

MINUTES
REGULAR COUNCIL MEETING
DECEMBER 18, 2017

AGENDA: Regular meeting of the Borough Council, Borough of Berwick, Pennsylvania was held Monday, December 18, 2017 at 7:00PM; in City Hall. Presiding at this meeting was President of Council Alvin Hill, Council Members Scott Bower (VP), Jay Jarrett, Andrew Shecktor, Travis Petty, Joanne Huntington, Larry Surkin and Mayor Tim Burke.

Also present were DPW Foreman Jack Kyttle solicitor Attorney Frank Kepner, Fire Chief Randy Remphrey, Borough Treasurer Cassandra Mowery, and Press Enterprise reporter Jeri Gibbons.

Absent from the meeting was Police Chief Ken Strish, and the engineer.

A moment of silence was observed and The Pledge of Allegiance was said.

APPROVAL OF AGENDA: Motion by Councilman Surkin seconded by Councilman Shecktor carried unanimously to approve the agenda with the addition of the purchase of a Ford Pickup Truck for DPW and an executive session at the end of the meeting.

PUBLIC HEARING Lori Clemens, 126 E 6th Street, at the council meeting a month ago, voiced concerns about CITIZENS residents at 128 E 8th Street, property owned by CORRESPONDENCE Matthew Karchner. Since the November meeting PERSONAL contacted Chief Strish about suspicious activity APPEALS: taking place all times of the day and night. Its loud disruptive and in our opinion is illegal. I have worked in public education for 23 years. I have training to look for what a suspicious activity and to my knowledge from these trainings there's all the signs of it there. Chief Strish sent an officer to our home 3 weeks ago asked us to get the evidence on a thumb drive present it to the police. Which we did 2 weeks ago and we have heard absolutely nothing from the police. November 9th my husband spoke to Mr. Harkins

Regarding some issues over at that. Mr. Harkins stated at that time he would get back to us. Six weeks later we have heard absolutely nothing from Mr. Harkins. Recently my husband went outside and spoke to Mr. Karchner personally regarding these people being on our property, doing things that would damaging our property just disruptive behavior, loud obnoxious behavior it stopped momentarily while Mr. Karchner was there. As soon as he left it started again, my husband texted Mr. Karchner and the reply from this landlord is Have a Blessed Day. Thanksgiving Eve was an eve we would like to forget it was loud they were rude we didn't call the police we haven't called the police in a month or more because every time the call goes over the scanner the activity stops. When the police come we look like fools. As soon as the police leave the activity starts all over again. If we call a second time and the police and the police comes a second time as soon as that call goes out the activity stops as soon as the police leave it starts all over again. I leave for work in the dark and come home in the dark and I am afraid to do so yet I'm afraid to be in our home. I spent 14 years working side by side with Sgt Roger Bodwalk many of the police officers and many of you sitting on council for the DARE committee to better the community try to stop illegal activity try to stop drug activity and at that time I thought maybe council cared at the time and we worked shoulder to shoulder and to make things better. Council President Alvin Hill, Mam let me stop you for a second because I don't think it's that council doesn't care I think the majority of us on here would has a lot of sympathy for you however we are not the police department nor we are the codes enforcement that we can come and do something for you right away we can't pass a law that would force. Mrs. Clemens: We're not asking for that we are asking. Mr. Hill: I understand but for you to say that council doesn't care that's just not true because a lot of do care about this whole community. I just wanted to make that clear. Mrs. Clemens: Where does a citizen go to get answers? Mr. Hill: I understand what you are saying. Joann

