

EAST BERLIN BOROUGH COUNCIL MEETING
MAY 27, 2008

The second meeting of the month of May for the East Berlin Borough Council was held May 27, 2008 at 7:30 PM. The meeting was held at the East Berlin Borough Hall, 128 Water Street East Berlin, PA 17316. The meeting opened with the Pledge of Allegiance.

Members Present: President David Richards; Robert Clayton; Gerald L. Mummert; Janet Bollinger; and Mayor Keith Hoffman.

Members Absent: Charles Eisenhart; Charles Philips; David Woodward; Secretary/Treasurer Hannelore Furst; Officer Michael Grim.

Also Present: Solicitor Shultis; Doris Sabine; Ken Young; Ron Hastings; Linda Hastings; Bev Jadus; Bill Powell; Cheryl Byers; Lee Byers; John Schlaline; John Lerew; Keith Jackson; Office Clerk Crystal Topper; and Erin James of the Evening Sun. Noted: Solicitor Shultis would be late.

Gerald L. Mummert questioned the May 7, 2008 minutes on page 3, Park and Recreation, second sentence. It was changed from Charles Philips to Kenneth Young who questioned the \$8,400.00 expense associated with the Park and Recreation. *Robert Clayton made the motion to accept the minutes of May 27, 2008 with the change made by Gerald L. Mummert. The motion was seconded by Gerald L. Mummert.* **Motion Carried with all voting in favor of.**

Robert Clayton made the motion for payment of bills for late May in the amount of \$39,765.07; which included the pay off amount of \$19,142.16 of the new dump truck. Gerald L. Mummert seconded the motion. **Motion Carried with all voting in favor.**

Constituents Addressing Borough Council

Ken Young, 203 Beaver Street, he thanked Gerald L. Mummert for apologizing at the Park & Recreation meeting. Mr. Young requested someone to clarify the information concerning the Latimore Township Soccer club donating their equipment to the new park. Mr. Young stated they were misled; he continued; he felt the skate park should have priority over a soccer field because there is a bigger need for it. He also stated that the Borough should maintain and complete the park behind the East Berlin Area Community Center. Ken Young then commented on an anonymous letter he received and requested it to be put in the correspondence file. President Richards stated that we cannot put the letter in the file.

Lee Byers, representing the Baseball for Youth program questioned why the \$600.00 was not donated to the youth baseball organization which has eight (8) teams of approximately 70 children this year. David Richards stated that under the Pennsylvania Code Section 1202 there is no linkage to that section. President Richards also read a section from the Borough News magazine published by the Pennsylvania State Association of Boroughs. A discussion continued and it was suggested setting up rules for the selection of organizations and passing an ordinance. Solicitor Shultis reported that he was still checking on this matter. Robert Clayton mentioned he would also be checking on the donation matter.

Mayor's Report:

Mayor Keith Hoffman announced the carnival is next week. President Richards told the Mayor about the "Breaking the Cycle" ride on September 26, 2008 8:45-11:15 AM for HIV/AIDS services

and wanted to get permission to go through East Berlin. The Mayor reported that he had requested 20 pedestrian channeling signs but he hasn't received any information back yet.

Doris Sabine wanted to know about what's going to be done about the crosswalks. President Richards told her to ask either Charles Philips or Bill Starry. Borough Manager, Bill Starry stated he would give a report later in the meeting. A discussion continued as to when the crosswalks would be done.

Solicitor's Report:

Solicitor Shultis sent the proposed Realty Transfer Tax to Department of Revenue but wanted to get blessing before advertising. Solicitor Shultis also reported he received an e-mail from the Park and Recreation Board about papers he needs to sign for the grant that was received for the project. He needs to see the documents, then he can sign them then they can get funding. *Robert Clayton made the motion to sign documents and Gerald L. Mummert seconded the motion.* **Motion Carried with all voting in favor of.** Solicitor Shultis also reported he received a letter from C.W. Test's attorney and requested to have an executive session to discuss the letter.

It was requested to have the salaries of the Borough employees. Solicitor Shultis said there is a limitation on what information you do have the right to have and what the borough does have, and it should be on a request form submitted to the Borough office Mayor Keith Hoffman said Hannelore Furst did give Charles Philips the salaries, and the total payroll for the year.

