A regular meeting of the Kutztown Borough Council was called to order at 7:32 p.m. in the Kutztown Train Station by the President, Mr. Kevin Snyder, with other members of Borough Council present: Mr. Derek Mace, Mr. Edwin Seyler, Ms. Peggy Devlin, Mr. Richard Diehm, Mr. Scott Piscitelli, and the Mayor, Ms. Sandra Green. Mr. Keith Mooney Borough Solicitor; Mr. Al Guiseppe, representing the Borough’s planning and water/wastewater engineering firm of SSM Group, Inc.; Mr. Gabriel Khalife, Borough Manager/Treasurer; Ms. Gina M. Wiand, Borough Secretary/Public Relations and Marketing Director; Mr. Daniel Eslinger, Community Development Director/Zoning Officer; Police Chief Craig Summers; Mr. Mark Arnold, Telecommunications Director; Kutztown University Student Ambassador to Council, Cole Mitchell; Kutztown University Student Ambassador to the Mayor, Christopher Kril; Borough Planning Commission members Lisa Ladd-Kidder and Chris Habeck; Environmental Advisory Commission representative Nathan Lewis; Kutztown Neighbors and Friends representative Michael Shaw; Reading 120 representatives John Eustice and Craig Peiffer; Action Track USA representative Doug Rose; Maxatawny Township representative Steve Wilson; New Enterprise Stone & Lime Co. representatives Rusty Taft and Michael Zimmerman; Advantage Point representative Abigail Akins; business owner Michael Stern; Borough employee Eric Boyer; residents Sylvia Wolff and Dennis Kruomanocker; Mr. Darius Pleasant, reporter for the Kutztown Area Patriot; and Mr. Ron Devlin, reporter for the Reading Eagle, was also present.

Reading 120 representatives John Eustice and Craig Peiffer reviewed tentative
plans for the Reading 120 bike race on September 10, 2016. Mayor Green informed them of Kutztown University’s sesquicentennial parade on the same day, and they said they would be willing to revise their plan for 2016 and hope to include Main Street in the future. Mr. Eustice and Mr. Peiffer were advised to bring their revised plan to a future Community Development and Public Safety Committee meeting.

Scott Kramer and Jens Damgaard reviewed with Council the bond purchase agreement and the Ordinance regarding the Borough’s bond issue to refund its 2011 A and B bonds.

A motion was made by Mr. Mace, seconded by Ms. Devlin, Resolved, To enact and ordain the following Ordinance:

ORDINANCE NO. 1-2016

AUTHORIZING AND SECURING THE ISSUANCE OF ONE OR MORE SERIES OF GENERAL OBLIGATION BONDS, IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF $13,345,000, PURSUANT TO THE PENNSYLVANIA LOCAL GOVERNMENT UNIT DEBT ACT, TO REFUND ALL OR A PORTION OF THIS BOROUGH’S OUTSTANDING GENERAL OBLIGATION BONDS, SERIES A AND B OF 2011, AND PAY RELATED COSTS; ACCEPTING A PROPOSAL FOR THE PURCHASE OF BONDS; SPECIFYING A MINIMUM REFUNDING SAVING THRESHOLD AS A CONDITION TO ISSUING THE BONDS; SETTING FORTH THE PARAMETERS, SUBSTANTIAL FORM OF AND CONDITIONS FOR ISSUING THE REFUNDING BONDS; PLEDGING THE FULL FAITH, CREDIT AND TAXING POWER OF THIS BOROUGH TO SECURE THE BONDS; CREATING A SINKING FUND AND APPOINTING A PAYING AGENT AND SINKING FUND DEPOSITORY; AUTHORIZING THE REDEMPTION OF THE REFUNDED BONDS; AND AUTHORIZING RELATED ACTION.

Passed by unanimous vote.

Off of the agenda, Chief Summers spoke about the perceived uprising of heroin use in Kutztown. He reported that while Officer Skavinsky recently saved the life of a person who overdosed on heroin, by administering naloxone, the presence of heroin in Kutztown is no different than it is in the rest of the country.
President Snyder asked if there was anyone who wished to address Council before proceeding with the agenda.

Steve Wilson inquired about the status of an outstanding right-to-know request, and Mr. Mooney presented him with it.

Abigail Akins, a student intern with Advantage Point, questioned Council on the “sewer issue” between the Borough and Advantage Point. Mr. Mooney informed her that because the matter is in litigation, he has no comment.

