

EAST BERLIN BOROUGH COUNCIL
128 Water Street
East Berlin, PA 17316

July 31, 2013 – Work Session

The second monthly meeting of the East Berlin Borough Council was held July 31, 2013, at the East Berlin Borough Hall. The meeting was opened with the Pledge of Allegiance at 7:00 PM.

Members Present: President Charles Krall; James LeVan; Roberta Teal; Richard Cashman; Donald Dixon; and Andrew Raymond

Members Absent: Charles Eisenhart

Also Present: Mayor Keith Hoffman; Secretary/Treasurer Darlene McArthur; Borough Engineer Eric Mains; Parks and Recreation Chairman Phil Keener; and Diane Weaver, Reporter for the Evening Sun

Constituents Addressing Borough Council: None.

Topics of Discussion:

- Borough Engineer Eric Mains addressed Council on several topics.
 - Regarding the proposed constructions specifications, Mr. Mains referenced his email to Council addressing their concerns of the method of enforcement. President Krall noted that in addition to the enforcement issue, there is little opportunity for further development in the Borough and that the Borough Code does address certain requirements. Mr. Mains stated that the proposed specifications would also be utilized in the Borough's infrastructure projects and would provide a standardized benchmark for contractors. In response to President Krall's inquiry of a timeframe for Council's decision on the matter, Mr. Mains suggested action within a month or two.
 - In a review of the Traffic Signal Evaluation Report, Mr. Mains discussed the loop detection system versus a video detection system. It was noted that the guidelines used in developing the Report adhere to PennDOT's requirements for the use of Liquid Fuels funds. Mr. Mains stated that communications continue with PennDOT in addressing issues at this intersection.
 - Mr. Mains presented a draft memo to the Adams County Conservation District (ACCD) referencing plantings in the wet area of the Park. The ACCD requested a memo from the Borough stating its approval of the current conditions in the wet area for the purpose of closing out the Park's NPDES permit. A second issue noted by the review of the ACCD, a rock filter area not shown on the original plan, will be addressed by Robert Meminger on the authority of the Parks and Recreation Commission. In response to Richard Cashman's inquiry of the rock filter area, Mr. Mains stated that if the filter is not effective, it may be removed. *Andrew Raymond motioned to approve the memo to the ACCD; seconded by Roberta Teal. Motion approved with no dissenting votes.*
 - Mr. Mains discussed new legislation that would allow municipalities to assign an Authority to address Storm Water Management. The Authority could enact fees to accomplish its tasks, eliminating the burden of unfunded mandates on municipalities.

- President Krall reported that Robert Meminger received an email from Jeff Wolf at PennDOT stating that they will have information for Council by next Wednesday's meeting addressing issues at the traffic signal intersection.
- Parks and Recreation Chairman Phillip Keener attended this evening's meeting at the request of Council to discuss the need for additional property insurance on the new playground equipment at the Park. Mr. Keener stated that the new equipment value is approximately fourteen thousand dollars (\$14,000.00). President requested that Mr. Keener submit a letter to Council detailing the increased insurance coverage needed for the new equipment. In a discussion of the ACCD's issue with the wet land materials at the Park, Mr. Keener noted that the cattail plantings took over the area, but are serving the purpose as intended.
- President Krall discussed a Change Order from Henson Paving for a cost overrun on the Schoolhouse Lane Drainage Project. Eric Mains explained the grading issue creating the need for additional asphalt and noted that the completed project is functioning well. Council noted some disappointment with the lack of communication from Henson Paving in requesting approval of the Change Order prior to completing the work. *Roberta Teal motioned to pay the invoice for the contracted amount of \$15,449.00; seconded by Andrew Raymond. Motion approved with all in favor. Andrew Raymond motioned approve the Change Order and pay the additional invoice in the amount of \$2,952.00; seconded by Roberta Teal.* Richard Cashman suggested contacting Henson Paving to voice Council's disapproval of the additional cost without prior approval and to request a discount on the Change Order invoice. In response to James LeVan's concern of the actual additional materials used, Secretary McArthur stated that Robert Meminger inspected and measured the asphalt determining that the additional amount was correct. *Per roll call vote, all Members of Council voted against approving the Change Order and paying the additional invoice.* Council requested that Secretary McArthur compose a letter for Council's review to Henson Paving stating the issue of not obtaining approval prior to incurring the additional cost. Phil Keener suggested that the Borough Solicitor should review the letter as well. President Krall stated that Solicitor Battersby would be present at the next meeting of Council.
- Council reviewed a resignation letter from Officer Grim as required for his participation in the Police Pension's Deferred Retirement Option Plan (DROP). The letter stated his actual termination date as May 31, 2016, thirty-six (36) months from the effective date of retirement, June 1, 2013. There was some discussion of the timeframe for replacing Officer Grim.
- A letter was received from Reading Township stating that they would not enter into the proposed agreement with East Berlin Borough and Hamilton Township for proxy voting at the meetings of the Adams County Tax Collection Committee (ACTCC) and the York Adams Tax Bureau (YATB). The letter referenced a Resolution adopted by Reading Township addressing the issue of proxy voting between the three (3) municipalities. President Krall noted that David Richards, the Borough's designated representative to the ACTCC and YATB, would be addressing this issue.
- The Founder's Day Committee meeting minutes of July 1, 2013, were reviewed by Council.
- The Parks and Recreation meeting minutes of June 13, 2013, were reviewed by Council.
- The Planning Commission meeting minutes of May 5, 2013, and June 27, 2013, were reviewed by Council.

- A letter was received from Hamilton Township requesting the involvement of community residents and leaders of East Berlin Borough in the formation of a Study Committee for the proposed Rail Trail Project.
- President Krall reported an update to the Borough's website to include a new tab for posting upcoming events, and noted that this information will be helpful in making the announcements more readily available to the public.
- An invitation was received to attend the Adams County Line of Duty Death Memorial Wall Dedication at 10:00 AM on August 17, 2013 in Gettysburg.
- The Gettysburg Chamber of Commerce Newsletter for August was received.
- President Krall reminded Council of training opportunities and webinars available.
- President Krall noted that the Auditor General's Report on Liberty Fire Company Fire Relief Allocations was received and requested Council's careful review of the report for later discussion. President Krall noted that he would be attending the next meeting of the Board of Liberty Fire Company to discuss the report.

Council entered Executive Session at 8:00 PM to discuss a personnel matter. Council exited the Session at 8:12 PM.

The meeting of the East Berlin Borough Council adjourned at 8:23 PM.

Respectfully submitted,

Darlene McArthur
Secretary/Treasurer of Borough Council