

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

August 5, 2020

The monthly meeting of the East Berlin Borough Council was held August 5, 2020 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, Anne Geiger, Donald Dixon, David Meixner, Charles Krall and Jason Wood

Also Present: Mayor Keith Hoffman; Solicitor Matthew Battersby; and Secretary/Treasurer Cindy Smith

Guests / Constituents: Rebecca Meixner, Stephanie Haley, Walt Geiger, Sarah Diehl, Eric Johnson, Judy Solomon, Derrin Youker, Jan Hoffman, Dave Wadel, Emma Diehl, Jim Hale – Newspaper Reporter.

Solicitor Battersby's Report:

- Advised Council to adopt a “per page fee” for duplication of printed material. A motion was made by Anne Geiger to charge a 25 cent fee per page of duplicated printed material, second by Jason Wood. Motion carried.
- He has not received a final draft of the EBACC Lease Agreement for review and is hoping to have the information for discussion with the Council, at the September meeting.

Constituents Address Borough Council –

- Walt Geiger, Vice Chairperson, 115 E. King Street, indicated he did not support a Waiver of Land Development for 429 West King Street.
- Jan Hoffman, 412 W. King Street, indicated she did not support a Waiver of Land Development for 429 West King Street.
- Judy Solomon, 110 E. King Street, inquired as to whom is responsible for debris created by trees. She was advised by Dave Meixner that tree debris is the responsibility of the land owner from which the trees trunk is growing.
- Sarah Diehl, 204 Beaver Street, inquired as to whom she needed to ask for permission to use certain areas of the park for the upcoming Turkey Trot. She was advised to speak with the Parks and Recreation Commission.
- Darrin Youker, Chairperson, 125 W. King Street, requested and was granted a one day waiver for vendors that will be present for the Food Truck Event to be held August 29, 2020. A motion was made to approve the request by Jason Wood, second by Anne Geiger. Motion carried.
- Stephanie Haley, 205 E. King Street, voiced a complaint regarding speeding on Route 234 and was advised by Mayor Hoffman he would inform Chief Seitz.

Approval of the Minutes:

- The meeting minutes of July 1, 2020 was approved as presented by James LeVan and a second by Charles Krall. Motion carried.

Mayor's Report: Mayor Keith Hoffman read the 20 incidents for July from the Police report. The Mayor stated that 15 verbal fireworks warnings had been given as well as two fireworks citations.

Committee Reports:

Finance: - Roberta Teal

- Payment of Bills - A summary of the bills for July totaling **\$29,832.10** was reviewed. A motion was made to pay the bills by James LeVan with a second by David Meixner. Motion carried.
- Review of the Profit and Loss statement – as presented.

Streets/ Maintenance: David Meixner read and reviewed the Borough Maintenance Report.

Planning/Zoning:

- David Meixner read and reviewed the Planning Commission meeting minutes as presented. Mr. Meixner stated that he had voted against the Waiver of Land Development Planning for 429 West King Street and by fault of the Planning Commission the “at hock committee” for the project was omitted from the minutes.

Personnel:

- James LeVan reported that work has been underway to update the Personnel Policy and motioned to request Solicitor Battersby review the Personnel Policy, give recommendations and acknowledgement of the expenses that will be incurred by the Borough for this review. The motion was second by Jason Wood. Motion carried.
- James LeVan reported that the Personnel Committee recommends appointment of Kathy Bredbenner, 108 Water Street, as a full fledged Zoning Hearing Board member, to complete the term left open upon Andy Raymond’s resignation. The term will expire December 31, 2022. A motion was made by James LeVan to appoint Kathy Bredbenner to the Zoning Hearing Board with a second by Anne Geiger.

Parks and Recreation:

Anne Geiger read and reviewed the Parks and Recreation Commission report, highlighting the following items:

- Further discussion is necessary regarding the maintenance of the new Park Restroom Building. Bob Meminger, Borough Maintenance and the Council have always been included, informed and updated in the discussions regarding maintenance of the facility since the project inception.
- The Parks and Recreation Commission will continue to keep the Council updated on the restroom project’s progress.

Communications: Anne Geiger

- Explained her newly appointed position with the Adams County Green Space Committee. She will recuse herself from any grant applications submitted by East Berlin Borough for consideration to this committee.

Unfinished Business:

- Anne Geiger reported that work will continue regarding the Borough Ordinances for the Codification process.

New Business:

- Eric Johnston, P.E. of Johnston and Associates, Inc. presented and reviewed a letter dated July 9, 2020, addressed to the Borough Council, requesting a Waiver of Land Development Planning. The letter was written on behalf of BEJ Venture Investments LP; for the Infill Development Project at 429 West King Street. Mr. Johnston stated that BEJ Venture Investments LP has addressed both the Zoning Hearing Board and the Planning Commission regarding the proposed 55 Plus Community. The project, as proposed, would consist of 35 – 38, 1-2 Bedroom Apartment or Condo Units. Following a lengthy discussion, James LeVan motion to approve a Waiver from a typical and customary Preliminary Land Development Plan and would accept the submission of a Modified Final Land Development Plan to include a cover letter outlining the sections of the Sub-division and Land Development Ordinance (SALDO) that the Developer is addressing and which portions of the SALDO they are requesting relief from. The motion was second by David Meixner. **By roll call vote, motion approved unanimously.**

Correspondence:

- Northeast Adams Fire & EMS Reports
- Training and Webinars Available

Closure:

The next meeting is scheduled for September 2, 2020, 7 PM at the Borough Hall.

James LeVan motioned to adjourn the meeting at 8:25 PM with a second by Donald Dixon. Motion carried.

Respectfully submitted,
Cindy Smith,
Secretary / Treasurer