

HATFIELD BOROUGH COUNCIL
REGULAR MEETING

January 20, 2010

MINUTES

CALL TO ORDER AND ROLL CALL:

- (X) John H. Weierman, President
 - (X) Kenneth V. Farrall, Vice President
 - (X) John Kroesser
 - (X) Bryan A. Moyer
 - (X) Lawrence G. Stevens
- (X) Mayor, Robert L. Kaler III

The record shows that five members of Council were present at roll call, as well as, Borough Manager, Michael J. DeFinis, Borough Solicitor, Catherine M. Harper, Mayor Robert L. Kaler, III and Assistant Secretary, Linda L. Watts. There was no media present.

1. APPROVAL OF MEETING AGENDA:

Motion: A motion was made by Councilmember Farrall to approve the Agenda of January 20, 2010 as revised. The motion was seconded by Councilmember Moyer and unanimously approved with a vote of 5-0.

2. PUBLIC INPUT: President Weierman asked if there were any comments or questions.

There were no comments or questions. There was no media..

3. APPROVAL OF THE MINUTES:

Motion To Approve the December 2, 2009 Workshop and the December 16, 2009 Regular Meeting Minutes.

Motion: A motion was made by Councilmember Moyer to Approve the Minutes of December 2, 2009 Workshop and the December 16, 2009 Regular Meeting Minutes. The motion was seconded by Councilmember Farrall and unanimously approved with a vote of 5-0.

4. ANNOUNCEMENTS: Borough Manager Michael J. DeFinis made the following announcements.

- Next month's Council meetings are February 3, 2010 Comcast Franchise Renewal Hearing 7:00 P.M. with the Workshop immediately following and February 17, 2010 Regular Meeting at 7:30 P.M. The February 3 Comcast Franchise Renewal Hearing and Workshop meeting were advertised.
- HERC is scheduled to meet January 27, 2010 at 8:00 A.M. with the Revitalization Task Force quarterly meeting at 9:00 A.M.
- The Planning Commission is scheduled to meet February 1, 2010 at 7:00 PM.

5. REPORTS FROM STANDING COMMITTEES AND MAYOR:

President Weierman asked if Councilmember's was okay with there Committee make up. There were no changes to the Committees.

Public Safety: Lieutenant Tierney informed Council the Hatfield Township Police Department will be hiring a new officer in the next few weeks.

President Weirman and Manager DeFinis thanked Linda Watts, Assistant Secretary and Diane Farrall, Treasurer for the booklets updates.

6. MANAGER'S REPORT: Borough Manager, Michael J. DeFinis made the following announcements:

1. Please take time over the next several months to review ordinance updates for codification. The codification process started January 20 and is moving along very well.
2. The Comcast Cable Franchise Renewal Public Hearing has been advertised for February 3rd immediately followed by the Council Workshop meeting.
3. The Zoning Modifications / Simone Collins agreement if approved this evening should have a preliminary draft of the zoning map and zoning ordinance revisions along with some design guidelines by January 27th. Simone Collins intends to meet with the Planning Commission February 1st and Borough Council February 3rd.
4. The budget, calendars and projects list have been updated and consolidated to one binder. Thanks to Diane Farrall for pulling that together.
5. Linda Watts submitted four preliminary grants application for consideration by the Montgomery County Revitalization Board.
6. Larson Allen will be in January 27 & 28 to start the preliminary work for the 2009 year end audit.
7. Thanks to Diane Farrall for her efforts spearheading the Bank Conversion.
8. Several Committee meetings need to be scheduled. Property and Equipment, Planning Building and Zoning and the Safety Committee.
9. The Borough received \$2,563 reimbursement from Worker Compensation for items that were not part of Hatfield Borough but were from Abington Township. Assistant Secretary, Linda Watts brought the discrepancies to the Attention of Delaware Valley Workers Compensation Trust and the Borough received the reimbursement.

10. The Borough received two checks totaling \$3,000 each from DVIT for safety concerns regarding equipment and clothing.
11. North Penn Montco Technical School sent a thank you letter to the Borough for the donation of the old Borough truck.
12. The financial statements are at Council members seats to complete.

Manager DeFinis answered questions regarding the grant for the re-facing of the Lincoln Avenue bridge.

7. ACTION ITEMS:

A) Motion to Approve the Simone Collins Professional Services Agreement.

Motion: A motion was made by Councilmember Farrall to Approve the Simone Collins Professional Services Agreement contingent on the removal of the fax fee and Approval and review of the Solicitor. The motion was seconded by Councilmember Moyer.

President Weierman informed Council that he was not comfortable with the fax fees and charges. A discussion regarding the fax fees were discussed.

Manager DeFinis will contact Peter Simone regarding the fax fees.

Solicitor Harper informed Council that when information is submitted to the Planning Commission it should also be submitted to the Borough Solicitor for review as well as all draft advertisement.

Manager DeFinis informed Council he will contact Peter Simone informing Mr. Simone that the motion is contingent on him removing the fax fees and meeting the Solicitor guidelines.

