

HATFIELD BOROUGH COUNCIL
WORKSHOP / REGULAR MEETING
July 21, 2021

MINUTES

THIS MEETING WAS HELD IN-PERSON
BOROUGH HALL 401 S. MAIN STREET, HATFIELD
THIS MEETING WAS RECORDED

CALL TO ORDER AND ROLL CALL:

- (X) John H. Weierman, President
- (X) John Kroesser, Vice President
- (X) Salvatore DiLisio Jr.
- () Jason Ferguson
- (X) Lawrence G. Stevens

- () Mayor, Robert L. Kaler III

The record shows that four members of Council were present at roll call, as well as, Solicitor Catherine M “Kate” Harper; Timoney Knox LLP, Borough Manager Michael J. DeFinis, and Assistant Manager Jaime E. Snyder

1. APPROVAL OF MEETING AGENDA:

Motion: A motion was made by Councilmember Kroesser to Approve the Workshop / Regular Meeting of July 21, 2021. The motion was seconded by Councilmember DiLisio and unanimously approved with a vote of 4-0.

2. APPROVAL OF THE MINUTES:

Motion to Approve the Minutes of the June 16, 2021 Workshop / Regular Meeting

Motion: A motion was made by Councilmember Kroesser to Approve the Minutes of the June 16, 2021 Workshop / Regular Meeting. The motion was seconded by Councilmember DiLisio and unanimously approved with a vote of 4-0.

3. PUBLIC INPUT: President Weierman asked if there was any Public Input. Media was not present.

Russel Snyder of 24 S. Wayne Avenue addressed Council with his frustration that nothing has been done regarding two properties near his home which have turned into junk yards. President Weierman asked for the address and stated that he would have Manager DeFinis and the Code Enforcement Officer look into the issue.

Lou Deptirio of 21 E. Lambert Street addressed Council with his objection to the poles that were installed near his property that are now blocking the flow of traffic from the Samsel property and making it difficult for him to park his car and back out of his driveway. He also stated that the property adjacent to his has overgrown grass, bushes and trees that are hanging onto his property and his car and he would like this addressed.

Manager DeFinis stated that the poles were placed in the Borough ROW as part of the BTM Generation Project. These poles were crucial for the project and our connection to PPL. Manager DeFinis gave a quick overview of the BTM Generation Project.

President Weierman added that Manager DeFinis and the Code Department will work with Mr. Samsel regarding traffic flow and parking as well as addressing your concerns about the neighboring property owner's overgrown vegetation.

4. ANNOUNCEMENTS: Manager DeFinis made the following announcements:
 - The HERC is scheduled to meet July 28, 2021 @ 8:00AM via ZOOM
Registration is Required
 - The Next Planning Commission Meeting is scheduled for August 2nd @
7:00PM In-Person
 - Next Borough Council Meetings is the August 18th Workshop/Regular Meeting
@ 7:30PM In-Person
 - Movie in the Park Scheduled for July 22, 2021 7:00PM Centennial Park

5. NMCRC Protocol for Act 101 Violations:

Mr. Denlinger, Solicitor for the NMCRC addressed council this evening regarding the proposed Resolution for Act 101 Violations. Mr. Denlinger stated that this proposed Resolution came about due to the increase of trash haulers comingling trash and recycling. Mr. Denlinger added that the proposed Resolution which we are asking those members of the NMCRC to adopt would implement some form of penalty for those who comingle trash and recycling. Mr. Denlinger stated that a previous version of this Resolution was circulated and comments made by the Borough were incorporated in this updated version such as notifying the Borough of a violator and allowing them to handle the course of action and establishing tiers for offenders so no one would be hit with a large fine right off the top. Mr. Denlinger stated that the NMCRC doesn't want to see DEP come to any members who have repeat violators and them see that nothing was implemented to help eliminate the issue or see any grant funding go away due to noncompliance with trash and recycling regulations.

Councilmember Kroesser stated that his concern with this Resolution is who are the real violators? Is it the trash haulers or individuals and how is this going to be enforced?

Mr. Denlinger stated that both haulers and individuals are the violators and that the enforcement would come from the municipality at whatever level they would choose.

Councilmember Kroesser expressed his concerns with the Borough getting involved as it is not the Borough's responsibility to decide what happens with the trash and what people do with the trash and that it is the responsibility of the company handling the trash. A discussion ensued amongst Council regarding this issue.

Solicitor Harper asked for clarification on the following, the municipality would be notified of violations before any communication went to the offender and the Borough could handle the complaint how they see fit. Mr. Denlinger stated, yes.

A short discussion ensued amongst Council regarding the results of a recent survey for a single trash hauler and which municipalities around the area use a single trash hauler.

