

MINUTES
REGULAR COUNCIL MEETING
October 16, 2017

AGENDA: Regular Meeting of Borough Council, Borough of Berwick, Pennsylvania was held Monday, October 16, 2017 at 7:00 P.M. Presiding at this meeting was Council President Alvin Hill with Council members Bower(VP), 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, Fire Chief Randy Remphrey, DPW Foreman Jack Kyttle, Borough Treasurer Cassandra Mowery and attending. Susan Schwartz of the Press Enterprise was on hand for local reporters.

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 Surkin seconded by Councilman Shecktor carried unanimously to approve the agenda.

PUBLIC HEARING President Hill recognized Boy Scout members Bryce Johnson and Ben Stroup of Troop 22 who are here
CITIZENS
CORRESPONDENCE, for a requirement for one of their badges.

PERSONAL

APPEALS: Robert Maier and his wife along with many others Enjoyed the Berwick Riverfest and he gave credit to Jack Kyttle and the entire DPW crew for all the hustle they do at Riverfest. Congratulations on the birth of his child.

Denise Bedio on the sign ordinance and asked for the removal of the ordinance. Passed out copies of court cases. The ordinance is unconstitutional it violates our 1st amendment rights. Signs are on private property. Went over some of the court cases. Council will review ordinance.

PRESENTATION: NONE

MINUTES
 9/18/2017:
 Approved

Motion by Councilman Jarrett seconded by Councilman Surkin carried unanimously to approve the Regular Council Minutes of September 18, 2017.

MINUTES
 9/28/2017:
 Approved

Motion by Councilman Surkin seconded by Councilman Bower carried unanimously to approve the Special Council Minutes of September 28, 2017.

PAYMENT OF
 BILLS:
 Approved

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

ALVIN HILL	1,250.00	KOVATCH MOBILE EQUIPMENT	6,499.75
ALVIN HILL	178.66	LACAL EQUIPMENT, INC	47.14
AMERICAN FAMILY LIFE ASSURANCE	905.67	LARRY C. FRACE INSPECTIONS, LLC	2,925.00
AMERICAN PAPER & SUPPLY INC	306.90	LAUBACH AUTO PARTS	310.06
AMERICAN PAPER & SUPPLY INC	89.73	LAUBACH'S AUTO REPAIR	31.00
AMERICAN TEST CENTER	1,420.00	MAIAH FARLEY	25.00
ANNETTE BRENNAN	50.00	MARINOS, MCDONALD & KNECHT, LLP	540.00
ANNUZIATO DEGEORGE	50.00	MATTHEWS SPRING WATER	40.00
AUTOZONE	14.47	MATTHEWS SPRING WATER	5.50
AUTOZONE	15.72	MEMORY LANE	750.00
BARLETTA MATERIALS & CONSTRUCTION	2,754.62	METROCAST	127.12
BARRACUDA NETWORKS, INC	2,049.00	METROCAST	2.17
BARRY'S SERVICE INC.	22.73	METROPOLITAN TELECOMMUNICATIONS	800.57
BEAVER VALLEY ENVIRENMENTAL LLC	380.00	MICHAEL MONICO	1,151.20
BERWICK ELECTRICAL SUPPLY, INC.	217.05	MICHAEL MONICO	1,151.20
BODNAR SALES & SERVICE	259.95	MICHAEL MONICO	1,151.20
BOROUGH OF BERWICK GENERAL FUND	30,746.62	MICHAEL MONICO	1,151.20
BOROUGH OF BERWICK MUNICIPAL PENSION	832.06	MID-ATLANTIC FIRE AND AIRE	42.22
BOROUGH OF BERWICK MUNICIPAL PENSION	676.40	MIDLAND ASPHALT MATERIALS INC.	659.15
BOROUGH OF BERWICK PAYROLL ACCOUNT	37,741.71	MIDLAND ASPHALT MATERIALS INC.	605.51
BOROUGH OF BERWICK PAYROLL ACCOUNT	31,814.37	MIKE'S TRUCK REPAIR	50.00
BOROUGH OF BERWICK PAYROLL ACCOUNT	2,232.12	MILLVILLE TRANSFER STATION	31.00
BOROUGH OF BERWICK PAYROLL ACCOUNT	33,355.18	NAPA AUTOPARTS BERWICK	42.00
BOROUGH OF BERWICK PAYROLL ACCOUNT	32,815.39	NAPA AUTOPARTS BERWICK	458.47
BOROUGH OF BERWICK PAYROLL ACCOUNT	20.06	P A W C	34.13
BOROUGH OF BERWICK PAYROLL ACCOUNT	19.97	P A W C	23.52
BOROUGH OF BERWICK PAYROLL ACCOUNT	166.67	P A W C	21.41
BOROUGH OF BERWICK POLICE PENSION	644.26	P A W C	48.98

