

MINUTES  
REGULAR COUNCIL MEETING  
November 20, 2017

AGENDA: Regular Meeting of Borough Council, Borough of Berwick, Pennsylvania was held Monday, November 20, 2017 at 7:00 P.M. Presiding at this meeting was Council Vice-President Bower, Jarrett, Surkin, Shecktor, Petty and Huntington present. Also present were Mayor Tim Burke, Chief of Police Ken Strish, Solicitor Frank Kepner, Jr., Codes Supervisor Greg Harkins, DPW Foreman Jack Kyttle, Borough Treasurer Cassandra Mowery and attending.

Absent from the meeting was Council President Alvin Hill.

There was a moment of silence and the Pledge of Allegiance.

APPROVAL OF AGENDA: Motion by Councilman Jarrett seconded by Councilman Surkin carried unanimously to approve the agenda with the addition of the purchase of a police vehicle.

PUBLIC HEARING **Greg Clemens**, 126 E 6<sup>th</sup> Street, owned home for 30 years, lost right to quiet enjoyment at our CITIZENS property, certain residents at 128 E 8<sup>th</sup> Street CORRESPONDENCE have interfered with our right to the full use PERSONAL and enjoyment of our home. Lately the activity APPEALS: going on at this residence has been extremely disruptive and horrible to us and others for the last seven months. Have documented dates and times. Disruptive conduct from this residence has unreasonably interfered with our right to reasonable enjoyment. Police have been called by us and neighbors to this residence resulting in arrest and citations to the occupants. We as tax payers, homeowners and residents of Berwick we deserve the right of peaceful enjoyment without us, our grandchildren or our guests having to be subjected to disruptive conduct coming from next door. My doctor said it is not healthy being nervous and on edge all the time. After talking to Police and Codes office and landlord and nothing changing we are asking the mayors put

forth ord #2013-05 describing peaceful enjoyment and disruptive conduct in the Borough of Berwick be enforced and hopefully these activities will be addressed. Chief Strish explained what is being done, what can be done. Lori Clemens 7 page time line of only phone calls made after 11PM. Bower to Frank can we push this on the Landlord. Lori Clemens ord. says after so many calls landlord is notified. We've tried talking to landlord ourselves, his reply was to me was as long as get that check I don't care. Bower lets make him care. Who is the landlord. Matt Karchner. Who are the tenants: Neil Smith, Randel Scott Francis and about six others. They Sit on their back patio and it is F this and F That no matter if go to the recycling bin if you Have your 2 year old granddaughter outside. We'll take care of this.

**Bill Coolbaugh**, Reliance Fire Co, Fire Chief not here I hope everything is OK. Some questions at the workshop last Monday Night about the budget and Engine use to be 71 money spent here this and that I wanted to address the Fire Chief and let Council know but I will skip over that because I don't work that way. Just to clear the record Engine 71 when that came down to Reliance that was a business decision that was not just my sole decision, that was with Councilman Petty, Councilman Hill and God Rest His Soul Councilman Meighan. And the reason we did that was a business decision because of the ladder truck in four years somebody sitting here is going to have to make the spend 1. some million dollars because the warranty is done. So the business decision was made to put an engine down there to save on the wear and tear on the ladder truck. When that engine came down to Reliance it was not put into service it was out of service for a month and a half we were trained by Tim, Jason Whitebread and Chris Remphrey all members that were left from Defenders. There were some valves that went bad Because members of Reliance don't know what they are doing and they broke it. The gentleman from Campbell's that came in to repair it said right out when we asked why did this happen because everything is stainless steel and it froze up

