

The April 11, 2019, Shillington Borough Council meeting was called to order at 7:30 p.m. by President John W. Hoffert. Following the invocation by Mayor Hivner and the oath of allegiance, roll call was taken. Council members in attendance were: Elizabeth M. Bentz; George B. Clark; John W. Hoffert; Michael A. Hoffert; Ronald R. Klee, Jr.; Edward B. Michalik and Conrad Vanino. Present in addition to the Council members were: Mayor Andrew R. Hivner, Borough Manager Michael D. Mountz, Assistant Borough Manager Scott D. Brossman, Police Chief Brett A. Hivner, Fire Chief Timothy Deamer and Secretary Jan M. Boyd. Thomas Klonis and John A. Hoffert from the Solicitor's office were also in attendance along with Kenneth Fulmer of Great Valley Consultants and the following residents and visitors:

Harold Stupp - 115 South Miller Street

Keith Dmochowski - representative, *Reading Eagle*

As there were no objections, the minutes of the March 14, 2019, council meeting were approved as forwarded to each member, on a motion by Mr. Klee, seconded by Dr. Michalik, and duly carried.

PUBLIC COMMENT: None.

PUBLIC COMMENT ON AGENDA ITEMS: None.

COMMITTEE REPORTS:

Mayor - Mayor Andrew R. Hivner gave the Police Department's report for the month of March. During this month, the Department handled 438 incidents, with 100 arrests being made. Also during this month, 3,017 patrol miles were traveled.

Police and Personnel - On a motion by Mr. Ronald R. Klee, Jr., chairman, seconded by Dr. Clark, and duly carried,

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Council approved the payment of \$6,663.38 in overtime paid to the members of the Police Department during the month of March. Roll Call - 7 ayes

The agreement with the Highway Safety Network, Inc. for the Police Department to participate in the "Buckle Up PA Project" was presented for execution. This agreement was reviewed by Solicitor Klonis, who noted some areas where the Department needs to meet certain requirements. Mr. Mountz confirmed that the Borough meets the insurance requirements and Chief Hivner confirmed that the Department can meet the other conditions.

Chief Hivner noted that the Borough qualified to participate in this program due to its accident statistics. Following further discussion, Dr. Michalik made a motion, which was seconded by Mr. Klee, and unanimously approved, authorizing that this 2-year agreement be executed.

Administration-Law-Finance - By motion of Dr. George B. Clark, chairman, seconded by Mr. Klee, and unanimously approved, Council confirmed the payment of the bills associated with the March 31, 2019 Financial Statements as follows:

General Fund - \$238,715.56
Water Fund - \$247,701.72
Sewer Fund - \$38,632.24
Recreation Fund - \$18,166.93
Fire Fund - \$5,280.71
Streets Improvement Fund - \$1,031.71
Roll Call - 7 ayes

Fire - Mr. Michael Hoffert, chairman, gave the Fire Chief's report for the month of March. During this time, the Department responded to a total of thirty (30) dispatches consisting of four (4) calls in the Borough and twenty-six (26) assists to neighboring departments. The Department also conducted four (4) training sessions during the month.

The members covered all of the 168 hours of available daytime staffing for the month.

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Chief Deamer noted that the Department will be inviting Police Department personnel to their training sessions that are beneficial to both departments.

Tree-Pole and Light - Mrs. Elizabeth M. Bentz, chairman, advised Council that the Tree Advisory Committee has requests for ten (10) trees for the spring planting.

Streets-Sanitation-Water - Mr. John W. Hoffert, chairman, reviewed with Council the April Engineer's Report. He noted the following:

°Reamstown Excavating, Inc. has substantially completed the 2018 Streets Improvement Project. An updated "punch list" was prepared which the contractor has agreed to complete. Payment Application No. 5 for the partial release of retainage in the amount of \$36,688.35 was received. Action on this application was taken under the Manager's report.

President Hoffert then gave the report of the work done by the Public Works Department during the month of March.

