

**BOROUGH OF HATBORO**

**COUNCIL MEETING**

**Monday, March 24th, 2008**

**PRESENT**

President Zygmunt, Vice President LaSorsa, Councilpersons Guenst, Ostrander, Tompkins, Reymers & Rich, Mayor Hawkes, Borough Solicitor Meyer, Borough Manager/Chief Gardner, Assistant Manager/Planner Hartey, Assistant Secretary Valesky-Hegele, Treasurer Lutz, Assistant Fire Marshal Reading & Borough Engineer Dougherty.

**ABSENT**

**CALL TO ORDER**

President Zygmunt called the March meeting of the Council of the Borough of Hatboro to order at 7:00 P.M.

**INVOCATION**

Mayor Hawkes gave the invocation for the March 24<sup>th</sup>, 2008 meeting of Borough Council.

**MINUTES**

President Zygmunt stated Council is in receipt of the minutes of the February 25<sup>th</sup>, 2008 Council meeting. Vice President LaSorsa made a motion to approve the minutes of the February 25<sup>th</sup>, 2008 Council meeting. This motion was seconded by Councilman Tompkins and approved by Council unanimously.

**PRESIDENT'S REPORT**

President Zygmunt stated he had nothing to report this evening.

**BOROUGH MANAGER/CHIEF OF POLICE REPORT**

Borough Manager/Chief Gardner stated he had six items to report on this evening. Borough Manager/Chief Gardner stated RFP's were advertised for the pool concession stand operations and one proposal was received from The Little Corner Kitchen/Scoops in the amount of \$500.00 per month/\$1500.00 for the season.

Borough Manager/Chief Gardner stated the second item was the Pennypack Creek Channel application is in order and project is moving forward, also the grant application that was denied last year is now under consideration and all looks positive for up to \$65,000.00 from the State.

Borough Manager/Chief Gardner stated the Borough received preliminary approval from DCED on the \$7500.00 Intoxilyzer Grant.

Borough Manager/Chief Gardner congratulated Det. Sgt. John Becker for an award he recently received from the American Society of Industrial Security (ASIS) for the investigation and arrest of the suspect involved in the sexual assault case. Borough Manager/Chief Gardner stated that Lt. Peffall of Montgomery County Detectives also received an award for the same case.

Borough Manager/Chief Gardner reported that Sgt. VanDolsen and Off. Valleley recently returned from Homeland Security Training in Alabama hosted by the Center for Domestic Preparedness (CDP). Borough Manager/Chief Gardner stated that CDP is operated by FEMA and is the only federally chartered WMD training facility in the nation. Borough Manager/Chief Gardner stated this training was fully funded by the CDP.

Borough Manager/Chief Gardner reported he spoke to Mike Staerk of Aqua regarding the Aqua project in the Rorer Avenue neighborhood. Borough Manager/Chief Gardner stated the project is for cleaning/maintenance of mains and is scheduled for completion by the end of May. Councilperson Guenst asked Borough Manager/Chief Gardner to remind Aqua of the Festival in May due to expected parking in that area by friends/family of residents in that neighborhood attending the festival.

### **PRIVILEGE OF THE FLOOR**

President Zygmunt stated this privilege of the floor is for residents to address Council to discuss items on tonight's agenda. There was no comment from the audience.

### **TREASURER'S REPORT**

#### **1. CASH BALANCES & INVESTMENT INCOME REPORT**

Treasurer Lutz reported the interest earned in February was \$11,200.99. This was for all 14 accounts at Commerce Bank at a rate of 2.7350%. Total account balance is \$5,197,883.06. Vice President LaSorsa made a motion to approve the Treasurer's Report for the month of February 2008. This motion was seconded by Councilperson Guenst and approved by Council unanimously.

#### **2. APPROVAL OF WARRANTS LIST**

President Zygmunt stated that Council is in receipt of the warrant list and manual checklist. President Zygmunt stated that Council has had the opportunity in advance to review the warrant list and direct any questions to the Chief or Department Head. Vice President LaSorsa made a motion to approve the warrant list and manual checklist for the month of March. This motion was seconded by Councilperson Guenst and approved by Council unanimously.

#### **3. PAYMENT OF BILLS**

Vice President LaSorsa made a motion to authorize the payment of bills for the month of March 2008. This motion was seconded by Councilman Tompkins and approved by Council unanimously.

## **MAYOR'S REPORT**

Mayor Hawkes stated he had one item for this evening, the Matrimonial Fund Update. Mayor Hawkes reported there is approximately \$3000.00 for 2007; to date Assistant Secretary Hegele has received six requests for funds. Mayor Hawkes reported that Council should be in receipt of the requests. Mayor Hawkes stated that a recommendation list would be done and distributed to all of Council for discussion and consideration at the April Committee and Council meetings.

## **SOLICITOR'S REPORT**

Solicitor Meyer reported he attempted to have oil company Exxon enter into Access and Indemnity Agreement, negotiated approximately five years, now have preliminary no contamination in test wells may not need more test wells.

Solicitor Meyer reported the Hatboro Zoning Hearing Board decided Hatboro Ordinance No. 945 which controlled flooding adopted May 19, 2003 as procedurally defective and void, the decision was dated February 27<sup>th</sup>, 2008.

Solicitor Meyer reviewed and researched Cell Tower ZHB application.

Solicitor Meyer drafted traffic signal easement for YMCA regarding School Road.

