

MINUTES
REGULAR COUNCIL MEETING
JUNE 20, 2016

AGENDA:

Regular meeting of the Borough Council, Borough of Berwick, Pennsylvania was held Monday JUNE 20, 2016 at 7:00PM; in City Hall. Present at this meeting were President of Council Alvin Hill presiding and Council Members Scott Bower (VP), Jay Jarrett, Jim Meighan, Andrew Shecktor, Travis Petty, Joanne Huntington and Mayor Tim Burke.

Also present were Borough Manager Debra Force, the solicitor Attorney Frank Kepner, Police Chief Ken Strish, Fire Chief Bill Coolbaugh, DPW Foreman Jack Kytte, Codes Officer Greg Harkins and Press Enterprise reporter Susan Swartz.

Absent was the engineer.

A prayer and The Pledge of Allegiance was said.

REVIEW &
APPROVAL
OF AGENDA:

A motion was made by Councilman Petty to approve the agenda. 2nd by Councilman Jarrett. All ayes. motion to approve agenda passes.

PUBLIC HEARING,
CITIZENS
CORRESPONDENCE,
PERSONAL APPEALS:

Resident Carl Ferrious of 1925 Fairview Ave, with regard to the trucks using Berwick public streets for access to farmland at the end of Fairview Ave dead end. He is asking that the Code office to enforce the code in affect. Discussion ensued. In the end he was advised that the dirt pile will be put back and then the Borough will put cement barricades up. He was advised to call DEP to report the dumped road millage that is on the land in Briar Creek borough and to contact Briar Creek borough to ask what the property owner has asked for.

Don Honz of 1925 Fairview Ave. Fairview has been a dead end street for years. Why do we have to give him access to a driveway? He can get access other places on his property. Attorney Kepner said he does not think we have to.

Ralph Shumaker with regard to an ordinance to restrict animals in the borough. He feels it is an

infringement of the Pennsylvania State constitution and the US Constitution.

Bart Rado III of 1729 east end of Fairview Ave. Has been in to see Mr. Harkins and Police Chief Strish. Over the course of a day my neighbor has nuance dogs and noise. At what point is there a responsibility to having animals and chickens? It hurts our community when having them affects other neighbors. His neighbor is in the process of constructing a dog kennel that will be next to my property.

Randy Pannetta, Salem Township with regard to the Right to Know hearing that is scheduled for this Friday. Wants Council here tonight to vote to stop the appeal and spending thousands of dollars of tax payer money. Councilman Petty asked if this information is that critical to the investigation that we need to spend thousands of dollars to protect. Attorney Kepner said that you will have chilling effect on people reporting things to the police. Mr. Panetta was advised that the litigation will continue through the courts.

PRESENTATIONS: A certificate of achievement was awarded to Eagle Scout Spencer Yacuboski for achieving the rank of Eagle Scout.

PREVIOUS MONTHS MINUTES APPROVED: MOTION TO APPROVE MAY 16, 2016 MINUTES: Motion made by **COUNCILMAN SHECKTOR** and seconded by **COUNCILMAN MEIGHAN** to approve the May Meeting Minutes. All ayes, motion passes.

PAYMENT OF BILLS APPROVED: MOTION TO PAY THE MAY 2016 BILLS. MADE BY: **COUNCILMAN JARRETT**, SECONDED: **COUNCILMAN SHECKTOR. ALL AYES, MOTION PASSES**

AARON ZANOLINE	20.00	ICMA RETIREMENT TRUST	150.00
AMERICAN FAMILY LIFE ASSURANCE	1,068.09	ICMA RETIREMENT TRUST	1,800.64
AMERICAN PAPER & SUPPLY INC	391.90	ICMA RETIREMENT TRUST	150.00
ANNETTE BRENNAN	50.00	JAMES DALBERTO	77.55
ANNUZIATO DEGEORGE	50.00	JAMES DALBERTO	55.00
ASSOCIATION OF MAYORS	80.00	JAMES MEIGHAN	97.20
ATLANTIC TACTICAL	440.26	JORDAN HOPPER	95.00
AVAYA, INC	25.30	KENNEDY TREE SERVICE	325.00
BACKYARD BOUNCIN'	285.00	KENNETH STRISH	361.35
BARRACUDA NETWORKS, INC	100.00	KEPNER, KEPNER & CORBA, P.C.	4,121.50
BARRY'S SERVICE STATION	68.88	KEPNER, KEPNER & CORBA, P.C.	5,286.35
BARRY'S SERVICE STATION	174.13	KEYSTONE COMMUNICATIONS	136.80

