

BEFORE

NEW HOPE BOROUGH COUNCIL

In Re: Regular Meeting

- - - -

TUESDAY, JUNE 19, 2018

- - - -

A public meeting was held at the Borough Municipal Building, 125 New Street, New Hope, Pennsylvania 18938, commencing at 7:00 p.m. on the day and date above set forth, before Tara Wilson, Professional Reporter and Notary Public in and for the Commonwealth of Pennsylvania.

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350 SOUTH MAIN STREET, SUITE 203  
DOYLESTOWN, PENNSYLVANIA 18901  
(215) 345-7966

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1 BOROUGH COUNCIL:

2 Mayor Laurence D. Keller

3 Alison Kingsley, President

4 Connie Gering, Vice-President

5 Laurie McHugh, President Pro Tem

6 Tina Leifer Rettig

7 Peter Meyer

8 Ken Maisel

9 Dan Dougherty

10 T.J. Walsh, Esquire, Solicitor

11

12 ALSO PRESENT:

13 Karen MacNair, Gilmore Associates

14

15 Chief Michael Cummings

16 New Hope Police Department

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2 (6) Polly Wood, 88 Old York Road for repairs  
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3 (7) Nina's Waffles, 31 West Mechanic Street  
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4 (8) New Hope Arts, 2 Stockton Ave for an  
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1 MS. KINGSLEY: I'd like to the call the

2 meeting to order. Would everyone rise for the

3 pledge of allegiance?

4 (Pledge of allegiance was recited.)

5 Mr. Mayor, may we have your report?

6 Oh, wait a minute, we need to do --

7 MAYOR KELLER: Roll call.

8 MS. KINGSLEY: We need to do roll call.

9 Connie?

10 MS. GERING: Ken Maisel?

11 MR. MAISEL: Here.

12 MS. GERING: Laurie McHugh?

13 MS. McHUGH: Here.

14 MS. GERING: Dan Dougherty?

15 MR. DOUGHERTY: Here.

16 MS. GERING: Alison Kingsley?

17 MS. KINGSLEY: Here.

18 MS. GERING: Our solicitor?

19 MR. WALSH: I'm here.

20 MS. GERING: Tina Rettig? I do this

21 every time.

22 MS. RETTIG: I'm here.

23 MS. GERING: Peter Meyer?

24 MR. MEYER: I'm here.

25 MS. GERING: And Mayor Keller?

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1 MAYOR KELLER: Here.  
2 MS. KINGSLEY: And we have our borough  
3 engineer Karen MacNair, we have five members of  
4 the public, Chief Cummings.  
5 And first item will be the mayor's  
6 report.  
7 MAYOR KELLER: Nothing to report this  
8 evening.  
9 MS. KINGSLEY: Thank you, Larry.  
10 Okay. I'd like to announce one  
11 addition to the agenda and that will be to  
12 approve a -- the donation of a sculpture to the  
13 Friends of the Canal.  
14 So Item 3A, executive sessions. June  
15 4th council met in executive session to discuss  
16 personnel and we will have an executive session  
17 immediately following this meeting also to  
18 discuss personnel.  
19 The library grant approval. The  
20 library has applied for a grant to the state for  
21 shelving. It's a matching grant and the library  
22 is putting up the matching funds through a  
23 generous donation and so there's no financial  
24 obligation on the part of the borough. And so we  
25 just need to -- we needed to have a governmental

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1 official sign the document to put that grant  
2 application in.  
3 So I need a motion to approve the  
4 library grant application.  
5 MS. GERING: I'll make that motion.  
6 MR. MEYER: Second.  
7 MS. KINGSLEY: Any other discussion by  
8 council?  
9 Any questions from the public?  
10 All in favor?  
11 COUNCIL MEMBERS: Aye.  
12 MS. KINGSLEY: Motion carries.  
13 Discussion of the business privilege  
14 tax. Currently our treasurer has prepared a  
15 letter which has gone out to council to review  
16 and make any suggestions on any changes so that  
17 we can send out the invoices for this year's  
18 business privilege tax. There is one item in the  
19 actual ordinance that discusses the issuance of a  
20 license, which I don't think we ever printed a  
21 license in my recent memory and distributed. So  
22 we need to consider just repealing that part of  
23 the ordinance, just that particular line.  
24 MR. WALSH: Yeah, it's Section 240-4,  
25 which is more than one line. And if you don't do

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1 it, you got to -- keeping it on the books is kind  
2 of pointless. I'll just double-check to research  
3 there's no statutory, like state law requirement  
4 that's in place. I don't believe there is. Once  
5 I can confirm that, I can take whatever  
6 authorization you give me tonight to go ahead and  
7 draft an amendment to repeal that.  
8 MS. KINGSLEY: Okay.  
9 MAYOR KELLER: Does that change the  
10 number by \$10? They always had 365 and then \$10  
11 to renew the license they always had on there, I  
12 believe.  
13 MR. WALSH: It doesn't change the 365.  
14 It talks about -- I don't know, Mayor, without  
15 reading thoroughly on the spot, I'd have to look.  
16 MR. DOUGHERTY: I think the number that  
17 people have been paying is 375, to Larry's point.  
18 So that's the number everybody's familiar with  
19 it. It says something along the lines of 365,  
20 I've seen stuff like that in the documentation.  
21 MR. WALSH: Yeah, the rate of tax in  
22 Section 240-5 says specifically 365 for each and  
23 every place of business maintained in the  
24 borough.  
25 MR. DOUGHERTY: Right. And then I

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1 think at some point, four, five, seven years ago  
2 a decision was reached to tack \$10 on that. And  
3 it may be -- you know, it may have been a bad  
4 decision. If the number is 365, really,  
5 underlying and I would say make it 365 if we  
6 can't figure out why that \$10 is in there.  
7 Especially if the \$10 was in there to issue the  
8 license, we're getting --  
9 MR. WALSH: Well, let's just leave that  
10 without further comment and we'll look into that.  
11 MS. KINGSLEY: All right. So are we  
12 going to need a motion to --  
13 MR. WALSH: Motion to direct --  
14 recommended motion directing me to authorize an  
15 ordinance repealing Section 240-4 of the business  
16 privilege tax article in the code of ordinances.  
17 MS. KINGSLEY: Do I have a motion?  
18 MR. MEYER: So moved.  
19 MS. KINGSLEY: Somebody like to make  
20 that motion?  
21 MS. McHUGH: I'll make that motion.  
22 MR. WALSH: Peter made it.  
23 MS. KINGSLEY: Oh, sorry.  
24 MS. McHUGH: I'll second it then.  
25 MS. KINGSLEY: Any further discussion?

