

A regular meeting of the Borough Council was held August 3, 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, Edward Scholl and Daniel Williams, Solicitor Charles Fonzone, Manager Scott C. McElree and Asst. Borough Secretary Phyllis R. Ewing.

RESOLVED, That, the Minutes of July 6 and 25, 2011, be approved as written. Motion of Councilman Rosenberger, seconded by Councilwoman Scarborough. A roll call vote was taken and the motion was unanimously carried.

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

July 8, 2011	—	\$ 88,839.17
July 15, 2011	—	12,249.30
July 22, 2011	---	16,004.17
July 27, 2011	—	196,380.15
July 27, 2011	—	2,409.66
July 29, 2011	—	723,189.40

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

Visitors:

Merv Afflerbach, 112 Front Street, Quakertown, indicated that he wished to speak regarding damage at the train station. President Roberts indicated that he could speak during the Revenue & Finance Committee portion of the agenda.

Manager McElree swore in new Fire Police person Paul Yoder of 628 Park Avenue, Quakertown, into office.

### **PLANNING & ZONING COMMITTEE**

Councilman Scholl stated that there aren't any items for action under the Planning & Zoning Committee.

## **REVENUE & FINANCE COMMITTEE**

Councilman Rosenberger told Mr. Afflerbach that he could speak at this time.

Mr. Afflerbach told Council that tractor trailers have damaged the roof of the train station. He suggested that the Borough place a chain at a specified height, between the two utility poles on the property, to keep tractor trailers and step-in vans from turning around there. President Roberts stated that his suggestion will be taken under advisement. Manager McElree pointed out that the property is owned by Septa and the Borough would need authorization from Septa.

Councilman Rosenberger stated that there aren't any items for action under the Revenue & Finance Committee.

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

RESOLVED, That, the following Resolution 80-11, Quakertown Alive's request for closing of Front Street for their Brewfest, be adopted:

### **RESOLUTION NO. 80-11**

RESOLVED, That, a request was received from Quakertown Alive! to hold their Brewfest from 2:00 p.m. to 6:00 p.m. at the Quakertown Train Station on Front Street and to close Front Street from Broad Street to Juniper Street on October 22, 2011.

NOW, THEREFORE, BE IT RESOLVED That the Council of the Borough of Quakertown grants the request of Quakertown Alive! provided they add the Borough as an additional insured on the insurance.

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

RESOLVED, That, the following Resolution 81-11, Quakertown Alive's request to hold Autumn Alive, close streets and use of the bandshell, be adopted:

### **RESOLUTION NO. 81-11**

WHEREAS, a request was received for a public gathering permit from Quakertown Alive! to hold their Autumn Alive Festival on October 22<sup>nd</sup> with street closings of W. Broad Street from Fourth Street to Hellertown Avenue and Third Street from Juniper Street to Erie Avenue and to waive the fee for use of the bandshell; and

WHEREAS, Council, in the adoption of Resolution 19-06, reserved the right to waive these fees for certain civic or charitable events, which they deem beneficial to the

betterment of the community.

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 22, 2011, to waive the fee for the bandshell, and to close Borough streets provided approval is received from PennDOT to close Broad Street and also that the Borough is added as an additional insured on their insurance.

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

RESOLVED, That, the following Resolution 82-11, Quakertown Fire Company #17's request for waiver of bandshell fee, be adopted:

#### RESOLUTION NO. 82-11

WHEREAS, a request was received from Quakertown Fire Company #17 to waive the fee for the use of the bandshell during their truck housings and building dedication and

WHEREAS, the Pennsylvania Borough Code, Section 1202, allows Council to waive the fees for the Fire Company.

NOW, THEREFORE, BE IT RESOLVED That the Council of the Borough of Quakertown grants the request of Quakertown Fire Company #17 to waive the fee for the use of the bandshell during their truck housings and building dedication on September 10, 2011, provided that the Borough is added as an additional insured on their insurance.

Motion of Councilman Johnson, seconded by Councilwoman Scarborough.

Councilman Johnson asked if there is a time frame for this event? Councilman Erwin answered that he believes it is 2:00 to 4:00 p.m.

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

Councilman Johnson stated that National Night Out was well received throughout the town and thanked all the volunteers. He stated that Diana and Doug did a great job.

