

A regular meeting of the Borough Council of Quakertown was held September 2, 2020, 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, Manager Scott C. McElree, Asst. Borough Secretary Kris Barndt and Junior Councilmember Mason Smith. Solicitor Peter Nelson, absent.

Manager McElree swore Brenden Keller in as a Fire Policeman.

RESOLVED, That, Council minutes of August 5, 2020 and the Work Session of July 27, 2020 be approved as written. Motion of Vice President Roberts, seconded by Councilman Wilsey. President Rosenberger had two small changes under the Planning & Zoning Committee on the July 27, 2020 Work Session minutes which will be corrected. A roll call vote was taken and the motion was unanimously carried.

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

July	31, 2020	\$	20,628.39
August	7, 2020		396,851.77
August	13, 2020		11,710.66
August	19, 2020		625,802.83
August	26, 2020		14,845.05
August	26, 2020		280,765.04

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 Propst. A roll call vote was taken and the motion was unanimously carried.

No visitors wished to speak.

PLANNING & ZONING COMMITTEE

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

REVENUE & FINANCE COMMITTEE

RESOLVED, That reading of Ordinance 1230, bond financing for major Borough projects be waived. Motion of Vice President Roberts, seconded by Councilman Wilsey. A roll call vote was taken and the motion was unanimously carried.

RESOLVED, That, Ordinance 1230, be passed.

ORDINANCE 1230

An Ordinance authorizing the incurrence of debt of the Borough of Quakertown by the issuance of general obligation bonds, in one or more series, in an aggregate principal amount not to exceed \$28,000,000 for the purpose of providing funds for a refinancing program

and capital projects and paying the costs of issuing the bonds; authorizing the preparation and filing of a debt statement and other documentation; covenanting to create a sinking fund and to budget, appropriate and pay debt service on the bonds and pledging the full faith, credit and taxing power of the Borough for the bonds; providing for the substantial form, date, maturity dates, interest rates, redemption provisions and other provisions of such bonds; authorizing the execution of a continuing disclosure agreement; finding that a private sale by negotiations of the bonds is in the best financial interest of the Borough and authorizing the acceptance of a proposal for the purchase of the bonds and an addendum thereto in the event such addendum meets certain stipulated requirements; authorizing the redemption of outstanding general obligation bonds of the Borough; appointing a paying agent and sinking fund depository; stating authority for enactment of ordinance; stating that ordinance is a contract with registered owners of bonds; setting forth a severability clause; cancelling and annulling inconsistent ordinances; and authorizing other necessary action.

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

Vice President Roberts stated each step of the way will have a Resolution presented to Council.

HEALTH, SAFETY & WELFARE COMMITTEE

RESOLVED, That, the following Resolution 62-20, disposition of police evidence/recovered property, be adopted:

RESOLUTION 62-20

WHEREAS, evidence/property have accumulated in the Police Department evidence storage facility collected from police operations from years 2006, 2007, 2017 and 2018, listed on the attached memos dated August 3, 2020 and August 10, 2020 of which was evidence and some was recovered lost or stolen property; and

WHEREAS, the Quakertown Police Department will follow appropriate protocol by burning the drugs and drug paraphernalia listed on the inventory lists.

NOW, THEREFORE, BE IT RESOLVED, That, the Borough Council of Quakertown Pennsylvania directs the Quakertown Police Department to appropriately dispose of the evidence/property attached.

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

RESOLVED, That reading of Ordinance 1229, regulating the use of outdoor loudspeaker or other sound amplification by Pennsylvania Liquor Control Board Licensees be waived. Motion of Councilman Johnson, seconded by Vice President Roberts . A roll call vote was taken and the motion was unanimously carried.

RESOLVED, That, Ordinance 1229, be passed:

ORDINANCE 1229

An Ordinance amending Part 4 of Chapter 10 of the Quakertown Borough Code Regulating the use of a loudspeaker or other form of sound amplification by Pennsylvania Liquor Control Board Licensees; providing for enforcement and penalties; and repealing Ordinance No. 122

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

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.

