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October 16, 2007  
Kutztown, PA

The regular meeting of the Kutztown Borough Council was called to order at 7:30 p.m. in the Kutztown Municipal Building by President Malcolm A. Eidle, with other members present: Mr. Edwin Seyler, Mr. Brendan Strasser, Mr. James Schlegel, Mr. Mark Gangewere, Mr. Kevin Snyder, Student Ambassador Carmen Bloom and Mayor Sandy Green. Student Ambassador Steven Kenney was absent. Mr. Keith Mooney, representing the Borough Solicitor; Mr. Jaymes A. Vettraino, Borough Manager/Treasurer; Mr. Richard Celmer, representing the Borough's planning and water/wastewater engineering firm of Spotts, Stevens, & McCoy, Inc.; Mr. Theodore R. Cole, Chief of Police; Mr. Richard J. Diehm, Director of Planning and Zoning; Ms. Rachael Birckbichler, Community Development Director; Mr. Frank P. Caruso, Director of Information Technologies; Patrol Officers William A. Wyandt and Brian A. Klouser; Sergeant Raymond A. Schell, Jr.; Criminal Investigator Heather P. Rhoads; Corporal Paul M. Clery; Bonnie Bray, Borough Secretary/Human Relations Director; Kutztown residents Filbert Grim, Jr., Joseph Pasquale, George M. Kusterer, and Jay Druckenmiller; Al Leonzi, representing Higher Education Solutions; and Michelle Park, reporter for the Reading Eagle were also present.

President Eidle called for the opening of bids for 300 tons of rock salt for the 2007-08 winter season. The Borough Manager opened and read bids received from Oceanport, LLC, Claymont, DE, in the total bid amount of \$20,850.00; Eastern Salt Company, Inc., North Chelmsford, MA, in the total bid amount of \$20,970.00; and International Salt Company, LLC, Clarks Summit, PA, in the total bid amount of

\$19,773.00. Morton Salt, Chicago, IL, and American Rock Salt, Mt. Morris, NY, both submitted "No Bids." A motion was made by Mr. Schlegel, seconded by Mr. Snyder, Resolved, To award the bid for 300 tons of rock salt pending review by the Borough Solicitor, the Borough Manager and Public Works Superintendent. Passed by unanimous vote.

Mayor Green presented the Exceptional Duty Award to Corporal Paul Michael Clery, Jr. and the Distinguished Unit Citation Award to Corporal Paul Michael Clery, Jr.; Patrol Officers Brian A. Klouser, Walter J. Skavinsky and William A. Wyandt; Sergeant Raymond A. Schell, Jr., and Criminal Investigator Heather P. Rhoads. Chief Cole applauded Officers Clery, Klouser, Skavinsky, Wyandt, Schell and Rhoads for all of them doing an exceptional job. A motion was made by Mr. Snyder, seconded by Mr. Gangewere, Resolved, To adopt the following Resolutions:

RESOLUTION NO. 39-2007

A RESOLUTION OF THE COUNCIL OF THE BOROUGH OF KUTZTOWN, BERKS COUNTY, PENNSYLVANIA TO AFFIRM THE RECOMMENDATION OF THE AWARDS REVIEW BOARD TO AWARD THE EXCEPTIONAL DUTY AWARD TO KUTZTOWN BOROUGH POLICE DEPARTMENT CORPORAL PAUL MICHAEL CLERY, JR.

WHEREAS, Kutztown Borough Police Department Standard Operating Procedure 2001-01 provides for the recognition of Police Officers who perform their duties in a manner beyond that which is normally expected; and

WHEREAS, the recognition of Police Officers is done by awards; and

WHEREAS, Standard Operating Procedure 2001-01 requires that the Council of the Borough of Kutztown affirm by resolution a recommendation by the Awards Review Board; and

WHEREAS, the Awards Review Board has recommended that Kutztown Borough Police Department Corporal Paul Michael Clery, Jr. be awarded the EXCEPTIONAL DUTY AWARD for distinguishing himself by an outstanding

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achievement of service, bringing credit to himself and the Kutztown Borough Police Department, for service rendered to the community in a clearly exceptional manner. Corporal Paul Michael Clery, Jr., while on uniformed patrol of the Borough of Kutztown, did come upon a homicide that had just occurred and did singly detain five suspects at gunpoint until assistance could be obtained from other responding police officers, thereby permitting the successful investigation and prosecution of the offenders. Such unparalleled alertness and action taken by Corporal Paul Michael Clery, Jr. has brought honor to both himself and the Kutztown Borough Police Department.

