

MINUTES OF REGULAR MEETING  
PERKASIE BOROUGH COUNCIL  
DECEMBER 17, 2007

620 West Chestnut Street  
Perkasie, Pennsylvania

ATTENDANCE:

Council Member:	Eadie Burke Nickole Collins (absent) Ray Conville Bill Delaney Joan Handy Richard Hendricks Harry McGonigal (joined meeting after appointment) Randy Walck
Mayor:	J. Robert Hunsicker
Borough Manager:	Daniel P. Olpere
Police Chief:	Joe Gura
Finance Officer:	Heather Van Horn
Borough Solicitor:	Kate Harper
Press Representatives:	News Herald Daily Intelligencer Morning Call Bucks County Herald

Perkasie Borough Council President Eadie Burke convened the meeting at 7:03 P.M. Mr. Hendricks gave an invocation followed by the Pledge of Allegiance.

**PUBLIC FORUM**

Present was Joyce Stemler of 27 North Main Street who commended Council on the renovated Skatepark.

Barry Weinstein of 416 Walnut Street was present and thanked Council for its job well done over the past four years.

John Moser of 606 North 5<sup>th</sup> Street was present and questioned the December 7, 2007 deadline for submitting the application for the Borough Council vacancy position. He also asked Council to honor the voters wishes when making the appointment to fill the Council vacancy created by the resignation of Jim Boyer.

Present was Tom Koehler of 604 North 7<sup>th</sup> Street who asked Council to do the right thing and listen to the constituents of Perkasie when making the decision on the appointment to fill the Council vacancy.

Richard Holland of 214 Vine Street commended Borough Council and spoke in support of the current Council regarding the great work it has done on the roads, pool and the skatepark. He supported retaining Harry McGonigal to fill the Council vacancy.

Joe Schiaffino of 205 Wyckford Drive asked Council to respect the voter's decision and do the right thing when making the appointment to fill the Council vacancy.

Present was Luther Chontofalsky of 270 Parkridge Drive who asked Council to respect the voters wishes for a change regarding the appointment of a new Councilmember to fill the vacancy left by Jim Boyer.

Bill Hettel of 1211 West Park Avenue stated that he was glad the rules were followed and he was not interviewed for the Council vacancy position since he did not submit a Statement of Financial Interest Form. Mr. Hettel also stated he was resigning from the Perkasio Borough Authority Board effective immediately.

Debbie Funk of 707 Shadywood Drive asked Councilmembers to honor democracy and let the voters speak regarding the appointment to fill the Council vacancy.

Present was Lee Rush of 128 Ridge Avenue who also asked Council to honor the voters decision and to follow the process regarding the Council vacancy appointment.

## **PRESIDENT'S REMARKS**

President Burke announced that Councilman Harry McGonigal submitted his resignation letter effective December 14, 2007. Upon motion by Walck, seconded by Handy, Council considered the resignation. By a 4-2 vote, with Hendricks and Conville voting no. Mr. McGonigal's letter was accepted.

## **BOROUGH COUNCIL CANDIDATE INTERVIEWS**

Borough Council then began the interview process by interviewing all the candidates to fill the vacancy on Borough Council created by the resignation of Jim Boyer. The following people were interviewed: Allan Edwards, Florence Frei, John Herzstein, Nelson Hollenbach and Harry McGonigal.

### Mayor's Report

The Mayor made a comment regarding the reappointment of Harry McGonigal to the vacancy on Council. He stated the people have spoken through the election process and their voices should be obeyed.

### Nominations for Appointment to Fill Vacancy

The floor was opened for nominations to fill the vacancy on Borough Council. Randy Walck nominated Harry McGonigal, which was seconded by Joan Handy. Ray Conville nominated Florence Frei, which was seconded by Rich Hendricks. Nominations were closed.

By a roll call vote, Councilmembers Burke, Handy, Delaney, and Walck voted for Harry McGonigal. Councilmembers Conville and Hendricks voted for Florence Frei. By a 4-2 vote, Harry McGonigal was appointed to fill the two year vacancy created by the resignation of Jim Boyer.

The Mayor administered the Oath of Office and Mr. McGonigal took his seat at the dais.

At 8:20 PM Council adjourned to go into executive session to discuss personnel.

The meeting reopened at 8:45 PM.

## **APPROVAL OF MINUTES**

Upon motion Delaney, seconded by Hendricks, Council unanimously approved the Council meeting minutes of November 19, 2007 with revisions adding Richard Hendricks as absent.

Upon motion by Walck, seconded by Handy, Council unanimously approved Council Committees meeting minutes of December 3, 2007.

## **CORRESPONDENCE AND REPORTS**

### Taxes Collected

Upon motion by Delaney, seconded by McGonigal, Council unanimously accepted the report of taxes collected for November 2007.

