

MINUTES OF REGULAR MEETING  
PERKASIE BOROUGH COUNCIL  
APRIL 17, 2006

620 West Chestnut Street  
Perkasie, Pennsylvania

ATTENDANCE:

Council Member:

Eadie Burke  
James Boyer (absent)  
Ray Conville  
Bill Delaney  
Joan Handy  
Richard Hendricks  
William Hettel  
Harry McGonigal  
C. Lee Metzger, Jr. (arrived 7:35pm)  
Justin Minnion (absent)  
Harrison McGonigal (absent)  
J. Robert Hunsicker  
Daniel P. Olpere  
Maureen Doyle  
Mark Eisold, P.E.  
Ann Thornburg Weiss  
News Herald  
Daily Intelligencer  
Morning Call  
Bucks County Herald

Youth Councilor:

Mayor:

Borough Manager:

Assistant Borough Manager:

Borough Engineer:

Borough Solicitor:

Press Representatives:

Perkasie Borough Council President Eadie Burke convened the meeting at 7:05 P.M. Mr. Hendricks gave an invocation followed by the Pledge of Allegiance.

**PRESIDENT'S REMARKS**

President Burke had no remarks at this time.

**PUBLIC FORUM**

Present was Chris Nicolosi of 429 South Ridge Road who questioned the following projects: the proposed Menlo pool project, the takeover of the Perkasie Borough Authority, the new interest in wind power for electric generation, and the recent appointment to the Perkasie Borough Authority board.

Kelly Beno of 550 Penny Lane was present and asked Council when she would be receiving answers to the list of questions she submitted to Borough Council at their last meeting.

Present was Mike Nice of 326 South 4<sup>th</sup> Street who stated he believed the pool could be repaired and there was no need to construct an entirely new pool facility.

**APPROVAL OF MINUTES**

Upon motion by Hettel, seconded by McGonigal, Council unanimously approved the Council meeting minutes of March 20, 2006.

Upon motion by Hettel, seconded by McGonigal, Council unanimously approved the

Special Council meeting minutes of April 1, 2006.

Upon motion by Hettel, seconded by Conville, Council unanimously approved the Council Committees meeting minutes of April 3, 2006 with corrections.

## **CORRESPONDENCE AND REPORTS**

### Mayor's Report

The Mayor stated he has heard comments from the community of dissatisfaction with Borough Council's decisions regarding the pool project.

### Taxes Collected

Upon motion by Hettel, seconded by Handy, Council unanimously accepted the report of taxes collected for March 2006.

### Budget Status

Upon motion by Hettel, seconded by McGonigal, Council unanimously accepted the budget status report for March 2006.

### Engineer's Report

Mr. Mark Eisold, P.E., from Boucher & James Engineers reviewed his report which included the Hillside Estates subdivision, the NPDES project and the survey work for the pool plan.

### Perkasie Planning Commission Report

Manager Olpere reported that at the March 22 meeting the Commissioners recommended waiver and preliminary approval for the Gwynedd Builders plan at 7<sup>th</sup> & Market Streets.

## **NEW BUSINESS**

### PUBLIC WORKS COMMITTEE

#### Cingular Wireless

Upon motion by Hendricks, seconded by Hettel, Council unanimously approved a lease for additional space at the base of the cell phone tower for Cingular Wireless.

#### Approve Contract with Pool Architect

Upon a motion by McGonigal, seconded by Hettel, Council considered approving a contract with MKSD Architects as the design architect for the Menlo Pool project. All Councilmembers voted in favor of the contract with the exception of Conville and Hendricks who voted against it.. The motion passed 6-2.

#### Resolution #2006-27, Amend Consolidated Fee Schedule to Include Fee for Pavilion Rental and Softball Field Usage

Upon motion by Handy, seconded by Hettel, Council unanimously approved Resolution #2006-27 establishing fees for pavilion rental and softball field usage in the Consolidated Fee Schedule.

#### Resolution #2006-28, Approve Request by Blooming Glen Mennonite Church

Upon motion by Hettel, seconded by McGonigal, Council unanimously, approved a request from Blooming Glen Mennonite Church to use Kulp Memorial Park on Second Street in Perkasio on Sunday, September 17, 2006 from 8:00 AM to 2:00 PM for an outdoor worship service. Upon motion by Hendricks, seconded by Metzger, Council unanimously approved Resolution #2006-28 temporarily lifting the ban on parking on the south (east) side of Second Street in front of Kulp Memorial Park on Second Street from 8:00 AM to 2:00 PM.

#### Resolutions #2006-32 through #2006-40, Waiver/Preliminary/Final Approval for Gwynedd Builders

Upon motion by Handy, seconded by McGonigal, Council unanimously approved Resolution #2006-32 granting a waiver from the Subdivision and Land Development ordinance Section 164-25.A(1)(c) requiring trees be provided in raised planting beds.

Upon motion by Hendricks, seconded by Metzger, Council unanimously approved Resolution #2006-33 granting a waiver from the Subdivision and Land Development ordinance Section 164-25.A(1)(d) requirement to provide 5 foot wide planting beds due to limited space on the property.

