

A regular meeting of the Borough Council was held October 3, 2012, 7:30 p.m.

The following members and officers were present: President L. James Roberts, Vice President Donald Rosenberger, Councilmembers David Erwin, Michael Johnson, Douglas Propst and Daniel Williams, Jr. Councilmember Katherine Heft, Solicitor Frank G. Procyk, Manager Scott C. McElree and Asst. Borough Secretary Phyllis R. Ewing.

RESOLVED, That, the Minutes of September 5, 2012, be approved as written. Motion of Councilman Rosenberger, seconded by Councilman Erwin. A roll call vote was taken and the motion was unanimously carried (Councilman Scholl absent).

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

Sept. 7, 2012	—	\$ 93,124.82
Sept. 14, 2012	—	152,868.38
Sept. 21, 2012	—	712,055.07
Sept. 26, 2012	—	277,941.34
Sept. 28, 2012	—	14,654.52

Motion of Councilman Rosenberger, seconded by Councilman Williams. **A ROLL CALL VOTE WAS TAKEN AND THE MOTION WAS UNANIMOUSLY CARRIED (COUNCILMAN SCHOLL ABSENT).**

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

PLANNING & ZONING COMMITTEE

In Councilman Scholl's absence, President Roberts stated that there aren't any items for action under the Planning & Zoning Committee.

REVENUE & FINANCE COMMITTEE

RESOLVED, That, the following Resolution 90-12, disbursement to Quakertown Fire Department, be adopted:

RESOLUTION NO. 90-12

WHEREAS, the Quakertown Fire Department has requested the disbursement of \$80,000 for the acquisition of emergency services equipment.

NOW, THEREFORE, BE IT RESOLVED, That, the Council of the Borough of Quakertown, grants the release of \$80,000 to the Quakertown Fire Department from the

Fire Capital Fund (30) to be used for emergency services equipment..

Motion of Councilman Rosenberger, seconded by Councilman Williams. **A ROLL CALL VOTE WAS TAKEN AND THE MOTION WAS UNANIMOUSLY CARRIED (COUNCILMAN SCHOLL ABSENT).**

RESOLVED, That, the following Resolution 92-12, confidentiality agreement, be adopted:

RESOLUTION NO. 92-12

WHEREAS, the Borough of Quakertown is interested in pursuing various means of encouraging the commercial and economic development of our business districts, and

WHEREAS, from time to time inquiries from potential developers are presented to Borough officials which contain information requiring factual confidentiality, therefore, be it,

RESOLVED, by the Borough Council of Quakertown that the Borough Manager is authorized to enter into mutual confidentiality agreements as may be requested by potential developers, with the understanding that any and all such agreements are only preliminary to full Council discussion when the matter of selling any Borough property becomes open to negotiation. It is further understood that never more than three members of Council will participate in private discussions with any potential developer.

Motion of Councilman Rosenberger, seconded by Councilman Propst. **A ROLL CALL VOTE WAS TAKEN AND THE MOTION WAS UNANIMOUSLY CARRIED (COUNCILMAN SCHOLL ABSENT).**

RESOLVED, THAT, THE FOLLOWING RESOLUTION 94-12, ACCEPTING RESIGNATION OF THE ELECTRIC DEPARTMENT SUPERINTENDENT, BE ADOPTED:

RESOLUTION NO. 94-12

WHEREAS, a letter of intent to resign was received from JOHN MOLNAR, QUAKERTOWN ELECTRIC DEPARTMENT SUPERINTENDENT.

NOW, THEREFORE, BE IT RESOLVED, THAT, THE COUNCIL OF THE BOROUGH OF QUAKERTOWN SORROWFULLY ACCEPTS THE RESIGNATION OF JOHN MOLNAR, EFFECTIVE AUGUST 1, 2012. MEMBERS OF COUNCIL ARE GRATEFUL FOR HIS YEARS OF DEDICATED SERVICE AND WISHES HIM SUCCESS IN FUTURE ENDEAVORS.

MOTION OF COUNCILMAN ROSENBERGER, SECONDED BY COUNCILMAN ERWIN. A ROLL CALL VOTE WAS TAKEN AND THE MOTION WAS UNANIMOUSLY CARRIED (COUNCILMAN SCHOLL ABSENT).