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

- Review and accept the Minutes of the February 16, 2016 Borough Council meeting.
- Review and accept the Borough Community Development Report for February, 2016.
- Take action on the request from the American Legion Post No. 480 to hold its annual Memorial Day Parade on Monday, May 30, 2016, and to waive any associated fees.
- Take action to approve final payment #7 to Joao & Bradley Construction Co., Inc., in the amount of $41,614.30 for work completed on the East Main Street Water Line Project.
- 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 February 13, 2016 through March 11, 2016, as summarized below:

  - General Fund $234,617.78
  - Refuse and Recycling Fund $43,038.80
  - Water Fund $176,624.59
  - Electric Fund $352,210.70
  - Sewer Fund $200,059.05
  - Telecommunications Fund $91,384.34

Passed by unanimous vote.
Under Borough Planning Commission, Lisa Ladd-Kidder read aloud the recommendation, regarding Z-16-01, for 145 Highland Avenue.

A motion was made by Ms. Devlin, seconded by Mr. Seyler, Resolved, To support the Planning Commission’s recommendation to deny the variance regarding Z-16-01, for 145 Highland Avenue, and to send Keith Mooney and Dan Eslinger to the hearing on behalf of the Borough. Passed by unanimous vote.

Ms. Ladd-Kidder read aloud the recommendation, regarding Z-16-02, for 225 N. Whiteoak Street (Kutztown Fairgrounds).

A motion was made by Ms. Devlin, seconded by Mr. Mace, Resolved, To support the Planning Commission’s recommendation to deny the request regarding Z-16-02, for 225 N. Whiteoak Street (Kutztown Fairgrounds), and to send Keith Mooney and Dan Eslinger to the hearing on behalf of the Borough. All in favor, except for Mr. Piscitelli, who voted Nay. There being a majority in favor, the motion passed.

Under Environmental Advisory Commission, there was nothing to report.

Under Community Development and Public Safety Committee, the Monthly Police Report for February 2016 was submitted.

The following fines were collected:

<table>
<thead>
<tr>
<th>Source</th>
<th>Date</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>District Justice Greth</td>
<td>January, 2016</td>
<td>$4,689.76</td>
</tr>
<tr>
<td>Clerk of Common Pleas</td>
<td>January, 2016</td>
<td>$151.31</td>
</tr>
<tr>
<td>Secretary’s Office</td>
<td>February, 2016</td>
<td>$3,875.00</td>
</tr>
</tbody>
</table>

Under Public Works Committee, a motion was made by Mr. Seyler, seconded by Mr. Piscitelli, Resolved, To adopt the following Resolution:

RESOLUTION NO. 3-2016

A RESOLUTION OF THE BOROUGH OF KUTZTOWN, BERKS COUNTY, PENNSYLVANIA, TO APPROVE THE SALE, AT PUBLIC AUCTION, OF
CERTAIN SURPLUS PERSONAL PROPERTY OF THE BOROUGH OF KUTZTOWN.

IT IS HEREBY RESOLVED by the Council of the Borough of Kutztown, Berks County, Pennsylvania (hereinafter “the Borough”), in accordance with Section 1201 (4) of the Borough Code, as follows:

RESOLVED, that the Borough shall sell at public auction certain surplus personal property of the Borough having an estimated sale value as indicated on the attached Exhibit "A" for each item, and BE IT FURTHER RESOLVED, that the following procedure shall be followed for such sale:

1. The above referenced public auction sale shall be held at a mutually acceptable time established by the auctioneer and the Borough.

2. The Borough will enter into a contract, upon such terms as are determined by the Borough Manager to be in the best interest of the Borough, with a licensed auctioneer to conduct the sale as directed.

3. The Borough Manager may require the contracted auctioneer to advertise the scheduled sale in the manner required by Article XII, Section 1201 (4) of the Borough Code.

4. The attached list of surplus equipment/materials identified as Exhibit “A” and incorporated herein by reference, describes those items scheduled to be exposed to sale at public auction.

5. The purchase price to be paid by successful bidders on all sales of surplus equipment/materials at the public auction shall be paid for in cash, or equivalent, approved by the Borough Manager, and shall be paid to the contracted auctioneer the day of the sale prior to any equipment/materials
leaving the site.

6. The public auction shall be an absolute auction whereby the highest bidder, regardless of price, receives the bid item, with exception taken on those items duly noted with a minimum bid required.

APPROVED as a Resolution by the Council of the Borough of Kutztown, Berks County, Pennsylvania in lawful, regular meeting duly assembled this 15th day of March, 2016.

