

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

September 4, 2019

The monthly meeting of the East Berlin Borough Council was held September 4, 2019 at the East Berlin Borough Hall. The meeting was opened with the Pledge of Allegiance at 7:00 PM.

Members Present: Roberta Teal; James LeVan; Charles Krall; Jason Wood; Anne Geiger; Donald Dixon; Solicitor Matt Battersby

Members Absent: David Meixner

Also Present: Mayor Keith Hoffman; Recording Secretary Hannelore Furst; John Phillips; Steve Haley; Clark Craumer and Timothy Ruth for JB Buy Rite, Robin Heyser and Pam Lady for EBACC and Cindy Smith

Anne Geiger updated the council member's on Dave Meixner's health condition.

Approval of the Minutes: The meeting minutes of August 7, 2019 were approved as submitted with a motion by James LeVan and a second by Jason Wood. Motion carried.

Payment of Bills: A summary of the bills for August totaling \$34,237.54 was reviewed.

Jason Wood motioned to pay the bills for August 2019; with a second by Anne Geiger. Motion approved unanimously to pay the bills.

Guest's Addressing Borough Council:

- Robin Heyser President EBACC Board, thanked council for their assistance with the Fall Festival. Pam Lady distributed the events schedule and requested volunteers and judges for the car show.
- Clark Craumer of JB Buy Rite – subdivision plan at 507 Beaver Street. Discussion on lot width. Timothy Ruth, Solicitor JB Buy Rite referenced setback requirements pertaining to both lots. Adams Co Planning's comments were corrected. Matt Battersby, Borough Solicitor stated separate water and sewer connections required for each lot. The Solicitor foresees no legal problems with the proposed plan. ***Jason Wood motioned to accept the Sub-division plan as presented with a second by Donald Dixon. Per roll call vote, all members approved unanimously.***
- John Phillips, Candidate for Adams County Comptroller introduced himself as a candidate running for election in November. He explained and described the position he is running for.
- Steve Haley – 205 East King Street read a letter from Rebecca Meixner.

Mayor's Report: Mayor Hoffman read the 15 incidents for August. Chief Seitz will be present for the fall fest.

Solicitor's Report: Solicitor Battersby reviewed the KPI memo regarding ADA accessibility of the Borough building. He indicated the building pre-dates the current requirements. A plan of action would satisfy ADA requirements showing good faith efforts of the requirements. Phases of ADA requirements can be addressed.

- I. Phase I – Create a handicapped parking space(s) as required by the ADA and recommended by the Zoning Officer as regulations state in the Borough Zoning Ordinance, order handicap sign and amend Resolution 4-2019-3; Handicapped Parking Spaces of the Borough Code. ***A motion was made by Jim LeVan with a second by Jason Wood to implement Phase I for ADA compliance. Per roll call vote, all members approved unanimously.***

2. Phase II – Authorization for KPI to design and produce specifications for walkway ramp and entrance door into the Borough building in compliance with Federal ADA requirement as well as local Zoning requirements. *A motion was made by Jason Wood with a second by Anne Geiger to implement Phase II for ADA compliance. Per roll call vote, all members approved unanimously.*

Committee Reports:

Finance: Council received a copy of the income and expense report for August 2019.

Streets/ Maintenance: Council was provided with the maintenance report. Don Dixon showed multiple photos of the Branch Circle project to Council for review.

Planning/Zoning: Council received the Planning Commission minutes of July 25th.

Personnel: Jim LeVan introduced Cindy Smith, Secretary / Treasurer to begin employment September 9, 2019. Jim LeVan reported they will be accepting applications for Park & Recreation commission because there will be two vacancies on the Park & Rec Commission Board; Gerald Mummert's term expires the end of October and Phil Keener's term expires the end of December. The term for the Board is a 3 year term.

Parks and Recreation: The final grant payment of \$4000 was received. Anne Geiger reminded Council Members of Golf Tournament on Sept 20, 2019.

Communications: Anne Geiger presented Resolution # 9–2019-6 to allow participation and voting by telecommunication devices. The motion was made by Jason Wood and with a second by Charles Krall to approve the resolution. Motion carried.

Unfinished Business: None

New Business:

- Council was provided with a memo advising of the 2020 Minimum Municipal Obligation (MMO) for the municipal and police pension plans totaling \$30,133 paid in part by State allocations. Jason Wood motioned to accept the MMO; second by James LeVan. Per roll call vote, all members of council approved the motion.
- Charles Krall – Beaver Colony development – no homeowner association was established during development approval process. Property is private property. Army Corps of Engineers may require a wetland study to proceed. Further discussion is needed and no action taken.

Correspondence:

- Training and Webinars Available
- ACBA dinner meeting
- PennDot Regional Innovation Day
- PA-MATC Training Invitation
- Historical Society letter re the "Giving Spree"
- Handicap letter from Hans Koch

The next meeting is scheduled for October 2, 2019 at 7 PM at the Borough Hall.

Having nothing further to report, *Donald Dixon motioned to adjourn the meeting of the East Berlin Borough Council at 8:12PM; seconded by Jason Wood. Motion approved with all voting in favor.*

Respectfully submitted,
Hannelore Furst, Recording Secretary