NOW, THEREFORE, BE IT RESOLVED AND IT IS HEREBY RESOLVED by the Council of the Borough of Kutztown to award the EXCEPTIONAL DUTY AWARD to Kutztown Borough Police Department Corporal Paul Michael Clery, Jr.

This Resolution shall become effective on October 16, 2007.

DULY ADOPTED AS A RESOLUTION this 16<sup>th</sup> day of October, 2007 by the Council of the Borough of Kutztown, Berks County, Pennsylvania, in a lawful session duly assembled.

## RESOLUTION NO. 40-2007

A RESOLUTION OF THE COUNCIL OF THE BOROUGH OF KUTZTOWN, BERKS COUNTY, PENNSYLVANIA TO AFFIRM THE RECOMMENDATION OF THE AWARDS REVIEW BOARD TO AWARD THE DISTINGUISHED UNIT CITATION AWARD TO KUTZTOWN BOROUGH POLICE DEPARTMENT POLICE OFFICERS (IN ALPHABETICAL ORDER) CORPORAL PAUL MICHAEL CLERY, JR., PATROL OFFICER BRIAN A. KLOUSER, CRIMINAL INVESTIGATOR HEATHER P. RHOADS, SERGEANT RAYMOND A. SCHELL, JR., PATROL OFFICER WALTER J. SKAVINSKY, AND PATROL OFFICER WILLIAM A. WYANDT.

WHEREAS, Kutztown Borough Police Department Standard Operating Procedure 2001-01 provides for the recognition of Police Officers who perform their duties in a manner beyond that which is normally expected; and

WHEREAS, the recognition of Police Officers is done by awards; and

WHEREAS, Standard Operating Procedure 2001-01 requires that the Council of the Borough of Kutztown affirm by resolution a recommendation by the Awards Review Board; and

WHEREAS, the Awards Review Board has recommended that Kutztown Borough Police Department Personnel Corporal Paul Michael Clery, Jr., Patrol Officer

Brian A. Klouser, Criminal Investigator Heather P. Rhoads, Sergeant Raymond A. Schell, Jr., Patrol Officer Walter J. Skavinsky, and Patrol Officer William A. Wyandt be awarded the DISTINGUISHED UNIT CITATION for superior service to the community, the Borough of Kutztown, and the police department, during a successful investigation into a homicide resulting in the immediate arrest of three suspects, occurring on September 7, 2007. These officers performed in an unparalleled manner, exhibiting exceptional dedication to duty and unequalled professionalism, working as a team to successfully investigate and prosecute the offenders of a crime that shocked the entire community.

NOW, THEREFORE, BE IT RESOLVED AND IT IS HEREBY RESOLVED by the Council of the Borough of Kutztown to award the DISTINGUISHED UNIT CITATION to Kutztown Borough Police Department personnel Corporal Paul Michael Clery, Jr., Patrol Officer Brian A. Klouser, Criminal Investigator Heather P. Rhoads, Sergeant Raymond A. Schell, Jr., Patrol Officer Walter J. Skavinsky, and Patrol Officer William A. Wyandt.

This Resolution shall become effective on October 16, 2007.

DULY ADOPTED AS A RESOLUTION this 16<sup>th</sup> day of October, 2007 by the Council of the Borough of Kutztown, Berks County, Pennsylvania, in a lawful session duly assembled.

Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Schlegel, Resolved, To approve the Consent Agenda, as corrected, consisting of the following items:

- Review and accept the Minutes of the September 18, 2007 Council Meeting.
- Review and accept the Borough Community Development and Public Safety Report for September, 2007.
- Review and accept the Community Development Quarterly Comparison of Fees Report for the Third Quarter.
- Ratify the signature and submission of a DCED grant for funding to offset overtime costs associated with weekend police services.
- Authorize the appropriate Borough officials to execute the Pennsylvania State University Request to Use Facilities and Indemnification Agreement for the annual management retreat on November 30, 2007.