from not being used. That engine has been out more the last year than it did last two years it sat at Defender's Fire Co. Another comment that was made is that Reliance gets everything. We do get a lot of things because we have a committee that we are constantly looking for grant money. You have to get off your butt and look for it. But when you have 2 companies that refuse to do the work the fifteen minutes it takes to fill out an application to get up to \$15,000 well but yet they will sit back and Complain that Reliance gets everything. That Engine came down to Reliance and we spent \$20,000 of Reliance's money for a building to house all borough equipment. Not getting into the budget. I know things were left over from last year I know from January to May he was new at it things were fixed this that I'm not going to get into it. If that's his choice to use a scape goat I'm a big boy I can take that. But when he starts making accusations that things Are broke and things are being done he is the Fire Chief he is suppose to represent all four fire companies. You don't spend tax dollars from January to May unless it is an emergency. I was never called before council because of going over budget. Do throw me under the bus. I worked hard for this borough for 12 years. Where are we at with the Defender's building. Money coming out for the insurance and audit. I know Frank is a busy man everyone once in a while you have to kick him in the and get him going. Frank stated he has finished the petition For the Judge.

**Harvey Eckert**, E 11<sup>th</sup> Street, a member of the Defender Fire Company concerned what happened in Last couple years every time I ask a question by numerous people I was told it has been sent to the accountants or the auditing firm and it is in the hands of Attorney General well I found that that is not the case it has never gone beyond the recommendation they did discover some discrepancies and it is up to the borough to decide how far they are going to go with this. Again I'm concerned that this matter is dragging

on and on I would like to see a resolution one way or another I'm pretty positive what that will be and I would like to see it bought out and settled once and for all. That is the one question what is going to be done with the audit and the second question is what is the current plans for Engine 72, the 51 Mack which is presently at the Harrisburg Fire Museum. Scott Bower stated that is problem we are currently trying to work that out with Bill at museum. Hervey stated that as he told him this afternoon he would completely in agreement with that. Andy will go and talk to Bill again. Were are we going with the audit. Frank Kepner stated we don't know where we are going an audit was done I don't know if the Borough is going to be able to do something anything based on the fact that somebody else may have done something improper The Borough is not responsible for something that someone in the fire company did.

PRESENTATION: NONE

MINUTES  
10/16/2017: Motion by Councilman Shecktor seconded by Councilman Jarrett carried unanimously to approve the Regular Council Minutes of October 16, 2017.  
Approved

PAYMENT OF  
BILLS: Motion by Councilman Surkin seconded by Councilman Shecktor carried unanimously that the following bills be paid.  
Approved

AARON ZANOLINE	20.00	KNORR HAULING, INC.	6,187.50
AARON ZANOLINE	110.27	LARRY C. FRACE INSPECTIONS, LLC	3,125.00
AMERICAN ARBITRATION ASSOCIATION	275.00	LAUBACH'S AUTO REPAIR	101.05
AMERICAN FAMILY LIFE ASSURAN	872.67	LAUBACH'S AUTO REPAIR	310.06
AMERICAN PAPER & SUPPLY INC	165.73	LENDENMANN'S REMODELING	9,058.00
AMERICAN PAPER & SUPPLY INC	44.06	LIFELOC TECHNOLOGIES	875.66
AMERICAN PAPER & SUPPLY INC	86.87	MARINOS, MCDONALD & KNECHT, LLP	156.00
ANNETTE BRENNAN	50.00	MATTHEWS SPRING WATER	49.50
ANNUZIATO DEGEORGE	50.00	MATTHEWS SPRING WATER	5.50
ATLANTIC TACTICAL	1,952.50	MBC SOLUTIONS	2,964.98
ATLANTIC TACTICAL	2,689.55	METROCAST	2.17
AUTOZONE	30.54	METROCAST	127.12
AVAYA, INC	30.62	METROPOLITAN TELECOMMUNICATI	806.81

