

# **HATFIELD BOROUGH COUNCIL**

**REORGANIZATION / WORKSHOP MEETING**

**January 3, 2022**



**JAMES FAGAN, COUNCILMEMBER**  
**JASON FERGUSON, COUNCILMEMBER**  
**RICHARD GIRARD, COUNCILMEMBER**  
**MICHELLE KROESSER, COUNCILMEMBER**  
**LAWRENCE G. STEVENS, COUNCILMEMBER**  
**MARY ANNE GIRARD, MAYOR**

**JAIME E. SNYDER, INTERIM BOROUGH MANAGER**  
**CATHERINE M. HARPER, BOROUGH SOLICITOR**



# Borough of Hatfield

Montgomery County, Pennsylvania

## REORGANIZATION / WORKSHOP MEETING

Monday, January 3, 2022

6:00 PM

HELD ON ZOOM  
Registration Required

### AGENDA

#### COUNCIL SWEARING-IN

**THE HONORABLE EDWARD J. LEVINE  
PRESIDING**

COUNCILMEMBER JAMES FAGAN

COUNCILMEMBER JASON FERGUSON

COUNCILMEMBER RICHARD GIRARD

MAYOR MARY ANNE GIRARD

TAX COLLECTOR MOHAMMAD HAQUE

REORGANIZATION:

CALL TO ORDER: Councilmember Lawrence G. Stevens

ROLL CALL

PLEDGE OF ALLEGIANCE

#### NOMINATION AND ELECTION OF COUNCIL PRESIDENT

Do we have a Nomination for Borough Council President?

State the name of the person being nominated.

Any Other Nominations? If none, close the nominations.

All those in favor say "Aye" \_\_\_ all opposed say "Nay" \_\_\_

#### NOMINATION AND ELECTION OF VICE PRESIDENT

Do we have a Nomination for Borough Council Vice President?

State the name of the person being nominated.

Any Other Nominations? If none, close the nominations.

All those in favor say "Aye" \_\_\_ all opposed say "Nay" \_\_\_

401 S. Main Street  
P.O. Box 190  
Hatfield, PA 19440

**Phone:**  
215-855-0781

**Fax:**  
215-855-2075

**Email:**  
admin@  
hatfieldborough.com

**Website:**  
www.hatfieldborough.com

APPOINTMENT OF VACANCY BOARD CHAIR

Do we have a Nomination for Vacancy Board Chair?

State the name of the person being nominated.

Any Other Nominations? If none, close the nominations.

All those in favor say "Aye" \_\_\_ all opposed say "Nay" \_\_\_

COMMENCEMENT AND APPROVAL OF MEETING AGENDA

1. Motion to Approve the Agenda of January 3, 2022 Workshop Meeting
2. PUBLIC INPUT: *Please state name & address*
3. ANNOUNCEMENTS:
  - Next Council Meeting the Regular Meeting January 19, 2022 @ 7:30PM in Council Chambers
  - The Planning commission is scheduled to meet January 31<sup>st</sup> @ 7:00PM in Council Chambers
  - HMHS is scheduled to meet January 25<sup>th</sup> @ 7:00PM at the Fire Co.

EXECUTIVE SESSION: Personnel Issues, if needed

4. ACTION ITEMS:

Motion to Appoint Timoney Knox, LLP Attorneys at Law as the Borough Solicitor for general legal services

Motion to Appoint Dischell, Bartle & Dooley Attorneys at Law as the Borough Zoning Hearing Board Solicitor

Motion to Appoint Bursich Associates Inc. as the Borough Engineer for general engineering services

Motion to Appoint McMahan Associates as the Borough Traffic Engineer for general traffic services

Motion to Appoint Utility Engineers as the Borough Engineer for electric utility services

Motion to Appoint Code Inspection Inc. to administer Zoning, Code, and Fire Safety enforcement & services

Motion to Appoint the Daniel Azeff from Code Inspection Inc. as the Fire Marshal for the Borough of Hatfield

Motion to Appoint Jaime E. Snyder as Hatfield Borough Manager / Secretary and EMC (Emergency Management Coordinator)

Motion to Approve Jaime E. Snyder's Employment Agreement with the Borough of Hatfield