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- Authorize the appropriate Borough officials to execute the Banquet Hall Rental Contract with Kutztown Fire Company No. 1 for the employee luncheon event on January 19, 2008.
- Ratify the hiring of Evan Muller, Hamburg, PA, as an Electric Department Student Intern at an hourly rate of \$10.00, effective Monday, October 15, 2007 and authorize the execution of the Berks Career and Technology Center Training Agreement for Work-Based Learning.
- Ratify the hiring of a temporary employee to assist with front office assignments.
- Ratify the authorization given to the Borough Engineer to begin design of a new storm water collection system in the area of College Boulevard and Fairview Drive.
- Accept the Public Works Committee's recommendation to approve Kutztown University's OCAC request to waive the associated fees for the use of the Kutztown Park band shell and for the parade permit for its "Beautify and Unify" block party event on November 3, 2007, contingent upon OCAC providing required insurance prior to the event and its adherence to the advertising guidelines as established by the Public Works Committee.
- Accept the Public Works Committee's recommendation to approve Kutztown Community Partnership's (KCP) request to waive the fees associated with the rental of the Kutztown Park Brick Pavilion for a KCP-sponsored "Tailwaggers Dogwalk" on October 14, 2007.
- Accept the Public Works Committee's recommendation to approve Kutztown Community Partnership's (KCP) request to waive the parade permit and associated barricade fees for the Merchant Trick-or-Treat night on Wednesday, October 24, 2007 from 6 p.m. to 8 p.m.
- Approve execution of Addendum #2 to the March 25, 2004 agreement with Sacony Commons, to add an additional Internet service fee and to change the address of the owner.
- Ratify the signature and submission of a contract with the Big 10 Network to add the network to the Hometown Utilicom offering.
- Ratify approval for the payment of bills and necessary transfers of funds which have been provided to Borough Council in the Accounts Payable G/L Distribution Report, including payment dates from September 15, 2007 to October 12, 2007, as summarized below:

General Fund	\$187,390.42
Refuse and Recycling Fund	\$60,912.29
Fire Protection Tax Fund	\$15.06
Recreation Tax Fund	\$38.41
Road Tax Fund	\$41.98
Water Fund	\$122,742.60
Electric Fund	\$521,365.57
Sewer Fund	\$124,271.21
Telecommunications Fund	\$52,983.25

Passed by unanimous vote.

President Eidle asked if there was anyone who wished to address Council before proceeding with the agenda, and there was no response.

Under Borough Planning Commission, a motion was made by Mr. Strasser, seconded by Mr. Schlegel, Resolved, To approve the As-Built plan for Phase 3 of Carriage Point Estates. Passed by unanimous vote.

*Off the agenda, Mr. Strasser noted the Borough Planning Commission's letter dated October 11, 2007, to Lehigh Cement with regard to the proposed quarry expansion in Richmond Township. The letter requests copies of any studies performed that specifically address how the proposed quarry expansion would affect the Borough of Kutztown with respect to water supply, air quality, traffic patterns, and similar concerns.*

Returning to the agenda, under Community Development and Public Safety Committee, a motion was made by Mr. Strasser, seconded by Mr. Snyder, Resolved, To introduce and authorize advertisement of the proposed Ordinance amending §212-58 of the Kutztown Code so as to reduce the speed limit from 35 to 25 miles per hour on West Walnut Street from Greenwich Street to College Boulevard. Passed by unanimous vote.

A motion was made by Mr. Strasser, seconded by Mr. Schlegel, Resolved, That the following Ordinance be enacted and ordained:

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## ORDINANCE NO. 13-2007

AN ORDINANCE OF THE BOROUGH OF KUTZTOWN, COUNTY OF BERKS, COMMONWEALTH OF PENNSYLVANIA AMENDING §212-77 OF THE CODE OF THE BOROUGH OF KUTZTOWN, SO AS TO REVISE AND RESTATE IN ITS ENTIRETY THE NO STOPPING, STANDING OR PARKING AREA ON INDUSTRIAL AVENUE.

Passed by unanimous vote.

A motion was made by Mr. Strasser, seconded by Mr. Snyder, Resolved, To approve the concept of and authorize the Solicitor to prepare an Ordinance establishing an Environmental Advisory Council (EAC) that will serve in a consultative capacity to Council. The composition of the EAC shall be as follows: (1) consist of seven members, six of whom will be Borough residents and one will be a student member who lives either on the KU campus or within the Borough; (2) members shall serve three-year terms; (3) terms shall be staggered; (4) one Borough Council member shall serve in an advisory role; and (5) the EAC shall meet monthly at a prescheduled time, date and location. Mr. Strasser commented that several residents have already expressed an interest in participating on the EAC and that he anticipates by year's end to be ready to make appointments. Passed by unanimous vote.

