

March 27, 2001  
Kutztown, PA

The regular meeting of the Kutztown Borough Council was called to order at 7:30 p.m. by the President, Mr. Eric A. Ely, with other members present: Mr. Malcolm A. Eidle, Mr. Carl W. Mantz, Mr. John E. P. Schmoyer, Mr. Archie L. Follweiler, Jr., Mrs. Jan M. Crooker, and the Mayor, Mr. James W. Schwoyer. Mr. Timothy G. Dietrich, Borough Solicitor; Mr. Keith A. Hill, Borough Manager/Treasurer; Mr. Dale Kratzer (arrived at 7:50 p.m.), representing the Borough's planning and water/wastewater engineering firm of Spotts, Stevens, & McCoy, Inc.; Mr. Norman Milnes, Transportation, Sanitation, Grounds & Buildings Division Superintendent; Mr. Theodore R. Cole, Chief of Police; Mr. Richard J. Diehm, Planning/Zoning Administrator; Mrs. Bonnie Bray, Borough Secretary; Mr. Kenneth Kern, member of the Borough Planning Commission; Mr. Carl Lobb, Kutztown property owner; Aliene Stevens, D. J. Courtenay, Jacob Sayshen, Marge Hassler, Gennaro Marino, and Jason Barkley, all Kutztown residents; Richard Thomas, representing the Kutztown Cougars; Frank Wiczowski, representing MAW Communications, Fleetwood, PA; Terry Schadler, representing East Coast Tournaments, Perkiomenville, PA; Toby Grater of Barto, PA; Renato A. Rodriguez III, a Kutztown business owner; Alexandra Rodriguez, reporter for the Reading Eagle/Reading Times; and Robin Jasko, reporter for The Patriot were also present.

President Ely recessed the Council meeting at 7:30 p.m. for the purpose of conducting a Public Hearing on the proposed ordinance amending the official zoning map of the Borough of Kutztown. Mr. Dietrich read aloud the caption of the proposed ordinance amending the official zoning map of the Borough of Kutztown and reported

# 15300

that the Public Hearing was advertised in the March 8 and 15, 2001 issues of The Patriot, as it appears in the Proof of Publication in the office of the Borough Secretary. Mr. Ely read aloud the comments received from the Berks County Planning Commission, as well as the comments received from the Borough Planning Commission in regard to the proposed ordinance amending the official zoning map of the Borough of Kutztown. The proposed ordinance would change the zoning of an area bound by Greenwich Street, Peach Street, the Sacony Creek, the rear boundary of the properties along West Main Street between the Sacony Creek and North Constitution Boulevard, and North Constitution Boulevard from an "I – Industrial" Zoning District to a "C-C – Business Commercial Central" Zoning District. President Ely asked if anyone had any questions or comments. Mr. Carl Lobb addressed Council regarding his earlier comment at a previous Council meeting whereby he suggested that the rezoning is not necessary at this location since retail establishments are already permitted in industrial zones. Mr. Diehm compared the list of permitted uses in an Industrial zone to the list of permitted uses in a Business Commercial Central zone and pointed out that there are more permitted uses in a Business Commercial Central zone than in an Industrial zone. Mr. Lobb responded that nine of those permitted uses in a Business Commercial Central zone are designated as residential uses. He suggested that Council use other means to attract new business to the Borough. Mr. Ely responded that Council is proposing the zoning change to open up options for the property. Mr. Diehm expounded that the site in question is in a flood plain and that the buildings on the lot cannot be expanded. He pointed out that the buildings are multi-story and that multi-story buildings generally do not attract industry. Mr. Eidle commented that if the area in question is not rezoned, then the buildings will

remain empty. There being no additional comments, the President adjourned the Public Hearing and reconvened the Council meeting at 7:38 p.m.

A motion was made by Mr. Eidle, seconded by Mrs. Crooker, Resolved, To enact and ordain the following ordinance:

## ORDINANCE NO. 2-2001

AN ORDINANCE OF THE BOROUGH OF KUTZTOWN, COUNTY OF BERKS, COMMONWEALTH OF PENNSYLVANIA AMENDING THE OFFICIAL ZONING MAP OF THE BOROUGH OF KUTZTOWN, IN ACCORDANCE WITH THE PROVISIONS OF SECTION 225-6 OF THE CODE OF THE BOROUGH OF KUTZTOWN, SO AS TO CHANGE A PORTION OF A DISTRICT DESIGNATED "INDUSTRIAL" TO "C-C-BUSINESS COMMERCIAL CENTRAL" AND DIRECTING THE ZONING OFFICER TO TAKE SUCH ACTIONS AS MAY BE NECESSARY TO NOTE SUCH AMENDMENT ON THE OFFICIAL ZONING MAP AND TO EFFECTUATE THE TERMS OF THE ORDINANCE.

Passed by unanimous vote.