Motion to Appoint Kathryn Vlahos as the Assistant to the Manager / Hatfield Borough Human Resource Manager

Motion to Appoint Katelyn Farrall to the Pool Advisory Board for a Four-Year Term Expiring December 31, 2025

Motion to Appoint Larry Burns to the Borough of Hatfield Dual Action Committee

5. REPORTS OF STANDING COMMITTEES & MAYOR:

6. MANAGER'S REPORT:

General Report and Project Updates:

7. NEW BUSINESS:

- A. Council Committees
- B. HERC / HEROC Discussion
- C. 2022 Tentative Projects Schedule

8. OLD BUSINESS:

- A. Updated Animal Ordinance

9. ADJOURNMENT: **EXECUTIVE SESSION:** Real Estate, Litigation, & Personnel

COUNCIL SWEARING-IN  
**THE HONORABLE EDWARD J. LEVINE**  
**PRESIDING**  
COUNCILMEMBER JAMES FAGAN  
COUNCILMEMBER JASON FERGUSON  
COUNCILMEMBER RICHARD GIRARD  
MAYOR MARY ANNE GIRARD  
TAX COLLECTOR MOHAMMAD HAQUE



REORGANIZATION:

CALL TO ORDER: Councilmember Lawrence G. Stevens

ROLL CALL

JAMES FAGAN, COUNCILMEMBER

JASON FERGUSON, COUNCILMEMBER

RICHARD GIRARD, COUNCILMEMBER

MICHELLE KROESSER, COUNCILMEMBER

LAWRENCE G. STEVENS, COUNCILMEMBER

MARY ANNE GIRARD, MAYOR

JAIME E. SNYDER, INTERIM BOROUGH MANAGER

CATHERINE M. HARPER, BOROUGH SOLICITOR

PLEDGE OF ALLEGIANCE



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All those in favor say "Aye" \_\_\_ all opposed say "Nay" \_\_\_

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Do we have a Nomination for Vacancy Board Chair?

State the name of the person being nominated.

Any Other Nominations? If none, close the nominations.

All those in favor say "Aye" \_\_\_ all opposed say "Nay" \_\_\_



## **COMMENCEMENT AND APPROVAL OF MEETING AGENDA**

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**2. PUBLIC INPUT: Please state name & address**

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**EXECUTIVE SESSION:**  
**Personnel Issues, if needed**

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**5. REPORTS OF STANDING COMMITTEES &  
MAYOR:**

**6. MANAGER'S REPORT:**  
**General Report and Project Updates:**



# Borough of Hatfield

Montgomery County, Pennsylvania

## MANAGER'S REPORT General Report and Projects Update

### 1. Land Use & Development Updates:

- A. 371 Edgewood Drive (formerly 122 ½ Towamencin Ave.): Demolition Completed / Driveway Permit Approved
- B. Edinburgh Square Subdivision: Building Permits Issued
- C. Bennett's Court L.D.: Revised Preliminary Plan to be Re-Submitted
- D. 43 Roosevelt L.D.: Final Plan Approved / Working on Developers Agreement
- E. 127 Penn Avenue: Sketch Plan Submitted - project on hold
- F. SEPTA Property: Long Term Lease being developed
- G. North Penn Industrial Center (52/60 Market Street): Sketch Plan Submitted for discussion. Application for Land Development has not been submitted- No Action Required

### 2. Utility Billing Update:

Staff continues to monitor Electric & Sewer Past Due accounts. A total for billed, collected vs. delinquencies will be provided moving forward in the monthly Manager's report.

Email billing is available for Electric & Sewer Accounts.

The Electric Customer Portal has been updated. The Portal was restructured with customer input to make it more user-friendly. An updated user guide is available when opening the portal to assist with re-registration. The portal can be accessed from the Borough Website.

<https://hatf-pa-web.amppartners.org/index.php>

Please register exactly as it appears on your current billing. Example SMITH, JOHN E.

### 3. 2021 Outstanding Project Updates:

- A. The East Lincoln Avenue Bridge Replacement Project is completed. Payment Application No. 5 was approved at the December 15, 2021, Regular Meeting. The final payment is scheduled to be submitted over the next few weeks.
- B. The Orchard Forest Way CDBG Sanitary Sewer Project is near completion. Restoration work is still needed on yards and sidewalks. Privet laterals are complete and bills are being sent out to the residents. The payment request is expected in January 2022.