President Weierman thanked Mr. Denlinger for his time and stated that the Borough would reach out if any more questions and would consider acting on this Resolution in the future.

6. Public Hearing: Regarding Sewer Lateral Repair Ordinance No. 540 Chapter 18 - OFFICIAL TRANSCRIPT ATTACHED.

7. REPORTS FROM STANDING COMMITTEES AND MAYOR:

A. Utilities Committee: American Public Power Association Conference Recap

President Weierman updated Council on his attendance at the APPA Conference last month. President Weierman highlighted the discussion topics which included Washington, cyber security, recovered funds from the pipeline, renewables, climate change, electric vehicles, transmission and capacity charges, and reliability which ties in great with the BTM Generation Project for the Borough. Manager DeFinis spoke about the BTM Generation Project in more detail and focused on explaining peak shaving to help control electric costs.

Councilmember DiLisio asked about the fuel for the generator. Manager DeFinis stated it was diesel.

8. MANAGERS REPORT: MANAGERS REPORT: General Report and Project Updates. Manager DeFinis reviewed the Reports and made the following announcements:

1. Land Use & Development Updates:

- A. St. Mary St. Kyrillos Coptic Church / Use Under Review
 - B. Hatfield Auto Museum - Nothing New
 - C. 122 ½ Towamencin Ave - Demo Permit / Address Edgewood / Up for Sale
 - D. Salter's – Bought Old Firehouse - Open for Business
 - E. Edinburgh Square Subdivision – Stop Work Order Lifted
 - F. SEPTA Property / License Agreement Executed
 - G. 43 Roosevelt Avenue –Final Under Review - on for Action
 - H. Bennett's Court – Revised Preliminary Plan Under Review
 - I. 127 Penn Avenue - Sketch Plan Submitted
2. Utility Billing Update:
- A. Staff continues to monitor past due Electric & Sewer accounts. Residents are being sent reminders for PAST DUE ACCOUNTS.
 - B. I encourage all account holders to take advantage of the cost-effective billing delivery opportunity.
 - C. Electric Customer Portal now available
 - D. NPWA Meter Replacement Program
3. 2021 Projects:
- A. East Lincoln Avenue Bridge - Under Construction
 - B. ADA Curb Ramp - Payment Request Received
 - C. Roadway Resurfacing - Awarded in May
 - D. Stormwater Projects
4. AMP R.I.C.E. BTM Peaking Project - work being completed at PW Facility
5. PMEA Update - Website
6. AMI UPDATE – 1539 Meters installed / in-house prep for billing
7. HERC Update
8. Items of Interest
- A. APPA Conference
 - B. PMEA Conference
 - C. PPL Vital Facility
 - D. 2021-2022 NPSD Tax Evaluation
 - E. TMA Thank you
 - F. Natural Lands Trust Subscription Letter
 - G. Chief Tierney Article
 - H. MontCo Appoints PS Director
 - I. Wireless Update / Small Cell Bill Approved
9. ASSISTANT MANAGERS REPORT:
- 1. American Rescue Plan Act (ARPA) Funds Received
 - 2. Liberty Bell Trail Feasibility Study Update
 - 3. Indian Valley Chamber of Commerce Board Member
 - 4. Administrative Assistant Update

10. NEW BUSINESS / DISCUSSION ITEMS:**A. Resolution 2021-14 PennDOT TSMA**

Assistant Manager Jaime Snyder informed Council that this Resolution was in place of doing a Resolution every time maintenance or replacement would be needed for our traffic signals.

B. Resolution 2021-15 DCED MTF Grant**C. Resolution 2021-16 Montco CTP Grant**

Assistant Manager Jaime Snyder stated that both Resolutions are needed to apply for the Grants addressing pedestrian crossing on West Broad Street near Towamencin Avenue and at the Liberty Bell Trail Crossing on South Main Street.

D. ARLE Grant

Assistant Manager Jaime Snyder informed Council that the ARLE Grant for the pedestrian crossing at West Broad near Towamencin and S. Main Street at the Liberty Bell trail has been submitted.

E. CDBG Bid Results / Recommendation Letter Orchard Lane & Forest Way

Assistant Manager Jaime Snyder went over the bid results for the Orchard Lane & Forest Way Sanitary Sewer and stated that this contract was on for consideration to award this evening.

11. OLD BUSINESS:**A.43 Roosevelt Subdivision Resolution 2021-13**

Solicitor Harper stated that Council has discussed this for months now, outlined the project, and asked for any final questions. President Weierman spoke about the address concerns he had previously addressed. A discussion ensued between Council and the developer, Mr. Herling, regarding the concerns over the address of the new units.