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1 Questions? Ed?  
 2 ED DUFFY: Just a quick --  
 3 Ed Duffy, New Hope.  
 4 What is the estimated revenue on this?  
 5 Did anybody -- Dan, did you put it together?  
 6 MR. DOUGHERTY: It's roughly 9,000,  
 7 \$10,000.  
 8 ED DUFFY: Nine to ten.  
 9 MR. DOUGHERTY: Nine to ten.  
 10 MR. MAISEL: It's more than that, isn't  
 11 it, Dan?  
 12 MR. DOUGHERTY: Yeah, like 375 times  
 13 200. I am so wrong, it's 75 -- it's 10 times the  
 14 number I just gave you. It's 10 times that  
 15 number.  
 16 MAYOR KELLER: It's about 90,000.  
 17 MS. KINGSLEY: Yeah, it's around  
 18 \$90,000. Dan, I'm shocked.  
 19 MR. DOUGHERTY: Vacation time.  
 20 ED DUFFY: What was the number again?  
 21 MS. KINGSLEY: It's roughly \$90,000,  
 22 Ed, plus or minus 90,000 is the total business  
 23 privilege tax.  
 24 MS. KINGSLEY: Okay. Any further  
 25 discussion?

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1 Steve?  
 2 STEVEN COPPENS: Steven Coppens, New  
 3 Hope Borough.  
 4 Do we -- the \$10 for this license, how  
 5 difficult is it to just print the license or put  
 6 on the receipt this is your license and put it on  
 7 there or something, making a receipt for paying  
 8 your privilege tax instead of repealing the  
 9 license. I don't understand the significance of  
 10 a license.  
 11 MS. KINGSLEY: It's never been done.  
 12 MR. WALSH: Nor do we.  
 13 MS. KINGSLEY: We don't understand the  
 14 significance either, because it's actually a tax.  
 15 You know, you don't get a license to hang on your  
 16 wall when you pay a tax, so --  
 17 MAYOR KELLER: Nada.  
 18 STEVEN COPPENS: Well, I'm totally  
 19 confused.  
 20 MR. MEYER: Steve, you'll get an extra  
 21 glass of wine, relax.  
 22 MS. KINGSLEY: It's one of those things  
 23 that's there and doesn't need to be, it's like a  
 24 third arm.  
 25 STEVEN COPPENS: Okay. Thank you.

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1 MS. KINGSLEY: All right. All in favor  
 2 of the motion?  
 3 COUNCIL MEMBERS: Aye.  
 4 MS. KINGSLEY: Opposed?  
 5 Motion carries.  
 6 The next item -- Karen. This is  
 7 consideration to formally request a time  
 8 extension on the Main Street pedestrian  
 9 improvement grant and the borough engineer's  
 10 recommending that we be send a letter to start  
 11 its processing and then reject the bids we  
 12 received and then reauthorize bidding the project  
 13 again.  
 14 Karen, do you want to enlighten us?  
 15 MS. MacNAIR: So following up from the  
 16 June 4th workshop meeting, we did reach out to  
 17 PennDOT about the grant. They said the first  
 18 step in the process would be for the borough to  
 19 send a letter that was written for you just  
 20 formally requesting the time extension that would  
 21 start the process. They said they would very  
 22 likely grant it, so I -- it was a very positive  
 23 conversation with them. So it sounded like they  
 24 would grant it because you have been moving  
 25 forward with the project and shown progress.

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1 They said that they would take money back from  
 2 any municipalities who have not shown any  
 3 progress, so the fact that you've gotten to this  
 4 point has shown them that you're very interested  
 5 in doing this project and completing it and so  
 6 they see that as forward progress.  
 7 But I would recommend based on the bids  
 8 that were received that were higher, much higher  
 9 than we anticipated, to reject the bids received  
 10 on June 4th and then authorize us to rebid in  
 11 July and open the bids through the end of July  
 12 and a week in August.  
 13 MS. KINGSLEY: Okay. Any questions for  
 14 Karen?  
 15 So I think the discussion that was had  
 16 at the workshop, this was specifically in regard  
 17 to the bid for the curbing.  
 18 MS. MacNAIR: Correct. This is the  
 19 curb ramps on Main Street.  
 20 MS. KINGSLEY: Okay. Just so everybody  
 21 out there understands. The bids for the curbing  
 22 came in dramatically higher than we had  
 23 anticipated. So by reauthorizing -- by rejecting  
 24 these bids and reauthorizing, we're hoping that  
 25 as the construction time of year changes that the

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1 bidding will come in a little better.  
 2 So do we have a motion to formally  
 3 reject this bid and reauthorize bidding?  
 4 MR. MAISEL: I make that motion.  
 5 MS. KINGSLEY: Second?  
 6 MS. GERING: I'll second.  
 7 MS. KINGSLEY: Any discussion by  
 8 council?  
 9 Any other questions from the public?  
 10 All in favor?  
 11 COUNCIL MEMBERS: Aye.  
 12 MS. KINGSLEY: Opposed?  
 13 Motion carries.  
 14 MS. MacNAIR: Thank you.  
 15 MS. KINGSLEY: Thank you, Karen.  
 16 Next, we'd like to consider approving a  
 17 workplace -- that should be environment not  
 18 environmental, workplace environment training  
 19 program. This will augment the police  
 20 accreditation program, as well as improve working  
 21 relationships within borough staff and also in  
 22 dealing with the public.  
 23 So do I have a motion to do that? We  
 24 have one -- one offer for training that's at  
 25 \$2500 from Eckert Seamans and my suggestion would

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1 be -- that one was for 2500, I think we should  
 2 probably consider getting other estimates for the  
 3 cost of the training program, and then perhaps  
 4 tonight we could consider a motion to authorize  
 5 training in the workplace not to exceed \$2500.  
 6 MS. RETTIG: I'll make that motion.  
 7 MS. KINGSLEY: Okay.  
 8 MR. MEYER: Second.  
 9 MS. KINGSLEY: All right.  
 10 Discussion by council on that?  
 11 MR. MAISEL: Yeah. Would that 2500 --  
 12 I don't know if we drilled down enough and deeply  
 13 enough that we would do it in phases like six at  
 14 a time. So in other words it would be three days  
 15 worth of this training.  
 16 MS. KINGSLEY: So Eckert Seamans,  
 17 proposal in their letter, was for two attorneys,  
 18 two sessions, one day. So again, this would be  
 19 something that we could go back and dialogue and  
 20 talk to other companies, but just try to keep the  
 21 total training under the \$2500 mark.  
 22 MR. MAISEL: Was the intent to try to  
 23 get a hundred percent compliance with this? So  
 24 doing it in one day could conceivably create a  
 25 problem where some people wouldn't be --

