

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

June 3, 2015

The first monthly meeting of the East Berlin Borough Council was held June 3, 2015, at the East Berlin Borough Hall. The meeting was opened with the Pledge of Allegiance at 7:00 PM.

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

Members Absent: Catherine Lockey

Also Present: Solicitor Matthew Battersby; Mayor Keith Hoffman; Robert Meminger; Craig Peterson; and David Richards

Adoption of the Minutes: The meeting minutes of Council's Session on May 20, 2015, were reviewed. Donald Dixon requested that the air conditioning unit replaced at the Community Center be clarified as located on the roof of the Senior Center instead of the roof of the Skills Building, and that tree trimming was needed on Hillside Drive. President Krall suggested that the minutes be amended to clarify the roof of the Senior Center, and tree trimming was needed on Park Avenue and Hillside Drive. *A motion to approve the minutes as amended was made by Jason Wood; seconded by Roberta Teal. Motion approved with all in favor.*

Payment of Bills: A summary of bills for the beginning of June totaling \$9,325.27 was reviewed. *James LeVan motioned to pay the bills for the beginning of June; seconded by Roberta Teal. Motion approved with no dissenting votes.*

Constituents Addressing Borough Council: David Richards reported that the Adams County Tax Collection Committee (ACTCC) court appeals have been completed in favor of the ACTCC.

Mayor's Report: The police report for May was provided to Council.

Solicitor's Report: Solicitor Battersby requested an Executive Session following this evening's Regular Session to discuss the proposed Police Employment Application.

Committee Reports:

Finance: Council reviewed the Previous Year Financial Comparison Report and Summary of Accounts.

Streets/ Maintenance: President Krall reported that the Maintenance Report includes the latest updates on truck turning issues at the square and the effect on the current Traffic Signal Upgrade Project, noting that a decision would be needed from Council and that Robert Meminger is attending tonight's meeting to explain. Mr. Meminger reported that a request was submitted to PennDOT to amend the traffic signal permit to move back the stop bars on E. King Street in front of Susquehanna Bank to allow additional space for truck turning, including a "No Turn on Red" sign. The request was submitted to Rickey Barnett of PennDOT, who informed Mr. Meminger that additional information would be needed from the Borough's Engineer. Mr. Meminger reviewed the Borough's previous engineering costs

regarding this issue to date in the amount of \$1,360.00, with an additional cost quote of \$3,300.00 to provide the requested information to PennDOT. Mr. Meminger stated that he contacted Mr. Barnett for some assurance that no further engineering costs would be needed to accomplish the revision and was told that there is merit to the permit amendment request, but the requested information is needed. Mr. Meminger stressed that this amendment may not prevent further truck turning damage, but would assist in a wider truck turning path. In response to Jason Wood's inquiry, Mr. Meminger stated that it is uncertain if there may be any additional costs, but Mr. Barnett implied that the requested information should suffice.

President Krall discussed the many phone calls, emails, letters, and expenses involved in attempting to address this issue at the square with no assistance from PennDOT, and additional charges to be incurred from Buchart Horn for engineering services. Solicitor Battersby confirmed that these expenses could continue. President Krall noted that the forty-eight foot (48') trailer limit on State Routes 234 and 194 is not being enforced by PennDOT, and there was some discussion of the lack of assistance from Senator Alloway. In response to James LeVan's comment regarding damage to Sidney Restaurant, President Krall stated that options were offered to Sidney's, but declined. Andrew Raymond mentioned the trend he has observed in other municipalities to move back stop bars and erect "No Turn on Red" signs, and that he supports taking the steps needed to accomplish this. There was also some discussion of PennDOT's responsibility to post trailer limit restriction signs in the proper locations. *Roberta Teal motioned to accept the cost quote of \$3,300.00 to provide additional engineering information on PennDOT's form TE 118; seconded by Andrew Raymond. Per roll call, votes were cast as follows: Donald Dixon, no; Roberta Teal, yes; Jason Woods, yes; Andrew Raymond, yes, James LeVan, no; and Charles Krall, yes. Motion passed with a vote of four (4) to two (2).* President Krall requested that Solicitor Battersby send a letter to Senator Alloway reviewing the Borough's concerns, and to request that PennDOT post the trailer restriction signs.

Planning/Zoning: James LeVan reported that a meeting of the Planning Commission was held on May 28, 2015, with no new business before the Commission. Thomas Burger was appointed as Chairman, and Francis Dudek was appointed as Secretary of the Commission.

Personnel: A personnel issue will be discussed in Executive Session following Council's Regular Session this evening.

Park and Recreation: The meeting minutes of May 14, 2015, were provided to Council.

Unfinished Business: Regarding the upcoming roof project at the East Berlin Area Community Center (EBACC), David Richards provided Adams Electric's loan policy stating that the full amount of the loan must be held in an isolated account if used as collateral, and that this requirement would freeze all of the operating funds of EBACC. Mr. Richards offered options including additional funds guaranteed by the Borough, no repairs to the roof in which case the Community Center would eventually fail, or the Borough transfer the deed for the building to EBACC as collateral. Solicitor Battersby discussed the advantages provided to EBACC with the Borough as the property owner, and noted that the operation is more secure and protected. Mr. Richards mentioned that there is no agreement between EBACC and the participating municipalities for maintenance and support. Solicitor Battersby suggested that the Borough have the roof replaced with a pledge from EBACC to repay the cost. There was some discussion of

other financing options or available grants. Solicitor Battersby offered to contact Senator Alloway regarding possible grants and financing. President Krall stated that the Council would follow up with EBACC on available options in a timely manner.

New Business: None.

Correspondence:

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Council entered Executive Session at 8:05 PM to discuss the proposed Police Employment Application, and returned to Regular Session at 8:21 PM.

Roberta Teal motioned to adjourn the meeting of the East Berlin Borough Council at 8:24 PM; seconded by Jason Wood. Motion approved with all voting in favor.

Respectfully submitted,

Darlene McArthur
Secretary/Treasurer of Borough Council