Solicitor Harper reviewed all the letters from Borough consultants and added that the Borough Engineer did see the proposed Resolution and is good with it. Solicitor Harper added that this Resolution is on for consideration this evening.

B. Edinburgh Square Subdivision Update

Manager DeFinis stated that the stop work order has been lifted for this development and that the Engineer and Solicitor are working with the developer to get the correct permits submitted to start construction.

C. Edinburgh Square Escrow Release No.1 Development / Edinburgh Square Escrow Release No.1 Demolition

Manager DeFinis stated this is a recommendation from the Borough Engineer. A discussion ensued amongst council.

12. REPORTS AND CORRESPONDENCE: President Weierman and Manager DeFinis updated Borough Council on Reports and Codependence. Lieutenant Robertson from the Hatfield Police Department addressed Council with a Police Report Update.

- Monthly Investment Report
- Monthly EIT / LST Report
- Police Department Report
- Fire Department Report
- Public Works Department Report
- Engineering Report
- Zoning Officer, Building Code, Property Maintenance Report
- Fire Safety Inspection Report
- Pool Advisory Report

13. ACTION ITEMS: (the public was taken off mute for any comments)

A. Motion to Consider Ordinance 540 Sewer Lateral Repair

Motion: A motion was made by Councilmember Stevens to Approve Ordinance 540 Sewer Lateral Repair. The motion was seconded by Councilmember Kroesser.

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 4-0.

B. Motion to Consider Resolution 2021-13 Granting Final Land Development Approval for the 43 Roosevelt Subdivision

Motion: A motion was made by Councilmember Kroesser to Approve Resolution 2021-13 Granting Final Land Development Approval for the 43 Roosevelt Subdivision. The motion was seconded by Councilmember Stevens

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 4-0.

C. Motion to Consider the Edinburgh Square Escrow Release No.1 Development & No.1 Demolition Amount Approved by the Borough Engineer.

Motion: A motion was made by Councilmember Kroesser to Approve the Edinburgh Square Escrow Release No.1 Development & No.1 Demolition Amount Approved by the Borough Engineer. The motion was seconded by Councilmember Stevens.

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 4-0.

D. Motion to Consider Resolution 2021-14 Approving the TSMA with PennDOT

Motion: A motion was made by Councilmember Kroesser to Approve Resolution 2021-14 Approving the TSMA with PennDOT. The motion was seconded by Councilmember DiLisio.

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 4-0.

E. Motion to Consider Resolution 2021-15 Applying for the DCED MTF Grant for West Broad Street and the Liberty Bell Trail Crossing at South Main Street

Motion: A motion was made by Councilmember DiLisio to Approve Resolution 2021-15 Applying for the DCED MTF Grant for West Broad Street and the Liberty Bell Trail Crossing at South Main Street. The motion was seconded by Councilmember Kroesser.

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 4-0.

F. Motion to Consider Resolution 2021-16 Applying for the Montco CTP Grant for the Liberty Bell Trail Crossing at South Main Street

Motion: A motion was made by Councilmember DiLisio to Approve Resolution 2021-16 Applying for the Montco CTP Grant for the Liberty Bell Trail Crossing at South Main Street. The motion was seconded by Councilmember Kroesser.

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 4-0.

G. Motion to Consider Awarding the 2021 CDBG Orchard Lane and Forest Way Sanitary Sewer Project to DOLI Construction Corporation in the amount of \$342,050.00 (three hundred forty-two thousand fifty dollars)

Motion: A motion was made by Councilmember Stevens to Approve Consider Awarding the 2021 CDBG Orchard Lane and Forest Way Sanitary Sewer

Project to DOLI Construction Corporation in the amount of \$342,050.00 (three hundred forty-two thousand fifty dollars). The motion was seconded by Councilmember Kroesser.

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 4-0.

14. MOTION TO APPROVE PAYMENT OF THE BILLS:

Manager DeFinis reviewed and answered questions regarding the bill list.

Motion: A motion was made by Councilmember Kroesser to approve payment of the bills. The motion was Councilmember Stevens.

President Weierman asked if there were any comments or questions.

President Weierman asked about the status of the Utility Pole Payment Request on South Main and Poplar and Assistant Manager Jaime Snyder stated it was submitted to the Insurance Company.

The motion was approved unanimously with a vote of 4-0.

15. MOTION TO ADJOURN:

Motion: A motion was made by Councilmember Kroesser to adjourn the Workshop / Regular Meeting of July 21, 2021. The motion was seconded by Councilmember Stevens and unanimously approved with a vote of 4-0. The meeting was adjourned at 9:38PM.

Executive Session Litigation and Personnel

Respectfully Submitted,
Jaime E. Snyder
Assistant Manager