A motion was made by Mr. Mantz, seconded by Mrs. Crooker, Resolved, To approve and accept the amended Minutes of the January 23, 2001 and February 13, 2001 Council Meetings with the following change to the January 23, 2001 minutes:

Page 15240 – In the third line of the first paragraph under Finance Committee, add the following phrase: "for the Finance Committee members" directly after "in the budget and."

Passed by unanimous vote.

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

# 15302

Mr. Renato Rodriguez asked to address Council regarding two concerns. He complained about the Code Office inspecting his rental property without giving him prior notification. Mr. Rodriguez would like to be notified so that he can accompany the Code Inspector when an inspection is performed. Mr. Ely recommended that the Public Relations Committee review the Borough's policy regarding inspections and respond to Mr. Rodriguez. Mr. Rodriguez asked to discuss the fiber optic system for the Borough. Mr. Ely replied that the Telecommunications project is a topic scheduled on tonight's agenda, and Mr. Rodriguez may comment during the time it is discussed.

Ms. Aliene Stevens informed Council that she complained to the Code Office about a cat problem on Noble Street, and she never received a response. She further indicated that she contacted the Police Department several times about the cat problem and was told that she would have to catch the cats herself and that the Police Department would remove the cats once they are contained. Mr. Diehm replied that he was unaware of this situation, but that he would investigate the problem.

Under Borough Planning Commission, Mr. Kern reported on the following Zoning appeals:

Zoning Appeal No. Z-01-02/361-363 East Main Street

The Borough Planning Commission reviewed the owner's request for a variance for two additional commercial uses. The Planning Commission recommends that the Zoning Hearing Board grant the variance for the second commercial use of the property and reject the variance for the third commercial use because of inadequate parking and because it would alter the essence of the neighborhood.

Zoning Appeal No. Z-01-03/86 Noble Street

The Borough Planning Commission reviewed the owner's request for a special exception to increase the occupancy from 13 occupants to 14 occupants. The Planning Commission recommends that the Zoning Hearing Board reject the appeal because the owner intends to reintroduce a second exit into the narrow alley that would create a safety hazard and increase traffic congestion.

Zoning Appeal No. Z-01-04/301 Pennsylvania Avenue

The Borough Planning Commission reviewed the owner's request to place a porch with a roof measuring 5' x 8' at the front door of the dwelling. The Planning Commission recommends that the Zoning Hearing Board grant this appeal because the front yard variance requested for the dwelling is reasonable and in keeping with other dwellings in the neighborhood.

Zoning Appeal No. Z-01-05/240 West Walnut Street

The Borough Planning Commission reviewed the owner's request to provide a parking lot for 42 vehicles for 38 tenants at said property. The Planning Commission recommends that the Zoning Hearing Board grant the variance as requested with the stipulation that a full-time adult, non-student manager reside on the premises to insure the maintenance of an orderly community. A motion was made by Mrs. Crooker, seconded by Mr. Schmoyer, Resolved, To request that the Borough solicitor intervene on the Borough's behalf regarding Zoning Appeal No. Z-01-05/240 West Walnut Street to recommend that a condition be placed on the granting of

# 15304

the appeal to require that an adult agent live on the premises at all times.

Passed by unanimous vote.

A motion was made by Mrs. Crooker, seconded by Mr. Mantz, Resolved, To accept, with regret, Barbara H. Newman's resignation from the Borough Planning Commission, effective May 31, 2001. Passed by unanimous vote. Mrs. Crooker thanked Mrs. Newman for her dedicated services to the Borough and asked that a letter be sent to Mrs. Newman to convey the Borough's gratitude.

Under Public Relations Committee, a motion was made by Mrs. Crooker, seconded by Mr. Eidle, Resolved, To donate \$500.00 to the Kutztown Area Historical Society. Passed by unanimous vote. Mrs. Crooker asked that the minutes reflect her remark that she is a member of the Society.

A motion was made by Mrs. Crooker, seconded by Mr. Mantz, Resolved, To approve the request from Kutztown Cub Scout Pack 101 to hold their annual CubMobile rally on Sunday, May 27, 2001, from 12:30 p.m. to 3:30 p.m. to take place on Constitution Boulevard between Deisher Lane and a short distance past the Trexler Avenue intersection and to waive the fees associated with the Street Closure/Barricade Policy for the road closures and police supervision. Passed by unanimous vote.

A motion was made by Mrs. Crooker, seconded by Mr. Eidle, Resolved, To approve the request from the Hoch-Balthaser American Legion Post to hold their annual parade on Memorial Day, Monday, May 28, 2001. Passed by unanimous vote.

Mrs. Crooker noted that Grace Evangelical Congregational Church, Kutztown, PA, will meet in front of Borough Hall on the National Day of Prayer, Thursday, May 3, 2001, from 12:00 noon to 1:00 p.m., to pray for the community and the nation; and in

case of rain, the Church will meet at the Kutztown Train Station under roof. Mr. Hill advised Council that this has been done in prior years without Council's approval. No action was taken.