#### Budget Status

Upon motion by Handy, seconded by McGonigal, Council unanimously accepted the budget status report for November 2007.

#### Engineer's Report

The engineer's monthly report was accepted.

#### Planning Commission Report

There was no Perkasio Planning Commission meeting for December.

### **NEW BUSINESS**

#### PUBLIC WORKS COMMITTEE

##### Perkasie Fire Company Carnival

Upon motion by Conville, seconded by Hendricks, Council unanimously approved the Perkasio Fire Company to hold their annual carnival in Lenape Park on June 24-28, 2008.

##### Request for Healthy Hearts Foundation Fun Run

Upon motion by Delaney, seconded by McGonigal, Council unanimously approved the Healthy Hearts Foundation to hold a Fun Run/5K in Lenape Park June 1, 2008.

#### PERSONNEL AND POLICY COMMITTEE

##### Accept Resignation of Jeff Crozier from Zoning Hearing Board

Upon motion by McGonigal, seconded by Walck, Council unanimously accepted the resignation of Jeff Crozier from the Zoning Hearing Board.

##### Approve Personnel List

Upon motion by Walck, seconded by McGonigal, Council unanimously accepted the personnel list as follows:

Phil Ivins-Public Facilities Director

Resigned-effective December 14, 2007

President Burke read a letter from Bill Hettel resigning his position on the Perkasio Borough Authority Board. Upon motion by McGonigal, seconded by Walck, Council unanimously agreed to accept the resignation.

##### Resolution #2007-18, Establishing 2008 Council Meeting Dates

Upon a motion by McGonigal, seconded by Delaney, Council unanimously accepted Resolution #2007-18 setting the dates for the 2008 Committees and Council meetings.

##### Resolution #2007-19, 2008 Wage and Salary Schedule

Upon motion by McGonigal, seconded by Hendricks, Council unanimously adopted Resolution #2007-19 establishing the wage and salary schedule for 2008 for Borough employees.

Resolution #2007-20, Reduce Pension Contribution for 2008 Non-Uniformed Employees

Upon motion by Walck, seconded by McGonigal, Council unanimously adopted Resolution #2007-20 allowing for a reduction of pension contribution to increase state aid over the amount of the reduced contribution for non-uniformed employees.

Resolution #2007-21, Reduce Pension Contribution for 2008 Uniformed Employees

Upon motion by Handy, seconded by McGonigal, Council unanimously adopted Resolution #2007-21 allowing for a reduction of pension contribution to increase state aid over the amount of the reduced contribution for uniformed employees.

Appointments to Boards and Commissions

This matter was moved to the end of the agenda.

Rich Hendricks made a motion which was seconded by Conville to make the appointments to the boards and commissions at the January 2008 Council meeting. By a 2-5 vote, Hendricks and Conville voted in favor of the motion. Councilmembers Delaney, Handy, McGonigal, and Walck opposed it. The motion was defeated.

FINANCE COMMITTEE

Authorization to Pay Bills

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

Approve Pennridge Senior Center Fund Transfer

Upon motion by Conville, seconded by Handy, Council unanimously approved a donation request for the Pennridge Senior Center in the amount of \$8,828.00.

Resolution #2007-22, Budget Amendments and Interfund Transfers

Upon motion by McGonigal, seconded by Delaney, Council unanimously approved Resolution #2007-22 amending the 2007 budget to reflect year end amendments and changes due to the changes in revenue and expenditure balances.

Resolution #2007-23, Recommend Adoption of Final 2008 Budget

Upon motion by Delaney, seconded by McGonigal, Council considered adopting the 2008 budget by resolution. Councilmembers Burke, Delaney, Handy, McGonigal, and Walck voted in favor of approving it. Councilmembers Conville and Hendricks voted against it. By a 5-2 vote, Resolution #2007-23 adopting the 2008 budget was approved.

Approve Five Year Capital Plan

Upon motion by McGonigal, seconded by Walck, Council considered approving the five year capital plan. All Councilmembers voted in favor of the Plan with the exception of Conville and Hendricks who voted against it. By a 5-2 vote, the Five Year Plan was approved.

Resolution #2007-24, Consolidated Fee Schedule for 2008

Upon motion by McGonigal, seconded by Hendricks, Council unanimously approved the Borough's consolidated fee schedule for 2008.

## Ordinance #925, Establishing Tax Rate for 2008

Upon motion by McGonigal, seconded by Handy, Council unanimously approved Ordinance #925 establishing the tax rate for 2008 at 5.75 mills—4.75 mills for general fund purposes and 1.00 mill for fire protection services.