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1 MS. KINGSLEY: Conceivably, yes.  
 2 MR. MAISEL: -- with vacation or  
 3 something. So if it was done on one day, one  
 4 week and then another day, another week, that  
 5 would probably be ideal in a perfect world, so  
 6 that might be something --  
 7 MS. KINGSLEY: So there are other  
 8 companies apparently that provide this type of  
 9 training. It's just that between the receipt of  
 10 this and our meeting, there really wasn't time to  
 11 go out and --  
 12 MR. MAISEL: Right, I understand.  
 13 MS. KINGSLEY: Any questions from the  
 14 public?  
 15 Hearing none. All in favor?  
 16 COUNCIL MEMBERS: Aye.  
 17 MS. KINGSLEY: Opposed? Okay. Motion  
 18 carries. And we'll get some additional input  
 19 from other companies that provide this kind of  
 20 training.  
 21 Next would be to approve -- the borough  
 22 was given a piece of sculpture that formerly was  
 23 across one of the entrances at the Towpath, which  
 24 is 18 Mechanic Street, 18-20 Mechanic Street, and  
 25 that has been sitting in the borough office. And

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1 there was a request by the Friends of the Canal  
 2 for the borough to donate that to the Friends.  
 3 So we're looking for a motion to  
 4 consider donation of this sculpture to the  
 5 Friends of the Delaware Canal.  
 6 MS. GERING: I'll make that motion.  
 7 MS. KINGSLEY: Second?  
 8 MS. McHUGH: I'll second.  
 9 MS. KINGSLEY: Discussion?  
 10 Questions from the public?  
 11 BRETT WEBBER: Brett Webber here as  
 12 president of the Friends of the Delaware Canal.  
 13 We greatly appreciate it and the intention's,  
 14 obviously, to display it for the public to  
 15 interpret it at the Lock Tender's House, so thank  
 16 you.  
 17 MS. KINGSLEY: Any other discussion by  
 18 council?  
 19 ED DUFFY: What is it?  
 20 MS. KINGSLEY: Ed, years ago, I don't  
 21 know if you remember, when you came into the  
 22 Towpath House off the canal there was a metal  
 23 sculpture of a barge being pulled and mules long  
 24 wrought iron metal sculpture. And actually there  
 25 were two of them and that was where one was

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1 located and I can't remember where the other one  
 2 was; but nevertheless, the borough was given one  
 3 and the Friends have asked for us to allow that  
 4 to be on display.  
 5 ED DUFFY: In exchange for water?  
 6 MS. KINGSLEY: Pardon?  
 7 BRETT WEBBER: The pump is pumping.  
 8 ED DUFFY: In exchange for water?  
 9 MS. KINGSLEY: Yeah, right.  
 10 All in favor?  
 11 COUNCIL MEMBERS: Aye.  
 12 MS. KINGSLEY: Opposed?  
 13 The motion carries. The Friends are  
 14 now the proud owners of the sculpture of the  
 15 barge from the Towpath house. Okay.  
 16 The consent agenda. Item 4A,  
 17 consideration of approving payment of accounts  
 18 payable for May in the amount of \$167,097.19; of  
 19 payroll for May 23rd in the amount of \$59,722.39;  
 20 and payroll for June 6th in the amount of  
 21 \$56,927.09.  
 22 May I have a motion?  
 23 MS. McHUGH: I'll make that motion.  
 24 MS. KINGSLEY: Second?  
 25 MS. GERING: I'll second.

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1 and 4C, which would also be the minutes from the  
 2 regular meeting of May 22nd and of the workshop  
 3 from June 4th.  
 4 So do I have a motion for approval of  
 5 Items 4B and C?  
 6 MR. MEYER: So moved.  
 7 MS. KINGSLEY: Second?  
 8 MS. RETTIG: I'll second it.  
 9 MS. KINGSLEY: Discussion?  
 10 Any questions from the public?  
 11 Ed?  
 12 ED DUFFY: My little thing --  
 13 Ed Duffy, New Hope.  
 14 Is the unfunded liability noted in  
 15 here, information -- where do you keep that  
 16 information?  
 17 MR. DOUGHERTY: The -- you speak of the  
 18 unfunded liability, which is the pension plan.  
 19 That's not an account sort of. There's an  
 20 actuarial evaluation performed on that and it's  
 21 sort of a separate entity and that will be  
 22 produced in September of this year, and that  
 23 measurement or metric of how funded or unfunded  
 24 the pension is relative to the assets will be  
 25 released in September; but it's a

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1 MS. KINGSLEY: Discussion?  
 2 All in favor?  
 3 COUNCIL MEMBERS: Aye.  
 4 MS. KINGSLEY: Opposed? Hearing no  
 5 opposition, motion carries.  
 6 Next would be the approval of the  
 7 profit and loss statement. Are there any  
 8 questions in regard to the profit and loss  
 9 statement?  
 10 MR. DOUGHERTY: Just one. The -- it  
 11 appears it doesn't have those items, it's --  
 12 actually, it doesn't show what the budget is  
 13 relative to this. It's basically just the  
 14 expenses and income. I'd ask in the future that  
 15 the relative budget amount for that budget line  
 16 item be included. It's just a different report  
 17 that they would run, it's the same, so we could  
 18 see.  
 19 There's also a report that will show  
 20 basically how it's doing on a percentage basis,  
 21 it's very simple, it's just a different set of  
 22 reports would be published and we'd like to have.  
 23 I'd like to see that included in our package next  
 24 time. Thank you.  
 25 MS. KINGSLEY: So it would be Item 4B

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1 free-standing -- my point is, it's not -- it's  
 2 not part of our books, if you will, it's an  
 3 entity unto itself.  
 4 ED DUFFY: It's the borough's  
 5 liability, right?  
 6 MR. DOUGHERTY: Yes, absolutely.  
 7 ED DUFFY: So why isn't --  
 8 MR. DOUGHERTY: Well, it's because  
 9 pension assets are in all cases -- first off, the  
 10 evaluation of the liability is done, is performed  
 11 by actuaries and it has to be done in a very  
 12 rigorous manner, not accountants or anything like  
 13 that, it's a very rigorous approach. And a  
 14 formal report is produced just on that thing and  
 15 that's done once a year and the borough receives  
 16 that report in September.  
 17 ED DUFFY: So where's last year's?  
 18 MR. DOUGHERTY: Ed, we have -- we have  
 19 it from last year. I think we had have a  
 20 presentation on it here last year. I'm pretty  
 21 sure that we gave --  
 22 ED DUFFY: Can you share the number?  
 23 It seems like something that nobody wants to --  
 24 MR. DOUGHERTY: No, it's -- we --  
 25 ED DUFFY: I get a funny feeling.