Exhibit “A”

DEPARTMENT: BOROUGH HALL

10 sections of cubical walls
ESTIMATED FAIR MARKET VALUE: $10 - $40

Cannon Imagerunner 2200 Copy Machine
ESTIMATED FAIR MARKET VALUE: $5 - $20

35 steel frame chairs
ESTIMATED FAIR MARKET VALUE: $20

Carrier heat pump parts
ESTIMATED SCRAP MARKET VALUE: $20 - $30

4 printer carts
ESTIMATED SCRAP MARKET VALUE: $2

1 adding machine
ESTIMATED SCRAP MARKET VALUE: $2

Carrier heat pump parts
ESTIMATED SCRAP MARKET VALUE: $20 - $30
2 file cabinets and 1 riser
ESTIMATED SCRAP MARKET VALUE: $2 - $5

1 computer desk
ESTIMATED SCRAP MARKET VALUE: $2 - $5

1 steel office desk
ESTIMATED FAIR MARKET VALUE: $20 - $50

4 bookshelf style cabinets
ESTIMATED SCRAP MARKET VALUE: $30 - $50

DEPARTMENT: RECYCLING

1995 Tarrant leaf collector with 11cuyd truck mounted box
Serial # J21ZA3968FJ021095
Packer Body Serial # F-P7611
ESTIMATED FAIR MARKET VALUE: $4,000.00 - $6,000.00

DEPARTMENT: HIGHWAY

Newstripe Scotsman hand pump line painter
ESTIMATED FAIR MARKET VALUE: $50 - $100

1992 Clipper 14hp walk-behind saw
Serial # H0188
ESTIMATED FAIR MARKET VALUE: $500 - $1,000.00

3 traffic light control boxes and miscellaneous controls
ESTIMATED SCRAP MARKET VALUE: $20 - $30

1 four head traffic light assembly
ESTIMATED SCRAP MARKET VALUE: $2 - $10
1 three light traffic light assembly
ESTIMATED SCRAP MARKET VALUE: $2 - $10

7 traffic lights
ESTIMATED SCRAP MARKET VALUE: $2 - $10

DEPARTMENT: PARKS
1 security box for a pay phone
ESTIMATED SCRAP MARKET VALUE: $2 - $4

DEPARTMENT: POLICE
2 two drawer file cabinets
ESTIMATED FAIR MARKET VALUE: $10 - $20

DEPARTMENT: SEWER
Turbine generator parts
ESTIMATED SRCAP MARKET VALUE: $100 - $200

8 card file cabinets
ESTIMATED FAIR MARKET VALUE: $10 - $20

2 small index card file cabinets
ESTIMATED SCRAP MARKET VALUE: $5 - $10

1 – 250gal concrete fuel oil tank
ESTIMATED FAIR MARKET VALUE: $100 - $150

1 – 275gal fuel oil tank
ESTIMATED FAIR MARKET VALUE: $100 - $150

DEPARTMENT: WASTEWATER
Modine oil fired heater model POR
DEPARTMENT: WATER

2 Trimble range handheld units with chargers from 2008
BMI handheld device model# CF8385PN1
ESTIMATED FAIR MARKET VALUE: $50 - $100

Passed by unanimous vote.

A motion was made by Mr. Piscitelli, seconded by Ms. Devlin, Resolved, To approve the request from the AARP Senior Community Service Employment Program to use the Train Station on April 1, 2016, from 9:00 a.m. until 3:00 p.m., and to charge the Civic Group Rate. Passed by unanimous vote.

A motion was made by Mr. Piscitelli, seconded by Mr. Diehm, Resolved, To approve the proposed Main Street Parking Space Plan to paint parking space lines on W. Main Street from Constitution Boulevard to S. Baldy Street. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Piscitelli, Resolved, To purchase timing cameras to replace the timing loops needed for cameras that were removed during the Water Main Replacement Project. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Mace, Resolved, To approve the main weed spray quote and to reject the North Park and Sacony Creek Trail weed spray quotes. Passed by unanimous vote.

A motion was made by Mr. Piscitelli, seconded by Mr. Seyler, Resolved, To approve replacing the sand in the sand filters in the main and intermediate pools. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Piscitelli, Resolved, To approve ordering a new trash truck. Passed by unanimous vote.
A motion was made by Mr. Seyler, seconded by Mr. Diehm, Resolved, To approve the request from Amanda Oross to add a free library mailbox, in the park, as part of her Girl Scout project. Passed by unanimous vote.

A motion was made by Mr. Piscitelli, seconded by Mr. Mace, Resolved, To approve the coordination of job duties for a seasonal laborer to maintain the North Park and Sacony Creek walking trails and to hire a seasonal laborer for that job. Passed by unanimous vote.

A motion was made by Ms. Devlin, seconded by Mr. Piscitelli, Resolved, To approve the request from the Kutztown Area High School Athletic Department to use the softball and legion fields for their 2016 practices and games, and to place a port-o-potty at the legion field. Passed by unanimous vote.

A motion was made by Mr. Piscitelli, seconded by Ms. Devlin, Resolved, To approve the request from the Dolphins Swim Team to have their annual swim meet on July 16, 2016, and to not open the pool to the public until 2:30 p.m. that day. Passed by unanimous vote.

Under Personnel Committee, an Executive Session to discuss personnel and legal matters was deferred until the end of the meeting.

