

January 27, 2009
Kutztown, PA

The special meeting of the Kutztown Borough Council was called to order at 6:30 p.m. in the Kutztown Municipal Building by President Malcolm A. Eidle, with other members present: Mr. Edwin Seyler, Mrs. Amy Bray, Mr. James Schlegel, Mr. Kevin Snyder, and Mayor Sandy Green. Mark Gangewere was absent, along with Student Ambassadors Joe Haughey and Robert Toth. Bonnie Bray, Borough Secretary/Human Resources Director; and Phil Ellingsworth, Jr., reporter for The Kutztown Area PATRIOT were also present.

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

Under Community Development, a motion was made by Mrs. Bray, seconded by Mr. Schlegel, Resolved, To appoint Michael Barron to a successive three-year term on the Zoning Hearing Board, whose term will expire January, 2012, with the understanding that Mr. Barron will resign as soon as the Borough finds a replacement. Passed by unanimous vote.

Under Finance, Electric and Telecommunications, a motion was made by Mr. Seyler, seconded by Mr. Schlegel, Resolved, To enact the following Ordinance:

ORDINANCE NO. 1-2009

AN ORDINANCE OF THE BOROUGH OF KUTZTOWN, BERKS COUNTY, PENNSYLVANIA, AMENDING THE CODE OF THE BOROUGH OF KUTZTOWN BY CREATING AND ADOPTING ARTICLE II OF CHAPTER 107 OF THE CODE OF THE BOROUGH OF KUTZTOWN, TO BE FOUND AT SECTIONS 107-45 THROUGH 107-50 TO BE KNOWN AS THE "AGGREGATION OF DEMAND RESPONSE OF RETAIL CUSTOMERS ORDINANCE" WHICH SHALL ALLOW ONLY THE BOROUGH OF KUTZTOWN TO

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AGGREGATE DEMAND RESPONSE OF RETAIL CUSTOMERS
LOCATED IN AND SERVED BY THE BOROUGH IN ACCORDANCE
WITH FERC ORDER 719.

Passed by unanimous vote.

A motion was made by Mr. Snyder, seconded by Mr. Schlegel, Resolved, To
adjourn the Council meeting at 6:35 p.m. Passed by unanimous vote.

Prepared and
Attested by: Bonnie Bray
Secretary