

**BOROUGH OF HATBORO
COMMITTEE/COUNCIL MEETING
MONDAY, AUGUST 10th, 2009**

PRESENT

President Zygmunt, Vice President LaSorsa, Councilpersons Guenst, Tompkins, Ostrander, Reymer & Rich, Mayor Hawkes, Borough Manager/Chief Gardner, Assistant Secretary Hegele, Superintendent Thomas, Building Code Official/Zoning Officer Fugate, Fire Marshal Stauch, Borough Engineer Dougherty, & Borough Solicitor Pionzio.

ABSENT

Treasurer Lutz was absent this evening.

CALL TO ORDER

President Zygmunt called the August Committee and Council meeting of the Borough of Hatboro to order at 7:05 P.M.

Councilpersons Reymer and Ostrander announced they were tape recording the meeting.

Mrs. Leeann Jorett, 501 North York Road questioned the use of tape recorders and taping the meeting by Councilperson Ostrander and Reymer, Mrs. Jorett expressed her concern with the use of the tape for snippets on you tube. Solicitor Pionzio stated that anyone could tape the meeting.

President Zygmunt announced that there was an executive session held on Friday, August 7th, to discuss the police contract negotiations.

President Zygmunt announced that there was an executive session held just prior to this meeting to discuss two legal matters: an open records issue and a development issue.

INVOCATION

Mayor Hawkes gave the invocation for the August meeting of Borough Council.

MINUTES

President Zygmunt stated that there would be no approval of minutes this evening.

PRESIDENT'S REPORT

President Zygmunt stated he had nothing to report tonight.

BOROUGH MANAGER/CHIEF OF POLICE REPORT

Borough Manager/Chief of Police stated he has approved a request from the Pool Parents to hold a Flea Market on September 26th, 2009 from 8:00 AM to 2:00 PM at the Hatboro Pool, in the parking lot.

TREASURERS REPORT

1. CASH BALANCES & INVESTMENT INCOME REPORT

Vice President LaSorsa gave the monthly treasurers report in Treasurer Lutz's absence. Vice President LaSorsa stated the interest earned in July 2009 was \$2601.97. This was for all 14 accounts at TD Banknorth at a rate of 0.595%. Total account balance is \$4,846,029.37. Councilperson Guent made a motion to approve the Treasurer's report for the month of July 2009. This motion was seconded by Councilman Tompkins and approved by Council unanimously.

2. APPROVAL OF WARRANTS LIST

President Zygmunt stated Council is in receipt of the warrant list and manual checklist. President Zygmunt stated 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 for the month of August 2009. Councilperson Reymer stated Mr. Miller has charged the Borough 32 hours and she would like to know the status of the document. President Zygmunt stated it is still in the process. Councilman Tompkins asked if questions could be sent via email ahead of the meeting in an effort to be prepared to have the information/answers. This motion was seconded by Councilperson Guent and approved by Council unanimously.

President Zygmunt stated a roll call of vote will be taken if he does not get a yeah or nay from Council.

3. PAYMENT OF BILLS

Vice President LaSorsa made a motion to authorize the payment of bills and ratification of transfers for the month of August 2009. This motion was seconded by Councilperson Ostrander and approved by Council unanimously.

MAYOR'S REPORT

Mayor Hawkes stated he had no report this evening.

SOLICITORS REPORT

Solicitor Pionzio stated she had no report this evening.

SUPERINTENDENTS REPORT

Superintendent Thomas stated his report was submitted this evening, due to a computer issue at the transfer station. Superintendent Thomas thanked the Fire Company and Mr. Todd Kennedy of the Upper Moreland Hatboro Joint Sewer Authority and everyone involved in getting the pool operational again. President Zygmunt thanked everyone at Public Works for an excellent job in getting the pool cleaned up and opened again.

FIRE MARSHALS REPORT

President Zygmunt stated the Fire Marshals report was submitted in advance and copies of the report were available on the table in the front of the meeting room. Fire Marshal Stauch stated he had nothing further to report.

President Zygmunt stated the Council Meeting would be recessed and the Committee Meeting would be opened. Vice President LaSorsa made a motion to recess the August Council Meeting and open the August Committee Meeting. This motion was seconded by Councilperson Guent and approved by Council unanimously.