A motion was made by Mr. Strasser, seconded by Mr. Snyder, Resolved, To table the agenda item to introduce and authorize advertisement of a proposed Resolution to amend Chapter A231 of the Kutztown Code so as to increase housing license fees beginning with the 2008-2009 licensing year. Passed by unanimous vote.

A motion was made by Mr. Strasser, seconded by Mr. Gangewere, Resolved, To adopt the following Resolution:

## RESOLUTION NO. 41-2007

A RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF KUTZTOWN, COUNTY OF BERKS, COMMONWEALTH OF PENNSYLVANIA, RESCINDING RESOLUTION 27-2003 APPOINTING A DESIGNATED ELECTRICAL INSPECTION AGENCY FOR THE BOROUGH OF KUTZTOWN AND ESTABLISHING THE AUTHORITY TO ASSIGN INSPECTORS AS NECESSARY.

WHEREAS, the Borough Council of the Borough of Kutztown passed Resolution 27-2003 on December 16, 2003 which designated and appointed Lehigh Valley Inspection Service as the only electrical inspection agency for the Borough pursuant to Chapter 107 of the Code of the Borough of Kutztown.

WHEREAS, the Borough Council of the Borough of Kutztown wishes to rescind Resolution 27-2003 in its entirety and further acknowledges the expiration of any prior contract entered into with Lehigh Valley Inspection Service as part of that Resolution.

WHEREAS, due to staffing constraints, the Borough Council of the Borough of Kutztown acknowledges the need to engage ICC-Certified and insured third-party inspection contractors from time to time to perform a variety of construction-related inspections which may include, but are not limited to building, electrical, plumbing, mechanical, curb, sidewalk and driveway as required under the Pennsylvania Uniform Construction Code, pursuant to Chapter 77 of the Code of the Borough of Kutztown.

WHEREAS, the Borough Council of the Borough of Kutztown wishes to allow Committees of Borough Council the discretion to direct Borough staff the use of any ICC-Certified and insured third party inspection contractor to perform inspections as required under the Pennsylvania Uniform Construction Code, pursuant to Chapter 77 of the Code of the Borough of Kutztown.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Kutztown that there shall be no single designated or appointed electrical inspector for the Borough of Kutztown.

BE IT FURTHER RESOLVED, by the Borough Council of the Borough of Kutztown that Committees of Borough Council may direct Borough staff to use any ICC-Certified and insured third party inspection contractor to perform required inspections which may include, but are not limited to building, electrical, plumbing, mechanical, curb, sidewalk and driveway under the Pennsylvania Uniform Construction Code, pursuant to Chapter 77 of the Code of the Borough of Kutztown.

BE IT FURTHER RESOLVED, that any and all resolutions and parts of resolutions inconsistent with this Resolution are hereby superceded, including, specifically, any prior resolutions appointing any electrical inspection agencies for the Borough of Kutztown, and this Resolution shall remain in effect until superceded by a duly adopted resolution of the Borough Council of the Borough of Kutztown.

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DULY ADOPTED AS A RESOLUTION this 16<sup>th</sup> day of October, 2007, by the Borough Council of the Borough of Kutztown, Berks County, Pennsylvania, in lawful session duly assembled. Passed by unanimous vote.

A motion was made by Mr. Strasser, seconded by Mr. Seyler, Resolved, To introduce and authorize advertisement of a proposed Ordinance amending Chapter 136 of the Kutztown Code, entitled "Property Maintenance" so as to include a section for violations and penalties. Passed by unanimous vote.

Additional Off-Agenda Items:

1. *David Walker's term on the Borough Planning Commission -*

A motion was made by Mr. Strasser, seconded by Mr. Gangewere, Resolved, To accept, with regret, the letter of resignation from David Walker, member of the Borough Planning Commission, whose term is expiring in October, 2007. Passed by unanimous vote.

2. *Appointment of new member for the Borough Planning Commission -*

A motion was made by Mr. Strasser, seconded by Mr. Schlegel, Resolved, To appoint George Kusterer to a four-year term on the Borough Planning Commission, expiring in October, 2011. Passed by unanimous vote.

3. *Waiver of plumbing permit fees totaling approximately \$750.00 for residential Pine Street water lines, affected by the Pine Street water line project –*

A motion was made by Mr. Strasser, seconded by Mr. Schlegel, Resolved, To waive the plumbing permit fees totaling approximately \$750.00 for residential Pine Street water lines, affected by the Pine Street water line project. Passed by unanimous vote.