Mrs. Crooker noted that the 14<sup>th</sup> Annual MS 150 PA Dutch Bike Tour will be held during the weekend of June 9 and 10, 2001. She advised that fire police will be required for the parade event.

A motion was made by Mrs. Crooker, seconded by Mr. Eidle, Resolved, To amend her previous motion regarding approving the request from the Hoch-Balthaser American Legion Post to hold their annual parade on Memorial Day, Monday, May 28, 2001, to include a waiver of the fees associated with the Street Closure/Barricade Policy for the road closures for the parade. Passed by unanimous vote.

Under Police Committee, Mayor Schwoyer submitted the Police Report for the month of March, 2001, copies of which were given to Council.

A motion was made by Mr. Eidle, seconded by Mrs. Crooker, Resolved, To schedule a special Council meeting on April 10, 2001 at 7:00 p.m. to conduct a workshop with the Police Department for the purpose of presenting the Police Department Annual Report and updating Council on other police activities; And Be It Further Resolved, To authorize advertisement of said meeting. Passed by unanimous vote.

Under Streets & Refuse Committee, a motion was made by Mr. Mantz, seconded by Mrs. Crooker, Resolved, To adopt the following policy for the collection and disposal of discarded Christmas trees:

**BOROUGH OF KUTZTOWN**  
**POLICY FOR COLLECTION AND DISPOSAL**  
**OF DISCARDED CHRISTMAS TREES**

# 15306

## **PURPOSE:**

To provide guidelines and procedures for the collection and disposal of discarded Christmas trees from Borough of Kutztown ("Borough") residents who request such services.

## **SCOPE:**

This policy shall become effective immediately and shall apply to all Borough residents.

## **POLICY:**

The Borough has developed this policy to accommodate the residents who are unable to remove and dispose of discarded Christmas trees.

Upon receiving a request from a Borough resident to collect and dispose of a discarded Christmas tree, the procedures listed below will be followed:

1. Validate that the customer is a Borough resident.
2. If valid request, instruct customer to place the discarded Christmas tree at the normal refuse/recycling collection spot by 7:00 a.m. on the day following such a request or by any other such time as may be determined by the Borough.
3. Advise customer that there will be a fee for this special service, as established by Resolution.
4. Inform customer that the Borough, at its earliest convenience, will arrange for collection and disposal of discarded Christmas tree.
5. Make the necessary collection and disposal arrangements with the Borough Streets and Refuse Department.
6. After the Borough Streets and Refuse Department confirms collection, the customer should be billed in accordance with the rates established by Resolution.

The Borough reserves the right to deny or approve any request for collection and disposal of discarded Christmas trees as it deems to be in the best interest of the community.

Passed by unanimous vote.

A motion was made by Mr. Mantz, seconded by Mr. Eidle, Resolved, To execute the Agreement By and Between the County of Berks and the Borough of Kutztown,



Contract #SRA-253-01, regarding the FFY2001 Year Community Development Block Grant (CDBG) program; And Be It Further Resolved, To request an extension of the project completion date from June 30, 2002 to December 31, 2002. Passed by unanimous vote.

Under Personnel Committee, a motion was made by Mr. Schmoyer, seconded by Mr. Mantz, Resolved, To approve the expenses for Council Members, the Mayor, and their respective spouses to attend the 90<sup>th</sup> Annual Conference of the Pennsylvania State Association of Boroughs, scheduled for June 17-20, 2001 at the Hershey Lodge & Convention Center. Passed by unanimous vote.

A motion was made by Mr. Schmoyer, seconded by Mr. Mantz, Resolved, To adopt the following revised work-related injury policy:

## **BOROUGH OF KUTZTOWN** **EMPLOYEE INFORMATION FOR WORK-RELATED INJURIES**

Section 306(f.1)(1) of the Pennsylvania Workers' Compensation Act provides for the payment of medical treatment for work-related injuries. The information below describes your responsibilities if you are injured. **PLEASE READ CAREFULLY.**

1. If you suffer a work-related injury, the Borough of Kutztown or its insurance company must pay for reasonable surgical and medical services rendered by physicians or other health-care providers as, and when, needed.
2. You must continue to visit one of the physicians/health care providers listed below, if you need treatment, for **90 days from the date of your first visit.**
3. Subsequent treatment may be provided, upon completion of the **90-day** period, by any physician/health care provider, or a combination thereof, of the employee's own choice, and such treatment shall be paid for by the Borough of Kutztown or its insurance company.
4. If you choose to go to another physician/health care provider after the **90-day** period:
  - a. You must notify the Borough of Kutztown of this action within **5 days** of your visit to the physician/health-care provider;