### 4. PMEA Update: December Newsletter - Attached

### 5. AMP Pennsylvania R.I.C.E. BTM Peaking Project Update:

The final installation of the Generator is scheduled to be complete to capture some winter demands in February.

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**6. AMI Update:**

The AMI system is 99% installed. Public Works Director, Stephen Fickert is working with AMP to get the final meter installs completed.

**7. Public Information Officer Update: attached**

**8. Items of Interest:**

A. VMSC Full Time Chief Announcement

B. ARLE Grant Notice (W. Broad / Towamencin)

Respectfully Submitted,  
Jaime E. Snyder, Interim Borough Manager  
January 3, 2022



## Save the Date!

PMEA 2022 Annual Conference – September 7 – 9, 2022 @ Penn Stater, State College



## PMEA Year in Review

It has been a busy time for PMEA as we emerged from probably the most challenging year for many individuals, employers, government leaders, and organizations. Last year, we adapted. This year, we forged ahead seeking to bolster the importance of public power in the Commonwealth. And in 2022, we will seek to be more impactful as an organization.

In 2021, PMEA continued to monitor COVID developments and restrictions and did our best to communicate issues to our membership. But we also shifted our efforts to be of broader service to our members this year as things continued to evolve.

PMEA was your voice on legislative issues as we monitored and advocated at the federal and state levels. At the federal level, we focused on ARPA (American Rescue Plan Act), infrastructure (the Infrastructure Investment and Jobs Act) and LIHEAP (energy assistance) program funding. At the annual conference this past September, we learned more about ARPA funding and eligible uses. PMEA is ready to continue to assist members with this funding program. Implementation and funding under the infrastructure act is at the early stages with some funding just beginning to flow. Municipalities will be eligible to apply for direct federal grant programs and states will be making decisions about how the state portions will be allocated. We will have more information on infrastructure over the next few months.





## Year in Review (continued)

At the state level, PMEA closely watched a number of legislative issues and advocated for amendments as needed. Act 50, Small Wireless Facilities Deployment Act, moved through the legislature during the spring and summer months. A model ordinance and additional materials were shared with the PMEA membership at the annual conference. Several of the additional issues we focused on included:

- Electric vehicles and EV charging network;
- Energy choice legislation – pursued language to protect municipalities with public power;
- RGGI (Regional Greenhouse Gas Initiative) developments; and
- Community solar.

PMEA also presented written statements in conjunction with AMP regarding the MOPR (minimum price offer rule) and PJM interconnection before both the House and Senate Committees.

This past summer, PMEA hosted municipalities for the now annual Finance Workshop and the Annual Conference in State College. A variety of topics were covered during both educational events. After the transition to a virtual conference in 2020, it was exciting for PMEA to connect with members again at our in-person annual conference this year. We also welcomed a record number of associate members! Presentations from the annual conference are still available on the PMEA website at <https://www.papublicpower.org/events>. But please view these soon as they will be archived early in the new year.

At this year's conference, we were pleased to present the first ever award winner for the James Havrilla Public Power Service Award. The award is presented to an individual who, throughout their career, has consistently demonstrated a commitment to public power. Our first recipient was Dave Woglom in recognition for his outstanding support of and dedication to public power. We will be opening the awards process for 2022 but, in the interim, you can view the details of the award application and process on the PMEA website at <https://www.papublicpower.org/awards>.

Finally, we continue to support our members in other ways including our member services program. The Public Power Services Program (PPSP) is designed to provide legal, engineering, and/or management related services to PMEA members. A member municipality is eligible for up to 3 hours of services from one of our partner providers, or a combination of partner providers, within a one-year period. PMEA is pleased to partner with Utility Engineers, the Meyner Center, and Salzmann Hughes for this range of services. All services requested must be public power related. Once the PMEA member municipality has the initial consultation and an estimate of costs for a specific project, the member may submit a request to PMEA to assist in funding a portion of the project costs. You can view additional details on the PMEA website at <https://www.papublicpower.org/services>.

We look forward to continuing to meet the needs of our members in 2022 and to be an active voice for public power. But we need our members to be active and involved in order for PMEA to be fully effective. Please respond to requests for information, calls to action on legislative issues, and plan to attend events!