The motion was unanimously approved with a vote of 5-0.

B) Motion to Approve the Simone Collins Zoning Modification proposal, not to exceed the quoted amount \$11,015.00 without approval from the Borough Manager.

Motion: A motion was made by Councilmember Moyer to Approve the Simone Collins Zoning Modification proposal, not to exceed the quoted amount \$11,015.00 without approval from the Borough Manager, and contingent on the review and Approval of the Solicitor. The motion was seconded by Councilmember Farrall.

Manager DeFinis will inform Mr. Simone that the motion is contingent on the Solicitor being copied with the information when it goes to the County.

Borough Solicitor, Catherine M. Harper informed Council the proposal does say the Borough owns the information. The Borough should get computerized version and save the information on the Borough server.

The motion was unanimously approved with a vote of 5-0.

C) Motion to Approve Payment Request #7 from James R. Kenney in the amount of \$13,743.82 for work completed at the Liberty Bell Plaza & Parking Area. Contingent of payment authorization from the Montgomery County Grant Administrator Tom Ogunde.

Motion: A motion was made by Councilmember Farrall to Approve Payment Request #7 from James R. Kenney in the amount of \$13,743.82 for work completed at the Liberty Bell Plaza & Parking Area. Contingent of payment authorization from the Montgomery County Grant Administrator Tom Ogunde. The motion was seconded by Councilmember Moyer.

Manager DeFinis informed Council the motion is contingent upon the revised letter from the Borough Engineer and the Montgomery County Grant Administrator, Tom Ogunde.

The motion was unanimously approved contingent upon the revised letter from the Borough Engineer and the Montgomery County Grant Administrator Tom Ogunde with a vote of 5-0.

D) Motion to Approve Payment Request #8 from James R. Kenney for the 10% Retainage in the amount of \$41,909.27 after posting 15% of the total project cost maintenance.

Motion: A motion was made by Councilmember Moyer to Approve Payment Request #8 from James R. Kenney for the 10% Retainage in the amount of \$41,909.27 after posting 15% of the total project cost maintenance. The motion was seconded by Councilmember Farrall.

Manager DeFinis informed Council the motion is contingent on the revised letter from the Borough Engineer and Montgomery County Grant Administrator Tom Ogunde.

The motion was unanimously approved Contingent on the revised letter from the Borough Engineer and Montgomery County Grant Administrator Tom Ogunde with a vote of 5-0.

President Weierman congratulated Manager DeFinis on getting the finalized project information together for the Borough.

E) Motion to Approve the Earth Engineering Incorporated Agreement for the Site Characterization Sampling at the Former Electric Plant Property.

Motion: A motion was made by Councilmember Moyer to Approve the Earth Engineering Incorporated Agreement for the Site Characterization Sampling at the Former electric Plant Property. The motion was seconded by Councilmember Farrall and unanimously approved with a vote of 5-0.

8. Motion To Approve Payment of the Bills.

Manager DeFinis reviewed and answered questions regarding the bill list.

Motion: A motion was made by Councilmember Moyer To Approve Payment of the Bill List. The motion was seconded by Councilmember Farrall and unanimously approved with a vote of 5-0.

DISCUSSION:

REPORTS AND CORRESPONDENCE: President Weierman reviewed the Report and Correspondence.

- Monthly Investment Report
- Monthly EIT Report
- Police Department Report
- Fire Department Report
- Public Works Department Report

9. OTHER BUSINESS:

- A. Borough Events Sponsorship Form
- B. Borough Association Dinner / August Moon, Norristown
- C. 2010 Assessed Tax Valuation \$134,092,100.00
- D. Zoning
- E. Weimer - Hattricks Bar and Grill

A) Manager DeFinis updated Council on the Borough Events Sponsorship Form. Councilmember Stevens suggested removing the Caroling and Tree Lighting Ceremony form the Sponsorship List since it is sponsored by the Chamber.

B) Manager DeFinis informed Council the Borough will sponsor the February 25, 2010 Borough Association Dinner Meeting with Souderton and Telford. Hatfield Borough will

send invitations to all it Committee members.

C) President Weierman updated Council on the 2010 Assessed Tax Valuation for the Borough.

D) Manager DeFinis updated Council on the Hearing Notice of the Application of Shetland Group, LP which requests variances from the Zoning Code. The properties are in the Township but access is through the Borough. Manager DeFinis will make the applicant aware of the road opening permits required and also request to see the development plans for access and utilities.

E) Manager DeFinis updated Council on the request for escrow refund from Hattricks Bar and Grill and referenced Hatfield Borough Code Enforcement Randy V. Yardumian letter dated January 19, 2010.

10. ADJOURNMENT:

Motion: A motion was made by Councilmember Moyer to adjourn the meeting of January 20, 2010. The motion was seconded by Councilmember Farrall and unanimously approved with a vote of 5-0. The meeting adjourned at 8:25 PM.

Executive Session:

Respectfully Submitted,
Linda L. Watts
Assistant Secretary