

A regular meeting of the Borough Council was held March 2, 2011, 7:30 p.m.

The following members and officers were present: President L. James Roberts, Vice President Donald Rosenberger, Councilmembers David Erwin, Michael Johnson, Michelle Scarborough and Edward Scholl, Solicitor Charles Fonzone, Manager Scott C. McElree and Asst. Borough Secretary Phyllis R. Ewing.

RESOLVED, That, the Minutes of February 2, 2011, be approved as written. Motion of Councilman Rosenberger, seconded by Councilman Johnson. A roll call vote was taken and the motion was unanimously carried (Councilman Williams absent).

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

February 4, 2011	–	\$ 287,290.47
February 7, 2011	–	688.00
February 11, 2011	–	74,503.26
February 18, 2011	–	955,925.09
February 23, 2011	–	1,331.58
February 24, 2011	–	340,088.28
February 25, 2011	–	96,505.08

Motion of Councilman Rosenberger, seconded by Councilman Scholl. President Roberts stated that he will abstain from voting as a purchase was made from the Friendly Book Store.

A roll call vote was taken and the motion carried with the following Councilmembers voting in favor: Erwin, Johnson, Rosenberger, Scarborough, and Scholl; and the following Councilmember abstaining: Roberts (Councilman Williams absent).

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

PUBLIC UTILITIES COMMITTEE

Councilwoman Scarborough read Ordinance 1177, Solid Waste Disposal, in full.

RESOLVED, That, Ordinance 1177, an amendment to the Code of Ordinances of the Borough of Quakertown, Chapter 20, Section 102 adding to definitions; Chapter 20, Section 103 (10 and 11), amending the placement of yard waste; and Chapter 20, Section 103 (14) deleting Borough collection of Christmas trees, be passed finally. Motion of Councilwoman Scarborough, seconded by Councilman Johnson.

A student spoke, on behalf of the United Friends School class, thanking Council for taking them seriously and indicated that they hoped that this amendment will help the environment. President Roberts stated that he feels it will help the environment and it is the first time in his 30 years on Council that Council has been moved to legislate by such a young contingency.

A roll call vote was taken on the above motion and the motion was unanimously carried (Councilman Williams absent).

Councilwoman Scarborough presented a framed copy of Ordinance 1177 to the students from the United Friends School. The students had proposed this change to the Borough Council.

RESOLVED, That, the following Resolution 23-11, award of chemical bids, be adopted:

RESOLUTION NO. 23-11
ACCEPTING BIDS AND AWARDING CONTRACTS

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

Gulbrandsen Technologies of Clinton, New Jersey for:

Aluminum Chloride @ \$.037/lb. effective March 1 to December 31, 2011 and January 1 to December 31, 2012

Coyne Chemical of Croydon, Pennsylvania for:

Potassium Permanganate @ \$2.316/lb. effective March 1 to December 31, 2011; January 1 to December 31, 2012 and January 1 to December 31, 2013

Buckman's, Inc. of Pottstown, Pennsylvania for:

Sodium Hypochlorite @ \$1.41/gal. effective March 1 to December 31, 2011; \$1.46/gal. effective January 1 to December 31, 2012 and \$1.51/gal. effective January 1 to December 31, 2013

PVS Technologies of Detroit, Michigan for:

Sodium Bisulfite @ \$2.00/gal. effective March 1 to December 31, 2011.

The contracts are awarded in accordance with bids opened February 15, 2011. The Borough Manager is hereby authorized to execute the said contracts on behalf of the Borough of Quakertown.

Motion of Councilwoman Scarborough, seconded by Councilman Johnson. A roll call vote was taken and the motion was unanimously carried (Councilman Williams absent).

RESOLVED, That, the following Resolution 26-11, customer generated electric interconnection agreement form, be adopted:

RESOLUTION NO. 26-11

WHEREAS, Ordinance 1160 adopted by Council on July 1, 2009, established rules and regulations for customer generated electrical service; and

WHEREAS, interconnection is made between the customer's property and the Borough's electric distribution system; and

WHEREAS, a "Customer Generated Electric Interconnection Agreement" form has been prepared.

NOW, THEREFORE, BE IT RESOLVED, That, the Borough Council of the Borough of Quakertown approves the format of the "Customer Generated Electric Interconnection Agreement" form for use when customers install or have installed generation equipment, controls, and protective relays and equipment.

Motion of Councilwoman Scarborough, seconded by Councilman Erwin. A roll call vote was taken and the motion was unanimously carried (Councilman Williams absent).

PUBLIC WORKS COMMITTEE

Councilman Erwin stated that there aren't any items for action under the Public Works Committee.

PARKS & RECREATION COMMITTEE

Councilman Erwin chaired the Parks & Recreation Committee portion of the agenda in Councilman Williams' absence.