## Loan Proceeds Disposition

Upon motion by McGonigal, seconded by Hendricks, Council unanimously agreed to transfer remaining funds from the 2007 borrowing from the Delaware Valley Regional Finance Authority for the construction of the Menlo Pool to the Capital fund. It was agreed to restrict those funds for future capital projects at the pool or any other appropriate capital needs.

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### **1-Four Year Term to the Civil Service Commission**

Upon motion by Hendricks, seconded by Walck, by a 6-0-1 vote with Ray Conville abstaining, Dale Haring was appointed to the Civil Service Commission for a four year term through 2011.

### **2-Four Year Terms to the Perkasio Planning Commission**

Upon motion by Hendricks, seconded by Delaney, by a 6-0-1 vote with Ray Conville abstaining, Ross Gardner was appointed to the Perkasio Planning Commission for a four year term through 2011.

Upon motion by Handy, seconded by McGonigal, by a 5-0-2 vote with Ray Conville and Rich Hendricks abstaining, Rich Hendricks was appointed to the Perkasio Planning Commission for a four year term through 2011.

### **1-Five Year Term to the Perkasio Zoning Hearing Board**

Upon motion by Hendricks, seconded by Delaney, by a 6-0-1 vote with Ray Conville abstaining, Dave Barndt was appointed to the Zoning Hearing Board for a five year term through 2012.

### **1-Four Year Term to the Perkasio Zoning Hearing Board**

Upon motion by Hendricks, seconded by McGonigal, by a 6-0-1 vote with Ray Conville abstaining, Dennis Hurchalla was appointed to the Zoning Hearing Board for a four year term through 2011 to fill the vacancy left by Jeff Crozier.

### **1-Three Year Term as Alternate to the Zoning Hearing Board**

There were no applicants for this position.

### **2-Three Year Terms to the Perkasio Parks and Recreation Board**

Upon motion by Hendricks, seconded by McGonigal, by a 5-1-1 vote with Ray Conville abstaining and Randy Walck voting no, Matt Aigeldinger was appointed to the Perkasio Parks and Recreation Board for a four year term through 2010.

Upon motion by Hendricks, seconded by McGonigal, by a 6-0-1 vote with Ray Conville abstaining,

Tom Bancroft was appointed to the Perkasio Parks and Recreation Board for a three year term through 2010.

**1-Three Year Term as Elder Delegate to the Parks and Recreation Board**

Upon a motion by Hendricks, seconded by Handy, by a 6-0-1 vote with Ray Conville abstaining, Milly Bischoff was appointed senior delegate to the Perkasio Parks and Recreation Board for a three year term through 2010.

**One Unexpired Term to the Perkasio Borough Authority**

Upon motion by Walck, seconded by Handy, Council considered appointing Harry McGonigal to fill the unexpired term on the Perkasio Borough Authority Board held by Bill Hettel. By a 4-2-1 vote, with Burke, Delaney, Handy, and Walck voted in favor of the motion. McGonigal and Conville abstained. Hendricks opposed. Harry McGonigal was appointed to the PBA Board for a remainder of a four year term through 2011.

A Point of Order was made by Harry McGonigal. Mr. McGonigal reported that the Municipal Authority Act states that any "authority" appointments must be made in January. He suggested that the appointment to Perkasio Borough Authority for an expiring five year term be tabled until January 2008 to allow the incoming Council to make the appointment. Upon motion by McGonigal seconded by Walck, Perkasio Borough Authority Board member Ben Rainear's position was considered illegal because his appointment was made in December 2003 not January 2004. The motion included declaring the seat vacant. Councilmembers Burke, Handy, McGonigal, and Walck agreed with the motion. Councilmembers Hendricks and Delaney voted against it. Ray Conville abstained. By a 4-2-1 vote, the seat of Ben Rainear was considered vacant.

Upon a motion by McGonigal, seconded by Walck, Council considered appointing Jim Boyer to fill the vacated seat of Ben Rainear with Jim Boyer. By a 4-2-1 vote, with Councilmembers Burke, Handy, McGonigal, and Walck agreeing with the motion. Councilmembers Hendricks and Delaney voted against it. Ray Conville abstained. Mr. Boyer was appointed to fill the unexpired term through 2008.

- PUBLIC UTILITY COMMITTEE
- ENVIRONMENTAL COMMITTEE
- ECONOMIC DEVELOPMENT COMMITTEE
- CABLE/BROADBAND COMMITTEE

The Committees had no business to conduct at this time.

OTHER NEW BUSINESS

Randy Walck thanked the Borough road crews, Electric Department and Police Department for its quick response during a recent ice storm

**PRESS FORUM**

Questions from the press were received and answered.

**ADJOURNMENT**

The meeting adjourned at 9:30PM.

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Daniel P. Olpere  
Borough Manager/Secretary