PARKS & RECREATION COMMITTEE

RESOLVED, That, the following Resolution 63-20, improvements to the War Memorial, be adopted:

RESOLUTION 63-20

WHEREAS, the Council of the Borough of Quakertown has determined to make various improvements and enhancements to the War Memorial located in Memorial Park, facing Mill Street; and

WHEREAS, there are donors who have indicated a willingness to contribute financially to this effort; and

WHEREAS, Council has given general approval to a design which has been provided, showing various improvements and enhancements; then be it,

RESOLVED, that Borough Council directs the Borough Manager to proceed with this project, using donated funds and various Borough resources, with the provision that the cost for materials which will be provided by the Borough will not exceed \$20,000.

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

President Rosenberger appointed an Adhoc Committee for the War Memorial project. The members will be responsible for fundraising to help cover some of the cost for the memorial:

Doug Propst, Borough of Quakertown Council
Ashton Rosenberger, Parks & Recreation Department
Paul Gerhart, John Rivers Memorial Post 11322
Ron Murray, American Legion Post 242
Sue Deily, Rotary Club of Quakertown
Ed Scholl, Borough of Quakertown's Economic Development Consultant

RESOLVED, That, the following Resolution 61-20, the Quakertown Historical Society's request to hold a Market Day and Car Show, be adopted:

RESOLUTION 61-20

WHEREAS, a request was received from the Quakertown Historical Society for a fund raising event to include a Market Day and Car Show at the Burgess Foulke House on Saturday, October 17, 2020 from 8:00 am to 1:00 pm, rain date October 18, 2020, and to have Main Street closed from Broad Street to Mill Street provided the Quakertown Historical Society agrees to abide by the CDC guidelines, the Pennsylvania Department of Health and the Bucks County Department of Health guidelines pertaining to the COVID-19 pandemic.

NOW, THEREFORE, BE IT RESOLVED That the Council of the Borough of Quakertown grants the request of the Quakertown Historical Society to hold a Market Day and Car Show at the Burgess Foulke House on October 17, 2020 and for Main Street to be closed off from Broad Street to Mill Street from 8:00 am to 1:00 pm.

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 64-20, removal of the Panther, be adopted:

RESOLUTION 64-20

WHEREAS, the insurance provider for the Borough has informed us that the present wooden structure known as the "Panther Playground" is deemed to be unsafe and should be closed; and

WHEREAS, Council has voted to proceed with the construction of a new play area which will be located in the same general area as the present facility, thus creating the necessity of the removal of "Panther Playground"; then be it,

RESOLVED, that the Borough Manager is directed to take the necessary steps to appropriately remove the wooden structure known as "Panther Playground".

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

Manager McElree stated tomorrow morning the playground will be closed officially and will be taken down. There are approximately eight hundred name posts which have been removed and will be available for pick up at Borough Hall.

Councilman Wilsey mentioned twenty seven years ago Karen Mohr headed the project along with great support from the community to build the Panther Playground.

RESOLVED, That, the following Resolution 65-20, constructing a new playground and purchasing new playground features and safety play surface, be adopted:

RESOLUTION 65-20

WHEREAS, the Borough of Quakertown is in the process of replacing Panther Playground and has developed plans to construct a new playground near the original site; and

WHEREAS, the new playground will consist of new playground features, a safety play surface and other additional amenities to complete the project.

NOW THEREFORE, BE IT RESOLVED, that the Council of the Borough of Quakertown authorizes the Borough Manager to execute a "piggy-back contract" with Kompan, in an amount not to exceed \$1,018,016.48, for the purchase of the playground features and safety play surface once such contract has been prepared by and finalized to the satisfaction of the Borough Solicitor.

BE IT FURTHER RESOLVED, that the Kompan contract be based upon and in compliance with Kompan's Proposal No. SP73691 and shall fully comply with all applicable federal, state and local statutes, laws, ordinances, codes, rules and regulations, including, but not limited to, such rules and regulations imposed by any grant funding used in full or in part to finance this purchase from Kompan.

BE IT FURTHER RESOLVED, that the Borough Manager is authorized and directed to continue to research and plan for any other additional amenities to be added to this playground construction/installation project.

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

Manager McElree stated the pool opening with distancing and other Covid-19 restrictions was a success and the community was very grateful that it did open this year.

Councilman Propst mentioned that on September 11, 2020 there will be an Easter Egg Hunt held at the soccer fields to use the eggs up which were prepared for the hunt in April which was postponed from COVID-19 restrictions.

President Rosenberger declared the meeting adjourned at 8:05 p.m.

BOROUGH OF QUAKERTOWN

Donald E. Rosenberger
President of Council

Attest:

Scott C. McElree
Borough Secretary