

HATFIELD BOROUGH COUNCIL  
REGULAR MEETING  
April 19, 2017

MINUTES

CALL TO ORDER AND ROLL CALL:

- (X) John H. Weierman, President
  - (X) Kenneth V. Farrall
  - (X) Stephen E. Keib
  - (X) John Kroesser
  - (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, Mayor Robert L Kaler III, Solicitor Catherine M. Harper; Timoney Knox LLP, Borough Manager Michael J. DeFinis and Assistant Secretary Jaime E. Snyder.

1. APPROVAL OF MEETING AGENDA:

Motion: A motion was made by Councilmember Keib to Approve the Regular Meeting Agenda of April 19, 2017 with additions. The motion was seconded by Councilmember Farrall and unanimously approved with a vote of 5-0.

2. APPROVAL OF THE MINUTES:

Motion to Approve the Minutes of the March 1<sup>st</sup> Workshop Meeting and the March 15, 2017 Regular Meeting.

Motion: A motion was made by Councilmember Keib to Approve the Minutes of the March 1, 2017 Workshop Meeting and the March 15, 2017 Regular Meeting. The motion was seconded by Councilmember Farrall and unanimously approved with a vote of 5-0.

3. PUBLIC INPUT: President Weierman asked if there was any Public Input.  
Media Not Present.  
No Public Input.

4. ANNOUNCEMENTS: Manager DeFinis made the following announcements:

- Next month's Council Meetings May 3, 2017 Workshop & May 17, 2017 Regular Meeting @ 7:30PM at the HVFC
- HERC is scheduled to meet April 26<sup>th</sup> @ 8:00AM at the HVFC
- The Planning Commission is scheduled to meet May 1, 2017 @ 7:00PM at the HVFC
- MCBA Dinner is scheduled for April 27<sup>th</sup> @ 6:00PM at the Woodside Lodge

## 5. OLD BUSINESS:

### A. Borough Municipal Complex Review

Councilmember Farrall informed Council that the Budget, Finance and Labor Committee met again tonight to discuss the Municipal Complex and they were hoping for some more solid numbers but they do not have them at this time due to the Clerk of the Works suggesting some additional cost savings that need to be reviewed and updated by KCBA. Councilmember Farrall added that the committee is very conscious of the final numbers and need them to be reviewed before making any final decisions on the scheme one or scheme two lay outs, including site work, for the complex.

A discussion ensued amongst Council about the time lines and cost savings options for both schemes.

### B. Ordinance No. 528 Review

Solicitor Harper looked at the MCPC Comments with both maps provided by the Engineer, the Borough Ordinance Map shows space available for the grower / processor but with all the restrictions that were placed in the draft Ordinance it did not leave much space for a dispensary. Solicitor Harper stated that if you now look at the State Law Map it just restricts 1,000ft. from schools which leaves plenty of spaces for a dispensary to be located around the Borough. Solicitor Harper added that if you are comfortable with the way the State Law Map looks we can remove all the other restrictions that were placed in the draft Ordinance except the 1,000ft. from schools. Solicitor Harper stated the goal would be to have places in the Borough to have a dispensary that would be the least offensive to the neighborhood since the dispensary will have more activity then the grower / processor. The Borough does do not want to not have designated space for a dispensary as the applicant would than get to choose their location.

A discussion ensued amongst Borough Council about the additional restrictions that were listed in the draft Ordinance vs. the Pennsylvania State law.

Solicitor Harper stated that what restricts the Borough Map more than the State Law Map is the addition of churches, other places of worship, parks and licensed premises. Solicitor Harper mentioned that we can still keep the restrictions for places of worship

but it could be less than the previous listed 1,000ft. and take out the restrictions from parks and licensed premises to allow the use of the dispensary in specific locations throughout the Borough.

A discussion ensued amongst Borough Council about where they would like to see the dispensary use in the Borough of Hatfield and they would take another look at Ordinance No. 528 after an updated map is issued with the suggested amendments.

#### C. PIRHL / BIBLICAL SCHOOL OF THEOLOGY Zoning Hearing Application

Manager DeFinis stated that the Biblical School of Theology Zoning Hearing Board Meeting with the application from PIRHL has been continued to May 10<sup>th</sup> at 7:00PM at the Hatfield Volunteer Fire Company and at that time the Zoning Hearing Board will render their decision and there will be no testimony taken at that meeting.

A discussion ensued amongst Council about the application and the set back requirements.

#### D. ZHB Appeal Decision

Solicitor Harper spoke about the court decision regarding the use of the property at 350 W. Broad Street, Hatfield. Solicitor Harper stated that the order from the Judge stated if he finds that the ZHB had substantial evidence to issue their decision he is not entitled to overturn it, so the Judge did not. Solicitor Harper stated there is thirty days to appeal this decision.

#### E. North Penn Water Authority Easement

Solicitor Harper stated this is the NPWA standard easement which memorializes where the pipe is for the new Municipal Complex. Solicitor Harper added that the NPWA was a pleasure to work with through this process.

### 6. NEW BUSINESS:

#### A. PMEA Letter & Resolution

Manager DeFinis stated that there is potential legislation that can be harmful to municipal owned electric systems and this Resolution was drafted and asked that all municipal owned electric utilities to pass it.

#### B. Hatfield JAVA (Joint Anti-Violence Alliance)

Manager DeFinis stated this is the Hatfield Police Departments coffee with Police.  
C. Hatfield Chamber of Commerce 90<sup>th</sup> Anniversary

Manager DeFinis stated that he needs responses as soon as possible. This event is May 4<sup>th</sup>.

