

**MINUTES OF PERKASIE BOROUGH COUNCIL
PUBLIC HEARING DECEMBER 21, 2009**

620 West Chestnut Street
Perkasie, Pennsylvania

ATTENDANCE:

Council Member:

Marty Gahman
Eadie Burke (absent)
Ray Conville
Bill Delaney
Richard Hendricks
Harry McGonigal (absent)
Chris Nicolosi
Jim Purcell
Maria Slowik (absent)
Joe Gilbert
John Hollenbach
Daniel P. Olpere
Joe Gura
Shannon Drosnock
Ann Weiss
News Herald
Daily Intelligencer

Youth Councilor:

Mayor:

Borough Manager:

Police Chief:

Finance Director:

Borough Solicitor:

Press Representatives:

Perkasie Borough Council President Marty Gahman convened the public hearing at 7:00 P.M.

**PUBLIC HEARING ON ZONING ORDINANCE #937-GROUNDWATER
CONTAMINATION**

Manager Olpere explained the purpose of the hearing was to hear public comments on an amendment to the Zoning Ordinance. He explained that the proposed ordinance prohibits drilling of wells for potable water in areas of potential groundwater contamination. He then opened the floor for public comment. There were no public comments.

ADJOURNMENT

The public hearing adjourned at 7:05 PM.

Daniel P. Olpere
Borough Manager/Secretary

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

PUBLIC FORUM

New Perkasie resident Rick Taylor was present in support of the agenda item supporting the Perkasie tax collector. He also commented on the good job the Public Works Department did on plowing the roads during a recent snow storm.

POLICE SERGEANT PROMOTION

Chief Gura and Mayor Hollenbach presented Police Officer Alec Sprouse with a promotion to the rank of Sergeant with the Perkasie Police Department. Sergeant Sprouse was then sworn in by Mayor Hollenbach.

PRESIDENT'S REMARKS

President Gahman stated that another year had passed and wanted to thank Borough staff for their hard work in the past year. He also thanked the out-going Council members for their years of service and welcomed the new in-coming members.

APPROVAL OF MINUTES

Upon motion by Nicolosi, seconded by Conville, Council unanimously approved the Public Hearing meeting minutes of November 16, 2009.

Upon motion by Hendricks, seconded by Purcell, Council unanimously approved the Council meeting minutes of November 16, 2009.

Upon motion by Purcell, seconded by Hendricks, Council unanimously approved the minutes of December 7, 2009 as amended.

CORRESPONDENCE AND REPORTS

Mayor's Report

Mayor Hollenbach stated he received e-mails as well as verbal comments on the job well done by the Public Works Department during a recent snow storm.

Taxes Collected

Upon motion by Purcell, seconded by Nicolosi, Council unanimously accepted the report of taxes collected for November 2009.

Budget Status

Upon motion by Nicolosi, seconded by Purcell, Council unanimously accepted the budget status report for November 2009.

Engineer's Report

Upon motion by Purcell, seconded by Conville, Council unanimously accepted the engineer's monthly report.

Planning Commission Report

There was no meeting of the Planning Commission since the last Council meeting.

NEW BUSINESS

Public Utility Committee Items

Cable Agreement

Upon motion by Nicolosi, seconded by Purcell, Council unanimously approved the Cable Television agreement between Perkasio Borough and Comcast of Southeast Pennsylvania (draft dated August 24, 2009) for a 15 year period.

Cable Ordinance

Upon motion by Purcell, seconded by Hendricks, Council unanimously approved Ordinance #940, amending the Borough's existing Cable Television ordinance to provide for grants of license and franchise to Comcast of Southeast Pennsylvania LLC and Verizon Pennsylvania, Inc.

Resolution #2009-40, Power Purchase Contract Amendment

Upon motion by Hendricks, seconded by Purcell, Council considered Resolution #2009-40 approving a Transaction Confirmation Agreement with American Municipal Power Inc. in order to achieve uniform wholesale electric rates over the next six years. All Council members present voted YES with the exception of Delaney, who voted NO. The motion carried 5-1.

Public Works Committee Items

Ordinance #939, Road Dedication for 12th Street and Easements

This item was removed from the agenda pending receipt of additional information.

Parks and Recreation Committee Items

There was no business to come before the Parks and Recreation Committee.

Planning and Zoning Committee Items

Groundwater Contamination/Well Drilling Ordinance #937

Upon motion by Purcell, seconded by Nicolosi, Council unanimously approved Ordinance #937 amending the provisions of the Borough Zoning Ordinance of 1969 to prohibit drilling of wells for potable water in areas of potential groundwater contamination.

Resolution #2009-42, Re-Approve Lippincott/Jacoby Subdivision

Upon motion by Conville, seconded by Purcell, Council unanimously approved Resolution #2009-42, re-approving the Lippincott/Jacoby subdivision plan without the required easements for the adjoining property.

Resolution #2009-43, Consider Extension of Approval for Constitution Square

Upon motion by Hendricks, seconded by Purcell, Council unanimously approved Resolution #2009-43, granting Moulton Builders, the developer of Constitution Square, an extension of their preliminary approval for one additional year until December 31, 2010.

Personnel and Policy Committee Items

Resolution #2009-33, Establishing 2010 Council Meeting Dates

Upon motion by Nicolosi, seconded by Hendricks, Council unanimously approved Resolution #2009-33, establishing the Borough Council meeting dates for 2010.