Watch your January newsletter for exciting updates on training events in 2022, updates on infrastructure funding, and more! Also, be certain to watch for the announcement of dates for the Finance Workshop (which we hope to shift to an in-person event this coming year) and plan to attend the annual conference in September.

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## PMEA Leadership for 2022

A shout out to the PMEA officers and board members for the coming year. The board looks forward to an active and effective year for PMEA in 2022.

The board will continue to focus our efforts on the key goals for the association:

- Serve as the go-to resource to PMEA members for information, training and services;
- Foster a better understanding of the benefits of public power among legislators, local elected officials, and others; and
- Generate more visibility for PMEA and the municipalities in our communities, with legislators and the Administration at the state level, and with the Congressional delegation at the federal level.

Jeffrey Stonehill  
President  
*Manager, Borough of Chambersburg*

Andy Krauss  
Vice President  
*Electric Superintendent & Fleet Manager,  
Borough of Lansdale*

Nicole Beckett  
Treasurer  
*Manager, Borough of Lehighton*

Jaime Snyder  
Secretary  
*Manager, Borough of Hatfield*

Steve Morrison  
*Technical Support Manager - Ops,  
Borough of Ephrata*

Vance Oakes  
*Manager, Borough of Grove City*

Don Pepe  
*Manager, Borough of Zelienople*

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## Associate Members

PMEA wishes to thank our associate members for 2021. Please be sure to access the associate member contact information on our website at <https://www.papublicpower.org/associate-members>.

Altec Industries  
American Electric Power (AEP)  
Cleveland Brothers Equipment Company  
Ensle, Inc.  
Exelon Clearsight  
GDS Associates, Inc  
HiReli LLC  
I B Abel Inc  
Lekson Associates  
Linemen's Supply, Inc  
NextEra Energy Resources  
Northwest Lineman College

Performance Electrical Products, Inc  
Power Secure  
Professional Computer Solutions, LLC  
Schultheis Electric (aka TSB Inc)  
Smart Utility Management, LLC  
Sunbelt-Solomon Solutions  
Tangent Energy Solutions, Inc  
The Okonite Company  
T&R Electric Supply Co Inc  
TESCO-The Electric Specialty Company  
Utility Engineers, PC  
WESCO/Anixter

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## We Want to Hear From You

Please share with us your exciting projects and photos for future newsletters. Your submissions should be sent to [bosak@papublicpower.org](mailto:bosak@papublicpower.org) at any time and we will use them in upcoming editions.

Pennsylvania Municipal Electric Association

112 Market St., 8th Floor,  
Harrisburg, PA 17101  
[info@papublicpower.org](mailto:info@papublicpower.org)



# Borough of Hatfield

Montgomery County, Pennsylvania

## MEMORANDUM

**Date:** December 29, 2021

**To:** Borough Council

**From:** Public Information Coordinator/HERC

**Subject:** Monthly Update

As we close out the year, we have so much to look forward to for next year.

I am anticipating moving forward with events- 2.0. The final dates will be picked in the next week for Earth Day, Founder's Day, and Fall Fest & Car Show.

I will be working on Sponsorship packets to go out toward the end of the month and we will also be sending out the last Borough Informer by the end of the month.

I will be continuously updating the new website as information comes in. Please return your bios to Manager Snyder as soon as possible, as these updates take time, and the sooner I have the information- the smoother the transition.

Wishing you all a Happy New Year!

If you have any questions, please feel free to reach out to me.

Respectfully submitted,

Lindsay Hellmann

Public Information Coordinator

401 S. Main Street  
P.O. Box 190  
Hatfield, PA 19440

**Phone:**  
215-855-0781

**Fax:**  
215-855-2075

**Email:**  
admin@  
hatfieldborough.com

**Website:**  
www.hatfieldborough.com



## Volunteer Medical Service Corps of Lansdale

175 Medical Campus Drive  
Lansdale, Pa 19446-1975

[www.vmsclansdale.com](http://www.vmsclansdale.com)



BUSINESS OFFICE  
BUSINESS FAX

(215) 855-3779  
(215) 362-5075

The VMSC Board has unanimously selected and offered the new position of full time Chief of Operations to Mr. Shane Wheeler.