A. PUBLIC SAFETY COMMITTEE - Mayor Hawkes

President Zygmunt stated as it is done each month, the Fire Company Expenditure List is approved and voted on during the committee meeting. Vice President LaSorsa made a motion to approve the July 2009 Fire Company Expenditure List. This motion was seconded by Councilperson Ostrander and approved by Council unanimously.

B. FIRE BOARD - Vice President LaSorsa

The only item on the agenda was to update the timeline for the Enterprise Fire Company Addition Project. Vice President LaSorsa distributed a time line to Council and stated the fire company agreements and grant information would be placed in everyone's packet for the September Council Meeting.

C. ADMINISTRATION & CONTRACTS COMMITTEE - President Zygmunt

The first item on the agenda was the Park Avenue Stormwater (CDBG) Project Payment Request #1 in the amount of \$24,099.93, which per Borough Engineer Dougherty includes 10% retainage. This item was moved to the Council agenda for a vote.

The second item was the Jacksonville Road Parking Meter Ordinance No. 991, which is for new meters that are to be installed as a result of the new parking lot. This item was moved to the Council agenda for a vote.

The third item was the Earned Income Tax Commission Appointment Resolution #2009-19. There was a discussion amongst Council over the appointment. This item was moved to the Council agenda for a vote.

The fourth item was the Façade Grant Project Approval for the properties located at 229 N. York Road, 207 A& B, and 213, 215, 217, 219, 221, 223 & 225 N. York Road, 13 E. Montgomery Avenue and 69 Byberry Avenue. This item was moved to the Council agenda for a vote.

The fifth item was the employee ratification list for the month of August 2009. This item was moved to the Council agenda for a vote.

The sixth item was the Hatboro Police Officers Contract Memorandum of Understanding. President Zygmunt reviewed highlights of the contract. This item was moved to the Council agenda for a vote.

D. ZONING, PLANNING AND HISTORIC PRESERVATION COMMITTEE
- Councilman Tompkins (Chair)

The first item was the Baskwill, 20 W. Montgomery Avenue project, a MPC clock waiver has been received and the project is due back before the planning commission again once revised plans are received.

The second item was the Urban, Independence Avenue project, a MPC clock waiver has been received, the planning commission has reviewed project and made recommendations, the project has some additional procedures to complete.

The third item was the 2 Home Road project, there has been no application received, only a letter indicating a change to office use.

E. PUBLIC WORKS COMMITTEE - Councilman Rich (Chair)

The first item was the 2009 Road Paving Bids, there was a discussion regarding the bids received and which roads to pave. It was decided to award the 2009 Road Paving Project Bid to Bray Brothers for the base Bid and Alternate A. This item was moved to the Council agenda for a vote.

The second item was the Single Stream Recycling Proposal. Councilman Rich prepared a report and reviewed the report and possible changes in the way the Borough disposes of recycling. After discussion it was decided that Council did not need to take action on this matter tonight.

The third item was the Williams Lane Project Update. Borough Manager/Chief Gardner stated this project is being funded by stimulus money and needs to be ready by October. There will be a meeting for residents to come out and learn more about the project and what will be involved on September 2 & 9th beginning at 7:00 PM in Borough Hall.

F. FINANCE, BUDGET AND INSURANCE COMMITTEE - Vice President LaSorsa (Chair)

The only item was the 2010 Operating Budget Preparation Update, there was a meeting with department supervisors to review budget goals, will be meeting with department supervisors on September 14th and with Borough Council at a budget workshop on November 7th to go over budget.

G. **EMERGENCY SERVICES AND PEDESTRIAN SAFETY COMMITTEE** – Councilperson Ostrander (Chair)

The first item was Emergency Management Update, Councilperson Ostrander thanked everyone for the outstanding job during recent flooding, and everyone works well together.

The second item was Pedestrian Safety Update; Councilperson Ostrander stated the new light at York & School is fully functional; this light is similar to other lights that will be installed on York Road. Councilperson Ostrander also stated the new light at York & County Line is working.

H. **PARKS AND RECREATION** – Councilperson Guerst (Chair)

There were no agenda items submitted and no public comments received. Councilperson Guerst thanked everyone for his or her efforts to get the pool operational again and the YMCA for allowing pool members to use the YMCA pool.

I. **PUBLIC AND COMMUNITY RELATIONS COMMITTEE** – Councilperson Reymer (Chair)

There were no agenda items submitted and no public comments received. Councilperson Reymer thanked everyone for his or her efforts during the recent flooding.