Resolution #2009-34, 2010 Wage and Salary Schedule

Upon motion by Hendricks, seconded by Conville, Council unanimously approved revised Resolution #2009-34 establishing the wage schedule for Perkasio Borough employees for the fiscal year 2010.

Promotion to Sergeant Position

Upon motion by Hendricks, seconded by Purcell, Council unanimously agreed to promote Police Officer Alec Sprouse to the rank of Sergeant in the Perkasio Borough Police Department to be effective immediately with his revised pay rate to be effective on his next scheduled work day.

Appointment to Boards and Commissions

Youth Delegate to Parks and Recreation Board

The floor was opened for nominations for a youth delegate to the Parks and Recreation Board. Conville made a motion to nominate James Gant which was seconded by Nicolosi. Purcell made a motion to close nominations which was seconded by Conville. James Gant was unanimously appointed to the Parks and Recreation Board for a term through his senior year in high school.

4-Three Year Terms to Parks and Recreation Board

The floor was opened for nominations to the Parks and Recreation Board. Conville made a motion to nominate Barbara Hollenbach, Harold Brummett, Mary McKay, and Betty Jarrett which was seconded by Nicolosi. Hendricks made a motion to close nominations which was seconded by Conville. Barbara Hollenbach, Harold Brummett, Mary McKay, and Betty Jarrett were unanimously appointed to the Parks and Recreation Board for three year terms through December 2012.

5-Vacancies to the Property Maintenance Code Board of Appeals

There were no applicants for these vacancies.

2-Four Year Terms to Perkasio Planning Commission

The floor was opened for nominations to the Perkasio Planning Commission. Nicolosi nominated John Cornelius and Nelson Hollenbach which was seconded by Purcell. Hendricks made a motion to close nominations which was seconded by Conville. John Cornelius and Nelson Hollenbach were unanimously appointed to the Perkasio Planning Commission for four year terms through December 2013.

1-Five Year Term to Zoning Hearing Board

The floor was opened for nominations to the Perkasio Zoning Hearing Board. Purcell made a motion to nominate Bill Davis which was seconded by Conville. Nicolosi made a motion to close nominations which was seconded by Hendricks. Bill Davis was unanimously appointed to the Perkasio Zoning Hearing Board for a five year term through December 2014.

Resolution #2009-35, Reapprove Safety Manual

Upon motion by Nicolosi, seconded by Hendricks, Council unanimously approved Resolution #2009-35 adopting the American Public Power Association (APPA) Safety Manual revision #14, 2007.

Resolution #2009-36, Reduce Pension Contribution for 2010 Non-Uniformed Employees and Resolution #2009-37, Reduce Pension Contribution for 2010 Uniformed Employees

These two resolutions were tabled until later in the meeting.

Finance Committee Items

Authorization to Pay Bills

Upon motion by Purcell, seconded by Hendricks, Council unanimously agreed to pay the bills as presented.

Resolution #2009-39, Support for Tax Collector

Upon motion by Purcell, seconded by Nicolosi, Council approved Resolution #2009-39 declaring Perkasio Borough's support for its elected tax collectors of the appeal by the Pennridge School District to reduce their compensation.

Resolution #2009-38, Adopt Final 2010 Budget

Upon motion by Conville, seconded by Hendricks, Council considered Resolution #2009-38, adopting the final 2010 budget in the form as presented. All Councilmember present voted YES with the exception of Delaney who voted NO. The 2010 budget and resolution was approved by a 5-1 vote.

Ordinance #938, Establish Tax Rate for 2010

Upon motion by Hendricks, seconded by Purcell, Council unanimously approved Ordinance #938 establishing the tax rate for 2010 at 5.75 mills--4.75 mills for general fund purposes and 1.00 mill for fire protection services.

Resolution #2009-41, Appoint Auditor-2009 Audit

Upon motion by Purcell, seconded by Conville, Council unanimously approved Resolution #2009-41, appointing Styer and Associates as the independent auditor for Perkasio Borough to perform the fiscal year 2009 financial audit.

Tax Assessment Appeal

Upon motion by Purcell, seconded by Conville, Council unanimously authorized the Solicitor to enter an appearance in Bucks County Common Pleas Court on behalf of Perkasio Borough in the assessment appeal hearing of Southgate Commons LLC.

Executive Session

At 7:35 P.M., Council went into executive session to discuss personnel issues.

Upon adjournment of executive session at 7:55 P.M., Council considered the following two resolutions:

Resolution #2009-36, Reduce Pension Contribution for 2010 Non-Uniformed Employees

Upon motion by Conville, seconded by Purcell, Council unanimously approved Resolution #2009-36, approving Resolution #2009-36, reducing the pension contribution for 2010 for non-uniformed employees from 5% to zero.

Resolution #2009-37, Reduce Pension Contribution for 2010 Uniformed Employees

Upon motion by Purcell, seconded by Nicolosi, Council unanimously approved Resolution #2009-37, reducing the pension contribution for 2010 uniformed employees from 5% to 3.75%.

Economic Development Committee Items

There was no business to come before the Economic Development Committee.

Other New Business

None at this time.

PUBLIC FORUM

No one requested the opportunity to speak.

PRESS FORUM

No questions from the press.

ADJOURNMENT

The meeting adjourned at 8:05PM.

Daniel P. Olpere
Borough Manager/Secretary