Huntington: Mrs. Clemens can I say something, I had some of the same problems on my street years ago that you are having and it was horrible so I know what you are going through and I sympathize with you very highly I do because I was going crazy over this and it went on for years and years so I know what you are going through. My husband and I bought a lot of properties to get rid of a lot of those people. Mrs. Clemens: Well have had to call Children and Youth numerous occasions these people refuse to open the door for Children and Youth. Mr. Hill: Greg what do we have going on there what is codes enforcement. Greg: Code Enforcement it's not that we didn't do anything I had a meeting here in Council Chambers with Mr. Karchner. Mr. Karchner then got a letter, a corrective action letter and I didn't carry that any farther because talked about kicking people out we weren't sure if that was legal or not and waiting on our attorneys to what they are going to say on that part. But he did get a corrective action letter on this situation it's the only police report I have right now so I have done I have to do up until this time. I'm not ignoring anyone. Mr. Hill: So you did your letter and we have a copy of the letter and talked to Attorney Kepner, is that correct Attorney Kepner. We talked about it last meeting. Have you talked to the police, talked to the chief talked to the mayor about it. Mrs. Clemens: We talked to the chief. Mr. Hill: OK and what response you get. Mrs. Clemens: None. Mayor Burke: How can it be none when you say when they hear the scanner they stop the noise and as soon as the police leave they start up obviously the police are responding. Mrs. Clemens: The police are responding. Mayor Burke: We can't ask for much more than that Mam. Mrs. Clemens: OK. It was suggested that when they call the police ask them not to put it over the scanner. Explain the situation that the activity stops when it is heard over the scanner. Mrs. Clemens: When is the police station open that we can come and talk. My husband came up the other day. Call the nonemergency if it's not open and office will come.

Valerie Houser, 337 E 10th Street, problem with Parking on their street due to the restaurant's patrons not using the restaurant's parking lot. No parking signs will be placed.

A.D. George, 1027 LaSalle Street, At workshop last week. Ordinance 2013-05. Landlord Responsibility. I live next to a rental property the landlord is absent. The people are disruptive since they moved in. Not only fights, cursing, loud noise, dogs barking, people outside all hours of the night. Called police 12 times. It's all on record at county communications. 7 Vehicles. I don't think they are telling Greg the truth. Greg said he inspected it and three people I know for a fact 4 adults and 8 children, teens all the time all over the place. Police do respond. President Hill: So Frank, if the police are going down there 3 and 4 and 5 times and there is a fight out on the street doesn't our ordinance cover that. Attorney Kepner: Travis and I have to get together on that. Mr. Petty: I did a little more research on that there is a distinction, if the call comes from within the property that is being rented you can't be evicted. If the calls are coming outside it doesn't appear that the courts have addressed that. Greg: Mr. Feldi was sent a corrective action letter. We can't call people lairs.

Councilman Travis Petty asked that the agenda be revised to add the no parking signs.

PRESENTATION: NONE

MINUTES
11/20/2017
& 12/5/2017:
Approved

Motion by Councilman Jarrett seconded by Councilman Surkin carried unanimously to approve the Regular Council Minutes of November 20, 2017 and the Special Council Meeting minutes of December 5, 2017

PAYMENT OF
BILLS:
Approved

Motion by Councilman Surkin seconded by Councilman Bower carried unanimously that the following bills be paid.