We are happy to announce that Shane has accepted our offer and will be stepping into this new role beginning in January 2022.

The Selection Committee was tasked with reviewing over 25 submitted resumes. The unsuccessful candidates will be notified by email.

Shane has a BA from Marshall University, an AAS in Paramedic Science from Mountwest Community and Technical College, plus he is currently completing a Master's in Emergency Management at American Military University. He has 30 years of EMS and Fire Service experience in public, commercial, and various non-profit agencies. He is a Certified Ambulance Service Manager, Certified Flight Paramedic and a Nationally Registered Paramedic. He has most recently served as Chief of the Mount Hope Fire and EMS Department as well as Health, Safety & Emergency Manager for Summit Bechtel Reserve, both in West Virginia.

Shane and his wife Raisa (also a Paramedic) and their two children will be relocating to The North Penn Community in the upcoming months. Shane will be relocating to our community by the beginning of January.

Along with the VMSC Board of Directors, please welcome and wish Shane success as he fulfills this position. A series of Meet and Greet Dates will be published later.

Enrico G. Vetri  
VMSC Board Chairperson





**pennsylvania**  
DEPARTMENT OF TRANSPORTATION

December 22, 2021

Jaime Snyder  
Hatfield Borough  
401 South Main Street PO Box 190  
Hatfield, PA 19440



Dear Jaime Snyder:

This letter is in regards to your 2020 Automated Red Light Enforcement (ARLE) Funding Program Application.

I regret to inform you that the Route 463 Pedestrian Crossing Project was not selected for funding during Pennsylvania's 2020 ARLE Funding Program round. This was not due to a negative perception of the project or its merits, but rather a reflection on the number of quality applications received and the limited funding available.

Even though your project was not selected, I encourage you to continue this project in your community, even in the absence of ARLE Program funding.

Thank you for your interest in the ARLE Funding program and we look forward to Hatfield Borough's participation in future ARLE funding rounds. Should you have any questions, please feel free to contact Steve Gault, Chief, TSMO Arterials and Planning Section, at 717.787.6988 or via email at [ARLE@pa.gov](mailto:ARLE@pa.gov).

Sincerely,

*Douglas Tomlinson*

Douglas M. Tomlinson, P.E.  
Chief, Highway Safety and Traffic Operations Division

App I



**7. NEW BUSINESS:**  
**A. Council Committees**

**HATFIELD BOROUGH  
COUNCIL COMMITTEES  
2022**

The committee structure is set up to promote four Council objectives. To be: **Open, Responsive, Inclusive, and Forward Looking** with and for our community.

**Budget, Finance & Labor (BFL)**

**Objective:** Utilize the Borough's financial resources for the betterment of the community while overseeing the administration of the Borough employees.

Chair Jason Ferguson  
Member Richard Girard

**Action Items:**

1. COVID Protocol Review
2. Monthly Budget Review
3. Financial Software Updates
4. Account Review
5. Auditor Recommendations

**Planning, Building & Zoning (P/B/Z)**

**Objective:** Oversee planning, building, and zoning activities to provide policy consistency to businesses and residential requests along with providing guidance for updates to existing ordinances.

Chair Lawrence G. Stevens  
Member Michelle Kroesser

**Action Items:**

1. Feral Cat Ordinance

**Public Safety (PUBS)**

**Objective:** Work to improve public safety and recommend measures and infrastructure changes accordingly.

Chair Michelle Kroesser  
Member Jimmy Fagan  
Mayor Maryanne Girard

**Action Items:**

1. Cross Walks on Board and Main
2. Speeding on Edgewood
3. HTPD Meet and Greet / Facility Review
4. HFD Meet and Greet / Facility Review

**Public Works / Property & Equipment (PWRK / P&E)**

**Objective:** Oversee public works projects and identify future projects that build upon and maintain the Borough's infrastructure.

Chair Jimmy Fagan  
Member Lawrence G. Stevens

**Action Items:**

1. New Equipment purchases
2. Heather Meadows Pond Maintenance
3. 2022 PW projects

### **Utilities (UTIL)**

**Objective:** Oversee the utility infrastructure and recommend updates that growth and expansion the Borough's capability.