4. *October 15, 2007 written request from Higher Education Solutions, LLC, with regard to Zoning Appeal No. Z-07-08 concerning the proposed development along Apple Alley –*

With regard to the continued Zoning Board hearing on October 30, 2007, to consider requests for variances for the Apple Alley project, Mr. Leonzi, representing Higher Education Solutions, LLC, (HES) advised Council that HES is withdrawing its request for a Special Exception to 225-25-1.C, "Student home separation requirements." He further indicated that HES plans to request the required variances related to "maximum dwelling units per gross acre." Mr. Leonzi explained that the low-rise apartment building will not be available for lease to "students" (undergraduates) as defined in the Kutztown Code. Based on the belief that Council's previous decision to instruct the Solicitor to intervene at the Zoning hearing regarding the HES property came about because of the student separation zone issue, HES is now requesting that Council reconsider its previous decision to have the Solicitor intervene and object to the project since the project is removing the student housing request. Council members asked for some assurance that if the units are not filled by faculty, staff and graduate students, the developer would not resort to renting to students. Mr. Seyler recommended that the Solicitor should still represent the Borough at the October 30, 2007 hearing. No further action was taken by Council. The solicitor will intervene at the October 30, 2007 hearing.

5. *Mr. Strasser noted that Council feels a need to follow up on the town hall meeting held on October 4, 2007 and further indicated that initiatives will be discussed at the November Council meeting.*

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Returning to the agenda, under Police Committee, Mayor Green submitted the Police Report for the month of September, 2007, copies of which were given to Council.

She reported the following fines were collected:

District Justice Greth	August, 2007	\$4,919.33
Clerk of Common Pleas	August, 2007	\$849.32
Secretary's Office	September, 2007	\$6,210.00
Commonwealth of PA	February-July, 2007	\$950.00

Mayor Green read the following Proclamation which removes a disability parking zone located at 129 Wentz Street beginning at a point 40 feet west of the intersection of Wentz Street and Bock Alley in an easterly direction for a distance of 20 feet:

## PROCLAMATION

TO WHOM IT MAY CONCERN:

In accordance with the authority granted me as Mayor of the Borough of Kutztown, under the provisions of § 212-7, "Powers enumerated," of Chapter 212, "Vehicles and Traffic," of the Code of the Borough of Kutztown, enacted by Ordinance No. 12-1995, which was enacted on December 26, 1995, and approved on December 30, 1995, I, Sandra K. Green, Mayor of the Borough of Kutztown, do hereby proclaim that, pursuant to § 212-82 (B), the disability parking zone at the below location is to be removed:

- (1) One space at 129 Wentz Street beginning at a point 40 feet west of the intersection of Wentz Street and Bock Alley in an easterly direction for a distance of 20 feet.

This Proclamation shall become effective on November 30, 2007 at 12:01 AM prevailing time unless rejected by resolution by the Council of the Borough of Kutztown adopted before the aforesaid effective date.

Mayor Green read the following Proclamation designating the area on the west side of College Boulevard, from College Garden Drive, for 360 feet in a northward

direction and the area on the south side of Wentz Street, from College Boulevard for 160 feet in an easterly direction, as Parking Prohibited at All Times areas:

## PROCLAMATION

### TO WHOM IT MAY CONCERN:

In accordance with the authority granted me as Mayor of the Borough of Kutztown, under the provisions of §212-7, "Powers enumerated," of Chapter 212, "Vehicles and Traffic," of the Code of the Borough of Kutztown, I, Sandra K. Green, Mayor of the Borough of Kutztown, do hereby proclaim the following, upon this Proclamation becoming effective:

- (A) College Boulevard, on the west side, from College Garden Drive, for 360 feet in a northward direction, to be a Parking Prohibited at All Times area.
- (B) Wentz Street, on the south side, from College Blvd., for 160 feet in an easterly direction, to be a Parking Prohibited at All Times area.

This Proclamation shall become effective on November 30, 2007 at 12:01 AM prevailing time unless rejected by resolution by the Council of the Borough of Kutztown adopted before the aforesaid effective date.

With regard to the above-stated proclamation, Mr. Vettraino reported that there were requests to post the signs prior to the November 30, 2007 effective date. Even though the no parking area would not be enforceable until the effective date, Mr. Vettraino pointed out that the signs may assist in keeping vehicles off the corner. Filbert Grim and Joe Pesquale asked that the signs be posted as soon as possible. Mr. Snyder agreed that the Borough should prepost.