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1 MR. DOUGHERTY: No, I --  
 2 MS. McHUGH: About what?  
 3 MR. DOUGHERTY: Well, there's nothing  
 4 to feel funny about, it's a -- it's just a normal  
 5 process right now as an actuarial evaluation's  
 6 being performed and it's done each year. It's  
 7 just not reported on. In fact, you can't really  
 8 report on it on a monthly basis, the assets go up  
 9 and down all the time.  
 10 ED DUFFY: I'm talking about the -- the  
 11 one you did last September.  
 12 MR. DOUGHERTY: The what?  
 13 ED DUFFY: You said the actuaries do it  
 14 every September, right?  
 15 MR. DOUGHERTY: We receive it in  
 16 September.  
 17 MS. KINGSLEY: So if I can interject.  
 18 Ed, we'll pull out the report that was issued  
 19 last September and we'll get you a copy of that.  
 20 MR. DOUGHERTY: And if you like --  
 21 MS. KINGSLEY: It was discussed at a  
 22 council meeting.  
 23 MR. DOUGHERTY: We can also --  
 24 ED DUFFY: Thank you, Ms. President.  
 25 MS. KINGSLEY: I'm serious, we'll give

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1 exterior painting; and 2 Stockton Avenue for an  
 2 amendment for a previous of certificate of  
 3 appropriateness for doors and siding.  
 4 Do I have a motion to approve Items D1  
 5 through 8?  
 6 MR. MAISEL: I'll make that motion.  
 7 MS. KINGSLEY: Second?  
 8 MS. McHUGH: I'll second.  
 9 MR. MEYER: Can we have a correction,  
 10 please?  
 11 MS. KINGSLEY: Discussion? Sure.  
 12 MR. MEYER: Item 7, I believe that the  
 13 address is 31 West Mechanic. It's not Ferry  
 14 Street.  
 15 MR. WALSH: That's right, that's  
 16 correct.  
 17 MS. KINGSLEY: That's correct, it is.  
 18 MR. WALSH: That's right. As soon as I  
 19 saw 31 West -- that's the spa, isn't it?  
 20 MS. KINGSLEY: Yeah, yep. So we have a  
 21 correction to Item D7, it would be 31 West  
 22 Mechanic Street for exterior painting.  
 23 PAM KERR: I saw a correction --  
 24 MR. WALSH: Is that even the street  
 25 address?

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1 you the report so you can read through it.  
 2 MR. DOUGHERTY: And also we can report  
 3 out on last year's number, if you'd like, so it's  
 4 not -- it won't be the difficult, we're glad to  
 5 do that.  
 6 ED DUFFY: Yeah, it's kind of -- you  
 7 should share that with the public because that is  
 8 -- it's probably a fairly substantial number too.  
 9 And we're spending money on other projects that  
 10 maybe we can pay this thing down a little bit,  
 11 maybe. Okay. That's just my whole thing. I see  
 12 it up at the school, it becomes -- it has become  
 13 a big lead balloon, so --  
 14 MR. DOUGHERTY: Thank you.  
 15 ED DUFFY: Thank you.  
 16 MS. KINGSLEY: Thank you, Ed.  
 17 Item 4D, Items 1 through 8. These are  
 18 recommendations for certificates of  
 19 appropriateness from HARB. The first one is 58  
 20 West Mechanic Street for renovations; 17 North  
 21 Main Street, renovations; 41 North Main Street,  
 22 replacement of two lanterns; 43 North Main Street  
 23 for a sign installation; 16 West Bridge Street  
 24 for a sign installation; 88 Old York Road for  
 25 repairs and renovation; 31 West Ferry for

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1 PAM KERR: Polly Wood is actually two  
 2 names.  
 3 MR. WALSH: Is that the correct street  
 4 address, 31? It's Nina's waffles, whatever its  
 5 address is on West Mechanic Street.  
 6 MS. KINGSLEY: Okay. Who made the  
 7 motion?  
 8 MR. MAISEL: I did.  
 9 MS. KINGSLEY: Ken, would you like to  
 10 amend your motion -- or correct your motion to  
 11 reflect 31 West Mechanic Street?  
 12 MR. MAISEL: Yes. I'd like to make a  
 13 motion to change the address that's indicated in  
 14 consideration to the address on West Mechanic  
 15 Street as Nina's Waffles.  
 16 MS. KINGSLEY: Thank you. Any other  
 17 discussion by council?  
 18 Questions from the public?  
 19 All in favor?  
 20 COUNCIL MEMBERS: Aye.  
 21 MS. KINGSLEY: Opposed?  
 22 All the C of As are approved.  
 23 Council reports. Park and rec?  
 24 MS. RETTIG: Parks and rec is  
 25 requesting \$6,000 for pots, summer planting, half

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1 rounds, hanging baskets all throughout the  
 2 borough. And then \$23.34 for reimbursements for  
 3 things made from the karaoke night, when we sold  
 4 the pots and they had the nice little wood signs  
 5 made, there's \$23.34 owed to somebody for  
 6 reimbursements. So I would formally request that  
 7 we receive \$6,023.34.  
 8 MS. KINGSLEY: Do I have a motion?  
 9 MR. DOUGHERTY: I'll make that motion.  
 10 MS. KINGSLEY: Second?  
 11 MS. McHUGH: I'll second.  
 12 MS. KINGSLEY: Discussion? How much  
 13 did we allocate for plants last year?  
 14 MS. RETTIG: It's in our budget, it's  
 15 the money that they make. I don't know what it  
 16 was last year.  
 17 Laurie, do you have any --  
 18 MS. McHUGH: Sounds about right.  
 19 There's a lot of baskets in town.  
 20 MS. KINGSLEY: Yes, I agree. I mean,  
 21 they look great.  
 22 Any further discussion by council?  
 23 From the public?  
 24 Hearing none. All in favor?  
 25 COUNCIL MEMBERS: Aye.

