

January 20, 2009
Kutztown, PA

A regular meeting of the Kutztown Borough Council was called to order at 7:34 p.m. in the Kutztown Municipal Building by the President, Mr. Malcolm A. Eidle, with other members of Borough Council present: Mr. Edwin K. Seyler, Mr. James F. Schlegel, Mr. Mark R. Gangewere, Mr. Kevin J. Snyder, Ms. Amy Bray and the Mayor, Ms. Sandra Green. Mr. Keith Mooney, Borough Solicitor; Mr. Gabriel Khalife, Borough Manager/Treasurer; Mrs. Gina M. Wiand, Director of Marketing Communications and Customer Relations/Assistant Borough Secretary; Mr. Frank Caruso, Director of Information Technology; Ms. Rachael Birckbichler, Community Development Director; Acting Police Chief Raymond Schell; Mr. Robert Toth, Student Ambassador to Council; and Mr. Joe Haughey, Student Ambassador to the Mayor were also present.

A motion was made by Mr. Snyder, seconded by Mr. Schlegel, Resolved, To appoint Barbara Smith to the Vacancy Board for 2009. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Snyder, Resolved, To appoint Barley Snyder as the Borough Solicitor for 2009. Passed by unanimous vote.

A motion was made by Mr. Gangewere, seconded by Mr. Schlegel, Resolved, To appoint Stephen H. Price, Esq., and the firm of Mogel, Speidel, Bobb & Kershner as the Code Appeals Board Solicitor for 2009. Passed by unanimous vote.

A motion was made by Mr. Gangewere, seconded by Ms. Bray, Resolved, To appoint Stephen H. Price, Esq., and the firm of Mogel, Speidel, Bobb & Kershner as the Housing License Appeals Board Solicitor for 2009. Passed by unanimous vote.

A motion was made by Mr. Schlegel, seconded by Mr. Snyder, Resolved, To

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appoint Stephen H. Price, Esq., and the firm of Mogel, Speidel, Bobb & Kershner as the Zoning Hearing Board Solicitor for 2009. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Schlegel, Resolved, To appoint Spotts, Stevens, & McCoy, Inc., as the Borough planning and water/wastewater consulting engineer; Great Valley Consultants, as the Borough transportation consulting engineer; and Utility Engineers PC, as the Borough electrical consulting engineer for the year 2009 in each of the assigned disciplines to provide consulting services as requested. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Schlegel, Resolved, To appoint Sean Corey and Shawn Mantz, both of Spotts, Stevens & McCoy, Inc., as the Sewage Enforcement Officers for 2009. Passed by unanimous vote.

President Eidle asked if there was anyone who wished to address Council before proceeding with the agenda.

State Representative Gary Day introduced himself and offered his assistance to the Borough in any way he can help. Mr. Snyder asked Mr. Day about providing the Borough with help getting grants for more streetlights. Mr. Day responded that he would try to help the Borough with funding, but he could not promise.

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

- Review and accept the Minutes of the November 18, December 3 and December 16, 2008, Council Meetings. The December 3 minutes were amended to reflect that Mr. Gangewere left the meeting at 9:45 p.m.
- Review and accept the Borough Community Development Report for December, 2008.

- Review and accept the Borough Community Development Annual Report for 2008.
- Review and accept the Borough Community Development Fourth Quarter Report for 2008.
- Review and accept the 2008 Zoning Hearing Board Summary Report.
- Authorize the appropriate Borough officials to execute the concession stand lease agreements with Michele L. Graham, 167 Hepner Road, Hamburg, PA, for the Main Park concession stand, the Kutztown swimming pool concession stand and the Babe Ruth concession stand for the 2009-2010 summer seasons.
- Approve the 2009 affiliate membership to the Berks County Conservation District in the amount of \$25.00.
- 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 December 13, 2008, to January 16, 2009, as summarized below:

General Fund	\$217,235.33
Refuse and Recycling Fund	\$49,732.09
Fire Protection Tax	\$15.23
Recreation Tax Fund	\$40.43
Road Tax Fund	\$40.43
Water Fund	\$71,892.09
Electric Fund	\$468,986.92
Sewer Fund	\$504,250.56
Telecommunications Fund	\$104,968.64

Passed by unanimous vote.