#### D. Hatfield Community Awareness Night

Manager DeFinis stated that the Officer William J. Chapman Community Night is scheduled for June 9<sup>th</sup> at the Hatfield Community Pool.

### 7. ACTION ITEMS:

A. Motion to Consider Resolution 2017-05 closing certain Borough Roads for the Annual American Legion Memorial Day Parade May 29, 2017.

Motion: A motion was made by Councilmember Farrall to Approve Resolution 2017-05 closing certain Borough Roads for the Annual American Legion Memorial Day Parade May 29, 2017. The motion was seconded by Councilmember Keib.

President Weierman asked if there were any comments or questions. There were no comments or questions.

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

B. Motion to Consider Resolution 2017-06 Recognizing the 90<sup>th</sup> Anniversary of the Hatfield Chamber of Commerce.

Motion: A motion was made by Councilmember Farrall to Approve Resolution 2017-06 Recognizing the 90<sup>th</sup> Anniversary of the Hatfield Chamber of Commerce. The motion was seconded by Councilmember Keib.

President Weierman asked if there were any comments or questions. There were no comments or questions.

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

C. Motion to Consider Resolution 2017-07 Supporting Borough Operated Electric Systems in PA.

Motion: A motion was made by Councilmember Farrall to Approve Resolution 2017-07 Supporting Borough Operated Electric Systems in PA. The motion was seconded by Councilmember Keib.

President Weierman asked if there were any comments or questions. There were no comments or questions.

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

D. Motion to Consider Appointing Larry Stevens as Voting Delegate & Manger / Secretary Michael J. DeFinis as Alternate at the PSAB 2017 Annual Conference.

Motion: A motion was made by Councilmember Farrall to Approve Appointing Larry Stevens as Voting Delegate & Manger / Secretary Michael J. DeFinis as Alternate at the PSAB 2017 Annual Conference. The motion was seconded by Councilmember Keib.

President Weierman asked if there were any comments or questions. There were no comments or questions.

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

E. Motion to Consider Transferring \$15,000.00 (Fifteen Thousand Dollars) of the 2017 Budgeted Allocation to the HERC for Grant Administration Purposes.

Motion: A motion was made by Councilmember Farrall to Approve Transferring \$15,000.00 (Fifteen Thousand Dollars) of the 2017 Budgeted Allocation to the HERC for Grant Administration Purposes. The motion was seconded by Councilmember Keib.

President Weierman asked if there were any comments or questions. There were no comments or questions.

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

F. Motion to Consider Contributing \$1,500.00 (One Thousand Five Hundred Dollars) to the Hatfield Volunteer Fire Company for Exercise Equipment.

Motion: A motion was made by Councilmember Farrall to Approve Contributing \$1,500.00 (One Thousand Five Hundred Dollars) to the Hatfield Volunteer Fire Company for Exercise Equipment. The motion was seconded by Councilmember Keib.

President Weierman asked if there were any comments or questions. There were no comments or questions.

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

G. Motion to Consider Adopting the Key Private Bank Investment Policy Statement for the Borough of Hatfield.

Motion: A motion was made by Councilmember Farrall to Adopt the Key Private Bank Investment Policy Statement for the Borough of Hatfield. The motion was seconded by Councilmember Keib.

President Weierman asked if there were any comments or questions. There were no comments or questions.

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

H. Motion to Consider Approving the Renewed Contract between NYPA (New York Power Authority) and the NSC (Neighboring States Customers) for the St. Lawrence Hydropower Project from June 2, 2017 – May 31, 2018.

Motion: A motion was made by Councilmember Farrall to Approve the Renewed Contract between NYPA (New York Power Authority) and the NSC (Neighboring States Customers) for the St. Lawrence Hydropower Project from June 2, 2017 – May 31, 2018. The motion was seconded by Councilmember Keib.

President Weierman asked if there were any comments or questions. There were no comments or questions.

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

I. Motion to Consider Awarding the Towamencin Avenue Road Reconstruction Project to the apparent low bidder GoreCon Inc. in the amount of \$268,340.55 (Two Hundred & Sixty Eight Thousand Three Hundred Forty Dollars & Fifty Five Cents)

Motion: A motion was made by Councilmember Keib to Award the Towamencin Avenue Road Reconstruction Project to the apparent low bidder GoreCon Inc. in the amount of \$268,340.55 (Two Hundred & Sixty Eight Thousand Three Hundred Forty Dollars & Fifty Five Cents). The motion was seconded by Councilmember Farrall.

President Weierman asked if there were any comments or questions. There were no comments or questions.

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

J. Motion to Consider the Easement to the North Penn Water Authority for the New Water Line at the Municipal Complex

Motion: A motion was made by Councilmember Farrall to Approve the Easement to the North Penn Water Authority for the New Water Line at the Municipal Complex. The motion was seconded by Councilmember Keib.

President Weierman asked if there were any comments or questions. There were no comments or questions.

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

8. MOTION TO APPROVE PAYMENT OF THE BILLS:

President Weierman and Manager DeFinis reviewed and answered questions regarding the bill list.

Motion: A motion was made by Councilmember Keib to approve payment of the bills. The motion was seconded by Councilmember Farrall.

President Weierman asked if there were any comments or questions. There were no comments or questions.

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

9. ADJOURNMENT:

Motion: A motion was made by Councilmember Keib to adjourn the Regular Meeting of April 19, 2017. The motion was seconded by Councilmember Farrall and unanimously approved with a vote of 5-0. The meeting was adjourned at 8:54PM.

*Executive Session Litigation and Personnel*

Respectfully Submitted,  
Jaime E. Snyder  
Assistant Secretary