Recreation - Dr. Edward B. Michalik, chairman, informed Council that the Recreation Board did not hold a meeting this is month. However, the Board did request that Council approve the Governor Mifflin School District utilizing the Park, once again, for the Summer Zone Learning Program during the following times:

June 17-21; 8:00 a.m. to 11:30 a.m.
July 1-5; 6:00 p.m. to 8:00 p.m.
June 24-29; 8:00 a.m. to Noon

On a motion by Dr. Michalik, seconded by Mr. Klee, and duly carried, Council approved the above usage, as requested.

President Hoffert advised that he and Mrs. Bentz discussed the Borough's current pavilion rental agreement. They would like to come up with a more comprehensive

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agreement for the rental. President Hoffert requested that the members of the Recreation Committee, Borough Staff and the Solicitor review this issue and establish a more complete agreement.

Zoning and Codes - Mr. Conrad Vanino, chairman, gave the Borough's Building Code Official's report for the month of March. During this time, eight (8) new permits were issued, nine (9) certificates of use/occupancy were issued and thirty-three (33) permits remain open.

Solicitor - Solicitor Klonis noted that as part of his report, he has Resolution No. 4-2019 to present. However, the subject matter will be discussed under "New Business," so he will defer presenting it until then.

On a motion by Mr. Klee, seconded by Mr. Michael Hoffert, and duly approved, permission was given to file a lien on each of the following properties for unpaid invoices:

- a. **Robert P. Hoffman, III**
512 Elsie Street, Shillington
Outstanding water/sewer/refuse bill - \$392.96
- b. **Christopher J. Kulick**
492 S. Wyomissing Avenue, Cumru
Outstanding water jobbing bill - \$149.00
- c. **Mballou Toure**
140 Franklin Street, Shillington
Outstanding water/sewer/refuse bill - \$498.91

Manager - Mr. Mountz reported that the Borough received \$600.00 on March 28, 2018 from the Pennsylvania Liquor Control Board representing the Liquor and Malt Beverage License Fees issued between August 1, 2018 and January 31, 2019.

On March 28, 2019, the Borough received \$164,030.15 from the Pennsylvania Department of Transportation representing the Liquid Fuels Tax allocation for 2019.

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On April 3, 2019, the Borough received \$35,839.47 from the Berks Earned Income Tax Bureau representing the Borough's share of the local earned income tax processed from March 1, 2019 through March 31, 2019.

Mr. Klee made a motion, which was seconded by Dr. Michalik, and unanimously carried, authorizing the payment of Application for Payment No. 5 from Reamstown Excavating, Inc. totaling \$36,688.35 for work done on the 2018 Streets Improvement Project. Roll Call - 7 ayes

This application was reviewed and approved by the Borough Engineer.

UNFINISHED BUSINESS:

Mr. Vanino made a motion, which was seconded by Dr. Michalik, and duly approved, to accept the Borough's 2018 Audit, as received from Reinsel Kuntz Leshar Certified Public Accountants and Consultants, and distributed at last month's meeting.

President Hoffert advised that the County has still not been able to find a solution to the issue with the Animal Rescue League. The Borough has also been seeking a solution to the problem, but to no avail. This matter remains tabled.

NEW BUSINESS:

President Hoffert advised that he was recently made aware of House Bill 349 of 2019. This bill mandates that municipalities enforcing the Pennsylvania Uniform Construction Code through utilization of third party agencies to retain two (2) third party agencies to act on behalf of the municipality.

Following a discussion on the matter, Council adopted **Resolution No. 4-2019**, which states Council's opposition to this Bill, on a motion by Mr. Vanino, seconded by Dr. Michalik, and unanimously carried.

Roll Call - 7 ayes

This resolution will be forwarded to the Borough's State representatives.

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COMMUNICATIONS:

A letter was received from the Pennsylvania Department of Transportation advising that on March 28, 2019 a monitoring review of the Borough's Liquid Fuels Tax Fund was conducted. No areas of concern were noted during this monitoring review.

QUESTIONS FROM THE AUDIENCE: None.

As there was no further business, the meeting was adjourned on a motion by Mr. Vanino and duly carried at 8:31 p.m.

Respectfully submitted,

Jan M. Boyd
Borough Secretary