# 15308

- b. Your physician/health-care provider must submit reports as required within **10 days** after your first visit and **at least once a month thereafter**. Each report, where pertinent, will include history, diagnosis, treatment, prognosis and physical findings; and
  - c. The Borough of Kutztown or its insurance company shall not be liable to pay for such treatment until a report has been filed.
5. If you are referred to another physician/health care provider by one of the providers mentioned below, the Borough of Kutztown or its insurance company will pay for these services.
6. If you are faced with a medical emergency, you may secure assistance from a hospital or physician/health-care provider of your choice. However, once the emergency no longer exists, the injured employee must treat with a listed provider for the remainder of the 90-day period.
7. To insure that your medical treatment, medicines and supplies will be paid for by the Borough of Kutztown or its insurance company, you must seek treatment from one of the physicians or other health-care providers listed below:

<u>NAME</u>	<u>ADDRESS</u>	<u>TELEPHONE</u>	<u>SPECIALTY</u>
Leonard M. Dietrich, DO Kutztown Primary Care Assoc.	15250 Kutztown Rd., Kutztown 333 Normal Ave., Kutztown	610-683-6085 610-683-8363	General Practice Both Internal & Family Med.
Dennis Moss, DO Kutztown Family Medicine	9655 Longswamp Rd., Mertztown 15050 Kutztown Rd., Kutztown	610-682-4944 610-683-7393	Family Med. Family Med.
Gregg Jones, DC Kutztown Dental Center	Route 222, Fleetwood 404 W. Main St., Kutztown	610-944-9647 610-683-7112	Chiropractor Dentist
Valley Sports & Arthritis Surgeons*	333 Normal Ave., Kutztown	610-683-5900	Orthopedic Surgeons
CVS/Pharmacy	45 Constitution Blvd., Kutztown	610-683-7349	Prescriptions

\* Please note that Valley Sports & Arthritis Surgeons is an aftercare provider.

## **YOU MUST REPORT ALL INJURIES TO YOUR SUPERVISOR IMMEDIATELY!**

Passed by unanimous vote.

Under Recreation Committee, a motion was made by Mr. Follweiler, seconded by Mr. Eidle, Resolved, To approve the request from Meadowood Music, Kutztown, PA, to host open mics in the Kutztown Park band shell from May through September to be held monthly on Saturdays from 7:30 p.m. to 10:30 p.m., exact dates to be determined at a

later date; And Be It Further Resolved, That Meadowood Music execute a letter of understanding with the Borough, including all the same requirements and provisions as in 2000; And Be It Also Resolved, To approve the request from Venue, Inc., Kutztown, PA, to host open mics in the Kutztown Park band shell in July and September from 7:30 p.m. to 10:30 p.m. and to host band blasts in June and September from 11:30 a.m. to 8:00 p.m., the exact dates to be determined at a later date, with the understanding that there will be no admittance fees charged or collected for any of the events; And Be It Further Resolved, To waive the rental fee for the band shell for Venue and to waive the requirements to furnish a certificate of liability insurance to the Borough. Passed by unanimous vote.

Mayor Schwoyer noted that he made the arrangements to secure the Allentown Band to perform on Kutztown Day, August 5, 2001.

Under Grounds & Buildings Committee, a motion was made by Mr. Follweiler, seconded by Mr. Mantz, Resolved, To award the bid for painting the Borough-owned band shell in the Kutztown Park to Miletics Brothers, Inc., Northampton, PA, in the total bid amount of \$10,595.00, with the understanding that the Kutztown Lions Club will contribute \$3,000.00 towards the paint project and the balance of \$7,595.00 unbudgeted expense will be made up from the 01.454.00.70.50 budget line item, in lieu of installing a fence at the maintenance shed in the Kutztown Park. Passed by unanimous vote.

A motion was made by Mr. Follweiler, seconded by Mr. Eidle, Resolved, To authorize the appropriate Borough officials to execute a contract with KYAA to operate the Kutztown Park concession stand located in Maxatawny Township for the 2001 season from May 5, 2001 through August 31, 2001; And Be It Further Resolved, To waive the

# 15310

15% rental fees associated with the use of the facilities and to decrease the amount of the security deposit to \$250.00. Passed by unanimous vote.

A motion was made by Mr. Follweiler, seconded by Mr. Eidle, Resolved, To approve the request from the Kutztown Cougars Youth Football and Cheerleading Association to use the multi-purpose field from July through October, 2001. Passed by unanimous vote.

Mr. Terry Schadler addressed Council regarding the request from the East Coast Tournament Baseball organization to use the Kutztown Park fields during May, June, July, August, and October, 2001 for baseball tournaments. He agreed to pay for the use of the fields and for the local organizations to operate the concession stands. Mr. Schmoyer responded that most dates conflict with KYAA games, except for the August and October dates. A motion was made by Mr. Schmoyer, seconded by Mr. Eidle, Resolved, To approve the request from the East Coast Tournament Baseball organization to use the Kutztown Park fields in August and October, 2001, contingent upon the organization providing the required certificate of liability insurance and agreeing to pay the field usage fees, as will be determined by the Grounds and Buildings Committee. Passed by unanimous vote.