BARRY'S SERVICE STATION	91.60	KEYSTONE COMMUNICATIONS	123.00
BEAVER VALLEY ENVIRONMENTAL LLC	380.00	KNORR HAULING, INC.	6,187.50
BERWICK AREA SWIMMING POOL ASSOC	10,000.00	LARRY C. FRACE INSPECTIONS, LLC	2,400.00
BERWICK HOSPITAL CENTER	706.00	LAUBACH'S AUTO REPAIR	44.78
BERWICK HOSPITAL CENTER	48.00	LAUBACH'S AUTO REPAIR	192.52
BILLER PRESS	466.59	LAUBACH'S AUTO REPAIR	152.50
BILL'S ELECTRONICS	2,555.55	LECCE ELECTRIC, INC.	321.27
BODNAR SALES & SERVICE	144.29	LENDENMANN'S REMODELING	6,065.00
BODNAR SALES & SERVICE	171.31	LENDENMANN'S REMODELING	1,532.00
BOROUGH OF BERWICK	26.00	MARK TRAPANE	150.00
BOROUGH OF BERWICK	8,679.50	MATTHEWS FUEL SERVICE, INC.	85.00
BOROUGH OF BERWICK	10,035.49	MATTHEWS SPRING WATER	69.00
BORO OF BWK MUNICIPAL PENSION FD	802.45	MBC SOLUTIONS	566.95
BORO OF BWK MUNICIPAL PENSION FD	1,202.50	METROCAST	127.12
BOROUGH OF BERWICK PAYROLL ACCT	2,242.32	METROPOLITAN TELECOMMUNICATIONS	767.18
BOROUGH OF BERWICK PAYROLL ACCT	36,322.21	MICHAEL LONG	494.99
BOROUGH OF BERWICK PAYROLL ACCT	38,376.85	MICHAEL MONICO	1,123.20
BOROUGH OF BERWICK PAYROLL ACCT	37,111.25	MICHAEL MONICO	1,123.20
BOROUGH OF BERWICK PAYROLL ACCT	36,401.81	MICHAEL MONICO	1,123.20
BOROUGH OF BERWICK PAYROLL ACCT	34,147.03	MICHAEL MONICO	1,123.20
BOROUGH OF BERWICK PAYROLL ACCT	2.53	MICHAEL MONICO	1,123.20
BOROUGH OF BERWICK PAYROLL ACCT	37.88	MIKE LEWIS	350.00
BOROUGH OF BERWICK PAYROLL ACCT	300.00	NAPA AUTOPARTS BERWICK	407.06
BOROUGH OF BERWICK PAYROLL ACCT	1.81	NAPA AUTOPARTS BERWICK	743.75
BOROUGH OF BERWICK PAYROLL ACCT	-1.81	NMS	228.00
BOROUGH OF BERWICK PAYROLL ACCT	1.81	P A W C	22.94
BOROUGH OF BERWICK PAYROLL ACCT	27.06	P A W C	122.44
BOROUGH OF BERWICK -PETTY CASH	28.57	P A W C	33.31
BORO OF BWK POLICE PENSION	791.31	P A W C	23.98
BORO OF BWK POLICE PENSION	1,124.99	P A W C	2,778.30
BORO OF BWK POLICE PENSION TRUST FD	1,533.79	PENN PRIME TRUST	69,206.00
BOROUGH OF BERWICK RECYCLING FUND	24,650.00	PENNSYLVANIA ONE CALL SYSTEM	107.96
BOYER'S FOOD MARKET	89.30	PHILIP MAINIERO	200.00
BRANDON SHULTZ	80.00	PITNEY BOWES PURCHASE POWER	402.50
BROOKSIDE NURSERY	125.00	POWELL'S SALES & SERVICE	2,799.00
BRUCE MCCORMICK	400.00	PPL	695.34
BULL, BULL & MCDONALD, LLP	340.00	PPL	274.32
C.M. LAUBACH & SONS, INC.	59.99	PPL	674.86
CAMPBELL PRINTING CO.	217.63	PPL	11,540.73
CASSANDRA MOWERY	20.00	PRAX AIR	40.00
CENTRAL CLAY PRODUCTS, INC	519.59	PRESS-ENTERPRISE, INC.	646.72
CENTRAL PA TEAMSTERS HEALTH & WELF.	37,983.66	PSAB	225.00
CENTRAL PA TEAMSTERS HEALTH & WELF.	2,057.84	QUAD THREE GROUP, INC.	3,081.80
CH WALTZ SONS, INC	87.45	QUAD THREE GROUP, INC.	11,599.22
CH WALTZ SONS, INC	242.21	QUAD THREE GROUP, INC.	1,099.91
CINTAS FIRE PROTECTION	449.95	QUILL CORPORATION	58.90
CINTAS FIRE PROTECTION	589.79	RANGER HOSE CO	383.33
CNA SURETY	100.00	RELIANCE FIRE CO	383.33