#### **PUBLIC UTILITIES COMMITTEE**

RESOLVED, That, the following Resolution 83-11, Industrial Pretreatment limits, be adopted:

## RESOLUTION NO. 83-11

WHEREAS, the Borough of Quakertown, hereinafter the Borough, owns and operates a sanitary sewer system providing sewage disposal service to the citizens of Quakertown, the Borough of Richlandtown and Richland Township, including industrial users; and

WHEREAS, the Borough has adopted an Ordinance for the control of certain industrial waste discharges to the sewer system, hereinafter called the Industrial Pretreatment Program, as codified in Chapter 18 of the Borough Code of Ordinances; and

WHEREAS, the Borough, through interjurisdictional agreements, has been duly appointed by the Borough of Richlandtown and Richland Township as their agents for implementation of the Industrial Pretreatment Program within their jurisdictions; and

WHEREAS, in order to protect the sewer system, sewage treatment plant, sanitary sewer workers, the receiving waters and the public health, the Pretreatment Program establishes restrictions on the discharge of certain constituents that may be found in industrial wastes; and

WHEREAS, the Ordinance authorizes the Borough to establish and review from time to time local limits regarding the discharge of specific pollutants by industrial users to prevent pass through and interference and to implement the prohibited discharge standards established by the Pretreatment Program; and

WHEREAS, the Borough has developed such local limits which it wishes to impose on industrial users within and without the Borough, as authorized by the Ordinance and the interjurisdictional agreements; and

WHEREAS, the Borough has consulted with the Environmental Protection Agency with regard to the constituents to be controlled and levels at which such substances should be controlled in order to achieve these goals;

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

1. The following Local Limits Table is hereby adopted as the local limits authorized to be established by Section 302.3 of the Ordinance and as authorized by the interjurisdictional agreements with the Borough of Richlandtown and Richland Township. The Local Limits Table sets forth the maximum allowable net discharge of pollutants from Significant Industrial Users, as defined in the Ordinance. Wastewater Discharge Permits issued to Significant Industrial Users shall include such discharge limitations as will ensure that the sum of the industrial waste discharges

will not cause the Local Limits to be exceeded.

#### LOCAL LIMITS FOR SIGNIFICANT INDUSTRIAL USERS

<u>Pollutant</u>	<u>Total Monthly Average Mass Headworks Loading</u> (pounds per day)
Arsenic	0.260
Copper	0.1397
Lead	0.2262
Mercury	0.0010
Silver	0.482
Cyanide	0.12

2. All previous local limits specified in Section 1 adopted by this Council are hereby repealed in their entirety.

Motion of Councilwoman Scarborough, seconded by Councilman Erwin.

Councilman Erwin asked whether the BCW&SA should be part of the inter-jurisdictional agreement since, technically, they are customers of BCW&SA. Manager McElree answered that is not a bad idea. Manager McElree pointed out that this came from the consulting attorney for the WWTP. Councilman Erwin stated that he may have thought that municipality owns their own sewage collection system and that is not the case here. Manager McElree stated that is something Council may want to consider. President Roberts stated that Council may consider this Resolution and, if necessary, an amendment can be adopted in the future.

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

#### **PUBLIC WORKS COMMITTEE**

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

Councilman Erwin stated that the paving is going along nicely and the streets look really good. Mill and Trumbauersville Roads will be paved on Monday, August 8<sup>th</sup>.

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

Councilman Williams stated that there aren't any items for action under the Parks & Recreation Committee.

Councilman Williams stated that the Concerts in the Park are going very well. National

Night Out went well and the fireworks last evening were good.

Councilman Scholl stated that the Sara Parvin Soccer Tournament was an absolute success. Councilman Scholl stated that the Quakertown Soccer Club did a great job and thanked everyone for the role they played.

Councilman Johnson stated that in Pennsylvania there are over 1200 police agencies and only 71 currently accredited through the State of Pennsylvania and there is only 5 in Bucks County. This accreditation reduces exposure to lawsuits, sets a great framework for evaluating our Department in the future and it is something to strive for. You must keep meeting the standards or the accreditation will be taken away. Manager McElree stated that the Department will need to be re-accredited every three years. Manager McElree stated that this is a very proud moment for him and the other police officers as it is something very difficult to obtain. Manager McElree thanked Council for the support they give to the Police Department.

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

BOROUGH OF QUAKERTOWN

---

L. James Roberts, Jr.  
President of Council

Attest:

---

Phyllis R. Ewing  
Asst. Borough Secretary