There was a discussion on the DEP report pertaining to Tyco being sold and the well contamination. It was reported that Mr. Tucker received the reports from DEP.

Committee Reports:

Finance: President Richards reported the pay off of the dump truck; \$19,434.72 was used from the Capital Reserve fund and \$19,142.16 was from the General Fund.

Streets: Borough Manager, Bill Starry reported about information he gathered on crosswalk painting. He has a map of the 17 crosswalks, some are 4 sectional areas. He received a quote from the vendor about the painting and thermal heated plastic. They discussed the various ways to do the crosswalks and it was decided to have the borough employees paint them for now.

Bill Starry suggested advertising the old Ford dump truck. *Gerald L. Mummert made a motioned to sell the old dump truck; and Robert Clayton seconded the motion.* **Motion Carried with all voting in favor of.** It was decided to advertise in the Evening Sun and The Merchandiser.

Bill Starry also suggested the doors in the garage be replaced, and wants to change them to insulated garage doors. Also, the front door of the office has a gap, President Richards mentioned to Borough Manager to check into the fixing the front door.

IT: Robert Clayton stated all computers are working. It was mentioned about the 3 ½ inch drive on computer #2 being replaced with parts from the other computer.

Public Safety: Janet Bollinger received a call from Bob and Deb King about Mike Devita shooting rabbits. Mayor Keith Hoffman stated that Mike Devita has been cited. Pennwood has been using the golf cart back and forth on 194, Michael Grim will talk to them, if that doesn't help then we'll send a letter.

Planning/Zoning: Met-Ed is replacing three poles; there will be no action on the bridge until the poles are done.

Personnel: President Richards suggested that there will be changes in the personnel policy to include two paid holidays and change in vacation requirements. He also suggested checking Federal and State requirements on Drug and Alcohol policies. President Richards and Robert Clayton attended the Adams County Boroughs Association meeting which had a speaker who presented information on Joint Municipal Insurance programs.

Park/Recreation: Gerald L. Mummert informed council that the Park and Rec program is now in phase two. He also mentioned that Wendy Cashman meets with the skateboarders at the Community Center. They have formed a club called EB Skaters in which they are doing fundraisers.

Unfinished Business: Gerald L. Mummert informed the council and the residents that the Authority meeting will be Thursday June 5, 2008 at the Community Center. The Borough meeting will be held on June 4, 2008 at 7:30 PM at the Community Center.

New Business: President Richards proposed to advertise the old used computer.

Correspondence:

- The Official Map-Planning Tool Seminar conducted by Adams County Planning and Development. President Richards and Charles Eisenhart attended.
- Latest version of Title 35 rewrite concerning Hazards Preparedness and Emergency Management. State and Boroughs handling emergencies.
- An annual letter from the Land Conservancy concerning inspections on the Kenneth Young property.
- Ken Young's letters to the borough.
- York County Parks Donation Letter requesting donations for sponsoring the Christmas lights.
- Adams County Borough Association Meeting to discuss tax collection and insurance information.
- Received a letter from the Joint Authority requesting permit information from the Commonwealth of Pennsylvania for the Public Water Supply permit Application.
- East Brunswick Township sent a letter asking for support in their suit against the State of Pennsylvania concerning the farmland deposits of sewage sludge.
- Received a fax from Adams County Planning and Development concerning Project Independence.
- Planning Commission sent a letter to John Cleary, John Schlaline, and a copy to the Borough on the availability of training courses, and they're to notify Robert Clayton of their interests.
- A thank you letter was received from the Adams County Transportation Authority for the donation.

Gerald L. Mummert reported that back in July 2003 he sent a letter to Barry G. Hoffman, District Executive of PennDot concerning lowering the speed limit on State Route 194. Mr. Hoffman replied that the results of the speed study of reducing the existing 35 MPH posting is not justified.

Having no further business to discuss the motion to adjourn was made by Robert Clayton and seconded by Gerald L. Mummert. The meeting adjourned at 10PM to go into an executive session.

Respectfully submitted,

Crystal L. Topper
Acting Secretary