BARRACUDA NETWORKS, INC	3,000.00	MICHAEL MONICO	1,151.20
BARRY'S SERVICE INC.	35.50	MICHAEL MONICO	1,151.20
BEAVER VALLEY ENVIRENMENTAL LLC	380.00	MICHAEL MONICO	1,151.20
BILL'S ELECTRONICS	1,780.00	MICHAEL MONICO	1,151.20
BILL'S ELECTRONICS	2,220.75	MIDLAND ASPHALT MATERIALS INC.	593.53
BODNAR SALES & SERVICE	253.77	MIKE'S TRUCK REPAIR	100.00
BOROUGH OF BERWICK MUN PENSION	682.73	NAPA AUTOPARTS BERWICK	111.40
BOROUGH OF BERWICK PAYROLL ACCOUNT	166.67	NAPA AUTOPARTS BERWICK	366.82
BOROUGH OF BERWICK PAYROLL ACCOUNT	2,232.12	NMS	333.00
BOROUGH OF BERWICK PAYROLL ACCOUNT	31,448.84	P A W C	2,767.40
BOROUGH OF BERWICK PAYROLL ACCOUNT	34,153.79	P A W C	33.07
BOROUGH OF BERWICK PAYROLL ACCOUNT	32,167.80	P A W C	22.47
BOROUGH OF BERWICK POLICE PENSION	682.16	P A W C	37.31
CAMPBELL PRINTING CO.	120.00	P A W C	99.88
CAMPBELL SUPPLY CO., LLC	2,349.98	PENNSYLVANIA CHIEFS OF POLIC	276.85
CAMPBELL SUPPLY CO., LLC	2,499.98	PENNSYLVANIA CHIEFS OF POLICE ASSOC	2,219.06
CAMPBELL SUPPLY CO., LLC	5,609.97	PENNSYLVANIA ONE CALL SYSTEM	101.60
CAMPBELL SUPPLY CO., LLC	2,709.23	PENNSYLVANIA STATE MAYOR'S ASSOC	60.00
CH WALTZ SONS, INC	75.97	PETERS CONSULTANTS, INC.	140.00
CHAPIN SERVICE	245.80	PETERS CONSULTANTS, INC.	1,009.70
COLE'S HARDWARE	230.13	PETERS CONSULTANTS, INC.	1,083.75
COLE'S HARDWARE	85.53	PHILIP KEIFER	84.88
COLUMBIA MONTOUR SWAT	500.00	PITNEY BOWES PURCHASE POWER	402.50
CONSTELLATION NEWENERGY INC.	1,962.95	POCONO KITE SYMPHONY	200.00
CONSTELLATION NEWENERGY INC.	29.12	PPL	53.69
CONSTELLATION NEWENERGY INC.	139.60	PPL	335.84
CRAFCO INC	3,084.30	PRECISION WELDING SUPPLIES	232.10
DASH MEDICAL GLOVES	263.60	PRESS-ENTERPRISE, INC.	1,897.74
DENT'S AUTO SERVICE	240.03	PSAB	75.00
EAGLE PINT GUN/T.J. MORRIS &	4,062.19	PSAB	1,309.00
EAGLES FIRE COMPANY	383.33	QUAD THREE GROUP, INC.	747.50
ERIK HELBING	50.00	QUALIFICATION TARGETS INC.	213.50
EUGENE GOLLA	50.00	QUILL CORPORATION	109.55
EVIDENT CRIME SCENE PRODUCTS	297.92	QUILL CORPORATION	239.06
FIREMAN'S RELIEF ASSOCIATION	46,941.77	RANGER HOSE CO	383.33
FIRST COLUMBIA BANK & TRUST	1,955.70	READING FIRE EQUIPMENT INC.	1,380.21
FIRST COLUMBIA BANK & TRUST	1,412.58	REAGAN RAFFERTY	24.43
FIRSTSOURCE SOLUTIONS	47.38	RELIANCE FIRE CO	383.33
FORT DEARBORN LIFE INS.	830.46	RENCO SERVISTAR	9.60
FROMM ELECTRIC SUPPLY	63.28	RHONDA T. KOCH, CCR	150.00
FRY'S ENTERPRISES	420.00	ROBERT MAIER	50.00
GALETON	88.49	SCOTT SIENKIEWICZ	576.99
GOWER'S AUTO REPAIR	56.95	SEDA-COUNCIL OF GOVERNMENTS	2,450.00