Under Borough Planning Commission, a motion was made by Mr. Schlegel, seconded by Mr. Seyler, Resolved, To authorize the Borough solicitor to represent the Borough at the hearing for Zoning Appeal NO. Z-09-01, concerning the proposed subdivision at 235 Grimley Street. Passed by unanimous vote.

Under Environmental Advisory Commission, off of the agenda, a motion was made by Mr. Snyder, seconded by Ms. Bray, Resolved, To reappoint Sarah Bellois to another three-year term, which will expire in January, 2012. Passed by unanimous vote.

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Under Community Development Committee, Ms. Bray noted that a town meeting will be held on February 4, 2009, at 7:00 p.m., in the Kutztown Train Station to reintroduce KCP and to discuss its future goals. All are invited to attend.

Council reviewed Zoning Appeal No. Z-08-06 of Angelo and Pamela Corrado, with regard to the variance request for 70 East Normal Avenue. The Zoning Hearing is scheduled for January 29, 2009, at 7:00 p.m.

Council reviewed Zoning Appeal No. Z-08-07 of Angelo Corrado, agent for Camillo and Maria Ciaravino, with regard to a special exception request for 245 East Walnut Street. The Zoning Hearing is scheduled for January 29, 2009, at 7:00 p.m.

Under Public Safety Committee, Mr. Gangewere submitted the 2008 Preliminary Annual Police Report and December, 2008 Police Report.

Mr. Gangewere reported the following fines were collected:

District Justice Greth	November, 2008	\$5,634.10
Clerk of Common Pleas	November, 2008	\$706.67
Secretary's Office	December, 2008	\$7,950.00
Commonwealth of PA	July-Dec., 2008	\$2,167.46

Under Public Works Committee, a motion was made by Mr. Snyder, seconded by Mr. Schlegel, Resolved, To ratify the bid award for removing and replacing roofing materials to Rainbow Roofing Co., Inc., Sinking Spring, PA, in the total bid amount of \$24,899.00. Passed by unanimous vote.

A motion was made by Mr. Snyder, seconded by Mr. Schlegel, Resolved, To approve the request from Care Net of Berks County for the non-profit use of the Brick pavilion, including electricity, in the Kutztown Park for its annual Walk for Life event on Saturday, April 25, 2009, and to waive all associated fees. Passed by unanimous vote.

Under Personnel Committee, Mr. Seyler called for an Executive Session at

7:51 p.m. to discuss a nonuniformed personnel matter and possible litigation. The Executive Session ended, and the meeting reconvened at 8:33 p.m.

A motion was made by Mr. Seyler, seconded by Mr. Gangewere, Resolved, To authorize Borough staff to offer conditional probationary employment to the approved Chief of Police candidate, contingent upon successful completion of all post-offer testing requirements, as well as obtaining the required Act 120 certification. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Snyder, Resolved, To accept the resignation of Jason M. Rhody, Seasonal Community Service Officer II, effective January 15, 2009. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Gangewere, Resolved, To accept the resignation of George E. Weida, Part-time Community Service Officer, effective retroactively to July 27, 2008. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Snyder, Resolved, To approve the request from Rachael Birckbichler to decline her 2009 pay increase, effective retroactively to January 1, 2009. Passed by a majority vote with Mr. Schlegel and Mr. Gangewere voting nay.