In regard to the request from the Kutztown University Lambda Chi Alpha fraternity to use the Legion field on Saturday, April 7, 2001 from 2:00 p.m. to 6:00 p.m., Mr. Schmoyer objected to them using the Legion field because the Legion field is restricted to hardball. He further advised Council that the remaining fields will be used that day for try-outs. Mrs. Crooker suggested that the Borough should try to accommodate this group. A motion was made by Mr. Schmoyer, seconded by Mr.

Follweiler, Resolved, To deny the request from the Kutztown University Lambda Chi Alpha fraternity to use the Legion field on Saturday, April 7, 2001, from 2:00 p.m. to 6:00 p.m. All in favor except Mrs. Crooker who voted Nay. There being a majority in favor, the motion passed.

A motion was made by Mr. Follweiler, seconded by Mr. Mantz, Resolved, To approve the request from the Kutztown Elementary School Parents Club (KESPC) to permit goat cart rides at the Spring Carnival on May 5, 2001, with the understanding that KESPC will at least ask if the goat cart rides can be covered under the Kutztown Area School District's liability insurance, if possible. Passed by unanimous vote.

Under Public Works Committee/Electric Supply Engineering, President Ely called for an Executive Session at 8:43 p.m. to discuss various public works issues involving real estate and threatened litigation. The Executive Session ended and the Council meeting reconvened at 9:25 p.m.

A motion was made by Mr. Eidle, seconded by Mrs. Crooker, Resolved, To authorize the Municipal Utilities Superintendent to prepare specifications and advertise for bids to purchase various high voltage underground cables and equipment. Passed by unanimous vote.

Under Telecommunications, Mr. Hill reported on the bids received on March 23, 2001 for the Telecommunications (Communications and Information/Data) Services project. He noted that the Borough is still reviewing the five proposals received on March 23, 2001. He indicated that the March 23, 2001 proposals did not substantively change the projected tabulations reported in the Telecommunications Request For Proposal (RFP) Response Analysis dated March 20, 2001, which was presented to

# 15312

Council at the March 20, 2001 Council meeting. Mr. Hill advised Council that the telecommunications project, based on a business alliance would require an initial investment of approximately \$4 million and based on a Borough-owned system, the project would require an initial capital expenditure of approximately \$6 million. Mr. Dietrich explained that because a large portion of the proposed project would be funded through a bond issuance, the Borough can extend the deadline to 120 days to award the bid. Mr. Rodriguez commented that the public should be made aware and their involvement encouraged with a project of this magnitude. Mr. Schmoyer responded that the Council held a special public meeting (which was advertised) on March 20, 2001, to review the proposed telecommunications project and the projected costs; and no one from the public participated in this meeting. Mr. Lobb asked how it was advertised, and Mr. Hill replied that it was announced at a public Council meeting prior to the March 20 date and a legal notice was advertised in the local newspaper. Mr. Rodriguez suggested that if only four people from the community attend a Council meeting, there should be another way to communicate to the community what the Borough is doing. Mr. Hill responded that he would be happy to provide the related documents for this project to anyone, and that he would be glad to sit down and review the project with anyone. Mr. Barkley suggested that the Borough place the legal notices and related documents on its web site. Mr. Hill agreed with Mr. Barkley that it would be a good idea to post the notices and related documents on the web site. Mr. Marino questioned Council as to who initiated this project and wanted to know how the Borough was going to pay for it. He resented that employees not residing in the Borough may have initiated this project. Mr. Hill responded that the Borough of Kutztown is unlike any other similar size municipality in

the state, in that Kutztown has a 2001 budget of almost \$15 million, with additional end-of-year projected liquid assets of approximately \$7 million, that the Borough owns its own electric system, water and sewer utilities, refuse and recycling services, and that the Borough has assets to borrow against. Mr. Hill commented that over the past several years certain Borough employees who live outside of the Borough were able to negotiate several millions of dollars in electric power purchase cost savings to the benefit of the Borough resulting in significant increase in available electric money that is better enabling the Borough to consider such a new business venture from a funding and cost feasibility standpoint. He pointed out that there is a concern about the future of the electric utility business because of deregulation and what the future may hold for the steel foundry. He added that one of the major benefits of the telecommunications project is that it is complementary to the Borough's existing utilities and it will provide enhanced services to the community. Mr. Marino remarked that he sees no one gaining from this. Mr. Hill replied that the Borough priced out different services and that the Borough's proposed rates are set lower than that of its competitors. Mr. Hill indicated that the Borough recognizes that this project must result in a benefit to the customers/owners; otherwise, there is no justification in pursuing it. It is felt that as a university host community, Kutztown's need to provide present and future adaptable technology to handle the needs of the information age is essential to remain attractive and viable to the students, as well as other residents who call Kutztown home. It is without a doubt that additional services will become available in the near future that will require Internet and optical network solutions. While the university campus potential is not currently included in the cost and revenue estimates, it is felt that the university is a key target

# 15314

customer to focus on. In addition, the Borough is currently working on the "222 Route Dev. Com" Project to put together economic development incentives to attract institutional, commercial and industrial development along the Route 222 corridor to not only provide a basis for additional utility revenue, but to help relieve the growing school district tax burden on the constituents. The recently purchased Kutztown-Topton railroad spur may play a significant role in expanding all these services outside the Borough.