GREGORY C. HARKINS	71.16	STAPLES CREDIT PLAN	41.88
HANSON AGGREGATES INC	382.50	STAPLES CREDIT PLAN	255.45
HAZLETON STANDARD ~ SPEAKER	150.00	STAPLES CREDIT PLAN	1,173.75
HILLER'S HEATING & AC	295.00	STAPLES CREDIT PLAN	68.15
HILLER'S HEATING & AC	245.00	STEPHEN LEVAN	18.11
ICMA RETIREMENT TRUST	1,720.47	STEVE SHANNON TIRE CO	622.00
ICMA RETIREMENT TRUST	155.00	SUPERIOR PLUS ENERGY SERVICE	1,239.42
ICMA RETIREMENT TRUST	155.00	TEAMSTERS,	1,217.20
ICMA RETIREMENT TRUST	1,908.00	TRACTOR SUPPLY CO	34.97
ICMA RETIREMENT TRUST	1,467.41	TRI-COUNTY HARDWARE	108.88
ICMA RETIREMENT TRUST	155.00	TSSI	526.24
ICMA RETIREMENT TRUST	2,077.87	UGI PENN NATURAL GAS	59.17
ICMA RETIREMENT TRUST	155.00	VERIZON WIRELESS	307.55
JAMES DALBERTO	78.40	WASHINGTON NATIONAL INS CO	243.60
KEN POLLOCK	1,991.03	WEST BERWICK FIRE CO	383.33
KENNETH STRISH	151.05	WEX BANK	1,451.77
KENNETH STRISH	155.65	YIS/COWDEN GROUP INC.	62.75
KEYSTONE COMMUNICATIONS	123.00		

REPORTS OF  
COMMITTEES

MAYOR: Tim Burke.

Had a busy period since last meeting. listed the events he attended. Toured St. Joseph's Center in Scranton. As Berwick was the top fundraiser on the Go Joe tour. The Girl Scouts approached me about finding a needy family in Berwick where they will present the Christmas tree decorate the tree and make a meal for the family the only thing we need to do is provide gifts for the children.

ENGINEER:

SOLICITOR: Attorney Frank Kepner.

Abbinizio is processing they are scheduling some depositions of PennDot officials. I've finished the petition on the Defender's thing to have someone appointed to take care of that. We have the Tuzzi hearing coming up.

CIVIL SERVICE COMMISSION: Damien Scoblinsk

NONE

PERSONNEL: Travis Petty-Joanne Huntington

NONE.

LEGAL AND FINANCE: Travis Petty-Andrew Shecktor

NONE

PARKS AND RECREATION: Jay Jarrett - Alvin Hill -  
Jack Kyttle.

NONE

EMERGENCY MANAGEMENT: Andrew Shecktor - Jay  
Jarrett - Greg Harkins.

Nothing to report

STREETS, PARKS, & BUILDINGS: Joanne Huntington-  
Larry Surkin -Jack Kyttle.

Holidays are upon us make sure you attend  
the festivities downtown.

FIRE AND WATER: Andrew Shecktor, Larry Surkin,  
Fire Chief Randy Remphrey.

NONE

CODES, RECYCLING, & ORDINANCES: Scott Bower -  
Larry Surkin - Greg Harkins.

SEE CODES REPORT.

SAFETY: Joanne Huntington-Scott Bower.

NONE

POLICE: Scott Bower - Joanne Huntington - Larry  
Surkin - Police Chief Ken Strish.

SEE REPORT.

We did get a grant through BBP again the  
Bullet Proof Vest Partnership that covers

Half of our bullet proof vests. After we make that purchase we will then completely outfit all our guys except for the new hires.

BAJSA REPORT: Scott Bower.

Monthly minutes are keep on file.  
Water separation is done.

BUSINESS NOT  
READY FOR  
ACTION or NO  
ACTION NEEDED: NONE

OLD BUSINESS: NONE

ORDINANCES &  
RESOLUTIONS:

RESOLUTION            Motion by Councilman Shecktor seconded by  
2017-08                Councilman Surkin carried unanimously to  
  Approved            approve Resolution 2017-08 in opposition to  
                          House Bill 1620, Entitled the Wireless  
                          Infrastructure Deployment Bill.