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1 MS. McHUGH: What month was it  
 2 provided, Peter?  
 3 MR. MEYER: When?  
 4 MS. McHUGH: What workshop?  
 5 MS. KINGSLEY: I remember it was two  
 6 workshops ago, but there was no -- I don't recall  
 7 a final number being attached to that.  
 8 MR. MAISEL: No.  
 9 MR. MEYER: All right. Go ahead. I  
 10 will try and drudge it up from the materials I  
 11 have here while we continue through the other  
 12 reports.  
 13 MR. MAISEL: There was some discussion  
 14 points regarding who was going to pay for them.  
 15 I mean, that whether the merchant was going to  
 16 pay for it and that they were going to be uniform  
 17 and that they -- so I don't think we drilled down  
 18 completely on this thing.  
 19 MS. KINGSLEY: Yeah, I don't either.  
 20 MR. MAISEL: Do you remember that,  
 21 Peter? I mean, we went right down to finish line  
 22 on this?  
 23 MR. MEYER: We definitely decided that  
 24 it was the merchants that were going to pay for  
 25 the individual directing signs, that they would

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1 MS. KINGSLEY: Opposed? Motion  
 2 carries.  
 3 Start planting.  
 4 Shade tree?  
 5 MS. McHUGH: Nothing to report.  
 6 MS. KINGSLEY: Okay. Finance?  
 7 MS. GERING: Nothing to report.  
 8 MS. KINGSLEY: Revit?  
 9 MR. MEYER: Revit has passed  
 10 recommendations on to borough council with regard  
 11 to put sign -- putting up posts to allow  
 12 companies to -- and stores, to put up signs  
 13 directing people to their store as much as they  
 14 have in Lambertville at the moment and we've  
 15 gotten pricing and everything else. I'd like to  
 16 put a motion on the floor to in fact go ahead and  
 17 proceed to acquire the signs.  
 18 MS. KINGSLEY: Uhm, we need --  
 19 MS. McHUGH: We have pricing?  
 20 MS. KINGSLEY: We need the  
 21 documentation, I think.  
 22 MR. MEYER: The documentation was  
 23 provided to council at a work session sometime  
 24 ago. I don't have it with me. I'm sorry. Fine.  
 25 MS. KINGSLEY: Yeah.

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1 purchase the signs for themselves. The issue has  
 2 to do with the posts themselves. And I thought  
 3 we had agreed that we were not going to use -- we  
 4 have some existing poles that are in the  
 5 possession of public works, but the objective was  
 6 and that was the discussion we had, that we  
 7 wanted have to the same kind of posts at every  
 8 corner. And in the interest of uniformity, we  
 9 would acquire, I believe it was, I don't  
 10 remember, I think it was a dozen posts, but I'm  
 11 not sure. Let me try and look. I'll try and see  
 12 whether I can find it.  
 13 MS. KINGSLEY: I think we need perhaps  
 14 in the next work session to really come up with a  
 15 solid plan and actual pricing before we bring it  
 16 back here and then vote on it next month.  
 17 MR. MEYER: You were given pricing by  
 18 revit.  
 19 MS. KINGSLEY: All right. In the  
 20 meantime, while you're looking, Peter --  
 21 Website?  
 22 MS. McHUGH: Nothing to report.  
 23 MS. KINGSLEY: Okay. Mr. Solicitor.  
 24 MR. WALSH: Thank you. As everyone  
 25 knows, we have a cell tower at our public works

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1 site, it's been there for probably 30 odd years.  
 2 And occasionally we receive requests from the  
 3 providers to change equipment, swap arrays,  
 4 change out antennas, make changes to the tower.  
 5 We received one last year and we sent it off to  
 6 the building department, they reviewed it, they  
 7 approved it. We just got another one in May, the  
 8 Verizon group, they want to swap out some panel  
 9 antennas, surge suppressors and remote radio  
 10 units at the tower height of 130 feet.  
 11 So like last time, I received the  
 12 documents and the plans, I sent them over to our  
 13 building department, they said from the borough's  
 14 perspective, it's fine. It still needs state  
 15 approval. So we'll eventually get -- receive  
 16 that, so all that's left at the borough level  
 17 then is to approve the swap out under the lease.  
 18 The lease requires that the borough consent to  
 19 any type of equipment. And absent any reason to  
 20 prohibit it, we're more or less obligated because  
 21 we can't unreasonably withhold the consent.  
 22 So we've done all our due diligence on  
 23 our end. All we need from the council is the  
 24 authorization to sign the consent and we'll  
 25 forward that on to American Tower.

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1 handle that one.  
 2 MS. KINGSLEY: Okay.  
 3 MR. WALSH: They prepared it.  
 4 Unless you don't want to.  
 5 MS. MacNAIR: That's fine. We are  
 6 recommending an escrow release for 80 North Main  
 7 Street, which is the Huebner residence. We did a  
 8 final inspection, everything that was in the  
 9 escrow is complete, so we're recommending the  
 10 final escrow release. We're also recommending,  
 11 there's no 18 month maintenance security because  
 12 the right-of-way is PennDOT's right-of-way. So  
 13 there are no public improvements being dedicated  
 14 to the borough.  
 15 MR. WALSH: So the only condition I  
 16 would just attach to that -- this is the  
 17 construction escrow; right, that you're --  
 18 MS. MacNAIR: Correct. It's the  
 19 construction escrow.  
 20 MR. WALSH: Okay. So release of that  
 21 subject to payment of all final bills from the  
 22 borough.  
 23 MS. MacNAIR: That would be --  
 24 MS. KINGSLEY: Are all the bills -- do  
 25 we know?