BOROUGH OF BERWICK POLICE PENSION	712.70	P A W C	2,767.40
BORO OF BWK POLICE PENSION TRUST FD	1,728.85	PCCA	750.00
BORO OF BWK POLICE PENSION TRUST FD	1,337.66	PENNSYLVANIA ONE CALL SYSTEM	53.34
BORO OF BWK POLICE PENSION TRUST FD	67,227.52	PENNSYLVANIA STATE MAYOR'S ASSOC	60.00
CENTRAL PA TEAMSTERS HEALTH & WELF.	40,132.20	PETERS CONSULTANTS, INC.	844.30
CENTRAL PA TEAMSTERS HEALTH & WELF.	5,125.80	PETERS CONSULTANTS, INC.	123.75
CENTRAL PA TEAMSTERS HEALTH & WELF.	1,991.00	PHILIP MAINIERO	190.00
CH WALTZ SONS, INC	63.22	PITNEY BOWES PURCHASE POWER	402.50
CHAPIN SERVICE	287.22	POCONO KITE SYMPHONY	200.00
CLEVELAND BROTHERS EQUIPMENT	390.76	PPL	1,010.23
COLE'S HARDWARE	40.56	PPL	295.24
COLE'S HARDWARE	56.94	PPL	11,494.93
CONSTELLATION NEWENERGY INC.	27.99	PRESS ENTERPRISE, INC.	529.25
CONSTELLATION NEWENERGY INC.	550.43	PSAB MUNI RETIREMENT TRUST	63,058.00
CONSTELLATION NEWENERGY INC.	3.55	QUAD THREE GROUP, INC.	7,943.35
CONSTELLATION NEWENERGY INC.	1,871.28	RANGER HOSE CO	315.00
CUSTOM ADVERTISING	145.00	RANGER HOSE CO	383.33
D&M FIREWORKS, LLC	3,500.00	RELIANCE FIRE CO	383.33
DEBRA FORCE	94.96	RELIANCE FIRE CO	227.51
DEFEBO GRAPHICS	236.24	ROBERT MAIER	50.00
DON E. BOWER, INC.	30,625.80	ROSE OSTROWSKI	25.00
DON E. BOWER, INC.	64,961.00	SCOTT SIENKIEWICZ	34.80
EAGLES FIRE COMPANY	423.35	SEDA-COUNCIL OF GOVERNMENTS	50.00
EAGLES FIRE COMPANY	383.33	SEEWALD LABORATORIES, INC.	182.00
ECKERT SEAMANS CHERIN & MELLOCTT	572.00	STAPLES CREDIT PLAN	271.44
ERIK HELBING	50.00	STAPLES CREDIT PLAN	183.58
EUGENE GOLLA	50.00	STAPLES CREDIT PLAN	311.77
FASTENAL COMPANY	38.79	STAPLES CREDIT PLAN	63.47
FIRST COLUMBIA BANK & TRUST CO.	1,412.58	STAPLES CREDIT PLAN	57.98
FORT DEARBORN LIFE INS.	830.32	STAPLES CREDIT PLAN	41.88
G & S FLAG	120.00	STEVE HAMPTON	36.67
HANSON AGGREGATES INC	394.91	STEVE SHANNON TIRE CO	63.39
HARTMAN & LALLY INSURERS, INC.	2,825.45	STEVE SHANNON TIRE CO	22.95
HELLER'S GAS INC.	36.03	SUPERIOR PLUS ENERGY SERVICES	88.08
HIGHWAY EQUIP & SUPPLY	706.25	SUPERIOR PLUS ENERGY SERVICES	794.67
ICMA RETIREMENT TRUST	1,740.13	SUPERIOR PLUS ENERGY SERVICES	28.68
ICMA RETIREMENT TRUST	155.00	SUPERIOR PLUS ENERGY SERVICES	33.78
ICMA RETIREMENT TRUST	155.00	SUPERIOR PLUS ENERGY SERVICES	409.00
ICMA RETIREMENT TRUST	1,750.38	SUPERIOR PLUS ENERGY SERVICES	638.46
ICMA RETIREMENT TRUST	1,880.05	SUSQUEHANNA FIRE EQUIPMENT CO	40.90
ICMA RETIREMENT TRUST	155.00	TEAMSTERS	1,215.84
ICMA RETIREMENT TRUST	1,888.74	TEAMSTERS	1,217.20
ICMA RETIREMENT TRUST	155.00	THE LOCKER ROOM	522.00