A motion was made by Mr. Eidle, seconded by Mr. Mantz, Resolved, To extend the deadline for taking action on bids received for the Telecommunications (Communications and Information/Data) Services project to 120 days from the bid opening date of February 1, 2001. Passed by unanimous vote.

Mr. Schmoyer concurred with Mr. Barkley and suggested the Borough post notices of special Council meetings on the Borough's web site.

Under Wastewater Engineering, a motion was made by Mr. Eidle, seconded by Mr. Mantz, Resolved, To award the bid for Alternate 1 bid to haul and dispose of 600,000 gallons of sludge to Liquid Motion, Inc., Kutztown, PA, in the total bid amount of \$47,400.00. Passed by unanimous vote.

A motion was made by Mr. Eidle, seconded by Mr. Mantz, Resolved, To award the bid for Alternate 2 bid for sewage hauling for transfer to Kutztown's Treatment Plant to Millers' Sanitary Service, Inc., Kutztown, PA, at an hourly rate of \$70.00. Passed by unanimous vote.

Under Water Supply Engineering, Mr. Dietrich read aloud the caption of the proposed ordinance amending "Exhibit A," EDU Schedule of Chapter 218 of the Kutztown Code. A motion was made by Mr. Eidle, seconded by Mr. Mantz, Resolved,



To introduce the proposed ordinance amending Chapter 218 of the Code of the Borough of Kutztown, entitled "WATER AND SEWERS," so as to amend, replace and restate in its entirety Exhibit "A" thereto, entitled "EDU Schedule;" And Be It Further Resolved, To authorize advertisement with intent to enact and ordain said proposed ordinance at the April 17, 2001 Council meeting. Passed by unanimous vote.

A motion was made by Mr. Eidle, seconded by Mr. Schmoyer, Resolved, To authorize the appropriate Borough officials to execute the GPU Energy Easement for the Borough farm property, tax parcel #5443-0137-0070, with the understanding that language will be added to the Easement to require GPU to provide 24-hour notice to the Borough before coming on the Borough's property in non-emergency instances. Passed by unanimous vote.

Under Finance Committee, Mr. Ely had nothing to report.

Under Miscellaneous, Mr. Eidle tabled the agenda item regarding the renewal of a support services contract with Hewlett-Packard, Roseville, CA, for various Borough printers.

President Ely called for an Executive Session at 10:03 p.m. to discuss a uniformed personnel matter. The Executive Session ended, and the Council meeting reconvened at 10:13 p.m.

There being no further business, a motion was made by Mr. Eidle, seconded by Mr. Mantz, Resolved, To ratify approval of the payment of bills paid on March 15, 2001, including the necessary transfer of funds from one department to another or from one fund to another, which were reviewed and approved by the Finance Committee as follows:

# 15316

## GENERAL FUND

All Phase Restoration	\$344.00
American Rock Salt Co	1,765.06
Berkheimer Associates	107.71
Berks Products Corp	5.33
Berks-Mont Newspaper Inc	425.80
BOCA International Inc	460.20
Bohrer-Reagon Co	4,410.88
CCP Industries Inc	104.39
Clarence Cartwright	205.00
Cogle's Recycling	28.94
County of Berks	2,039.34
Dan's Camera City	16.85
David L & Mary L Ebling	24.11
Decisionone Corp	74.52
Delaware County Solid	8,556.35
Deturk Hardware	32.06
Don Christman Auto	69.95
E J Breneman LP	253.45
E M Kutz Inc	145.82
East Penn Mfg Co Inc	21.94
Eastern Industries Inc	572.91
Ehrlich	40.00
Electric Revenue Fund	5,539.00
Essick & Barr Insurance	2,533.60
Exeter Supply Co Inc	12.60
Expanets	119.32
First Bankcard Center	52.66
First Precinct Uniforms	256.50
Fraser Advanced	141.91
Galls Inc	108.98
George Y Brubaker Inc	2,016.15
Getz Service Station	720.00
GPU Energy	122.80
Haldeman Ford	223.03
Hilti Inc	26.65
Hotsy Equip Co	45.50
Ikon Office Solutions	39.13