A motion was made by Mr. Seyler, seconded by Mr. Snyder, Resolved, To approve the request from the Louisa Gonser Community Library to increase the hourly pay rate for Roseanne Perkins from four percent to five percent for 2009. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Schlegel, Resolved, To ratify the probationary employment of Janet Yost as the Library Director, at an annual salary of

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\$38,500.00, effective January 19, 2009, contingent upon successful completion of all post-offer testing requirements. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Snyder, Resolved, To ratify the probationary employment of Sarah Edmonds, Kutztown, PA, as a Part-time Library Clerk, effective December 27, 2008. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Gangewere, Resolved, To authorize the advertisement and hiring of a Part-time Library Clerk. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Ms. Bray, Resolved, To accord regular full-time employment to Evan Muller, effective retroactively to December 8, 2008. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Gangewere, Resolved, To accept the Workers' Compensation Renewal proposal for 2009 in the total amount of \$69,571.00. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Schlegel, Resolved, To appoint Thomas M. Summer to the Borough Planning Commission, with a term expiring December, 2012. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Snyder, Resolved, To clarify the term for Civil Service Commission appointment of Donald Sheetz, Jr., whose term will expire January, 2012. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Snyder, Resolved, To clarify the term for Civil Service Commission appointment of Jeffrey DeTurk, whose term will expire January, 2010. Passed by unanimous vote.

Under Finance, Electric and Telecommunications Committee, a motion was made by Mr. Gangewere, seconded by Mr. Schlegel, Resolved, To authorize advertisement of the proposed Ordinance authorizing the execution of a mutual aid agreement with regard to the AMP-Ohio Contract No. C-1-2006-4849. Passed by unanimous vote.

President Eidle noted that a special Council meeting is scheduled for Tuesday, January 27, 2009, at 6:30 p.m. to enact the proposed Ordinance with regard to aggregate electric sales.

A motion was made by Mr. Seyler, seconded by Mr. Schlegel, Resolved, To ratify the advertisement for the January 27, 2009 special Council meeting. President Eidle excused the Borough solicitor from attending the special meeting. Passed by unanimous vote.

A motion was made by Mr. Gangewere, seconded by Mr. Schlegel, Resolved, To ratify the advertisement of the proposed Ordinance with regard to aggregate electric sales. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Snyder, Resolved, To execute the Letter of Intent between Hometown Utilicom and APEX. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Schlegel, Resolved, To authorize the appropriate Borough officials to execute the Certification of Uncollected Real Estate Taxes with the Berks County Tax Claim Bureau. Passed by unanimous vote.

Under Water and Wastewater Committee, a motion was made by Mr. Schlegel, seconded by Ms. Bray, Resolved, To adopt the following Resolution:

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RESOLUTION NO. 1-2009

BE IT RESOLVED, THAT THE BOROUGH OF KUTZTOWN OF BERKS COUNTY HEREBY REQUESTS AN H2O PA GRANT OF \$2,200,000.00 FROM THE COMMONWEALTH FINANCING AUTHORITY TO BE USED FOR WASTEWATER TREATMENT FACILITY UPGRADES.

Be it FURTHER RESOLVED, that the Applicant does hereby designate Malcolm Eidle, Council President and Bonnie Bray, Borough Secretary as the official(s) to execute all documents and agreements between the Borough of Kutztown and the Commonwealth Financing Authority to facilitate and assist in obtaining the requested grant.

DULY ADOPTED AS A RESOLUTION this 20th day of January, 2009 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. Schlegel, seconded by Mr. Snyder, Resolved, To authorize the Borough Engineer, Spotts, Stevens & McCoy, Inc., to prepare and advertise the bid specifications for the cleaning of the reed beds at the Wastewater Treatment Plant.

Passed by unanimous vote.

A motion was made by Mr. Schlegel, seconded by Mr. Gangewere, Resolved, To approve the transfer [without payment of consideration] of the required GPD of water capacity to the Kutztown Municipal Authority "KMA" for the purpose of serving the property located at 15305 Kutztown Road in Maxatawny Township currently occupied by Seasons Grille and authorize the officers of the Borough of Kutztown to execute with KMA a Supplement to the March 10, 1999 Intermunicipal Water Supply Master Agreement to effectuate such transfer. Passed by unanimous vote.

Under Miscellaneous, off of the agenda, a motion was made by Mr. Seyler, seconded by Mr. Schlegel, Resolved, To appoint Stephen H. Price, Esq., and the firm of

Mogel, Speidel, Bobb & Kershner as the Civil Service Commission Solicitor for 2009.

Passed by unanimous vote.