Upon motion by Hendricks, seconded by Metzger, Council unanimously approved Resolution #2006-34 granting a waiver from the Subdivision and Land Development ordinance Section 164-25.A(1)(e) requirement to provide raised planting beds at ends of parking rows.

Upon motion by Hendricks, seconded by Conville, Council unanimously approved Resolution #2006-35 granting a waiver from the Subdivision and Land Development ordinance Section 164-25.A(1)(f) requirement to provide 15 feet between building and parking area.

Upon motion by Hendricks, seconded by Conville, Council unanimously approved Resolution #2006-36 granting a waiver from the Subdivision and Land Development ordinance Section 164-25.A(2)(a) requirement to provide trees of certain size.

Upon a motion by McGonigal, seconded by Hendricks, Council unanimously approved Resolution #2006-37 granting a waiver from the Subdivision and Land Development ordinance Section 164-25.A(2)(b) requirement to provide certain ground cover plants.

Upon motion by Hendricks, seconded by Metzger, Council unanimously approved Resolution #2006-38 granting a waiver from the Subdivision and Land Development ordinance Section 164-68.A(1) requirement to draw plans in either 50 or 100 scale.

Upon motion by Hendricks, seconded by Metzger, Council unanimously approved Resolution #2006-39 granting a waiver from the Subdivision and Land Development ordinance Section 164-68.C(2) requirement to show all existing features.

Upon motion by McGonigal, seconded by Handy, Council unanimously approved Resolution #2006-40 granting preliminary/final approval of the Gwynedd Builders subdivision plan.

#### Request from Penridge Area Lutherans to Use Skate Park Pavilion

Upon motion by Hendricks, seconded by Conville, Council considered approving a request from the Penridge Area Lutherans to use the skate park pavilion on certain Saturdays in July and August. All Councilmembers voted to approve the request with the exception of Burke, Handy and McGonigal who voted against it. The motion carried 5-3.

#### Request from Ragtops and Roadsters to Close Roads

Upon motion by Hendricks, seconded by Conville, Council considered a request from

Ragtops and Roadsters to close South 4<sup>th</sup> Street from West Walnut Street to West Spruce on Saturday, May 13, 2006 from 10:00 AM to 1:00 PM for a car club event as well as closing the same street on May 20<sup>th</sup> from 9:00 AM to 3:00 PM for 12<sup>th</sup> annual open house event. All Councilmembers voted in favor to approve the road closing with the exception of Handy who voted against it. The motion carried 7-1.

#### Request from Trumbauersville Borough-Fire Police Assistance

Upon motion by Hettel, seconded by Metzger, Council unanimously approved a request from Trumbauersville Fire Company for fire police assistance for the Volunteer Fire Company's Centennial on June 3, 2006.

#### Approval of Ordinance #904, Amending Zoning Ordinance-Two Family Dwellings

Upon motion by Hendricks, seconded by Conville, Council unanimously approved an amendment to the zoning ordinance #904, revising the definition of twin and duplex dwellings.

#### Approval of Ordinance #905, Amending Zoning Ordinance Table of Dimensional Requirements

Upon motion by Hendricks, seconded by Metzger, Council unanimously approved an amendment to the zoning ordinance #905, amending the table of dimensional requirements.

#### Approve Resolution #2006-29, Subdivision Notification

Upon motion by Metzger, seconded by McGonigal, Council unanimously approved Resolution #2006-29, with revisions, requiring notification of adjacent property owners when a subdivision or land development plan is filed with the Borough.

#### Fire Company to Request to Use Lenape Park for Carnival

Upon motion by McGonigal, seconded by Conville, Council unanimously approved the Perkasio Fire Company to use Lenape Park for their annual carnival June 27 through July 1 from 6:00 PM to 10:00 PM.

### PERSONNEL AND POLICY COMMITTEE

#### Appointment of Deputy Emergency Management Coordinator

Upon motion by Hendricks, seconded by Conville, Council unanimously appointed Cheryleen Strothers as Perkasio Borough's Deputy Emergency Management Coordinator.

#### Perkasio Pride Awards

Upon motion by Conville, seconded by Hettel, Council unanimously awarded the 2006 Perkasio Pride Award to John and Judy Hollenbach of Market Street

#### Accept Two Resignations from Alternates of the Zoning Hearing Board

Upon motion by Hettel seconded by Handy, Council unanimously accepted the resignation of Debbie Nagel from the Zoning Hearing Board. It was not necessary to accept a resignation from Zoning Hearing Board member Tom Horn who Council appointed to the Perkasio Borough Authority board.

#### Approve Personnel List

Upon motion by Hettel, seconded by McGonigal, Council considered the personnel list as follows:

Matthew Okerson/Public Works summer help  
Melanie Moyer/Public Works Secretary

Hired effective 4/17/06  
Hired effective 5/1/06

All Councilmembers voted in favor of the list with the exception of Hendricks and Conville who voted against it. The motion carried by a 6-2 vote.