AMERICAN FAMILY LIFE ASSURANCE	872.67	KEYSTONE COMMUNICATIONS	123.00
AMERICAN PAPER & SUPPLY INC	130.93	KME FIRE APPARATUS	520,135.00
AMERICAN PAPER & SUPPLY INC	60.31	LARRY C. FRACE INSPECTIONS, LLC	3,152.00
ANNETTE BRENNAN	50.00	LAUBACH'S AUTO REPAIR	324.15
ANNUZIATO DEGEORGE	50.00	LAUBACH'S AUTO REPAIR	945.85
ATLANTIC TACTICAL	53.50	LENDENMANN'S REMODELING	6,275.00
AUTOZONE	164.81	MARINOS, MCDONALD & KNECHT, LLP	120.00
AVAYA, INC	30.62	MARTY SITLER	66.05
BEAVER VALLEY ENVIRENMENTAL LLC	299.33	MATTHEWS FUEL SERVICE, INC.	547.34
BERWICK FIRE POLICE	833.75	MATTHEWS SPRING WATER	38.50
BILLER PRESS	476.59	MATTHEWS SPRING WATER	5.50
BODNAR SALES & SERVICE	253.77	METROCAST	127.12
BORO OF BERWICK MUNICIPAL PENSION	1,011.53	METROCAST	2.17
BORO OF BERWICK MUNICIPAL PENSION	779.94	METROPOLITAN TELECOMMUNICAT	806.81
BOROUGH OF BERWICK GENERAL FUND	6,974.96	MICHAEL KLINETOB	225.00
BOROUGH OF BERWICK GENERAL FUND	35.50	MICHAEL MONICO	1,151.20
BOROUGH OF BERWICK PAYROLL ACCOUNT	37,380.37	MICHAEL MONICO	1,151.20
BOROUGH OF BERWICK PAYROLL ACCOUNT	36,650.83	MICHAEL MONICO	1,151.20
BOROUGH OF BERWICK PAYROLL ACCOUNT	2,232.12	MICHAEL MONICO	225.00
BOROUGH OF BERWICK PAYROLL ACCOUNT	40,555.90	MICHAEL MONICO	1,151.20
BOROUGH OF BERWICK PAYROLL ACCOUNT	9,860.94	MOBILE TRUCK REPAIR SERVICES	458.98
BOROUGH OF BERWICK PAYROLL ACCOUNT	34,319.85	NANCY SBORZ	5.00
BOROUGH OF BERWICK PAYROLL ACCOUNT	14.67	NAPA AUTOPARTS BERWICK	43.96
BOROUGH OF BERWICK PAYROLL ACCOUNT	24.14	NMS	1,153.00
BOROUGH OF BERWICK PAYROLL ACCOUNT	14.53	NOBLE INSDUSTRIAL SUPPLY CORP	474.76
BOROUGH OF BERWICK PAYROLL ACCOUNT	166.67	P A W C	33.07
BOROUGH OF BERWICK PAYROLL ACCOUNT	24.10	P A W C	22.47
BOROUGH OF BERWICK POLICE PENSION	1,196.78	P A W C	37.31
BOROUGH OF BERWICK POLICE PENSION	989.41	P A W C	99.88
BORO OF BWK POLICE PENSION TRUST FD	1,369.65	P A W C	2,767.40
BORO OF BWK POLICE PENSION TRUST FD	1,878.94	PENNSYLVANIA CHIEFS OF POLICE AS	150.00
BRANDON SHULTZ	450.00	PENNSYLVANIA ONE CALL SYSTEM	67.31
BRANDON SHULTZ	140.00	PHILIP KEIFER	27.98
CAMPBELL PRINTING CO.	40.00	PHILIP MAINIERO	225.00
CLEVELAND BROTHERS EQUIPMENT	1,065.20	PIKES CREEK ASPHALT	736.88
COLE'S HARDWARE	169.94	PITNEY BOWES GLOBAL FINANCIAL	184.65
COLE'S HARDWARE	39.79	PPL	838.79
CONNER'S AUTO BODY SHOP	8,297.59	PPL	8,528.65
CONSTELLATION NEWENERGY INC.	382.16	PRESS-ENTERPRISE, INC.	875.23
CONSTELLATION NEWENERGY INC.	1,645.47	PRESS-ENTERPRISE, INC.	34.00
DEFEBO GRAPHICS	215.00	RANDY GAUGLER	225.00
EAGLES FIRE COMPANY	383.33	RANGER HOSE CO	383.33