RESOLVED, That, the following Resolution 16-11, Bucks County Tennis Association's request regarding tennis programs, be adopted:

RESOLUTION NO. 16-11

WHEREAS, a request was received from the Bucks County Tennis Association to use the Borough's tennis courts.

NOW, THEREFORE BE IT RESOLVED, That, the Council of the Borough of Quakertown grants the request of the Bucks County Tennis Association to administer a tennis program on the Borough's tennis courts for the 2011 season, provided the Borough is added as an additional insured on the insurance.

Motion of Councilman Erwin, seconded by Councilwoman Scarborough. A roll call vote was taken and the motion was unanimously carried (Councilman Williams absent).

RESOLVED, That, the following Resolution 18-11, Pride of Quakertown's request to use Memorial Park for holding a Zumba World Record competition, be adopted:

RESOLUTION NO. 18-11

WHEREAS, a request was received from the Pride of Quakertown to use Memorial Park to hold a Zumba World Record competition.

NOW, THEREFORE BE IT RESOLVED, That, the Council of the Borough of Quakertown grants the request of the Pride of Quakertown to use Memorial Park to hold a Zumba World Record competition on June 4, 2011 provided they add the Borough as an additional insured on the insurance.

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

RESOLVED, That, the following Resolution 24-11, award Memorial Park Pole Building bid, be adopted:

RESOLUTION NO. 24-11
ACCEPTING BID AND AWARDING CONTRACT TO
CB STRUCTURES, INC.

RESOLVED, by the Council of the Borough of Quakertown, That, the bid of CB Structures, Inc. of New Holland, PA, in the amount of \$20,653.00 for the Memorial Park Pole Building including options 1, 2 and 3, as per bid opened January 14, 2011, is hereby accepted. The contract is awarded to CB Structures, 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 Councilwoman Scarborough. A roll call vote was taken and the motion was unanimously carried (Councilman Williams absent).

Borough Manager McElree made the following appointments to an Ad Hoc Youth Sports Council:

Scott McElree	Borough Manager, Borough of Quakertown
Tom Kramme	Quakertown Soccer Club
Andy Graham	Quakertown Soccer Club
Ed Scholl	Councilman, Borough of Quakertown
V. George Banas	Quakertown Stadium Athletic Association
Rich Baine	Quakertown Youth Baseball Association

Ken Williams	Quakertown Stadium Athletic Association
Phil Ciarrocchi	Quakertown Midget Football Association
Bob Wheeler	Quakertown Midget Football Association
Diana Gleockler	Staff, Borough of Quakertown
Heidi Johnson	Quakertown Youth Lacrosse Association
Dave Bates	Connie Mack Baseball Association
Dan Williams	Councilman, Borough of Quakertown
David Erwin	Councilman, Borough of Quakertown

RESOLVED, That, the appointments made by the Borough Manager be ratified. Motion of President Roberts, seconded by Councilman Rosenberger. A roll call vote was taken and the motion was unanimously carried (Councilman Williams absent).

Mr. Rich Baine, President of Quakertown Youth Baseball Association, explained to Council the facility improvements they wish to make in Memorial Park.

RESOLVED, That, the following Resolution 28-11, Quakertown Youth Baseball Association's request, be adopted:

RESOLUTION NO. 28-11

WHEREAS, a request was received from Quakertown Youth Baseball Association to add a new Electro Mechanical LED scoreboard at the Pony Field location and to expand the Majors outfield fence.

NOW, THEREFORE, BE IT RESOLVED, That, the Borough Council of Quakertown grants the request of the Quakertown Youth Baseball Association to add a new Electro Mechanical LED scoreboard at the Pony Field location and to expand the Majors outfield fence.

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

PLANNING & ZONING COMMITTEE

RESOLVED, That, reading of Ordinance 1179, licensing and regulation of massage establishments, be waived. Motion of Councilman Scholl, seconded by Councilman Erwin. A roll call vote was taken and the motion was unanimously carried (Councilman Williams absent).

RESOLVED, That, Ordinance 1179, an ordinance of the Borough of Quakertown, Bucks County, providing for the licensing and regulation of massage establishments and employees, duties of the Borough, imposition of licensing fees, fines and penalties for violations, be passed finally. Motion of Councilman Scholl. Seconded by Councilman Rosenberger. A roll call vote was taken and the motion was unanimously carried (Councilman Williams absent).

Councilman Scholl exited the meeting at 8:15 p.m.

REVENUE & FINANCE COMMITTEE

RESOLVED, That, the following Resolution 17-11, Borough contribution to VFW Post 11322, be adopted:

RESOLUTION 17-11

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 will appropriate \$500 for the year 2011, to be used in the payment of rent where such organization has its regular meetings.