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1 So if council's of a mind to do it,  
 2 just -- I recommend the motion would be to  
 3 approve the consent for the equipment swap  
 4 requested by Verizon.  
 5 MS. KINGSLEY: Okay. Do we have a  
 6 motion?  
 7 MS. McHUGH: I'll make that motion.  
 8 MS. KINGSLEY: Second?  
 9 MR. MAISEL: Second.  
 10 MS. KINGSLEY: Any other questions by  
 11 council of T.J.?  
 12 MR. WALSH: And it doesn't effect the  
 13 rent we get, still the same.  
 14 MS. KINGSLEY: Okay.  
 15 Hearing none.  
 16 Any questions from the community?  
 17 All in favor?  
 18 COUNCIL MEMBERS: Aye.  
 19 MS. KINGSLEY: Opposed? We will sign  
 20 the consent.  
 21 MR. WALSH: I'll e-mail JoAnn tomorrow  
 22 and then you can stop in and sign it.  
 23 MS. KINGSLEY: And the next item is  
 24 release of the escrow from the Huebner property.  
 25 MR. WALSH: I'll actually let Karen

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1 MR. WALSH: Most likely, but there may  
 2 be a few ones that are stragglers. So meaning,  
 3 their professional fee escrow will not be  
 4 released until all bills are paid and then that  
 5 will go out as well. This is the construction  
 6 piece that we're going to release, but it will be  
 7 subject to final bill payment.  
 8 MS. KINGSLEY: Okay. Do I have a  
 9 motion?  
 10 MR. MAISEL: I'll make that motion.  
 11 MS. KINGSLEY: Second?  
 12 MS. RETTIG: I'll second it.  
 13 MS. KINGSLEY: Any other discussion by  
 14 council?  
 15 From the public?  
 16 All in favor?  
 17 COUNCIL MEMBERS: Aye.  
 18 MS. KINGSLEY: Motion carries.  
 19 Next one is consideration for an  
 20 application for an alternate member for the  
 21 zoning hearing board. Currently, apparently the  
 22 zoning hearing board is unable to meet due to the  
 23 lack of quorum for an upcoming hearing which  
 24 precipitated this application. That's my  
 25 understanding.

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1 MR. WALSH: My understanding is they  
 2 have no alternates right now, they have five  
 3 regular members. They have three members of the  
 4 regular that can meet whenever they're supposed  
 5 to meet next, which is June something or other,  
 6 and so they'd like to get another alternate  
 7 appointed so that they can at least have a fourth  
 8 member for that meeting because the rules of the  
 9 zoning --

10 The way the zoning hearing board works  
 11 is, you need a quorum to meet, quorum of the  
 12 board to meet and you also need a quorum of the  
 13 full board to take any action. So even if you  
 14 had three members, you could meet, but then all  
 15 three of these members would have to agree. It's  
 16 a little bit different rule than a majority of  
 17 the quorum, it's the majority of the board even  
 18 though you can meet with three.

19 MS. GERING: There's a slight problem,  
 20 T.J. This particular person that's being  
 21 appointed we never received an application from  
 22 her or a resumé as to what her credentials are.  
 23 Another application was dropped off this morning  
 24 in the name of her husband and he was listed as  
 25 being a regular member is what I read. So I

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1 qualified members of -- for the zoning hearing  
 2 board whether as alternates or permanent.

3 The individual in question may or may  
 4 not be qualified, he didn't even bother to tell  
 5 us anything about his qualifications. In  
 6 addition to which, technically we have an  
 7 application for a regular member not an alternate  
 8 member, which means legally we don't even have an  
 9 application for an alternate membership.

10 MR. DOUGHERTY: To Peter's point, we're  
 11 being asked to approve this; correct? So we -- I  
 12 think --

13 MS. KINGSLEY: We have to make a motion  
 14 on this application.

15 MR. DOUGHERTY: And I think if we make  
 16 that motion then we can reject that application.  
 17 I read -- I did see it online as I recall now  
 18 basically there's no information.

19 MR. MEYER: There's no, absolutely no  
 20 --

21 MS. RETTIG: Yeah, it's up here. It's  
 22 -- there's just one -- there's a few questions  
 23 left blank totally and other questions have like  
 24 six word answers and that's it.

25 MR. DOUGHERTY: From what I understand,

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1 personally feel that this isn't a good time for  
 2 us to approve them, we should table it till next  
 3 month till we get some more information.

4 MR. WALSH: Fine with me. Just telling  
 5 you why -- right now they have no alternates,  
 6 that's all I'm telling you.

7 MS. McHUGH: Yeah, we don't have any  
 8 applications.

9 MR. DOUGHERTY: As of this time I think  
 10 what -- I agree a hundred percent with Connie  
 11 that I think we have to do far more diligence in  
 12 placing people on the zoning -- on the ZHB and  
 13 feel confident that they're on there that have  
 14 the qualifications. I don't know this person at  
 15 all, so I haven't seen anything of this person's  
 16 qualifications. So I would agree that we won't  
 17 be able to do anything this evening.

18 MR. MEYER: We received the application  
 19 this morning. It's a rather interesting  
 20 application because in regard to qualifications,  
 21 there was absolutely no qualification mentioned  
 22 at all in any variety. So I don't see why we  
 23 need to table this particular application. I  
 24 suggest that we should reject this application  
 25 and engage in some efforts to try and recruit

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1 I vaguely saw this yesterday or today, a few days  
 2 ago it was the spouse that was applying and now  
 3 they've changed their mind and said, no, my  
 4 spouse is going to -- wanting to be on it instead  
 5 of me, literally. So clearly, that's not  
 6 something that demonstrates a great deal of  
 7 desire on it.

8 So I would suggest we take Peter's  
 9 approach and we vote on it. And I don't know if  
 10 -- can I call the question?

11 MS. KINGSLEY: T.J. said basically we  
 12 don't have to take any action.

13 MR. WALSH: I mean, you don't have to  
 14 do anything really, it's just you take no action  
 15 on it. That's it.

16 MR. DOUGHERTY: Okay.

17 MR. MEYER: Fine.

18 MS. RETTIG: All right.

19 MS. KINGSLEY: Okay. So we will take  
 20 no action on that. Is everybody comfortable with  
 21 that? Okay.

22 MR. MAISEL: Is there anything pressing  
 23 in front of the zoning hearing board at this  
 24 point that with having three people on the board  
 25 is going to compromise --