ERIK HELBING	50.00	REAGAN RAFFERTY	225.00
EUGENE GOLLA	50.00	RELIANCE FIRE CO	383.33
FIRST COLUMBIA BANK & TRUST CO.	1,412.58	RHONDA T. KOCH, CCR	75.00
FIRST COLUMBIA BANK & TRUST CO.	1,955.70	RIVERVIEW BLOCK	302.54
FIRST COLUMBIA BANK & TRUST CO.	3,575.99	ROBERT MAIER	50.00
FIRSTSOURCE SOLUTIONS	94.76	SCOTT SIENKIEWICZ	225.00
FIVE STAR INTERNATIONAL LLC	2,313.95	SEEWALD LABORATORIES, INC.	37.00
FORT DEARBORN LIFE INS.	830.46	ST. JOSEPH'S CENTER	500.00
FRIEDMAN ELECTRIC SUPPLY CO	10.71	STATE WORKMEN'S INSURANCE FUND	7,878.00
GOLDEN EQUIPMENT COMPANY	113.83	STEPHEN LEVAN	225.00
GREGORY C. HARKINS	17.12	STEVE SHANNON TIRE CO	272.02
GREGORY MARTIN	450.00	STEVE SHANNON TIRE CO	698.28
GREGORY MARTIN	62.49	STUART TANK MEMORIAL ASSOC, INC	61.00
HOLDEN SPRUNG	225.00	SUPERIOR PLUS ENERGY SERVICES	553.60
ICMA RETIREMENT TRUST	2,077.87	SUPERIOR PLUS ENERGY SERVICES	876.53
ICMA RETIREMENT TRUST	155.00	SUPERIOR PLUS ENERGY SERVICES	685.82
ICMA RETIREMENT TRUST	2,127.40	SUPERIOR PLUS ENERGY SERVICES	267.45
ICMA RETIREMENT TRUST	155.00	SUPERIOR PLUS ENERGY SERVICES	638.27
ICMA RETIREMENT TRUST	2,187.29	SUSQUEHANNA FIRE EQUIPMENT CO	428.40
ICMA RETIREMENT TRUST	155.00	TEAMSTERS	1,217.20
ICMA RETIREMENT TRUST	2,066.08	TRI-COUNTY HARDWARE	11.99
ICMA RETIREMENT TRUST	155.00	TRI-COUNTY HARDWARE	14.98
J.H. WILLIAMS & CO., LLP	17,200.00	TROY MANEVAL	225.00
JAMES DALBERTO	114.64	UGI PENN NATURAL GAS	431.85
JORDAN HOPPER	214.96	VERIZON WIRELESS	307.55
KEEFER'S ARMY NAVY	300.00	VFIS	2,342.70
KENNETH STRISH	450.00	WASHINGTON NATIONAL INS CO	243.60
KENNETH STRISH	455.51	WEST BERWICK FIRE CO	383.33
KENNETH STRISH	114.00	WEST BERWICK FIRE CO	270.25
KEPNER, KEPNER & CORBA, P.C.	4,084.35		

REPORTS OF
COMMITTEES

MAYOR: Tim Burke.

Listed the events and meetings he attended.

ENGINEER:

NONE

SOLICITOR: Attorney Frank Kepner.

President Alvin Hill asked about the Defender Fire Company. Hopefully have it concluded by

January.

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.

NONE

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

NONE

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

SEE REPORT

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.

BAJSA REPORT: Scott Bower.

Monthly minutes are keep on file.

BUSINESS NOT
READY FOR
ACTION or NO
ACTION NEEDED: NONE

OLD BUSINESS: NONE

ORDINANCES &
RESOLUTIONS:

ORDINANCE Motion by Councilman Bower seconded by
2017-01: Councilman Surkin carried unanimously to
 Approved approve Ordinance 2017-01 setting the Tax
 Millage Rate for 2018.

RESOLUTION Motion by Councilman Bower seconded by
2017-09: Councilman Surkin carried unanimously to approve
 Approved Resolution 2017-09 Appointing a Section 504
 Compliance Officer and Establishing a Grievance
 Procedure.

NEW BUSINESS:

2018 PROPOSED Motion by Councilwoman Huntington seconded by
BUDGET: Councilman Bower carried unanimously to approve
 Approved the 2018 Proposed Budget.

MOVEMENT FOR Motion by Councilman Bower seconded by
CLOCK: Councilman Surkin carried unanimously to approve
 Approved the purchase of the movement for the clock in St.
 Charles Park with a cost of \$679.00.

'51 MACK: Motion by Councilman Petty seconded by
 Tabled Councilman Surkin carried unanimously to table
 Loaning the '51 Mack to Bill's Cycle Barn.

FFY 2017 CDBG Motion by Councilman Bower seconded by
AGREEMENT: Councilman Petty carried unanimously to approve
 Approved the FFY 2017 CDBG agreement.

