

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

August 1, 2018

The monthly meeting of the East Berlin Borough Council was held August 1, 2018 at the East Berlin Borough Hall. The meeting was opened with the Pledge of Allegiance at 7:00 PM.

Members Present: President Roberta Teal; Charles Krall; Donald Dixon; James LeVan; Anne Geiger; David Meixner; and Jason Wood

Members Absent: None.

Also Present: Mayor Keith Hoffman; Solicitor Matthew Battersby; Secretary/Treasurer Darlene McArthur; Phil Keener; and Robin Heyser

Bid Opening for Trash Contract: President Teal opened the sealed bids received for the advertised trash contract beginning October 1, 2018. The envelope from Penn Waste contained a letter stating that they would not be submitting a bid, but they wish to remain on the bidders list for future opportunities. The envelope from Advanced Disposal contained a letter stating that they would not be submitting a bid citing the volatility of the recyclable market. The bid from Republic Services quoted \$603,884.40 for residential service and \$118,553.05 for commercial service for the three (3) year contract. With a significant increase in the cost of residential service over the Borough's current contract, Council discussed the option of re-advertising the bid with and without recycling. It was noted that the Borough is not mandated to provide recycling service per the current population requirements. *James LeVan motioned to reject all bids and re-advertise the invitation to bid with and without recycling; seconded by David Meixner. Per roll call vote, Council voted as follows: James LeVan, yes; Jason Wood, no; David Meixner, yes; Charles Krall, yes; Anne Geiger, no; Donald Dixon, yes; and Roberta Teal, yes. Motion approved by a vote of five (5) to two (2).*

Adoption of the Minutes: The meeting minutes of Council's Session on July 11, 2018, were reviewed. *A motion to approve the minutes was made by David Meixner; seconded by James LeVan. Motion approved with no dissenting votes.*

Payment of Bills: A summary of bills for August totaling \$21,533.83 was reviewed. *Donald Dixon motioned to pay the bills for August; seconded by James LeVan. Motion approved unanimously.*

Constituents Addressing Borough Council: Parks and Recreation Commission Chairman Phil Keener addressed Council to report that the project to install a basketball court and pave the entire walking path, partially funded by a DCNR grant, is complete. Mr. Keener requested Council's input on the upcoming project to install a restroom facility at the Park, partially funded by an Adams County Marcellus Shale grant. Options to consider include open hours, locking device, electricity, heat, etc. Mr. Keener asked that Council review these options to provide their suggestions at the next meeting in September. In response to Solicitor Battersby's inquiry regarding vandalism in reference to locking the facility, Mr. Keener stated that there is a minimum amount of vandalism at the Park. President Teal thanked Mr. Keener and stated that Council will consider options for the restroom.

EBACC Board President Robin Heyser addressed Council to discuss the upcoming Fall Festival event on September 8th and provided some details of the vendors and activities that would be available. Ms. Heyser requested Council's permission to temporarily close North Avenue from Schoolhouse Lane to Fourth Street and Fourth Street from North Avenue to W. King Street as stated in Resolution No. 8-2018-6. *Jason Wood motioned to approve Resolution No. 8-2018-6 allowing the temporary street closure for the Fall Festival event; seconded by James LeVan. Motion approved unanimously.*

Mayor's Report: Council reviewed the July police report.

Solicitor's Report: Solicitor Battersby discussed duly advertised Ordinance No. 2018-1 which regulates activities on Borough Parklands. *Anne Geiger motioned to adopt Ordinance No. 2018-1; seconded by Jason Wood. Per roll call vote, all Members of Council approved the motion.*

Committee Reports:

Finance: Council reviewed the Previous Year Financial Comparison Report and Summary of Accounts. President Teal noted that the Borough is doing well financially for the year thus far.

Streets/ Maintenance: Council reviewed the Maintenance report including details of a sinkhole along the curb and stormwater inlet in front of 144 Branch Circle. The hole extends seven feet (7') down to the culvert that runs from the inlet box to the outfall along Beaver Creek. The culvert bottom rusted out allowing stormwater to wash out a cavity under the intake of the pipe which caused the topsoil to collapse around the pipe. The recent heavy rains escalated the erosion requiring two (2) cubic yards of flowable concrete fill to clog the cavity. KPI Technology was instructed to begin developing a proposal for replacing the entire culvert and repairing the outfall foundation with costs estimated over \$30,000.00.

Planning/Zoning: James LeVan reported that the York County Planning Commission and local municipal representatives will meet at Borough Hall on August 6th at 10:30 AM to discuss two (2) proposed bridge closures on Lake Road in Paradise Township.

Personnel: James LeVan reported that a Board Application was received from Andrew Raymond to serve as a Member of the Zoning Hearing Board. *James LeVan motioned to appoint Andrew Raymond to the Zoning Hearing Board to fill a vacancy with a term expiring December 31, 2022; seconded by Jason Wood. Motion approved with no dissenting votes.*

Parks and Recreation: Council was provided with the meeting minutes of July 12th.

Unfinished Business: Council discussed the two (2) previously tabled requests for on-street handicap parking at a six-unit rental facility on Third Street. Charles Krall suggested that before either request is granted, an inspection should be made of the handicap placards to verify authenticity and ownership.

New Business: President Teal presented Resolution No. 8-2018-7 opposing the State's collection and distribution of Local Earned Income Tax. Anne Geiger explained the concerns of allowing the Commonwealth to properly collect and distribute the tax at the same level of service currently provided by the York Adams Tax Bureau. A copy of the Resolution would be forwarded to the PA Department of Revenue and to the office of each of the legislators serving the residents of the Borough. *Charles Krall motioned to adopt Resolution No. 8-2018-7; seconded by Jason Wood. Per roll call vote, all Members of Council approved the motion.*

Correspondence:

- Donation Request from Adams County SPCA
- EBACC National Night Out Event, 8/7/2018, 5:30 – 8:00 PM
- Training and Webinars Available

James LeVan motioned to adjourn the meeting of the East Berlin Borough Council at 8:25 PM; seconded by Donald Dixon. Motion approved with all voting in favor.

Respectfully submitted,

Darlene McArthur
Secretary/Treasurer of Borough Council