IREM STRING BAND	300.00	TOTAL ACCESS	203.52
JACK KYTTLE	30.00	TRI-COUNTY HARDWARE	56.72
JOHN DAVIS	900.00	TRI-COUNTY HARDWARE	61.92
KEN POLLOCK	1,131.12	TRI-COUNTY-LUMBER DIVISION	788.90
KEN POLLOCK	163.45	TRI-COUNTY-LUMBER DIVISION	65.29
KEPNER, KEPNER & CORBA, P.C.	6,018.29	WASHINGTON NATIONAL INS CO	326.20
KEVIN MILLER	150.00	WEST BERWICK FIRE CO	383.33
KEYSTONE COMMUNICATIONS	226.50	WEX BANK	1,413.20
KNORR HAULING, INC.	6,187.50	WEX BANK	1,627.11

REPORTS OF
COMMITTEES

MAYOR: Tim Burke.

- October 8, 2017 BYFL yearly fundraiser at Vo-Tech
- October 10, 2017 attended the Crime Watch
- October 15, 2017 attended the YMCA mortgage burning.
- Working with a gentleman trying to bring a new business to the area.
- Wants to follow up on the crossing guard at 8th and Fowler Ave.
- Wished all candidates good luck in the upcoming elections.

ENGINEER:

SOLICITOR: Attorney Frank Kepner.

- Mr. Berlin filed preliminary objections to try and have the one lawsuit we filed against him thrown out. The court ruled against us with one of the objections but the two major objections ruled against him. We need to file criminal citations before get the five hundred dollars a day but we can proceed with the lawsuit. Codes will be the ones to file the citations.

CIVIL SERVICE COMMISSION: Damien Scoblink

- We have fourteen applications to test on Saturday 10AM at the track at the Salem Elementary School.

PERSONNEL: Travis Petty-Joanne Huntington

- NONE.

LEGAL AND FINANCE: Travis Petty-Andrew Shecktor

- Shecktor sidewalks issue working with a number of people to look for legal precedence and case precedence. September workshop brought up the issue of the notice sent to him about repairing his sidewalks that was damaged by a tree that the borough owns and he looked at a price to have it done. It would cost \$8000.00. He got an extension got a second letter to repair. After doing research he came to the conclusion that it's a possibly residents are actually on liable for damage done by shade trees planted on the property abutting your property. After he gets a citation he can fight it.

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

- Summer concerts are done. Riverfest is done.

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

- Nothing to report

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

- Fall leaf pick up will be November 6th through the 9th. Jack thanked everyone for allowing us to have Riverfest.
- SEE DPW REPORT

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

- Berwick Fire Department responded to 38 calls last month.

- October 24, 2017 is the Elk's Halloween parade.
- Fireman Relief is purchasing up to 45 pieces of new gear. They are also purchased a base unit that has a thermal imaging unit.
- Squad 124 is set to be sent out to be painted. Wanted to make sure Council was aware of that. Concern out the murals on the doors. There is an agreement concerning that, that Frank Kepner.

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

- SEE CODES REPORT.
- The Tuzzi hearing will be next Thursday at Magistrate Long's Office in Catawissa.

SAFETY: Joanne Huntington-Scott Bower.

- Adding another street light on Monroe Street.
- Block of alley off of Monroe Street.

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

- SEE REPORT.
- Officer Mainiero has been awarded one of the 2017 DUI Top Gun Awards through the Pennsylvania DUI Association and he will receive that award on November 9th in Seven Springs, PA.

BAJSA REPORT: Scott Bower.

- Monthly minutes are keep on file.
- All streets have been completed minor paving needs to be made through out the project.

