

The September 12, 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 member Elizabeth M. Bentz was absent. Council members in attendance were: 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 Lieutenant Eric Kohl and Secretary Jan M. Boyd. Thomas Klonis and John A. Hoffert from the Solicitor's office and Kenneth Fulmer of Great Valley Consultants were also in attendance along with the following residents and visitor:

Michael Hart - 618 March Street
Lara Leister - 341 West Walnut Street
Timothy Pulaski - 620 March Street
Harold Stupp - 115 South Miller Street

Susan Shelly - representative, *Reading Eagle*

Action on the minutes of the August 8, 2019, council meeting was deferred until the October meeting, so that the Council members have the opportunity to review them.

PUBLIC COMMENT:

Mr. Hart attended the meeting to inquire whether any progress has been made relative to the poor water drainage in the alley to the rear of his property, which runs parallel to Lancaster Avenue. He had previously addressed his concerns to Council at the July meeting.

President Hoffert advised that the issue was discussed at the Streets-Sanitation-Water Committee meeting. The Committee authorized the engineers to do a survey of the area. The findings of this survey should be received and reviewed at the next Committee

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meeting. Therefore, President Hoffert hopes to have an update on the issue at the next Council meeting.

Mr. Hart apprised Council that he met with a Pennsylvania Department of Transportation (PennDOT) representative regarding the situation. They walked the area of concern. Mr. Hart believes that the representative was looking for something being clogged, but nothing was found. Mr. Hart has not heard from PennDOT since that time.

Ms. Leister presented a petition to Council containing approximately thirty (30) signatures from neighboring property owners requesting Council to compel the owners of 105 North Wyomissing Avenue to repair, secure, and cleanup the property.

President Hoffert advised that several years ago, the property owner (Pair of Aces LLC) came before Council with a plan for improving the property. Unfortunately, the timing was not good for them to proceed, so the project did not go forward. Several months ago, they contacted Council again advising that they were prepared to start the improvements. The plans were signed by the Borough and a Municipal Improvements Agreement was prepared by the Borough Solicitor. Unfortunately, Pair of Aces LLC postponed again.

After further discussion, Dr. Michalik made a motion, which was seconded by Mr. Michael Hoffert, and duly carried, which authorized an inspection of 105 North Wyomissing Avenue owned by Pair of Aces LLC for any code violations.

If any violations are found, a "Notice of Violations" will be issued. If there is no action as a result of this Notice, a citation will be issued.

PUBLIC COMMENT ON AGENDA ITEMS: None.

COMMITTEE REPORTS:

Mayor Hivner gave the Police Department's report for the month of August. During this month, the Department handled 472 incidents, with 89 arrests being made. Also during this month, 3,421 patrol miles were traveled.

Police and Personnel - On a motion by Mr. Ronald R. Klee, Jr., chairman, seconded by Dr. Michalik, and unanimously

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carried, Council approved the payment of \$4,385.86 in overtime paid to the members of the Police Department during the month of August. Roll Call - 6 ayes

Administration-Law-Finance - By motion of Mr. Klee, vice chairman, seconded by Mr. Vanino, and duly carried, Council confirmed the payment of the bills associated with the August 31, 2019 Financial Statements, as follows:

General Fund - \$201,169.41
Water Fund - \$243,981.83
Sewer Fund - \$46,464.21
Recreation Board - \$65,335.92
Fire Fund - \$8,405.94
Streets Improvement Fund - \$0.00

Roll Call - 6 ayes

Fire - Mr. Michael A. Hoffert, chairman, gave the Fire Chief's report for the month of August. During this time, the Department responded to a total of thirty-eight (38) dispatches consisting of five (5) calls in the Borough and thirty-three (33) assists to neighboring departments. The Department also conducted four (4) training sessions during the month.

The members covered all of the 184 hours of available daytime staffing for the month.

Tree-Pole and Light - Mr. Michael Hoffert, vice chairman, advised Council that the Tree Advisory Committee has established Saturday, November 2 as its tentative fall planting date.

Streets-Sanitation-Water - Mr. John W. Hoffert, chairman, noted that there was no Engineers' Report for the month of August.

Mr. Hoffert continued by giving the report of the work done by the Public Works Department during the month of August.

Recreation - Dr. Edward B. Michalik, chairman, reported that the Recreation Board meeting scheduled for September 9, 2019 was rescheduled to Monday, October 7.

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Dr. Michalik advised that a refund request was received from Yamil Echavarria for his pool membership fees paid in the amount of \$175.00. This request was tabled until it could be discussed by the Committee.

The Kyle Pagerly Run will be held on Sunday, October 6, 2019.

Zoning and Codes - Mr. Conrad Vanino, chairman, gave the Borough's Building Code Official's report for the month of August. During this time, ten (10) new permits were issued, two (2) certificates of use/occupancy were issued and thirty-one (31) permits remain open.

Mr. Vanino reported that at a meeting held on September 3, 2019, the Shillington Zoning Hearing Board granted the application of Berks County Nonprofit Development Corporation for a special exception to add an additional unit to their property at 517 East Lancaster Avenue, but to only add one (1) additional parking space instead of the required two (2) spaces.

Solicitor - Mr. Thomas L. Klonis presented **Ordinance No. 1210** which increases the amount the Tax Collector may charge for a tax certification from \$20 to \$25. Council adopted this Ordinance, as presented, on a motion by Mr. Klee, seconded Dr. Michalik, and duly carried.

Manager - Mr. Mountz apprised Council that on August 15, 2019 the Borough received \$25,364.67 from Comcast Cable representing franchise fees owed for the period from April 2019 through June 2019.

On September 4, 2019, the Borough also received \$127,813.88 representing the Borough's share of the earned income tax processed from August 1, 2019 through August 31, 2019.

On a motion by Mr. Klee, seconded by Dr. Michalik, and unanimously carried, Council approved the Borough's Minimum Municipal Obligation (MMO) amounts for the Police Pension Plan and the Non-Uniformed Pension Plan for the year 2020 are as follows:

Police - \$51,634.00
Non-Uniformed - \$144,131.00

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Assistant Borough Manager - Mr. Brossman requested permission to purchase a 2020, 4x4 Explorer with the Police Interceptor package from Manderbach Ford at a CoStars price of \$45,588.31. By motion of Mr. Michael Hoffert, seconded by Mr. Klee, and duly carried, Council authorized this budgeted purchase. Roll Call - 6 ayes

Dr. Michalik then made a motion, which was seconded by Mr. Klee, and unanimously approved, giving authorization to prepare and advertise an ordinance to close Waverly Street on Saturday, November 2, 2019 for "Strike Up the Bands."

QUESTIONS FROM THE AUDIENCE: None.

COMMUNICATIONS:

President Hoffert advised that the Pennsylvania Department of Labor and Industry conducted an audit on the Borough's Building Code Official, James Franey. Everything was in order.

A letter of appreciation was received from the Governor Mifflin Food Ministry for the Borough's support in providing collection locations during the summer concerts.

President Hoffert further advised that a letter of announcement of Mr. Mountz's retirement was also received. Mr. Mountz's last day in the office will be November 15, 2019. Action on this letter will be taken at a later date.

As there was no further business, the meeting was adjourned on a motion by Mr. Klee and duly carried at 8:16 p.m.

Respectfully submitted,

Jan M. Boyd
Borough Secretary