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

RESOLUTION NO. 2-2009

A RESOLUTION OF THE BOROUGH OF KUTZTOWN, BERKS COUNTY, PENNSYLVANIA, AMENDING RESOLUTION NO. 4-2008 OF THE BOROUGH OF KUTZTOWN AND §A231-2 OF CHAPTER A231 OF THE CODE OF THE BOROUGH OF KUTZTOWN, BERKS COUNTY, PENNSYLVANIA, ENTITLED "BOROUGH LABOR AND EQUIPMENT RATES," FIXING THE BILLING RATES FOR BOROUGH OF KUTZTOWN LABOR AND EQUIPMENT.

IT IS HEREBY RESOLVED by the Council of the Borough of Kutztown, County of Berks, Commonwealth of Pennsylvania as follows:

SECTION 1 - The Borough of Kutztown shall charge the following billing rates for Borough labor and equipment:

SECTION 2 - Labor Rates

	<u>Straight Time 1/2 hr. Min Charge</u>	<u>Straight Time Hourly Charge</u>	<u>Overtime Hourly Charge</u>
Utilities/Telecom Division Hourly Personnel	\$17.80	\$35.59	\$53.39
Public Works Division Hourly Personnel	\$16.57	\$33.14	\$49.71
Clerical Hourly Personnel	\$14.89	\$29.78	\$44.67
Administrative Personnel	\$22.87	\$45.74	N/A
Public Safety Division Police	\$37.50	\$75.00	N/A
Community Service Officers	\$10.00	\$20.00	\$30.00

Billing Notes:

1. The billing of straight-time rates or overtime rates will be determined in accordance with the actual application of pay required from the Borough of Kutztown (Employer) to the Borough employee(s).
2. A minimum of one-half (1/2) hour shall be billed for work performed while the employee(s) are receiving straight-time compensation, and to the nearest quarter hour from the total thereafter.

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3. A two (2) hour minimum of overtime shall be billed for special call-outs when the employee is entitled to overtime and two (2) hour minimum compensation, and to the nearest quarter hour from the total thereafter.
4. Administration classification includes Code Inspector and Planning & Code Office Administrator.
5. A flat fee of \$10.00 will be charged for special pick up of discarded Christmas trees as per policy adopted by Kutztown Borough Council.

SECTION 3 - Equipment Rates (THESE RATES DO NOT INCLUDE LABOR/OPERATOR RATES)

NOTE: ALL EQUIPMENT MUST BE OPERATED BY A BOROUGH EMPLOYEE UNLESS OTHERWISE AUTHORIZED BY A BOROUGH SUPERINTENDENT.

Bobcat	\$22.60 per hour
Accessories:	
Pavement breaker	\$11.00 per hour
Broom	\$11.00 per hour
Snowblower	\$11.00 per hour
Bucket Truck	\$40.50 per hour
Roller	\$23.00 per hour
Tamper - Jumping Jack	\$6.00 per hour
Generator (large trailer-mounted)	\$51.00 per day + fuel used
Welder	\$19.00 per hour
Air Compressor	\$80.00 per day + fuel used
Accessories:	
Jackhammer	\$18.00 per day
Accessories:	
1 - ea. Pavement Breaker - Hand Held	\$8.00 per day
1 - ea. Asphalt Cutter - 5ö	\$8.00 per day
1 - ea. Moll Point	\$8.00 per day
Pick-up Truck	\$17.00 per hour
Dump Truck	\$28.00 per hour
Line Truck	\$52.00 per hour
John Deere Backhoe	\$33.00 per hour
Garbage Packer Truck	\$38.00 per hour
Forklift	\$21.80 per hour
Salter/Truck	\$48.00 per hour plus cost of salt
Snow Loader (Belt)	\$78.00 per hour