RESOLVED, THAT, THE FOLLOWING RESOLUTION 95-12, REFINANCE POLICY, BE ADOPTED:

RESOLUTION NO. 95-12

WHEREAS, the Borough's Bond Counsel has prepared a Post-Issuance Compliance Procedures relating to Bonds issued by the Borough.

NOW, THEREFORE, BE IT RESOLVED, that, the Borough Council of the Borough of Quakertown does hereby adopt the new Post-Issuance Compliance Procedures relating to Bonds issued by the Borough.

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

HEALTH, SAFETY & WELFARE COMMITTEE

RESOLVED, that, the following Resolution 88-12, establishing Trick or Treat Night, be adopted:

RESOLUTION NO. 88-12

RESOLVED, that, the Council of the Borough of Quakertown establishes October 31, 2012, 6:00 to 9:00 P.M., as Trick-or-Treat Night in the Borough of Quakertown.

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

RESOLVED, that, the following Resolution 89-12, request from Quakertown Alive to close streets and use bandshell, be adopted:

RESOLUTION NO. 89-12

WHEREAS, a request was received for a public gathering permit from Quakertown Alive! to hold their Autumn Alive Festival on October 20th (rain date October 27th) with street closings of W. Broad Street from Fourth Street to Hellertown Avenue, Front Street, 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 20, 2012 (rain date October 27), 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 Councilman Propst. **A ROLL CALL VOTE WAS TAKEN AND THE MOTION WAS UNANIMOUSLY CARRIED (COUNCILMAN SCHOLL ABSENT).**

RESOLVED, THAT, THE FOLLOWING RESOLUTION 91-12, REQUEST FROM QUAKERTOWN FIRE DEPARTMENT REGARDING A REGIONAL TASK FORCE, BE ADOPTED:

RESOLUTION NO. 91-12

WHEREAS, THE QUAKERTOWN FIRE DEPARTMENT HAS BEEN CHOSEN TO BE A PART OF THE SOUTHEASTERN PENNSYLVANIA REGIONAL FIRE FIGHTING TASK FORCE TO PROVIDE INTRA-STATE AND INTER-STATE MUTUAL AID ASSISTANCE; AND

WHEREAS, AN AGREEMENT HAS BEEN PREPARED BETWEEN THE BUCKS COUNTY, PENNSYLVANIA DIVISION OF EMERGENCY SERVICES, THE BOROUGH OF QUAKERTOWN AND THE QUAKERTOWN FIRE DEPARTMENT.

NOW, THEREFORE, BE IT RESOLVED, THAT, THE BOROUGH COUNCIL OF QUAKERTOWN, PENNSYLVANIA, AUTHORIZES THE BOROUGH MANAGER TO EXECUTE THE SOUTHEASTERN PENNSYLVANIA REGIONAL FIRE FIGHTING TASK FORCE PARTICIPATION AGREEMENT BETWEEN THE BUCKS COUNTY, PENNSYLVANIA DIVISION OF EMERGENCY SERVICES, THE BOROUGH OF QUAKERTOWN AND THE QUAKERTOWN FIRE DEPARTMENT.

Motion of Councilman Johnson, seconded by Councilman Erwin. **A ROLL CALL VOTE WAS TAKEN AND THE MOTION WAS UNANIMOUSLY CARRIED (COUNCILMAN SCHOLL ABSENT).**

RESOLVED, THAT, THE FOLLOWING RESOLUTION 96-12, LIVING STONE BAPTIST CHURCH'S REQUEST TO BLOCK OFF PART OF SEVENTH STREET, BE ADOPTED:

RESOLUTION NO. 96-12

WHEREAS, a request was received from Living Stone Baptist Church to block off part of Seventh Street between Broad Street and Apple Alley to hold a "Light in the Night" event.

NOW, THEREFORE, BE IT RESOLVED, That, the Council of the Borough of Quakertown, grants the request of Living Stone Baptist Church to block off part of Seventh Street between Broad Street and Apple Alley on October 31, 2012 from 5 to 9 p.m.