Chair Richard Girard

Member Jason Ferguson

**Action Items:**

1. AMI Installation at Brooks
2. Behind the Meter Generation Status

### **Hatfield Economic Revitalization and Outreach Committee (HEROC)**

**Objective:** Work with local business and community representatives, responsive to their needs in a way that promotes the Borough's objectives while advocating community outreach and fostering the Borough's communication channels.

Chair Richard Girard

Member Lawrence G. Stevens

Mayor Maryanne Girard

**Action Items:**

1. Reorganization Updates to Social Media
2. Virtual Committee Meetings
3. Email & Text Messaging Blasts (emergency)
4. Summer and Fall Events

### **Dual Action Committee**

**Objective:** Working with the Hatfield Township and other community leaders with a focus on the future by effectively utilizing our resources to improve our communities.

Chair Jason Ferguson

Member Jimmy Fagan

Mayor Maryanne Girard

Resident Larry Burns

**Action Items:**

1. Burden Sharing Initiatives

**7. NEW BUSINESS:  
B. HERC / HERO C Discussion**

**7. NEW BUSINESS:**  
**C. 2022 Tentative Projects Schedule**

**2022 Hatfield Borough ADA Curb Ramps and Roadway Resurfacing Projects**

**Tentative Schedules**

11/16/21

ADA Curb Ramps (Contract No. HAT 22-01)				Notes	Roadway Resurfacing (Contract No. HAT 22-02)				Notes
Milestone	Date	Days	(from)		Milestone	Date	Days	(from)	
(1) HOP Received	3/13/20								
Extended HOP Expiration	3/13/22	(Need to Extend)							
(2) Authorization to Bid				Council Mtg.					
(3) Advertise for Bidding	1/26/22	Wed.							
Pre-bid Meeting	2/9/22	Wed.	14	(3)					
(4) Bid Open	2/23/22	Wed.	28	(3)					
(5) Contract Award Vote	3/2/22	Wed.	7	(4)	Council Mtg.	(A) Authorization to Bid			Council Mtg.
(6) Issue Notice of Award	3/3/22	Thurs.	1	(5)					
					(B) Advertise for Bidding	3/9/22	Wed.		
					Pre-bid Meeting	3/23/22	Wed.	14	(B)
(7) Effective Date (NtP)	3/31/22	Thurs.	28	(6)					
					(C) Bid Open	4/6/22	Wed.	28	(B)
					(D) Contract Award Vote	5/18/22	Wed.	42	(C)
Req'd Substantial Completion	6/14/22	Tue.	75	(7)					Council Mtg.
Ready for Final Payment	7/14/22	Thurs.	105	(7)	(E) Issue Notice of Award	6/14/22	Tue.	69	(C)
					(F) Effective Date (NtP)	7/14/22	Thurs.	30	(E)
					Req'd Substantial Completion	8/28/22	WEEKEND	45	(F)
					Ready for Final Payment	9/18/22	WEEKEND	66	(F)

\* Events in red have not yet occurred





**8. OLD BUSINESS:**  
**A. Updated Animal Ordinance**

**DRAFT**

**HATFIELD BOROUGH  
MONTGOMERY COUNTY, PENNSYLVANIA  
ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE BOROUGH OF HATFIELD, MONTGOMERY COUNTY,  
PENNSYLVANIA, AMENDING CHAPTER 2 (ANIMALS) OF THE CODE OF  
ORDINANCES OF THE BOROUGH OF HATFIELD, MONTGOMERY COUNTY,  
PENNSYLVANIA PROVIDING DEFINITIONS AND CONDITIONS TO REGULATE THE  
KEEPING AND FEEDING OF FERAL CATS IN THE BOROUGH**

**WHEREAS**, the Borough of Hatfield, Montgomery County, Pennsylvania (hereinafter “Borough”) is a municipality organized and existing under the laws of the Commonwealth of Pennsylvania; and

**WHEREAS**, the Borough has enacted a Code of Ordinances pursuant to its statutory authority in the Pennsylvania Borough Code; and

**WHEREAS**, it is the intent of this ordinance to provide further regulations to regulate the keeping and feeding of feral cats, in the Borough in accordance with state law, while simultaneously advancing the substantial government interest of public safety, health and protection; and

**WHEREAS**, the Borough has recognized the need to amend the Code of Ordinances to add a section in Chapter 2, dealing with feral cats, to better address feral cats in the Borough as reflected herein.