4 Wheel Rubber Tire Loader (VOLVO)	\$96.00 per hour
Ditch Witch Trencher	\$21.00 per hour
Street Sweeping (Municipalities only)	\$46.00 per hour plus cost of labor (except Maxatawny Township for college area and surrounding areas only (College Blvd., etc.)
Tamper ó Vibratory plate	\$8.30 per hour
2ø Pump	\$8.00 per hour
Accessories:	
Suction Hose Per 10øLength	\$1.60 per day
Discharge Hose Per 10øLength	\$1.05 per day
3ø Pump	\$10.45 per hour
Accessories:	
Suction Hose Per 10øLength	\$2.05 per day
Discharge Hose Per 10øLength	\$1.60 per day
Breaker for Boom Mounting	\$37.00 per hour
Crimping Tool - Pilot Tool	\$8.00 per day
Tar Buggy	\$51.00 per day + material
Tapping Machine (DO NOT LOAN OUT)	\$38.90 per TAP
+ Pick-Up Truck	\$16.00 per hour
Concrete Saw	\$11.25 per hour + blade charge (\$30 minimum blade charge; \$138.80 per 1/32 blade use)
Pipe Cutter- Ductile Iron or Cast Iron	\$22.50 per day
Pipe Trailer	\$7.20 per day
Hand Tamper	\$4.00 per day
Pipe Locator - Underground Electric Line Locator	\$8.00 per hour
Leak Detector (Water)	\$8.00 per hour
Cable Fault Locator (Electric)	\$8.00 per hour
#18 Tractor - mowing, etc.	\$28.00 per hour
Brush Chipper	\$22.00 per hour
Photocopying	\$.25 per side of sheet of paper
Laminating	\$.75 per page

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Cones:

Cost per each cone for replacement	
Cone	\$17.95
Cross-walk sign	\$25.50

Barricades*:

Cost per each barricade	Replacement	Rental
Class I Wooden (no lights)	\$175.00	\$3.00 per day
Class II Non-metallic (w/lights)	\$ 53.50	\$7.50 per day
Class III Metallic (w/lights)	\$251.00	\$15.00 per day

Flashers*:

Cost for replacement of Flashers if lost or stolen or damaged (includes batteries)	\$18.25 each
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*NOTE: Under emergency situation only, Borough can loan out barricades/flashers to contractors at the above listed fees, plus labor for set-up and removal.

SECTION 4 - In addition to labor and equipment charges, administrative expenses and overhead costs will be applied and billed for reimbursement to the Borough, with the amount and/or method of charge to be determined by the Borough Manager.

SECTION 5 - The above listed fees shall become effective January 1, 2009 through adoption of this Resolution and shall thereafter continue in effect until the same are changed by action of the Council of the Borough of Kutztown.

SECTION 6 - All Resolutions or parts of Resolutions inconsistent with this Resolution are hereby superseded.

DULY ADOPTED AS A RESOLUTION by the Council of the Borough of
Kutztown, Berks County, Pennsylvania, in a lawful session duly assembled this 20th day
of January, 2009.

Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Ms. Bray, Resolved, To

Adopt the following Resolution:

RESOLUTION NO. 3-2009

A RESOLUTION OF THE BOROUGH OF KUTZTOWN,
BERKS COUNTY, PENNSYLVANIA, ESTABLISHING A
SCHEDULE OF FEES, CHARGES AND EXPENSES FOR
PROFESSIONAL CONSULTANTS AND ENGINEERS
UTILIZED BY THE BOROUGH OF KUTZTOWN FOR THE
REVIEW AND REPORT OF SUBDIVISION AND LAND
DEVELOPMENT, STORMWATER MANAGEMENT AND

FLOODPLAIN REGULATIONS SUBMITTALS TO THE BOROUGH OF KUTZTOWN.

IT IS HEREBY RESOLVED by the Council of the Borough of Kutztown, County of Berks, Commonwealth of Pennsylvania, in conformity with the Pennsylvania Municipalities Planning Code, as from time to time amended, Chapter 195 "Subdivision and Land Development", Chapter 189 "Stormwater Management" and Chapter 123 "Floodplain Management" of the Code of the Borough of Kutztown to adopt the following schedule of fees, charges and expenses incurred by the Borough for the review and report of Subdivision and Land Development Plans and Stormwater Management, which shall be chargeable to Developers/Applicants, as follows:

SECTION 1 - Legal Consultants

Hourly rates shall be as listed below:

- | | |
|---------------------------------------|-----------|
| 1. Solicitor and Solicitor's Partners | \$ 178.50 |
| 2. Associates in Solicitor's Office | \$ 162.75 |
| 3. Paralegals in Solicitor's Office | \$ 94.50 |
| 4. Other Legal Consultants | |

Such fees, charges and expenses shall be the same as the charges incurred by the Borough for such Legal Consultants.