Mayor Green recognized the Kutztown Lions Club for a \$4,000 donation to the Borough of Kutztown for the purchase of bulletproof vests for the Police Department. Mr. Schlegel inquired as to how many vests the department would receive. Chief Cole responded that the department will receive eight vests and ten gas masks. He is scheduled to address the Club at its January meeting.

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*Off the agenda, Mayor Green noted the Merchants' Trick or Treat night next Wednesday from 6 to 8 p.m.*

Under Public Works Committee, Mr. Snyder had nothing to report.

Additional Off-Agenda Items:

1. *An update on the Street light project -*

Mr. Vettrano provided a brief update on the Street light project. About 65 percent of the cutting has been completed. A narrow soldier course will be placed with conduit, and then filled with stone to grade. Light posts will be received in late November and will be placed with pedestals after removing old ones. Last, the concrete will be poured. With regard to lighting and safety, he reminded everyone that the grant application encompassed pedestrian-friendly lights with the intent to provide a safe environment. The lights have been built to PennDOT specifications. He also advised that because of the grant, the project requires a considerable amount of inspection, and the Borough decided to provide its own inspector at its own cost to oversee the project.

2. *An update on the train station project -*

Mr. Schlegel asked for an update on the recent decision that the train station be placed on the National Register of Historic Places. Mr. Vettrano indicated that the train station is eligible for the national register and that the grant funds will not negatively impact placement on the national register. The train station committee will need to reconvene in order to request application for the registry.

Returning to the agenda, under Personnel Committee, the Executive Session to discuss the nonuniformed pension plan was deferred until the end of the meeting.

A motion was made by Mr. Seyler, seconded by Mr. Snyder, Resolved, To approve the revised proposed Crew Leader ó Streets/Grounds/Buildings position description. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Snyder, Resolved, To extend the probationary period for Jeffrey Dietrich, CSO, for an additional 1,040 hours. Passed by unanimous vote.

*Off of the agenda, under Electric and Telecom Committee, Mr. Gangewere reported that the Big 10 channel is up and running on Channel 43.*

*Off of the agenda, under Water and Wastewater Committee, Mr. Schlegel noted that the Pine Street water project is underway and moving along smoothly.*

Returning to the agenda, under Finance and Technology Committee, Mr. Eidle and Mr. Vettrano reviewed the Budget Performance Summary Report Through September 30, 2007.

A motion was made by Mr. Gangewere, seconded by Mr. Strasser, Resolved, To introduce and authorize advertisement of the proposed Ordinance amending Chapter 200 of the Kutztown Code to comply with the changes to the state law regarding the Local Services Tax, formerly known as the Emergency and Municipal Services Tax. Passed by unanimous vote.

A motion was made by Mr. Schlegel, seconded by Mr. Snyder, Resolved, To authorize an unbudgeted payment to the Kutztown Fire Company from the Fire Protection Tax Fund in the amount of \$27,000.00 to be used toward the refurbishment costs of a recently purchased ladder truck. Passed by unanimous vote.

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Under Miscellaneous, Mr. Eidle acknowledged receipt of the Louisa Gonser Community Library, Inc., Financial Statements Together With Auditors' Report, for period ending December 31, 2006. Any questions should be addressed to Karen Howard, Library Director.

*Off-agenda item – Master park plan surveys -*

Mr. Diehm reported that the surveys regarding the master park plan were randomly mailed to citizens and urged anyone who receives a survey to complete it and to return it promptly to the Borough.

Mr. Eidle called for an Executive Session at 8:30 p.m. to review a nonuniformed pension plan matter. The Executive Session ended, and the meeting reconvened at 8:45 p.m. A motion was made by Mr. Schlegel, seconded by Mr. Snyder, Resolved, To allocate the 2007 excess interest award granted by the Pennsylvania Municipal Retirement System as follows: credit active members' accounts with \$194,596.71 in equal percentages against individual balances and credit retired members' accounts with \$54,054.64 in equal dollar amounts to each retiree. Passed by unanimous vote.

There being no further business, a motion was made by Mr. Gangewere, seconded by Mr. Snyder, Resolved, To adjourn the meeting at 8:46 p.m. Passed by unanimous vote.

Prepared and  
Attested by: Bonnie Bray  
Secretary

Malcolm Eidle and Bonnie Bray hereby ordered payment of the expenditures listed in the Accounts Payable G/L Distribution Report, including payment dates from September 15, 2007 to October 12, 2007, in accordance with Section 1106 of the Borough Code, Commonwealth of Pennsylvania.

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Malcolm A. Eidle

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Bonnie Bray