COLE'S HARDWARE	259.13	RENCO SERVISTAR	3.28
COLE'S HARDWARE	44.94	RIVERVIEW BLOCK	400.00
COLE'S HARDWARE	6.29	ROBERT MAIER	50.00
COMMONWEALTH OF PA	100.00	RUTHY STOCK	600.00
COMPRESSED AIR SYSTEMS, INC.	145.00	SCHOOL OUTFITTERS	547.53
CONSTELLATION NEWENERGY INC.	471.06	SEEWALD LABORATORIES, INC.	44.00
CONSTELLATION NEWENERGY INC.	11.08	STANKY & THE COAL MINERS	725.00
CONSTELLATION NEWENERGY INC.	9.49	STAPLES CREDIT PLAN	373.55
CONSTELLATION NEWENERGY INC.	14.75	STEPHEN LEVAN	165.00
CONSTELLATION NEWENERGY INC.	8.86	STEVE SHANNON TIRE CO	225.11
CONSTELLATION NEWENERGY INC.	1,552.91	STEVE SHANNON TIRE CO	641.63
D&M FIREWORKS, LLC	3,500.00	STEVE SHANNON TIRE CO	20.95
DEBRA FORCE	276.25	SUNTRUST EQUIPMENT FINANCE	2,998.05
DEFENDER FIRE CO.	383.33	SUPERIOR PLUS ENERGY SERVICES	183.85
DICK STITZER	210.00	SUPERIOR PLUS ENERGY SERVICES	452.04
DOUG KNECHT REFRIGERATION SERV.	630.00	SUPERIOR PLUS ENERGY SERVICES	74.77
EAGLES FIRE COMPANY	383.33	SUPERIOR PLUS ENERGY SERVICES	140.48
ERIK HELBING	50.00	SUPERIOR PLUS ENERGY SERVICES	186.87
EUGENE GOLLA	50.00	SUSQUEHANNA FIRE EQUIPMENT CO	28.65
FIRST COLUMBIA BANK & TRUST CO.	1,955.70	TAPCO	249.75
FIRST COLUMBIA BANK & TRUST CO.	1,412.58	TEAMSTERS	1,234.84
FIVE STAR INTERNATIONAL LLC	70.88	TOM ROOD ENTERTAINMENT	175.00
FORT DEARBORN LIFE INS.	965.19	TOTAL ACCESS	741.60
FOUGHT'S DISPOSAL SERVICE, INC	5,302.33	TOTAL AMUSEMENTS	22.00
GAUL ASSOCIATES INC. PBM	39.95	TRI-COUNTY HARDWARE	64.70
GEORGE ELY ASSOCIATES	1,501.80	TRI-COUNTY-LUMBER DIVISION	8.55
GIBBONS FORD	46,008.00	UGI PENN NATURAL GAS	33.89
GOLDEN EQUIPMENT CO, INC	117.59	VERIZON WIRELESS	381.98
GREGORY C. HARKINS	50.00	WASHINGTON NATIONAL INS CO	60.90
HARTMAN & LALLY INSURERS, INC.	3,069.33	WEST BERWICK FIRE CO	383.33
ICMA RETIREMENT TRUST	1,789.66	WEX BANK	1,329.76
ICMA RETIREMENT TRUST	1,966.61	YIS/COWDEN GROUP INC.	60.50
ICMA RETIREMENT TRUST	150.00	ZEISER VAULT CO	111.30
ICMA RETIREMENT TRUST	1,875.17	ZEISER VAULT CO	444.66
ICMA RETIREMENT TRUST	150.00	ZY PYROTECHNICS LLC	3,500.00
ICMA RETIREMENT TRUST	2,086.00	ZY PYROTECHNICS LLC	3,500.00