Insurance Reserve Fund	16,015.00
Intoximeters	2,189.00
Jan L Bond	123.50
Kutztown Auto Parts Inc	147.50
Lantek Inc	27.50
Leonard M Dietrich DO	65.00
Letterco	50.79
Locate Plus.Com	23.00
M P Uniform & Supply Co	372.86
Mary MacIntosh	427.18
Mente Chevrolet	75.38
MG Industries	26.74
Neopost	245.26
Nunet Inc	40.68
PA League of Cities	26.00
PA Police Supply Inc	396.74
Pagenet Inc	29.66
Radio Maintenance Inc	6.00
RDJ Specialties Inc	62.30
Reading Eagle Company	559.05
Recorder of Deeds	81.83
Ryly's Service Center	86.85
State Workmen's	42,104.34
The Art Store Inc	30.00
United Parcel Service	9.21
Verizon Wireless	114.12
Wrigleys Office Supply	3,581.52
AT&T	42.84
Brian M Bilger	18.75
County of Berks	795.00
Eastern States Building	25.00
Keith A Hill	13.50
Linwood Hamm	55.99
National Information Data Ctr	48.90
Payroll Fund	43,719.82
Payroll Fund-Soc Sec	2,054.00
Pennboc Region II	30.00
Petty Cash	51.01

# 15318

Spotts Stevens & McCoy	500.00	
State Workmen's	14,830.93	
Todd S Meltsch	131.59	
U S Post Office	208.00	
Verizon Pennsylvania Inc	650.88	
William Cruz	236.60	
Albright College	200.00	
National Fire Protection	115.00	
Payroll Fund	43,009.06	
Payroll Fund - Soc Sec	1,932.34	
Bryan D Ross	200.00	
George T Bisel Co Inc	31.68	
Richard J Diehm	12.42	
William Cruz	236.60	
	<hr/>	
		\$207,729.36

## WATER

All-Phase Electric Supply Co	\$12.45	
Allied Control Serv Inc	427.00	
Decisionone Corp.	59.62	
Electric Revenue Fund	3,585.13	
Essick & Barr Insurance	383.20	
Exeter Supply Co Inc	9.50	
Expanets	19.89	
Fraser Advanced	35.43	
George Y Brubaker Inc	112.10	
Hilti Inc	26.65	
Ikon Office Solutions	39.13	
Insurance Reserve Fund	2,755.00	
Kaiser Corrosion Corp	1,250.00	
Keystone Engineering	866.43	
Kunkel's Saw & Mower Inc	6.50	
Kutztown Auto Parts Inc	3.63	
L/B Water Service Inc	245.34	
Lantek Inc	27.50	
Letterco	16.93	
M J Reider Assoc Inc	495.00	
Mary MacIntosh	173.17	

Neopost	73.58	
Newark Electronics	176.97	
Nunet Inc	13.56	
Nutech Control Products	1,695.53	
PA League of Cities	13.00	
Pagenet Inc	19.78	
Rodney W Beard CRL	55.00	
Spotts Stevens & McCoy	976.02	
State Workmen's	6,700.72	
Western Auto	5.99	
Wrigleys Office Supply	58.60	
Bryan D Ross	200.00	
George T Bisel Co Inc	31.67	
Brian M Bilger	18.75	
Payroll Fund	7,415.53	
Payroll Fund - Soc Sec	567.29	
Spotts Stevens & McCoy	4,819.47	
State Workmen's	1,911.54	
Verizon Pennsylvania Inc	26.32	
Payroll Fund	8,116.00	
Payroll Fund - Soc Sec	<u>620.87</u>	
		\$44,065.79

## ELECTRIC FUND

Accurate Calibration	\$793.20
All-Phase Elec Supply Co	750.15
Allegheny Electric	2,724.00
Colleen Mulligan	11.03
Decisionone Corp	104.32
Department of Revenue	4,454.82
Deturk Hardware	8.33
Electric Revenue Fund	44.68
Essick & Barr Insurance	538.80
Expanets	39.78
Fraser Advanced	35.43
George Y Brubaker Inc	1,345.32
GPU Energy	17,716.35
Hilti Inc	26.65

# 15320

Ikon Office Solutions	39.14
Insurance Reserve Fund	4,200.00
Kutztown Auto Parts Inc	3.63
Lantek Inc	27.50
Letterco	16.89
Mae Haas Estate	26.67
Mary MacIntosh	610.66
Maysteel Controls Div	3,031.40
Neopost	98.10
Nunet Inc	13.56
PA League of Cities	13.00
Pagenet Inc	29.67
Pipe Data View Services	430.00
Professional Equipment	103.25
Quad Three Group Inc	3,509.10
Radio Shack	10.18
Randy & Stephen Haring	33.49
Rebecca M Tysiachney	42.26
Ryly's Service Center	12.00
Sauber Mfg Co	137.12
Special Fleet Service Inc	1,922.80
State Workmen's	9,056.88
Utiliserve Inc	6,161.42
Valley Power Inc	252.20
Wrigleys Office Supply	58.61
Bryan D Ross	200.00
George T Bisel Co Inc	31.67
Penna Power & Light Co	178,907.44
The McGraw Hill Co	114.60
AT&T	112.65
Brian M Bilger	18.75
Kunkel's Saw & Mower Inc	17.88
Payroll Fund	8,883.96
Payroll Fund - Soc Sec	679.63
Petty Cash	42.00
State Workmen's	3,054.07
U S Post Office	292.00
Verizon Pennsylvania Inc	470.62