PETER'S Motion by Councilman Bower seconded by
CONSULTANTS Councilman Surkin carried unanimously to approve

<p>INVOICES: Approved</p>	<p>the payment of 2 invoices to Peters Consultants for work on blighted structures, one for \$1,888.16 and \$225.00 to be paid from CDBG Funding.</p>
<p>COLUMBIA EXCAVATING, LLC INVOICES: Approved</p>	<p>Motion by Councilman Surkin seconded by Councilwoman Huntington carried unanimously to approve the payment of invoice of \$13,800.00 for the demolition of 1001 Pine Street and \$11,050.00 for the demolition of 1149 Chestnut Street to Columbia Excavating, LLC.</p>
<p>STEINBACHER ENTERPRISES, INC. INVOICES: Approved</p>	<p>Motion by Councilman Surkin seconded by Councilwoman Huntington carried unanimously to approve the payment of invoice of \$24,888.00 for the demolition of 732-734 West Front Street and \$19,425.00 for the demolition of 315 Mulberry Street to Steinbacher Enterprises, INC.</p>
<p>BRDARIC EXCAVATING INC. INVOICES: Approved</p>	<p>Motion by Councilman Bower seconded by Councilwoman Huntington carried unanimously to approve the payment of invoice of \$13,500.00 for the demolition of 344 North Vine Street and \$7,000.00 for the demolition of 433 South Arch Street to Brdaric Excavating Inc.</p>
<p>PROGRAM INCOME REUTILIZATION PLAN: Approved</p>	<p>Motion by Councilman Jarrett seconded by Councilman Surkin carried unanimously to approve the Program Income Reutilization Plan.</p>
<p>2016 CDBG CAPER: Approved</p>	<p>Motion by Councilman Bower seconded by Councilman Surkin carried unanimously to approve 2016 CDBG Caper.</p>
<p>PERMIT FEES COMMUNITY GARDEN: Approved</p>	<p>Motion by Councilman Bower seconded by Councilman Surkin carried unanimously to approve waiving the permit fees for a fence and shed for the Community Garden Project.</p>
<p>BALL USE OF TEST TRACK PARK SOFTBALL FIELD:</p>	<p>Motion by Councilwoman Huntington seconded by Councilman Shektor carried unanimously to approve the request from the Berwick Area Little League to use the Test Track Park softball field</p>

Approved Mon - Fri, April 1, 2018 - June 16, 2018 from
4:15 - 7:30 PM.

REAPPOINT Motion by Councilman Petty seconded by
WILLIAM Councilman Surkin carried unanimously to
ALLISON Reappoint William Allison to the Planning
PLANNING Commission for another 4-year term ending
COMMISSION: December 31, 2022.
Approved

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

APPOINT Motion by Councilman Petty seconded by
ATTORNEY Councilman Shektor carried unanimously to
TO CODES Appoint Attorney John Mihalik to the Codes
APPEALS BOARD: Appeals Board.
Approved

APOINT TWO Motion by Councilman Petty seconded by
PLANNING Councilman Jarret carried unanimously to
BOARD appoint Scott Bower and Betty Grey to the
MEMBERS: Planning Board for a 5 year term January
Approved 1, 2018 to December 31, 2022

ADVERTISE Motion by Councilman Bower seconded by
CODES APPEAL Councilman Petty to table advertising for
BOARD member to the Codes Appeal Board. We can
MEMBER: appoint since it has already been advertised.
Tabled

ADDED ITEMS:

PURCHASE Motion by Councilman Petty seconded by
DPW Councilman Shektor carried unanimously to
VEHICLE: allow the DPW Department to purchase a
Approved Ford Pickup Truck and a tool box totaling
\$41,697.15 from the 2017 Liquid Fuels budget.

NO PARKING Motion by Councilman Surkin seconded by
SIGNS: Councilman Jarrett carried unanimously to approve
Approved putting no parking signs on Chestnut Street.

Move to Executive Session

Re open Regular Council Meeting

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