#### Approval to Begin Testing for Sergeant Position

Upon motion by Conville, seconded by Metzger, Council unanimously authorized the Civil Service Commission to begin testing for the Sergeant's position.

#### Resolution #2006-31, Ambulance Study

Upon motion by McGonigal, seconded by Hettel, Council unanimously approved Resolution #2006-31, authorizing the submission of a letter of intent to the Governor's Center for Local Government Services to request technical assistance for an EMS Improvement Study.

#### FINANCE COMMITTEE

##### Authorization to Pay Bills

Upon a motion by Hettel, seconded by McGonigal, Council unanimously accepted payment of the bills as presented.

##### Authorize Bond Pool Application

Upon motion by McGonigal, seconded by Metzger, Council considered authorizing an application to the Delaware Regional Financing Authority for bond proceeds to fund the Menlo Park pool construction. All Councilmembers voted in favor of submitting the application with the exception of Hendricks and Conville who opposed it. The motion carried by a 6-2 vote.

##### Resolution #2006-30, Reimburse Capital Expenditures

Upon motion by Hettel, seconded by McGonigal, Council considered Resolution #2006-30 authorizing capital funds for the architect with the understanding that those expenditures will be reimbursed from the proceeds of the bond pool financing. All Councilmembers voted in favor of the resolution with the exception of Hendricks and Conville who opposed it. The motion carried by a 6-2 vote.

#### Executive Session

At 8:20 PM, President Burke announced that Council was going into executive session to discuss litigation matters. At 8:35 the executive session adjourned and the Council meeting was reconvened.

##### Select Financial Advisor

Upon motion by Hettel, seconded by McGonigal, Council unanimously selected a financial advisor, First American, for matters relating to bond issues for the Perkasio Borough Authority. Ray Conville abstained from voting due to a conflict of interest.

#### ECONOMIC DEVELOPMENT COMMITTEE

##### Perkasie Olde Towne Signs

Upon motion by McGonigal, seconded by Hendricks, Council unanimously approved a proposal from the Perkasio Olde Towne Association to install directory signs at various locations throughout the Borough.

Approve Perkasio Olde Towne Association Event-Cool Jazz/Hot Ribs

Upon motion by Conville, seconded by Metzger, Council considered the Perkasio Olde Towne Association's request to hold a special event May 20 called Cool Jazz/Hot Ribs in place of the annual Perkasio Olde Towne Day event.

Upon motion by McGonigal, seconded by Hettel, Council considered approving the event contingent upon a licensed food handler being present and copies of all the Health Department permit forms be submitted to Council seven days prior to the event. Mr. McGonigal also stated that the Association would also be responsible for the cost to set up stages, provide electric and have a police presence at the event. The motion was further amended to authorize the Association to close various streets for the event. All Council members present voted in favor of the motion with the exception of Metzger, Hendricks and Conville who voted against it. The motion carried 5-3.

Upon motion by Hendricks, seconded by Conville, Council considered disbursing budgeted funds for the Perkasio Olde Towne Day event. Upon roll call vote, Councilmembers Delaney, Handy, McGonigal, Hettel, and Burke voted against the contribution. Councilmembers Hendricks, Metzger, and Conville voted in favor of it. Motion failed 5-3.

Upon motion by Hendricks, seconded by Conville, Council considered disbursing budgeted funds for the Perkasio Olde Towne Association's event Cool Jazz/Hot Ribs scheduled for May 20. Councilmembers Delaney, Handy, McGonigal, Hettel and Burke voted against the contribution. Councilmembers Hendricks, Metzger, and Conville voted in favor of it. The motion failed 5-3.

Approve Fire Police Pennridge Chamber of Commerce Expo

Upon motion by Hettel, seconded by McGonigal, Council unanimously approved a request from the Pennridge Chamber of Commerce for Perkasio fire police assistance for their annual Expo May 24, 2006.

Approve Extension for Otto Property/First Savings

Upon motion by Metzger, seconded by Hendricks, Council unanimously approved the extension for the Otto property settlement through May 31, 2006.

ENVIRONMENTAL COMMITTEE ITEMS

Upon motion by Handy, seconded by McGonigal, Council unanimously approved Ordinance #903 related to outdoor burning.

PUBLIC UTILITY COMMITTEE

The Committee had no business to conduct at this time.

CABLE/BROADBAND COMMITTEE ITEMS

The Committee had no business to conduct at this time.

HEALTH CARE COMMITTEE ITEMS

The Committee had no business to conduct at this time.

OTHER NEW BUSINESS

Councilman Hettel requested that when a subdivision application is filed, that the

applicant provides a list of abutting property owners. He requested this matter be placed on the May 1 Council Committee agenda for discussion.

**PRESS FORUM**

Questions from the press were received and answered.

**EXECUTIVE SESSION**

Mrs. Burke that Council was going into executive session to discuss litigation and would not reopen the meeting.

**ADJOURNMENT**

The meeting adjourned at 8:35 PM. The executive session ended at 9:55 PM.

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Daniel P. Olpere  
Borough Manager/Secretary