

HATFIELD BOROUGH COUNCIL
REORGANIZATION / WORKSHOP MEETING
January 4, 2010 at 7:00 PM

MINUTES

SWEARING IN OF MAYOR, TAX COLLECTOR, CONSTABLE,
COUNCILMEMBER WEIERMAN, COUNCILMEMBER STEVENS,
COUNCILMEMBER KROESSER:

THE HONORABLE KENNETH DEATELHAUSER

7:00 P.M. The Honorable Kenneth Deatelhauser opened the Swearing in of Councilmember's Robert L. Kaler, III, Mayor, Nancy DeFinis, Tax Collector, Steven Sweet, Constable, John H. Weierman, Councilmember, Lawrence G. Stevens and Councilmember John Kroesser at 7:00 PM on January 4, 2010.

Manager DeFinis thanked The Honorable Kenneth Deatelhauser for the Swearing In of the Mayor, Tax Collector and Councilmember's.

CALL TO ORDER: Mayor Robert L. Kaler, III

Mayor Kaler III called the Reorganization meeting of January 4, 2010 to order at 7:05 P.M.

ROLL CALL:

- (X) John H. Weierman
- (X) Kenneth V. Farrall
- (X) Bryan A. Moyer
- (X) Lawrence G. Stevens
- (X) John Kroesser

(X) Mayor, Robert L. Kaler III

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

NOMINATION AND ELECTION OF COUNCIL PRESIDENT: Mayor Kaler, III, informed Council at this time Chair will recognize nominations for Council President.

Motion: A nomination was made by Councilmember Farrall to nominate John H. Weierman as Council President. The nomination was seconded by Councilmember Moyer and unanimously approved with a vote of 5-0

Motion: A motion was made by Councilmember Stevens to close the nominations. Councilmember Moyer seconded the motion and was unanimously approved with a vote of 5-0.

NOMINATION AND ELECTION OF VICE PRESIDENT: Mayor Kaler, III, informed Council at this time Chair will recognize nominations for Council Vice-President.

Motion: A motion was made by Councilmember Weierman to nominate Kenneth V. Farrall as Vice-President. The motion was seconded by Councilmember Stevens and unanimously approved with a vote of 5-0.

Motion: A motion was made by Councilmember Kroesser to close the nominations. Councilmember Stevens seconded by motion and was unanimously approved with a vote of 5-0.

Mayor Kaler III congratulated John H. Weierman on his position as Borough Council President and turned the gavel back to Council President Weierman.

President Weierman thanked the Councilmember for there nominations and congratulated Kenneth V. Farrall on his position as Council Vice-President.

APPOINTMENT OF VACANCY BOARD CHAIR:

Motion: A motion was made by Councilmember Moyer for appointment of Stephen Keib as Vacancy Board Chair. The motion was seconded by Councilmember Farrall and was unanimously approved with a vote of 5-0.

President Weierman Closed the Reorganization Meeting portion of the meeting at 7:10 PM. The Regular Workshop Meeting started at 7:11 P.M.

COMMENCEMENT AND APPROVAL OF MEETING AGENDA:

1. APPROVAL OF JANUARY 4, 2010 REORGANIZATION MEETING / WORKSHOP MEETING.

Motion: A motion was made by Councilmember Moyer for Commencement and Approval of Meeting Agenda as with additions as amended. The motion was seconded by Councilmember Stevens.

Manager DeFinis informed Council under Agenda Item #6 there will be a motion for Re-Appointment of the Zoning Hearing Board Solicitor and Reappointment of Keystone Municipal Service for Fire Safety Inspection, Building Inspection, Code Enforcement and

Zoning. And to Reappoint the Fire Marshall, Robert L. Kaler, IV. Agenda Item #10 will be for A. Comcast Hearing, B. Keystate Publishing Agreement and C. Zoning Modifications Agreement.

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

2. PUBLIC INPUT: President Weierman asked if there were any comments or questions. There were none.
3. ANNOUNCEMENTS: Manager DeFinis made the following announcements:
 - ◆ Next Council meeting is on Wednesday, January 20th at 7:30 PM.
 - ◆ The Planning Commission will meet on January 11 at 7:00 P.M.
 - ◆ HERC will meet on January 27 at 8:00 A.M.
 - ◆ The first Task Force Meeting is January 27 at 9:00 A.M.
4. REPORTS FROM STANDING COMMITTEES AND MAYOR:

President Weierman asked Councilmembers to let him know of any changes or desires to move around.

5. MANAGER'S REPORT: Manager DeFinis reviewed the Reports and announcements:

- Please take time over the next several months to review ordinance updates for codification.
- Bursich Engineers has developed a plan for the Sewer Lateral Repair project. The plan has been delivered to the Army Corps of Engineers for review. The Utilities Committee has also reviewed the plan. The plan will be bid out in the Spring.
- Negotiations with Comcast are being scheduled. One requirement in the process is a Public Hearing.
- The Zoning Modifications recommended during the Revitalization Task Force plan will need to be started ASAP as to coincide with the codification process.
- Fire Safety Inspections will start the third week of January or early February.
- A copy of the Projects List can be placed in the back of your Budget Binders or Calendars.
- Dave Adams from PENN DOT is requesting traffic counts at Main & Broad Streets. A review of the information will determine any necessary changes to better assist traffic flow through the Borough.
- Several Committee meetings need to be scheduled. Budget, Finance and Labor and Building, Planning and Zoning.
- Thank you letters for the Borough's contribution to the Peak Center, Employee Holiday Ham/Turkeys and from the Tree Lighting Caroling Committee were received.

6. NEW BUSINESS/ACTION ITEMS:

Motion: Appointment of the Borough Solicitor, Catherine M. Harper, Timoney Knox for general legal services.

