upcoming events for the month.

President Rosenberger announced Council will be going into an Executive Session following this meeting to discuss a personnel issue.

President Rosenberger declared the meeting adjourned at 8:24 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