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1 MS. KINGSLEY: I believe that there is  
 2 a hearing scheduled, but I think that it behooves  
 3 the zoning heard board to reschedule the meeting  
 4 since it's their issue not the client's issue --  
 5 not the applicant's issue and they have to  
 6 reschedule a date where they will have a quorum  
 7 so that they can meet requirements for the timing  
 8 that are required for the hearing.  
 9 Am I correct on that? Yeah.  
 10 MR. MAISEL: Okay.  
 11 MS. KINGSLEY: So that the borough  
 12 stays within the legal time frame. Okay.  
 13 MR. DOUGHERTY: There's a question on  
 14 --  
 15 MS. KINGSLEY: Other business from  
 16 council?  
 17 MR. MEYER: Yes.  
 18 MS. KINGSLEY: Peter?  
 19 MR. MEYER: Can we return to the  
 20 signage?  
 21 MS. KINGSLEY: Sure.  
 22 MR. MEYER: I am looking at the sign  
 23 posts. I am looking at the minutes from -- let  
 24 me see now -- this has to have been the March  
 25 work session. And on page 101 we have a

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1 with five signs. So that was the recommendation  
 2 that we received back then and these are signs to  
 3 be purchased from Lake Shore Industry and that's  
 4 where we are on this. So what do you want to do?  
 5 MS. KINGSLEY: Well, I think we need to  
 6 get from the company, you need -- we need -- if  
 7 that's the company that revit wants to use to  
 8 purchase these, can we get a couple of quotes --  
 9 MR. MEYER: Fine. But could we at  
 10 least move --  
 11 MS. KINGSLEY: In writing?  
 12 MR. MEYER: Can we at least move to go  
 13 forward on this?  
 14 MS. McHUGH: Well, our minutes also  
 15 state that we need PennDot's approval. Has  
 16 anybody contacted PennDOT?  
 17 MR. MEYER: I have no idea.  
 18 MS. McHUGH: It says it right after  
 19 that in our minutes on page 102.  
 20 MS. KINGSLEY: So the first thing is to  
 21 get a quote, second thing, legitimate quotes from  
 22 either one company that you specifically want to  
 23 get the posts from or several companies and then  
 24 also to reach out to PennDOT, so that we have  
 25 something very specific to vote on.

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1 recommendation from Jules -- whose last name I  
 2 can never pronounce.  
 3 MS. KINGSLEY: Sghiatti.  
 4 MR. MEYER: -- Sghiatti. A  
 5 recommendation is the charge -- all right. Okay.  
 6 Roughly they're \$700 a pole and the signs  
 7 themselves would be extra, although I think \$180  
 8 a sign customized, like for the businesses,  
 9 businesses would pay for their own signs.  
 10 Our recommendation, this is from the  
 11 revit committee, is to charge more for the signs  
 12 maybe 250 to handle any type of maintenance, if  
 13 something goes wrong down the road, et cetera.  
 14 To speak out, in talking about locations for  
 15 these signs, we thought for starters five signs  
 16 would probably be a good amount to start, they  
 17 would tie in your project possibly; Mechanic  
 18 Street, one at South Main and Mechanic, one at  
 19 South Main and Ferry, possibly -- he knows that's  
 20 a busy corner -- Bridge and Main, two  
 21 catty-corner signs there and the last sign would  
 22 be up at West Ferry and West Bridge at the Y  
 23 there to direct people which way to go.  
 24 So, our -- you know, our recommen --  
 25 committee's recommendation is to move forward

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1 MR. MEYER: All right. Thank you.  
 2 MS. KINGSLEY: Pam? And then Geri.  
 3 ED DUFFY: Is this the public thing?  
 4 MS. KINGSLEY: Yes.  
 5 PAM KERR: Pam Kerr, K-E-R-R.  
 6 I just was wondering I thought we -- I  
 7 mentioned or somebody said something about it,  
 8 putting some signs on the actual buildings at  
 9 Bridge and Main because there'd be less  
 10 interference with all the other traffic signs.  
 11 And I just wanted that considered again or still,  
 12 the first time.  
 13 MS. KINGSLEY: Good suggestion.  
 14 Peter, going back to that, I think --  
 15 that I think what council's looking for to vote  
 16 on would be much more specific. And I think that  
 17 Pam's suggestion actually is probably a good one  
 18 even on Starbucks or perhaps Love Saves The Day.  
 19 MR. DOUGHERTY: I think with all the  
 20 effort that has been expended to clean up the  
 21 streetscape to put -- if we can get signs on  
 22 sides of buildings as opposed to an impediment of  
 23 a four by four pole sitting here and there, I  
 24 think that would -- where possible anyway.  
 25 MS. KINGSLEY: Right.

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1 Geri?  
 2 GERI DELEVICH: Geri Delevich, Old Mill  
 3 Road in New Hope.  
 4 I was going back to the recommendation  
 5 for a zoning board member and just wanted to give  
 6 you a little history on that.  
 7 Connie, you'll know it, Larry, you  
 8 should know it also.  
 9 Originally, council would take the  
 10 first application and that person got on the  
 11 committee, that's how we were doing it for many  
 12 years. Then there was a push to -- that isn't a  
 13 very good way to do it. Then about two years ago  
 14 we probably spent three meetings discussing how  
 15 we would select members of the committee. And we  
 16 went so far, which I didn't agree with it, we  
 17 didn't pass it, that anyone who wanted to be on  
 18 the committee had to appear before council and  
 19 then council was able to ask them questions.  
 20 That I thought was a bit much because some people  
 21 can be great on a committee, but they don't want  
 22 to stand in front of council and be questioned.  
 23 The result was, there's a document  
 24 somewhere that tells the exact procedure of how  
 25 committee members are chosen, especially the

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1 MR. WALSH: It's a resolution somewhat,  
 2 Geri. The paper you're referring to was a  
 3 resolution you adopted, yeah. It might have been  
 4 more than two years ago now that I think about  
 5 it.  
 6 GERI DELEVICH: And we spent at least  
 7 three council meetings discussing.  
 8 MR. WALSH: John probably -- it was  
 9 like four or five because there were several  
 10 versions of it.  
 11 GERI DELEVICH: Oh, yeah, it was a  
 12 lengthy -- it went from one extreme to just  
 13 anybody who applies can be on the committee to a  
 14 rigorous process, which was a little rigorous.  
 15 MR. WALSH: But it ultimately got  
 16 adopted, so, yeah, it's somewhere.  
 17 MS. KINGSLEY: Okay.  
 18 MR. WALSH: The resolution got adopted.  
 19 MR. MEYER: If I may, when I served on  
 20 as alternate on the zoning hearing board, I was  
 21 interviewed -- supposed to have been interviewed  
 22 by a committee of three consisting of you,  
 23 Connie, if I remember correctly, and --  
 24 GERI DELEVICH: Sandy Santella.  
 25 MR. MEYER: -- Sandy Santella was at