SECTION 2 - Engineering Consultants

Hourly rates shall be as listed below:

- | | |
|---|-----------|
| 1. Borough Engineer and Staff | |
| Administrative Support | \$ 38.00 |
| Technician; Project Support | \$ 61.00 |
| CAD Drafter, Specialist I | \$ 72.00 |
| Designer; Land Surveyor; Planner I; Project Representative;
Specialist II | \$ 83.00 |
| Senior Designer; Senior Land Surveyor; Planner II;
Senior Project Representative; Specialist III | \$ 95.00 |
| Engineer; Geologist; Planner III; Specialist IV | \$ 105.00 |
| Technical Manager; Senior Engineer; Senior Geologist;
Senior Planner; Specialist V | \$ 115.00 |

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2. Borough Electrical Engineering Consultants

Principal	\$ 100.00
Senior Professional	\$ 95.00
Project Manager	\$ 85.00
Designer	\$ 55.00
Engineer	\$ 70.00
CADD Operator	\$ 45.00
Support Staff	\$ 35.00

3. Borough Transportation Engineering Consultants

Rod Person; Engineering Aide	\$ 36.00-\$ 40.00
Word Processor	\$ 44.00-\$ 48.00
Instrument Person; Survey Party Chief	\$ 67.00-\$ 70.00
Registered Surveyor	\$ 90.00-\$ 92.00
Design Drafter/Design Technician	\$ 82.00-\$ 86.00
Senior Technician	\$ 86.00-\$ 90.00
Technician; Administrative Assistant	\$ 54.00-\$ 56.00
Construction Observer, Code Officer	\$ 75.00-\$ 78.00
Engineer/Designer	\$ 84.00-\$ 92.00
Senior Designer	\$97.00-\$101.00
Project Engineer \$101.00-104.00	
Project Manager, Senior Construction Observer	\$104.00-107.00
Senior Project Engineer; Senior Planner; Senior Project Manager; Senior Architect	\$111.00-118.00
Technical Manager, Principle	\$112.00
CADD Time	\$ 12.00

Travel ó Mileage Rate \$ 0.55 per mile*
(*The rate established by the IRS changes periodically, and the actual travel rate will be the rate allowed by the IRS.)

4. Other Engineering Consultants

Such fees, charges and expenses shall be at cost plus 10% as received from such Consultants.

SECTION 3 - Other Consultants

Such fees, charges and expenses shall be the same as the charges incurred by the Borough of Kutztown for such Consultants.

SECTION 4 - Miscellaneous Charges and Disbursement Expenses

Miscellaneous charges and disbursement expenses incurred by the Borough for the services of the above-noted Consultants in the performance of the reviews and reports required by Chapter 195 "Subdivision and Land Development", Chapter 189 "Stormwater Management" and Chapter 123 "Floodplain Regulations" of The Code of the Borough of Kutztown shall be charged to the Developer/Applicant at the same rate as charged to the Borough for such expenses.

SECTION 5 - Such fees, charges and expenses as herein listed shall be the same as

would be charged to the Borough when such fees, charges and expenses are not reimbursable.

Such fees, charges and expenses as herein listed shall be on file and available upon request to the Developer/Applicant for review.

SECTION 6 - The Borough of Kutztown reserves the right to adopt additional fees,

charges and expenses, and to modify the fees, charges and expenses listed herein.

Upon adoption or modification of this Resolution, any and all Developers and/or Applicants currently being charged for such services, as allowed by the Pennsylvania Municipalities Planning Code, as from time to time amended, shall be notified of such within ten (10) days of adoption.