REPORTS

OF

COMMITTEES:

MAYOR: Tim Burke. He has made two donations from the proceeds of the Mayors Ball. \$650.00 to Beyond Violence and \$450.00 to the pool, and still has about \$1900.00 left. He had a meeting with Dave Kovach about maybe giving something to the Stueie Tank Committee. Has talked to Millard, Gordner and Barletta about getting some funding for body cameras

for the police. We did get on a waiting list. Also, about tag readers that run about \$5000.00 apiece. Marched in the Memorial Day parade and held a wedding at City Hall on June 9th for a military guy that drove all night from Georgia to get here. The borough crew did a great job getting things ready for the ceremony. June 12th he attended the pool opening, June 15th he did a Crime Watch in conjunction with the Blue Print down on LaSalle Street. Upcoming invitations for July 10th ceremony honoring Vietnam Veterans, on July 12th the BIDA annual dinner and speaking at the McBride Library 100th Year Celebration on July 16th.

ENGINEER: Quad 3 (NOT PRESENT)

SOLICITOR: Attorney Frank Kepner. Hearing today on the Gyimesi property on Martzville Road. We are getting an order together to evict the Gyimesi's from the property and not allow them back in. At this point the property looks worse than ever. The judge said he would allow the Borough to tack on attorney and clean up fees in form of a lien against the property. Tyler Dombroski of SEDA-COG was asked if CDBG funds could be used for the clean-up; council was advised no.

PERSONNEL: Travis Petty-Joanne Huntington- Debra Force. Nothing to report.

LEGAL AND FINANCE: Travis Petty-Andrew Shecktor-Debra Force. PSAB has agreed to work closely with us with regard to the budget.

PARKS AND RECREATION: Jay Jarrett - Alvin Hill. All Parks are open and summer concert are in full swing. A new bench and grill was put down at Test Track Park from money earned from the Kayak Poker Paddle.

EMERGENCY MANAGEMENT: Andrew Shecktor - Jay Jarrett - Greg Harkins. The team will be attending a seminar next Wednesday for Talen in Wilkes-Barre.

STREETS, PARKS, & BUILDINGS: Joanne Huntington-Jim Meighan-Jack Kyttle. SEE REPORT.

FIRE AND WATER: Jim Meighan-Fire Chief Bill Coolbaugh. SEE REPORT.

CODES, RECYCLING, & ORDINANCES: Scott Bower - Greg Harkins. SEE REPORT.

SAFETY: Joanne Huntington-Scott Bower. NOTHING TO REPORT.

POLICE: Jim Meighan - Scott Bower - Police Chief Ken Strish. SEE REPORT. Councilman Petty asked what the update on the safety issues that the Chief submitted with regard to lights. Council Vice President said that the lights are standard issue. Mayor Burke said they are bare bones minimum. The issue of the surveillance system. It was decided to take it out. The mount issue. Police committee is working on the mount issue. The surveillance will be disconnected this week. Light bars will be looked into. What about the safety vest being worn at all times? That should have been brought up a long time ago at the Safety Committee. All officers have the vests and should wear them. Councilman Petty requested to have quotes for the light bars for the next work shop. The police committee meetings need to be changed so that things can get on the council agenda timely.

BAJSA REPORT: Scott Bower. SEE REPORT.

**BUSINESS NOT
READY FOR
ACTION or NO
ACTION NEEDED**: NONE

OLD BUSINESS: NONE

**ORDINANCES &
RESOLUTIONS**: NONE

NEW BUSINESS:

1. Consider and take action on tentative CDBG allocations for Council's approval; TYLER DONBROSKI SEDA-COG:

Tyler Dombroski from SEDA-COG said that for the 2016 CDBG program; 4 project have been tentatively approved. They are as follows:

- Senior citizen home owner's sidewalk rehabilitation \$50,000.