NEW BUSINESS:

NO PERMITS            Motion by Councilman Surkin and seconded by  
ISSUED ON             Councilman Jarrett that no permits be issued on  
THE DEMO'D            the seven (7) recently demo'd properties until  
PROPERTIES:           the liens are settled.  
  Approved

CHANGE ZOING         Motion by Councilman Jarrett and seconded by  
MAP:                   Councilman Surkin to start the process to change  
  Approved            the zoning map.

WAIVE PERMIT         Motion by Councilman Surkin seconded by  
FEES:                  Councilman Shecktor carried unanimously to  
  Approved            waive permit fees in the amount of \$61.00  
                          for the Stuart tank Memorial Association, Inc.  
                          Fees that we can not be waived are \$4.50 UCC  
                          State Fee, \$230.00 Plan Review Fee and \$225.00  
                          Inspection Fee.



DEFENDER FIRE CO BUILDING INSURANCE: Approved Motion by Councilman Petty seconded by Councilman Jarret to pay the Defender Fire Co. building insurance in the amount of \$2,342.70 with the understanding that the Borough is Reimbursed when the building is sold.

APPOINT HARKINS AS AUTHORIZED SIGNER: Approved Motion by Councilman Petty seconded by Councilman Surkin carried unanimously to appoint Greg Harkins as the authorized signer for KME Fire Truck.

BERWICK FIRE POLICE BOOT DRIVE: Approved Motion by Councilman Jarrett seconded by Councilman Surkin to approve the Berwick Fire Police Boot Drive on Saturday, December 9, 2017 at Market & 4<sup>th</sup> Streets from 6PM - 9PM with a Bad weather alternate date of Saturday, December 16, 2017. Councilman Petty abstained all other voting Aye.

PRESS ENTERPRISE ADVERTISING Contract Approved Motion by Councilman Surkin seconded by Councilman Jarrett carried unanimously to approve the advertising contract with the Press Enterprise.

RESOLUTION 2017-06 FAIR HOUSING: Approved Motion by Councilman Petty seconded by Councilman Surkin carried unanimously to approve Resolution 2017-06 Fair Housing

CERTIFICATION FOUR FACTOR ANALYSIS: Approved Motion by Councilman Jarrett seconded by Councilman Petty carried unanimously to approve the Certification of the Four-Factor Analysis for Limited English Proficiency Persons.

RESOLUTION 2017-07 LAP COORDINATOR: Approved Motion by Councilman Surkin seconded by Councilman Shecktor carried unanimously to approve Resolution 2017-07, LAP, to appoint Tyler Dombroski as the Language Access Plan Coordinator

PETERS Motion by Councilman Shecktor seconded by

ENGINEERING INVOICES:  
Approved Councilman Jarrett carried unanimously to pay the Peters Engineering invoices for blighted structures in the amount of \$545.00 And \$538.78 to be paid from CDBG funds under The Blighted Housing Project.

REAPPOINT HELBING ZONING HEARING BD: Motion by Councilman Petty seconded by Councilman Jarrett carried unanimously to reappoint Erik Helbing to the Zoning Hearing Board for a 5-year term to run until December 21, 2022.

ADVERTISE CODES APPEAL ATTORNEY AND ONE BORAD MEMBER:  
Approved Motion by Councilman Surkin seconded by Councilman Shecktor carried unanimously to advertise for a Codes Appeal Attorney and one Board Member.

ADVERTISE TWO PLANNING BOARD MEMBERS:  
Approved Motion by Councilman Surkin seconded by Councilman Shecktor carried unanimously to advertise for Two Planning Board Members.

ADDED ITEMS:

PURCHASE POLICE VEHICLE:  
Approved Motion by Councilman Surkin seconded by Councilman Shecktor carried unanimously to allow the Police Department to purchase a vehicle with the funds they currently have available to them up to the amount of \$50,000. this year. That savings will be available to us in next year's budget.

The Mayor thanked Scott Bower for filling in this year he has done a commendable job.

ADJOURNMENT: Motion by Councilman Petty seconded by Councilman Jarrett carried unanimously to adjourn the meeting.