William Cruz	54.60	
PA Municipal Electric	290.00	
Payroll Fund	9,730.06	
Payroll Fund - Soc Sec	744.35	
William Cruz	54.60	
	<hr/>	\$262,131.27

## SEWER FUND

Bohrer-Reagon Co	\$155.00
Controlex Service Corp	1,290.00
Decisionone Corp	59.62
Deturk Hardware	15.74
East Penn Mfg Co Inc	185.60
East Penn Welding Inc	33.60
Ehrlich	36.00
Electric Revenue Fund	3,091.65
Essick & Barr Insurance	419.20
Expanets	19.89
Fraser Advanced	35.43
George Y Brubaker Inc	847.04
Hilti Inc	26.63
Ikon Office Solutions	39.15
Insurance Reserve Fund	3,150.00
Kunkel's Saw & Mower Inc	20.85
Kutztown Auto Parts Inc	8.61
Lantek Inc	27.50
Mary MacIntosh	189.34
Millers Sanitary Ser Inc	6,750.00
Neopost	73.56
Nunet Inc	13.56
PA League of Cities	13.00
PA One Call System Inc	16.80
Pagenet Inc	19.78
Pikeville Equipment Inc	16.98
QC Laboratories Inc	920.00
Radio Maintenance Inc	50.50
Robert J Takacs	472.28
Specialty Filtration	75.50
Spotts Stevens & McCoy	1,473.50

# 15322

State Workmen's Insurance	7,307.23	
USA Blue Book	52.07	
W W Grainger Inc	256.97	
Waste Management	211.72	
Wayne's Dry Goods	119.68	
Weaver's Hardware Co	47.98	
Wrigleys Office Supply	58.59	
YSI Incorporated	399.83	
Bryan D Ross	200.00	
George T Bisel Co Inc	31.67	
AT&T	0.54	
Brian M Bilger	18.75	
Millers Sanitary Ser Inc	975.00	
Payroll Fund	8,106.12	
Payroll Fund - Soc Sec	620.12	
Spotts Stevens & McCoy	1,728.16	
State Workmen's Insurance	2,109.29	
Stump's Service & Supply	122.96	
Verizon Pennsylvania Inc	58.71	
Payroll Fund	8,310.11	
Payroll Fund - Soc Sec	<u>635.73</u>	
		\$50,917.54

## TELECOMMUNICATIONS FUND

Essick & Barr Insurance	\$125.20
Fedex	13.24
First Bankcard Center	57.60
Insurance Reserve Fund	130.00
Nunet Inc	13.54
State Workmen's Insurance	2,746.08
Fedex Ground Inc	36.14
Payroll Fund	5,110.52
Payroll Fund-Soc Sec	390.95
Spotts Stevens & McCoy	93.93
State Workmen's Insurance	65.92
Bryan D Ross	200.00
George T Bisel Co Inc	31.67
Payroll Fund	3,820.96



Payroll Fund - Soc Sec	<u>292.30</u>	\$13,128.05
------------------------	---------------	-------------

## ELECTRIC CAPITAL OUTLAY FUND

All-Phase Elec Supply Co	71.74	
Black Box Corporation	111.92	
Deturk Hardware	14.69	
East Penn Electric	287.20	
Keystone Engineering	866.44	
Quad Three Group Inc	2,381.41	
Radio Shack	9.99	
Rumsey Electric Company	336.44	
Spotts Brothers Inc	127,466.10	
United Inspection Serv	440.00	
W W Grainger Inc	<u>611.04</u>	\$132,596.97

## WATER CAPITAL OUTLAY FUND

Berks Products Corp	\$9.00	
Black Box Corporation	111.90	
Deturk Hardware	12.00	
East Penn Electric	144.40	
Lighting Fixture & Supply	48.34	
Rumsey Electric Company	136.85	
Newark Electronics	<u>350.49</u>	\$812.98

## SEWER CAPITAL OUTLAY FUND

Black Box Corporation	\$111.91	
East Penn Electric	72.99	
Keystone Engineering	866.43	
Rumsey Electric Company	175.79	
Spotts Stevens & McCoy	<u>456.20</u>	\$1,683.32

## INSURANCE RESERVE FUND

BCMHIPG	\$30,316.37	
Erin Group	<u>625.00</u>	

# 15324

\$30,941.37

POLICE TRAINING FUND

Petty Cash	<u>\$8.67</u>	\$8.67
------------	---------------	--------

EMPLOYEES ACTIVITY FUND

Jackie & Daughter Flowers	<u>\$30.00</u>	\$30.00
---------------------------	----------------	---------

And Be It Further Resolved, To adjourn the Council Meeting upon vote. Passed by unanimous vote. The meeting ended at 10:14 p.m.

Prepared and  
Attested by: Bonnie Bray  
Secretary