Motion: Appointment of the Borough Solicitor, Wheatley and Ranquist as Solicitor for utility legal services.

Motion: Appointment of the Borough Engineer, Bursichs for general engineering services.

Motion: Appointment of the Borough Engineer, Utility Engineers for utility services.

Motion: Appointment of Christen Pionzio, Hamburg, Mulling, Rubin and Maxwell as Zoning Hearing Board Solicitor.

Motion: Appointment of Keystone Municipal Services as Fire Safety Inspection Services, Building Inspection Services, Code Enforcement Services and Zoning Officer Services.

Motion: Appointment of Robert L. Kaler, IV, as Fire Marshall.

Motion: A motion was made by Councilmember Farrall for the Appointment of the Borough Consultants, Catherine M. Harper, Solicitor, Timoney Knox LLP for general legal services; Appointment of the Borough Solicitor, Wheatley and Ranquist utility legal services; Appointment of the Borough Engineer, Bursichs, for general engineering services; Appointment of the Borough Engineer, Utility Engineers for utility services; Appointment of Christen Pionzio, Hamburg, Mullin, Rubin and Maxwell as Zoning Hearing Board Solicitor; Appointment of Keystone Municipal Services as Fire Safety Inspection Services, Building Inspection Services, Code Enforcement Services and Zoning Officer Services and Appointment of Robert L. Kaler, IV as Fire Marshall. The motion was seconded by Councilmember Moyer and unanimously approved with a vote of 5-0.

7. MOTION OF RE-APPOINTMENTS TO THE PLANNING COMMISSION.

Motion: Re-appointment of Joseph Gadaleta as Planning Commission Member for a Three year term to expire December 31, 2012.

Motion: Re-appointment of Lawrence Stevens as Planning Commission Member for a five year term to expire December 31, 2014.

Motion: Re-appointment of John Kroesser as Planning Commission Member for a four year term to expire December 31, 2013.

Motion: Re-appointment of Michelle Kroesser as Planning Commission Member for a Two year term to expire December 31, 2011.

Motion: A motion was made by Councilmember Farrall to Re-appoint Joeseeph Gadaleta as Planning Commission Member for a three year term to expire December 31, 2012; re-appoint Lawrence Stevens as Planning Commission Member for a five year term to expire December 31, 2014; re-appoint John Kroesser as Planning Commission Member for a four year term to expire December 31, 2013 and re-appoint Michelle Kroesser as Planning Commission Member for a two year term to expire December 31, 2011. The motion was seconded by Councilmember Moyer and unanimously approved with a vote of 5-0.

8. MOTION OF RE-APPOINTMENTS TO THE POOL ADVISORY COMMITTEE;

Manager DeFinis informed Council at this time no Action will be taken.

9. MANAGER'S REPORT:
General Report and Project Updates.

- 2010 PROJECTS UPDATE

Agenda Item #9 was previously discussed.

10. DISCUSSION

- A. Comcast Hearing
- B. Keystate Publishing Agreement
- C. Zoning Modifications Agreement

A. Comcast Hearing - Manager DeFinis updated Council on the Motion to advertise the required Public Hearing for negotiating the Comcast Contract for February 3, 2010. Conversations with the Phil Fraga, principal of the Cohen Law Group is well aware that the Borough is part of a unique Municipal that has pole attachment fees and is aware that the Borough already has an educational and government station and anything that the new stations get the Borough would want to be part of that equipment as well. The Borough's Information Coordinator may be developed as point contact to develop a professional rate to assist the other stations.

B. Keystate Publishing Agreement – Manager DeFinis updated Council on the motion to authorize officers of Hatfield Borough to execute / sign the Re-codification of Ordinances agreement with Keystate Publishers. Kenneth Lee Rotz of Keystate Publishers has been very accommodating on all the recommended changes the Borough has in place.

C. Zoning Modifications Agreements – Manager DeFinis informed Council Peter Simone from Simone Collins has drafted an agreement for re-zoning modifications that were determined by the Task Force. A Public Hearing will be needed.

11. ACTION ITEMS

A. Motion to advertise the Comcast Hearing for February 3, 2010 at 7 PM.

Motion: A motion was made by Councilmember Moyer to advertise the Comcast Hearing for February 3, 2010. The motion was seconded by Councilmember Moyer and unanimously approved with a vote of 5-0

B. Motion to authorize officers of Hatfield Borough to execute / sign the Re-codification of Ordinances agreement with Keystate Publishers.

Motion: A motion was made by Councilmember Moyer to execute / sign the Re-codification of Ordinances agreement with Keystate Publishers. The motion was seconded by Councilmember Farrall and unanimously approved with a vote of 5-0.

C. Motion to Donate the 1979 International Dump truck to the North Montco Technical Career Center (Vo-Tech School).

Motion: A motion was made by Councilmember Moyer to Donate the 1979 International Dump truck to the North Montco Technical Career Center (Vo-Tech School). The motion was seconded by Councilmember Farrall.

President Weierman informed Council the donation was reviewed by the Solicitor.

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

Manager DeFinis updated Council on the Army Corps of Engineers project regarding excavation and repairs from the street to the trap. Anything beyond the trap belongs to the homeowner. The work would not obligate the Borough to do total repair of the lateral and try to accomplish as much repair with minimal excavation. A discussion ensued.

12. OTHER BUSINESS

There was no Other Business.

13. ADJOURNMENT:

Motion: A motion was made by Councilmember Moyer to adjourn the meeting of January 4, 2010. The motion was seconded by Councilmember Farrall and unanimously approved with a vote of 5-0. The meeting adjourned at 7:50 PM.

Executive Session: Potential Litigation and Personnel

Respectfully Submitted,
Linda L. Watts
Assistant Secretary