President Zygmunt stated the Committee Meeting would be closed and the Council Meeting would be reconvened. Vice President LaSorsa made a motion to close the August Committee Meeting and reconvened the August Council Meeting. This motion was seconded by Councilperson Guerst and approved by Council unanimously.

PRIVILEGE OF THE FLOOR (This privilege of the floor is only for comment regarding voting items on the agenda for this evening.)

There was none.

ADMINISTRATION AND CONTRACTS – President Zygmunt (Chair)

Vice President LaSorsa made a motion to approve the Park Avenue Stormwater (CDBG) Project Payment Request #1 in the amount of \$24,099.93. This motion was seconded by Councilperson Guerst and approved by Council unanimously.

Vice President LaSorsa made a motion to approve Ordinance No. 991, Jacksonville Parking Meter Ordinance. This motion was seconded by Councilperson Guerst and approved by Council unanimously.

Vice President LaSorsa made a motion to approve Resolution #2009-19, Earned Income Tax Commission Appointment Resolution. This motion was seconded by Councilperson Guent with Vice President LaSorsa, Councilpersons Guent, Tompkins, Rich and President Zygmunt voting yes and Councilpersons Reymer and Ostrander voting no. The motion passes with a majority vote.

Vice President LaSorsa made a motion to approve the Façade Grant Project Approval for Equal Properties, DiMaggio, LaGreca and Luce. This motion was seconded by Councilperson Guent and approved by Council unanimously.

Vice President LaSorsa made a motion to approve the Employee Ratification List for the month of August 2009. This motion was seconded by Councilperson Guent and approved by Council unanimously.

Vice President LaSorsa made a motion to approve the memorandum of understanding for the Police Officer Contract for the period 2010-2014. This motion was seconded by Councilperson Ostrander with all of Council voting yes except for Councilperson Reymer who abstained from the vote. Councilperson Reymer abstained from vote because brother in law is a member of the Police Department and to avoid any perceived conflict of interest in this matter. Councilperson Reymer also stated that she was not involved in negotiations of this contract nor did she attend the executive session on August 7th where this matter was discussed. Councilperson Reymer will submit something in writing stating this to Assistant Secretary Hegele.

PUBLIC WORKS - Councilman Rich (Chair)

Vice President LaSorsa made a motion to approve the 2009 Road Paving Project Bid award for the Base Bid and Alternate A to Bray Brothers in the amount of \$168,949.70 for base bid and \$23,183.55 for Alternate A, the lowest responsible bidder. This motion was seconded by Councilperson Ostrander and approved by Council unanimously.

Councilman Rich stated the second item on his agenda Single Stream Recycling was removed, as it was a non-voting issue.

OLD BUSINESS

Councilman Tompkins stated he was in receipt of an email from PENNVEST stating they were going to try to apply again. President Zygmunt stated that this was discussed at the July meeting and the consensus of Council was we were not interested. Borough Manager/Chief Gardner will contact Mindy Lemoine and pass along that Council was not interested.

President Zygmunt stated he along with Council was in receipt of an announcement that there was going to be a Zoning Hearing Board Meeting in Horsham on August 11th, 2009 concerning the cell tower application at the Hatboro Little League Field.

There was no other old business to come before Council this evening.

NEW BUSINESS

President Zygmont stated he was contacted by Brad Remeg of PFM Advisors to advise that the numbers are getting better if Council would like to consider bond refinancing. President Zygmont stated that the next step would be to secure Counsel for the Bond Refinancing.

PRIVILEGE OF THE FLOOR

Mrs. Leeann Jorett asked about the celltower at the Little League Field. President Zygmont stated the field is in Horsham Township and Horsham's procedure has to be followed.

Mr. Chris Gowen, President Enterprise Fire Company stated in order for the Fire Company to acquire financing the Department of Agriculture requires that the terms of the financing be announced at a public meeting and be made part of the record. Fire Company President Gowen stated the Fire Company is requesting \$450,000 at 4.75% for 40 years.

ADJOURNMENT

President Zygmont adjourned the August 10th, 2009 Committee and Council meeting at 9:00 P.M.

Respectfully submitted,

Diane C. Hegele
Assistant Borough Secretary
Open Records Officer