- Demo of some properties around the Borough \$50,000.
- Reconstruction of Grant Street \$25,000. this is in addition to the previous amount of \$100,000.
- Reconstruction of Pearl Street \$125,000. With an additional \$4,721. Added as administration cost for SEDA-COG came in under what was previously thought so the overage of \$4,721 was added to Pearl Street project.

Administration cost for SEDA-COG came out to be \$42,593. Tonight Council will vote to approve this tentative allocation.

Discussion: Council asked if money could be moved around. For example on Pearl Street the Sewer authority will be doing part of Pearl Street. Tyler said yes you can move the money to other projects.

MOTION made by Councilman Jarrett and seconded by Councilman Bower. All Ayes, motion passes.

2. Consider and take action to make the older white street signs available for sale to interested residents. Cost is \$10.00.

Discussion: NONE

MOTION made by Councilman Jarrett and seconded by Councilman Shektor. All Ayes, motion passes.

3. Consider and take action on charges for the use of Test Track Park for events.

Discussion: NONE

MOTION to table issue made by Councilman Bower and seconded by Councilman Shektor. All Ayes, motion tabled.

4. Consider and take action on the Garibaldi sidewalk issue.
Discussion: Our engineer said it was BAJSA fault that the curbing/sidewalk is dropping. After talking to the older retired employees of the sewer authority I found out that between 1997-2000 that street was rebuilt down there with CDBG funds. There was a dry well put in down there right outside the Garibaldi where the sidewalk and curb is dropping. Garibaldi offered to pay for the concrete if we pay the labor costs to take care of the 6 sidewalk sections and curb. Councilman Shektor asked for a cost? It would take DPW about 2 days to complete the work.

MOTION made by Councilman Shektor and seconded by Councilwoman Huntington. All Ayes, motion passes.

5. Consider and take action on the purchase of DVR cameras for the Veterans Memorial Fountain and Ber-Vaughn Park at an approximate cost of \$1,800.00. The purpose would be to discourage vandalism.

Discussion: This would be taken out of the PPL fund and not the general fund. Cheaper options would be 1 camera and you could ever add to it and records for only 90 hours of video and then recycles for \$750.00 for 1 camera. 1 camera at Veterans Park and replace DVR at Ber-Vaughn for \$500. This is a better system with a clearer picture and zoom capability and you can add cameras to the system.

MOTION made by Councilman Jarrett to go with the better camera system and seconded by Councilman Meighan. All Ayes with Councilman Petty opposed, motion passes.

6. Consider and take action on The Berwick Area Swimming Pool Association pledge of \$10,000.

Discussion: Councilman Shektor said that he was in discussions with the pool association prior to coming onto council and feel we are 100% obligated to that and it is the right thing to do. I have one concern with regard to pricing, I think we should consider to put more into it to do something to bring pricing down for our residents.

MOTION made by Councilman Shektor and seconded by Councilman Jarrett. All Ayes, motion passes.

7. Consider and take action on Ranger Hose Engine.

Discussion: NONE

MOTION made by Councilman Shektor and seconded by Councilman Petty to put it out for bid. All Ayes, motion passes.

8. Consider and take action on pavilion rental fees. In the past, the collected fees have been put in a fund for pool maintenance. Moving forward, the collected fees will be used towards pavilion maintenance.

Discussion: This was set up in the beginning to benefit the pool. This money should go back into the park for maintenance. There is \$8,000. In there right now from the last 4 years.

MOTION made by Councilman Meighan and seconded by Councilman Bower to move the money to a park maintenance fund. All Ayes, motion passes.

ADDED ITEMS:

(a.) Re-Adoption of Resolution 2016-05 regarding amplified music, this needs to be renewed every 30 days until the application to the PLCB is submitted.

MOTION made by Councilman Bower and seconded by Councilwoman Huntington to renew the resolution 2016.05. All Ayes, motion passes.

ADJOURNMENT: Motion to adjourn made by Councilman Shektor and seconded by Councilwoman Huntington. All ayes, Motion passes.