## **SUPERINTENDENTS REPORT**

President Zygmunt stated the Public Works report was submitted in advance and copies of the report were available on the table in the front of the meeting room.

## **FIRE MARSHALS REPORT**

Assistant Fire Marshal Reading reported the Fire Marshal report was submitted in advance.

## **COUNCIL/COMMITTEE REPORTS**

### **PUBLIC SAFETY COMMITTEE** - MAYOR HAWKES AND COUNCILPERSON OSTRANDER (CO-CHAIRS)

Councilperson Ostrander & Mayor Hawkes stated they had nothing to report this evening.

### **PUBLIC WORKS COMMITTEE** – PRESIDENT ZYGMONT

President Zygmunt stated there was nothing on the agenda he had nothing on this agenda this evening.

### **ZONING, PLANNING and HISTORIC PRESERVATION COMMITTEE** – COUNCILMAN TOMPKINS

Councilman Tompkins stated he had two items on his agenda this evening; the first was the approval of a partial retainage release in the amount of \$87,499.95 for the Victorian Village Project. Councilman Tompkins stated that this type of release is generally not done until a project is at 80% completion, which this project is not at yet. Councilman Tompkins made a motion to approve the retainage release in the amount of \$87,499.95 for the Victorian Village project. This motion was seconded by Councilperson Reymer and **opposed** by Council unanimously.

Councilman Tompkins stated the second item on his agenda was the escrow release for the Station Park Project in the amount of \$72,121.00. Councilman Tompkins stated this was a set aside agreement. Vice President LaSorsa made a motion to approve the escrow release in the amount of \$72,121.00 for the Station Park Project. This motion was seconded by Councilperson Guent and approved by Council unanimously.

**PARKS and RECREATION COMMITTEE** - COUNCILPERSON GUENST

Councilperson Guent stated she had nothing on her agenda for this evening.

**FINANCE, BUDGET and INSURANCE COMMITTEE** - VICE PRESIDENT LASORSA

Vice President LaSorsa stated he had nothing on his agenda for this evening.

**PUBLIC RELATIONS and COMMUNITY RELATIONS COMMITTEE** - COUNCILPERSON REYMER

Councilperson Reymer stated she had one item for her agenda; the newsletter was mailed to all residents and business owners. Councilperson Reymer thanked Assistant Borough Secretary Hegele for her assistance with the newsletter. Councilperson Reymer reminded everyone on Council and in the audience that it was time to start thinking about the next newsletter and input is appreciated.

**ADMINISTRATION COMMITTEE** -PRESIDENT ZYGMONT

President Zygmont stated he had six items on his agenda for this evening; the first was the approval of Resolution 2008-03. Vice President LaSorsa made a motion to approve Resolution 2008-03, Montgomery County Community Revitalization Program Implementation Grant, and Acquisition & Improvement of Public Parking Area Parking. This motion was seconded by Councilman Tompkins and approved by Council unanimously.

President Zygmont stated the second item on his agenda was the approval of Resolution 2008-04. Councilperson Guent made a motion to approve Resolution 2008-04, Montgomery County Community Revitalization Program Implementation Grant, Main Street Manager Funding. This motion was seconded by Councilperson Ostrander and approved by Council unanimously.

President Zygmont stated the third item on his agenda was the approval of Resolution 2008-05. Councilperson Guent made a motion to approve Resolution 2008-05, Montgomery County Community Revitalization Program Implementation Grant, Corinthian Trail Funding. This motion was seconded by Councilman Tompkins and approved by Council unanimously.

President Zygmunt stated the fourth item on his agenda was the approval of Resolution 2008-06. Councilperson Guenst made a motion to approve Resolution 2008-06, CDBG Grant Applications. This motion was seconded by Councilperson Ostrander and approved by Council unanimously.

President Zygmunt stated the fifth item on his agenda was the approval of the Comcast Cable Franchise Agreement. President Zygmunt stated the Ordinance would not be voted on this evening however the agreement would be. Vice President LaSorsa made a motion to approve the Comcast Cable Franchise Agreement. This motion was seconded by Councilperson Reymer and approved by Council unanimously.

President Zygmunt stated the sixth item on his agenda was the acceptance of the RFP for the concession stand operation for 2008 Summer Season. President Zygmunt stated a contract would still need to be completed and signed. Vice President LaSorsa made a motion to accept the proposal from Scoops for the operation of the concession stand at the Pool for the 2008 Summer Season. This motion was seconded by Councilman Tompkins and approved by Council unanimously.

### **OLD BUSINESS**

There was no old business to come before Council.

### **NEW BUSINESS**

There was no new business to come before Council.

### **PRIVILEGE OF THE FLOOR**

Mr. Bruce Hart, 175 Earl Lane stated that the next newsletter should have an article within reminding residents that dumping leaves and grass in storm sewers is illegal.

Borough Manager/Chief Gardner thanked State Representative Murt for his recent assistance with the clearing of storm sewers along County Line Road. Borough Manager/Chief Gardner stated the storm sewers were so packed full of dirt and debris.

### **ADJOURNMENT**

President Zygmunt adjourned the March 24th Council meeting at 7:35 P.M.

### **EXECUTIVE SESSION**

President Zygmunt stated there would be an executive session this evening to discuss a legal and personnel matter.

**CONDITIONAL USE HEARING** - Stoveworks 2, 301 Jacksonville Road was re-opened. Official testimony was taken by Court Reporter and are part of the record for this application.

Respectfully submitted,

Diane C. Valesky-Hegele  
Assistant Borough Secretary