

East Berlin Borough Council

July 11, 2007

President Charles Eisenhart called the meeting to order at 7:30 PM in the Municipal Building. The meeting opened with the Pledge of the Allegiance.

Members Present: President Charles Eisenhart, Janet Bollinger, Forrest Brehm; Gregory Green, Gerald L. Mummert and Mayor Keith Hoffman

Members Absent: Jacque Hoffman, and Rick Saxon.

Also Present: T. Michael Thoman, Borough Manager; Solicitor Matthew Battersby; Hanna Furst, Office Secretary; Bruce Hulshizer, Buchart-Horn; Officer Mike Grim, Pat Biese, Library Trustee, Earl Bollinger, Michael Wallen, Nathan Boyer, David Richards, Fred Sauter, Bonnie Shue, Freda Lennon, Robert Clayton, Doris Sabine, Mr. & Mrs. Steve Amspacher, Mr. & Mrs. Joe Noel, Donald Reilly, Renice Snoots, Sue Hess and son, Dean Wonders, Jan Hoffman, Dave Woodward, Lou Ann Van Lieu, David Meixner, Bev Jadus, Bill Powell, Jim LeVan, Toby & Deb Bowden, John Schlaline, Gene Swartz, Shannon Morehead, Rocco Devita, Michele Devita, and Erin James, Evening Sun.

The minutes of the previous meeting were approved.

On a motion by Gregory Green, seconded by Gerald L. Mummert and passed, payment of the bills for the month of June was approved.

A motion was made by Forrest Brehm to draw on our loan for the Act 537 for an interest payment of \$314.32; it was seconded by Janet Bollinger and approved.

Constituents from the community that wish to address council are as follows with a five (5) minute allotment.

Doris Sabine, 504 West King St., read a letter which she supplied to all of council about her concerns with the broiler/smoker on 507 West King Street. President Eisenhart stated Council is still looking into this matter. President Eisenhart mentioned that the next time Mrs. Sabine sees smoke or flames she is to call the police officer, he can enforce the ordinances and he is getting paid to do it. In the meantime council is still working on it. Mayor Hoffman suggested someone contact his insurance company.

Sue Hess, 501 Beaver Street, stated her concerns over pending Tyco closing and the contamination of the ground at Tyco, the last monitoring was done 5/18/1998 according to DEP web site. She suggested the Borough Council appoint someone to maintain a yearly check with DEP and TYCO. She wants to make sure we don't have another "Love Canal".

David Richards, 202 Beaver Street, read from his handout to Council. Under his concerns about the water and sewer rates he stated he mailed a complaint to the PA Public Utilities Commission on June 21st about the structure and level of the water and sewer rates. President Eisenhart asked Mr. Richards if he was willing to meet with the water and sewer committee. He stated he was and was told he would be contacted.

Mayor's Report: The Mayor read the report stating 44 incidents for the month of June. President Eisenhart questioned the Mayor whether Officer Grim was still assisting Hamilton Township. The Mayor answers was no. President Eisenhart stated that Officer Grim should not be assisting Hamilton Township since they disbanded their force and went with State Police coverage only.

Solicitor's Report:

Attorney Battersby remind council that they will be voting on the East Berlin Area Joint Authority next month and it was advertised.

At last months meeting, Attorney Battersby was instructed to draw up a temporary basis agreement between the East Berlin Borough and Kenneth E. Young and Patricia J. Young at 203 Beaver Street; in order to

improve and control the storm water drainage area coming off of Beaver Street. He drew up the agreement and sent it to Mr. & Mrs. Young, as of this date nothing has transpired. Attorney Battersby asked for permission to draw up a letter stating the Young's have 30 days to respond or the Borough will no longer work with the Young's to correct the storm water run off. *The motion was made by Janet Bollinger and seconded by Gerald L. Mummert to offer this agreement to the Young's with a 30 day time limit. Motion carried.*

At the end of the council meeting the Solicitor would like to go into an executive session.

Engineer's Report:

Buchart-Horn Bruce Hulshizer of Buchart-Horn, Inc. informed council that a letter was received from DEP on the Act 537, that the review of the plans will not be completed within the normal time period. DEP will notify them on or before September 11, 2007 as to their decision.

COMMITTEE REPORTS:

Finance Committee: Mr. Gregory Green made a motion and it was seconded by Gerald L. Mummert to use EMS Tax money to pay the bills to install the dry hydrants. ***Motion Carried.***

Mr. Gregory Green entertained a motion to adopt **Resolution 7-2007-4** (A resolution to pay bills as needed to eliminate late fees or to take advantage of any discounts.) Mr. Gerald L. Mummert seconded the motion. ***Motion Carried.*** It is made a part hereof.

Streets Committee: Forrest Brehm made a motion to adopt **Resolution 7-2007-3** (A resolution to require property owners to construct sidewalks where there is curbing). Gregory Green seconded the motion. ***Motion Carried.*** It is made a part hereof.

They will be working 1 quadrant at a time. The first quadrant will be East King Street and Abbottstown Street. Water Street will have to re-engineered like they did for Beaver Street. There will be more information for the property owners at a later date.

A motion was made by Gerald L. Mummert and seconded by Janet Bollinger to use unused Liquid Fuels money to black top Schoolhouse Lane to the Borough line.

Sewer & Water Committee: None

IT Committee: None

Public Safety: Janet Bollinger made a motion to adopt **Ordinance #2007-4**, to amend Section 34-2 of Chapter 34 Fire Prevention Code, and Forrest Brehm seconded the motion. A vote was taken with 3 yes' and 1 no. ***Motion carried.*** It is made a part hereof.

Planning & Zoning: None

Personnel: The part time clerk position was advertised.

Parks & Recreation: Mr. Gerald L. Mummert stated there is \$152,800 in the Park & Rec Fund according to Mary Beth LeVan, Secretary of the Park & Rec Board, with commitments of another \$25,000. The next meeting is July 12, 2007 at 7 PM at the Borough Hall and all are invited to attend.

Unfinished Business: None

New Business: President Eisenhart entertained a motion to adopt **Resolution 7-2007-2** (A Resolution for the Borough to participate in PACC automotive & equipment contract to get the truck.) Mr. Gregory Green made the motion and Mr. Forrest Brehm seconded the motion to participate. ***Motion Carried.*** It is made a part hereof.

President Eisenhart appointed Hannelore Furst as Council Secretary.

Correspondence:

The Borough received a letter from Mr. Cleary, Council will discuss at their work session. President Eisenhart opened the floor for a short discussion period, where a few citizens aired their complaints.

President Eisenhart adjourned the meeting at 8:32 PM. The next regular meeting will be held Wednesday, August 1, 2007, at 7:30 PM, in the Municipal Building.

Council went into an Executive Session.

Respectfully submitted,
Hannelore Furst, Secretary