**NOW, THEREFORE, IT IS HEREBY ORDAINED** by the Borough Council of Hatfield Borough, Montgomery County, Pennsylvania, to add a new Part 5, “FERAL CATS” to Chapter 2, “Animals,” as follows:

**CHAPTER 2 ANIMALS, PART 5,**

**GENERALLY**

**SECTION 1.** Chapter 2 of the Borough Code of Ordinances, “Animals,” shall be revised and amended to read as follows:

**§ 5-501. Purpose.**

The purpose of this chapter is to prohibit and to regulate the keeping and feeding of feral cats within the Borough in order to promote the health, safety and general welfare of its inhabitants.

**§ 5-502. Definitions.**

For the purpose of this chapter, the following terms shall have the meanings ascribed to them in

this section, except where the context in which the word is used clearly indicates otherwise:

**BOROUGH** — The Borough of Hatfield.

**BOROUGH COUNCIL** — The Borough Council of the Borough of Hatfield.

**FERAL CAT** — Any homeless, wild, or untamed cat.

**OWNER** — Any person having a right of property in, having custody of or who harbors a cat to remain on or around his or her property.

**PERSON** — A natural person, firm, partnership, association or corporation.

**§ 5-503. Responsibilities of cat owners.**

It shall be unlawful for any owner of any cat to permit such cat to run free outside the residence of its owner or keeper unless such cat has been:

- A. Neutered or spayed to prevent procreating;
- B. Immunized against rabies in compliance with Pennsylvania law; and
- C. Identified by means of a collar with a tag or a microchip. The identification must provide the owner's name and contact information.

**§ 5-504. Feeding of feral cats.**

- A. It shall be unlawful for any person to feed six (6) or more feral cats at one time or in one location.
- B. If the feeding of feral cats results in the gathering of six (6) or more cats in one location, it shall be automatically deemed a nuisance subject to penalties under this act.

**§ 5-505. Violations and penalties.**

Any person, organization, firm or corporation who shall violate any provision of this chapter or is found to be causing a nuisance as described in this chapter, upon conviction thereof in an action brought before a Magisterial District Judge in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall be sentenced to pay a fine of not less than \$100 and not more than \$1000, plus costs, and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 90 days. A separate offense shall be deemed committed on each day or part of each day during which a violation occurs or continues. Each day that a violation of this chapter continues or each section of this chapter which shall be found to have been violated shall constitute a separate offense.

**§ 5-506. Continuation of prior provisions.**

The provisions of this chapter, as far as they are the same as those of ordinances in force immediately prior to the enactment of this chapter, are intended as a continuation of such

ordinances and not as new enactments. The provisions of this chapter shall not affect any such suit or prosecuting pending or to be instituted to enforce any right or penalty or to punish any offense under the authority of any ordinance repealed by this chapter.

**SECTION 2. Severability.** In the event that any section, sentence, clause, phrase or word of this Ordinance shall be declared illegal, invalid or unconstitutional by any court of competent jurisdiction, such declaration shall not prevent, preclude, or otherwise foreclose enforcement of any of the remaining portions of this Ordinance.

**SECTION 3. Repealer.** All ordinances or parts of ordinances inconsistent herewith are in conflict with any of the specific terms enacted hereby to the extent of said inconsistencies or conflicts, are hereby repealed.

**SECTION 4.** This Ordinance shall take effect as provided by law.

**ORDAINED AND ENACTED** by the Borough Council of HATFIELD BOROUGH on this

\_\_\_\_\_ day of \_\_\_\_\_, 2021 with \_\_\_\_\_ Council Members

\_\_\_\_\_ voting "aye" and \_\_\_\_\_ voting  
"nay."

Attest:

HATFIELD BOROUGH

\_\_\_\_\_  
Michael J. DeFinis, Secretary

By: \_\_\_\_\_  
John H. Weierman, Council President

Approved by the Mayor:

\_\_\_\_\_  
Robert L. Kaler, III

Date: \_\_\_\_\_

**9. ADJOURNMENT:  
EXECUTIVE SESSION: Real Estate, Litigation, &  
Personnel**