Motion of Councilman Johnson, seconded by Councilman Williams. **A ROLL CALL VOTE WAS TAKEN AND THE MOTION WAS UNANIMOUSLY CARRIED (COUNCILMAN SCHOLL ABSENT).**

PUBLIC UTILITIES COMMITTEE

RESOLVED, THAT, THE FOLLOWING RESOLUTION 87-12, REQUEST FROM RICHLAND WATER AUTHORITY TO SUPPLY WATER TO 1637 N. OLD BETHLEHEM PIKE, BE ADOPTED:

RESOLUTION NO. 87-12

WHEREAS, a request for Borough water service at 1637 N. Old Bethlehem Pike, Quakertown was received from Vizma Tupitis; and

WHEREAS, this property is located in Richland Township and the Richland Township Water Authority has indicated that the property is not located near any existing or proposed Richland Township Water Authority distribution facilities; and

WHEREAS, Richland Township Water Authority has also requested the Borough to supply water service to 1635 N. Old Bethlehem Pike, Quakertown.

NOW, THEREFORE BE IT RESOLVED, That, the Council of the Borough of Quakertown grants the request of Vizma Tupitis for water service. The Borough Manager is directed to make the necessary arrangements.

Motion of Councilman Erwin, seconded by Councilman Johnson. **A ROLL CALL VOTE WAS TAKEN AND THE MOTION WAS UNANIMOUSLY CARRIED (COUNCILMAN SCHOLL ABSENT).**

RESOLVED, THAT, THE FOLLOWING RESOLUTION 93-12, PROPOSED AGREEMENT WITH BUCKS COUNTY WATER & SEWER AUTHORITY, BE ADOPTED:

RESOLUTION NO. 93-12

WHEREAS, BOROUGH COUNCIL OF THE BOROUGH OF QUAKERTOWN WISHES TO ENTER INTO AN AGREEMENT WITH BUCKS COUNTY WATER AND SEWER AUTHORITY.

NOW, THEREFORE, BE IT RESOLVED, THAT, THE BOROUGH COUNCIL OF THE BOROUGH OF QUAKERTOWN AUTHORIZES THE BOROUGH MANAGER TO SIGN AN INTERCEPTOR UPGRADES AND PLANT EXPANSION AGREEMENT WITH THE BUCKS COUNTY WATER AND SEWER AUTHORITY.

MOTION OF COUNCILMAN ERWIN, SECONDED BY COUNCILMAN PROPST. A ROLL CALL VOTE WAS TAKEN AND THE MOTION WAS UNANIMOUSLY CARRIED (COUNCILMAN SCHOLL ABSENT).

PRESIDENT ROBERTS STATED THAT THE BOROUGH MANAGER HAS PREPARED AND WILL SUBMIT A LETTER TO MR. SMERCONISK, A DEVELOPER, PERMITTING 24 SEWER CONNECTIONS, WHILE RESERVING THE RIGHT TO PROHIBIT THE 24 SEWER CONNECTIONS IF BUCKS COUNTY WATER & SEWER AUTHORITY FAILS TO APPROVE THE AGREEMENT AT THEIR MEETING ON OCTOBER 9, 2012.

PUBLIC WORKS COMMITTEE

COUNCILMAN PROPST STATED THAT THERE AREN'T ANY ITEMS FOR ACTION UNDER THE PUBLIC WORKS COMMITTEE.

MANAGER MCELREE REPORTED THAT THE DISPOSAL OF BOROUGH PROPERTY THROUGH ASSET AUCTIONS BROUGHT IN MORE FUNDS THAN EXPECTED.

PARKS & RECREATION COMMITTEE

COUNCILMAN WILLIAMS STATED THAT THERE AREN'T ANY ITEMS FOR ACTION UNDER THE PARKS & RECREATION COMMITTEE.

COUNCILMAN WILLIAMS REMINDED COUNCIL OF THE QUAKERTOWN BIKE NIGHT EVENT ON OCTOBER 13TH FROM 4:00 TO 9:00 P.M.

PRESIDENT ROBERTS DECLARED THE MEETING ADJOURNED AT 8:00 P.M.

BOROUGH OF QUAKERTOWN

**L. James Roberts, Jr.
President of Council**

Attest:

**PHYLLIS R. EWING
Asst. Borough Secretary**