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1 zoning hearing board meeting where actually there  
 2 was a committee led by a councilperson, maybe two  
 3 council people and they interviewed people who  
 4 wanted this position. Because as you all know,  
 5 the zoning hearing board overrules actually  
 6 council and what they say, and so, it's a very  
 7 critical committee to have.  
 8 And somewhere in the records it tells  
 9 the process with the application and all that  
 10 information on how committees should be chosen,  
 11 but I think you all made a very good point, you  
 12 said just because submits an application doesn't  
 13 mean you pick them.  
 14 Thank you.  
 15 MS. KINGSLEY: Geri, do you remember  
 16 who was on that committee and approximately when?  
 17 GERI DELEVICH: I remember Claire Shaw  
 18 took the lead on this. It was her --  
 19 MR. WALSH: It was Claire.  
 20 MS. GERING: Bill Scandone was on there  
 21 too.  
 22 MR. WALSH: It was like an ad hoc  
 23 vetting committee, yeah.  
 24 GERI DELEVICH: I might even have the  
 25 document somewhere.

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1 the time the chair of the zoning hearing board.  
 2 And it would not surprise me at all if that may  
 3 very well be the protocol that is already in the  
 4 ordinance.  
 5 GERI DELEVICH: Correct.  
 6 MR. MEYER: Two members of council --  
 7 MR. WALSH: Yeah, it's not an  
 8 ordinance.  
 9 MR. MEYER: -- and the chair. I'm  
 10 sorry, the resolution.  
 11 MS. KINGSLEY: Peter, when did you  
 12 begin your service on the zoning hearing board?  
 13 MR. MEYER: It was more than two years  
 14 ago, that's for sure.  
 15 MS. KINGSLEY: Okay. All right.  
 16 MR. MEYER: So this is substantially  
 17 earlier than that.  
 18 GERI DELEVICH: If I find it, I'll send  
 19 it to you.  
 20 MR. WALSH: I'll look for it too, I  
 21 probably have a copy of it somewhere.  
 22 MS. KINGSLEY: Excellent.  
 23 GERI DELEVICH: Thank you.  
 24 MS. KINGSLEY: You're welcome.  
 25 Ed, did you have a hand up?

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1 ED DUFFY: What part of the meeting are  
 2 we in, other business or public comment?  
 3 MS. KINGSLEY: Public comment or other  
 4 business, whichever you prefer.  
 5 ED DUFFY: I happen to be --  
 6 Ed Duffy, New Hope.  
 7 -- carrying the water for Sal for his  
 8 shop on South Main Street he has -- he seems to  
 9 be very upset about the new garbage cans. What  
 10 is happening is that the two sides are open on  
 11 the garbage can and, of course, the garbage can  
 12 is also flat, big surface. So what is happening  
 13 between him and also Loves Saves The Day across  
 14 the street is, it takes about 10 minutes to fill  
 15 up that garbage can. And when it gets to the  
 16 top, it becomes a very ugly display of garbage.  
 17 Instead of having -- like some of the other  
 18 garbage cans are enclosed, so if they get filled,  
 19 that's okay; but here, they get filled and are  
 20 spilling out the sides, very unsightly. The top,  
 21 people sit on it or they put their garbage on top  
 22 of it, the cans.  
 23 I don't know how many cans are already  
 24 committed to, but we might think about something  
 25 that is enclosed on all four sides that they push

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1 problem or the content or the amount of garbage  
 2 that they can hold is important as the way they  
 3 look when they do get filled, and they fill out.  
 4 I mean, everything is displayed from that point  
 5 on. And I would see again, the varmints and  
 6 animals would have their day in the morning with  
 7 that stuff. So it could be an interesting  
 8 situation. I don't know what you can do about it  
 9 now, but that's what's going on. And he has  
 10 photographs of people sitting on top of the  
 11 garbage cans and other debris. So wasn't exactly  
 12 -- that's his comments.  
 13 MS. KINGSLEY: All right. I think it's  
 14 worth looking at and I'm assuming it's probably  
 15 on the weekends that's the biggest problem and  
 16 not during the week. But we'll talk about it and  
 17 I think we'll put it on the workshop agenda.  
 18 ED DUFFY: I mean, you can start from,  
 19 you know --  
 20 MS. KINGSLEY: We're going to put it on  
 21 the workshop agenda to see if we can come up with  
 22 a way to resolve that --  
 23 ED DUFFY: If there's any type of  
 24 resolution to closing those two sides or making  
 25 them flips or something like that, I think that

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1 the garbage in. Because the other thing that's  
 2 going to happen soon as it gets hot and it's  
 3 getting hot already now, the smell is going to  
 4 invite the squirrels, the birds, the rats,  
 5 everything because it did on the other side where  
 6 the Logan is and they took all the tops off those  
 7 whole round things because early in the morning,  
 8 the animals would visit those things like they  
 9 do, the dumpsters, you know, the big birds.  
 10 So I don't know what you want to do  
 11 about it or if you want to talk to someone talk  
 12 to Sal about it. But I told him I'd share that  
 13 with you about it because it does look bad.  
 14 There's a couple of photographs that he had that  
 15 made it look real bad. How far committed down  
 16 the line are we with all the garbage cans?  
 17 MS. GERING: Well, they're all here.  
 18 Tom is putting them together and they're going to  
 19 be on the street. And I guess, I'm a little  
 20 confused is that, this garbage can, which is four  
 21 times the size of the little ones that were  
 22 attached to the poles would be a bigger problem  
 23 than those tiny ones that used to overflow. So I  
 24 guess I don't quite understand that.  
 25 ED DUFFY: I don't think the flow

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1 might be a better answer in the long run.  
 2 MS. KINGSLEY: All right. We'll talk  
 3 about it and see what we can come up.  
 4 ED DUFFY: Sal thanks you.  
 5 MS. KINGSLEY: Sal thanks us. Thank  
 6 Sal. Okay.  
 7 Any other comments from the public?  
 8 Any other comments from council?  
 9 Hearing none. We'll adjourn and go  
 10 into executive session. Thank you all very much.  
 11 (Meeting adjourned at 7:49 p.m.)  
 12 ---  
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CERTIFICATE

I hereby certify that the proceedings and evidence are contained fully and accurately, to the best of my ability, in the notes taken by me at the meeting in the above matter; and that the foregoing is a true and correct transcript of the same.

TARA WILSON, C.R.

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