BUSINESS NOT
READY FOR
ACTION or NO

ACTION NEEDED: NONE

OLD BUSINESS: NONE

NEW BUSINESS:

ADVERTISE
BOROUGH
MANAGER:
Approved
Motion by Councilperson Surkin seconded by Councilwoman Huntington to advertise for the borough manager position. Six ayes voting no was Councilman Jarrett. Motion approved.

ADVERTISE
BAJSA BOARD
SEAT:
Approved
Motion by Councilwoman Huntington seconded by Councilman Shektor to advertise for letters of interest for the board seat on the Berwick Area Joint Sewer Authority term expiring on December 31, 2017. Six ayes voting no was Councilman Jarrett.

WAIVE PERMIT
FEES:
Approved
Motion by Councilman Petty seconded by Councilman Jarrett carried unanimously to approve the request from Timothy Maron, a Lifescout with Boy Scout Troop 300, to waive all permit fees for the house he is building for a veteran in need.

ENGINEERING
INVOICES CDBG
BLIGHTED
HOUSING
PROJECT:
Approved
Motion by Councilman Surkin seconded by Councilman Jarrett carried unanimously to approve paying Peters Consulting invoices for \$837.50, \$140.00 and \$172.20 to be paid from CDBF funds under the Blighted Housing Project.

INSTANT
REPLACEMENT
INSURANCE:
Denied
Motion by Councilman Bower seconded by Councilman Shektor carried unanimously to deny the purchase of the instant replacement insurance for the Barracuda email Security Gateway 300 system.

CHRITMAS
PARADE POSTING
CLOSING
STREET:
Approved
Motion by Councilman Petty seconded by Councilman Jarrett carried unanimously to approve the November 24, 2017 for the annual Christmas Parade, the closing of the 100 block of West Front Street starting at 10:00 a.m., posting the streets with no parking signs on the parade route and the use of the Fire Police for traffic control.

9th ANNUAL RUN FOR THE CAUSE AND 9th ANNUAL SPEEDO RUN :
Approved

Motion by Councilman Jarrett seconded by Councilman Bower carried unanimously to approve Saturday, November 4, 2017 for the 9th Run for the Cause and November 25, 2017 for the 9th Annual Speedo run.

YARD SIGNS ON MARKET STREET PLOTS:
Approved

Motion by Councilman Jarrett seconded by Councilman Bower carried unanimously to approve the request from For the Cause to place yard signs on the Market Street Plots that are being sold to help raise money in conjunction with the 9th Annual Speedo rund.

REPLACEMENT TRAFFIC SIGNAL POLE SECOND AND LASALLE STREETS:
Approved

Motion by Councilman Jarrett seconded by Councilman Surkin carried unanimously to proceed with the replacement of the traffic signal pole at Second and LaSalle street with the costs being reimbursed by the insurance claim.

APPLICANT AGENT:
Appointed

Motion by Councilman Jarrett seconded by Councilman Bower carried unanimously to appoint Cassandra Mowery to replace Shane Pepe as the Applicant Agent for the Borough of Berwick.

OPENING OF FIRE ENGINE LOAN BIDS:
Approved

First Columbia Bank 5 year 2.5% 10 year 2.94%
FNB Bank 5 year 3.12% 10 year 3.62%
City National Bank 5 year 2.03% 10 year 2.39%
the

AWARD FIRE ENGINE LOAN:
Awarded

Motion by Councilman Jarrett seconded by Councilman Shecktor to award the Fire Engine Loan to First Columbia Bank & Trust in the amount of \$371,661.00 with an interest rate of 2.94% for 10 years. Vote by roll call: Bower Yes, Jarrett Yes, Shecktor Yes, Surkin Yes, Petty No, Huntington No, and Hill Yes. Ayes have it loan Awarded.

ORDINANCES & RESOLUTIONS:

DESIGNATION OF AGENT RESOLUTION:
Approved

Motion by Councilman Jarrett seconded by Councilman Surkin carried unanimously to the Designation of Agent Resolution.

RESOLUTION
2017-05:
Approved

Motion by Councilman Jarrett seconded by Councilman Shektor to approve Resolution 2017-05, authorizing the Borough of Berwick to finance the purchase of a KME Custom Pumper Fire Engine through First Columbia Bank and Trust. 6 Ayes Councilman Huntington voted No.

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