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

RESOLVED, That, the following Resolution 21-11, funding for Quakertown Clean-up Day, be adopted:

RESOLUTION NO. 21-11

WHEREAS, the Council of the Borough of Quakertown wishes to declare April 2, 2011 as Quakertown Clean-up Day; and

WHEREAS, funding in the amount of \$2,000 for plantings, trees, shrubs and flowers is needed.

NOW, THEREFORE BE IT RESOLVED, That, the Borough Council of the Borough of Quakertown declares April 2, 2011 as Quakertown Clean-up Day in which a group of volunteers will clean trash from Borough owned properties.

BE IT FURTHER RESOLVED, That, the Borough Council of the Borough of Quakertown authorizes funding in the amount of \$2,000 through the Borough's contingency fund.

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

RESOLVED, That, the following Resolution 27-11, fee schedule amendments, be adopted:

RESOLUTION NO. 27-11

WHEREAS, Resolution 3-11 was adopted on January 5, 2011 and established the fees associated with Borough services; and

WHEREAS, the Borough wishes to amend the fee for Deed Registration and add a fee for Landlord Duplicate Utility Bill.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Quakertown that the fees be amended to read as follows:

Administration

Deed Registration	\$10.00
Landlord Duplicate Utility Bill Annually	\$15.00

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

HEALTH, SAFETY & WELFARE COMMITTEE

RESOLVED, That, the following Resolution 19-11, Quakertown Alive's request to use the bandshell, waive the fee and close portions of West Broad Street, be adopted:

RESOLUTION NO. 19-11

RESOLVED, That, a request was received from Quakertown Alive! to hold their Arts Alive Street Festival from 10:00 a.m. to 4:00 p.m. and to close Broad Street from Fourth Street to Hellertown Avenue from 7:00 a.m. to 6:00 p.m. on May 21, 2011.

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 the roadways and they add the Borough as an additional insured on the insurance.

Motion of Councilman Johnson, seconded by Councilman Erwin. A roll call vote was taken and the motion was unanimously carried (Councilman Williams and Scholl absent).

RESOLVED, That, the following Resolution 20-11, release of accumulated inventory to PropertyRoom.com, be adopted:

RESOLUTION NO. 20-11

WHEREAS, an inventory of 5 bicycle/scooters, 1 Minolta 35mm Camera, 2 Pioneer amps, 1 Uniden CB Radio, 1 Pool Stick w/case and 1 Brinks Home Safe has accumulated in the Police Department property area of the Borough Hall basement; and

WHEREAS, the Quakertown Police Department has partnered with PropertyRoom.com, an online auction site that assists law enforcement agencies with selling their unclaimed property.

NOW, THEREFORE, BE IT RESOLVED, That, the Borough Council of Quakertown Pennsylvania directs that the Quakertown Police Department release the above listed property to PropertyRoom.com.

Motion of Councilman Johnson, seconded by Councilman Erwin. A roll call vote was taken and the motion was unanimously carried (Councilman Williams and Scholl absent).

RESOLVED, That, the following Resolution 25-11, destruction of evidence/property accumulated in evidence storage facility, be adopted:

RESOLUTION NO. 25-11

WHEREAS, evidence/property have accumulated in the Police Department evidence storage facility from police cases of 2003 and 2007 through 2009; and

WHEREAS, Quakertown Police Department policy dictates that these cases meet the guidelines for destruction.

NOW, THEREFORE, BE IT RESOLVED, That, the Borough Council of Quakertown Pennsylvania directs that the 2003 and 2007 through 2009 police cases in the evidence storage facility be purged.

Motion of Councilman Johnson, seconded by Councilwoman Scarborough. A roll call vote was taken and the motion was unanimously carried (Councilman Williams and Scholl absent).

RESOLVED, That, the following Resolution 22-11, Pride of Quakertown's request to hold a 5K Run/Walk, be adopted:

RESOLUTION NO. 22-11

WHEREAS, a request was received from the Pride of Quakertown to use the Borough's paved walking trail for a 5K Run/Walk.

NOW, THEREFORE BE IT RESOLVED, That, the Council of the Borough of Quakertown grants the request of the Pride of Quakertown to hold a 5K Run/Walk on the Borough's paved

walking trail on Saturday, July 23, 2011, 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 of the event following the event.

Motion of Councilman Johnson, seconded by Councilwoman Scarborough. A roll call vote was taken and the motion was unanimously carried (Councilman Williams and Scholl absent).

President Roberts declared the meeting adjourned at 8:25 p.m.

BOROUGH OF QUAKERTOWN

L. James Roberts, Jr.
President of Council

Attest:

Phyllis R. Ewing
Asst. Borough Secretary