A motion was made by Ms. Devlin, seconded by Mr. Mace, Resolved, To accept, with regret, Cathy Runkle’s resignation, effective March 11, 2016. Passed by unanimous vote.

Under Finance and Electric Committee, a motion was made by Mr. Mace, seconded by Ms. Devlin Resolved, To adopt the following Resolution:
RESOLUTION NO. 4-2016


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

<table>
<thead>
<tr>
<th></th>
<th>Straight Time</th>
<th>Straight Time</th>
<th>Overtime</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>1/2 hr. Min Charge</td>
<td>Hourly Charge</td>
<td>Hourly Charge</td>
</tr>
<tr>
<td>Utilities/Telecom Division</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hourly Personnel</td>
<td>$21.50</td>
<td>$43.00</td>
<td>$64.50</td>
</tr>
<tr>
<td>Public Works Division</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hourly Personnel</td>
<td>$20.50</td>
<td>$41.00</td>
<td>$61.50</td>
</tr>
<tr>
<td>Clerical</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hourly Personnel</td>
<td>$18.00</td>
<td>$36.00</td>
<td>$54.00</td>
</tr>
<tr>
<td>Administrative Personnel</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>$27.75</td>
<td>$55.50</td>
<td>N/A</td>
</tr>
<tr>
<td>Public Safety Division</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Police</td>
<td>$44.50</td>
<td>$86.75</td>
<td>N/A</td>
</tr>
<tr>
<td>Community Service Officers</td>
<td>$12.00</td>
<td>$23.75</td>
<td>$35.75</td>
</tr>
</tbody>
</table>

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.

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.


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.

<table>
<thead>
<tr>
<th>Equipment</th>
<th>Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bobcat</td>
<td>$34.40 per hour</td>
</tr>
<tr>
<td>Accessories:</td>
<td></td>
</tr>
<tr>
<td>Pavement breaker</td>
<td>$22.50 per hour</td>
</tr>
<tr>
<td>Broom</td>
<td>$12.50 per hour</td>
</tr>
<tr>
<td>Paint Sprayer (line striping)</td>
<td>$18.00 per hour</td>
</tr>
<tr>
<td>Pressure Washer</td>
<td>$18.00 per hour</td>
</tr>
<tr>
<td>Snow Blower</td>
<td>$11.00 per hour</td>
</tr>
<tr>
<td>Bucket Truck</td>
<td>$45.00 per hour</td>
</tr>
<tr>
<td>Roller</td>
<td>$23.00 per hour</td>
</tr>
<tr>
<td>Tamper - Jumping Jack</td>
<td>$6.50 per hour</td>
</tr>
<tr>
<td>Generator (large trailer-mounted)</td>
<td>$51.00 per day + fuel used</td>
</tr>
<tr>
<td>Welder</td>
<td>$19.00 per hour</td>
</tr>
<tr>
<td>Air Compressor</td>
<td>$80.00 per day + fuel used</td>
</tr>
<tr>
<td>Accessories:</td>
<td></td>
</tr>
<tr>
<td>Jackhammer</td>
<td>$18.00 per day</td>
</tr>
<tr>
<td>1 - ea. Pavement Breaker - Hand Held</td>
<td>$8.00 per day</td>
</tr>
<tr>
<td>1 - ea. Asphalt Cutter - 5”</td>
<td>$8.00 per day</td>
</tr>
<tr>
<td>1 - ea. Moll Point</td>
<td>$8.00 per day</td>
</tr>
<tr>
<td>Pick-up Truck</td>
<td>$20.00 per hour</td>
</tr>
<tr>
<td>Dump Truck</td>
<td>$30.00 per hour</td>
</tr>
<tr>
<td>Line Truck</td>
<td>$55.00 per hour</td>
</tr>
<tr>
<td>John Deere Backhoe</td>
<td>$36.00 per hour</td>
</tr>
<tr>
<td>Garbage Packer Truck</td>
<td>$55.00 per hour</td>
</tr>
<tr>
<td>Forklift</td>
<td>$24.80 per hour</td>
</tr>
<tr>
<td>Salter/Truck</td>
<td>$51.00 per hour plus cost of salt</td>
</tr>
<tr>
<td>Snow Loader (Belt)</td>
<td>$78.00 per hour</td>
</tr>
<tr>
<td>4 Wheel Rubber Tire Loader (VOLVO)</td>
<td>$99.00 per hour</td>
</tr>
<tr>
<td>Ditch Witch Trencher</td>
<td>$21.00 per hour</td>
</tr>
<tr>
<td>Street Sweeping (Municipalities only)</td>
<td>$46.00 per hour plus cost of labor (except Maxatawny Township for</td>
</tr>
<tr>
<td>Equipment</td>
<td>Rate</td>
</tr>
<tr>
<td>---------------------------------</td>
<td>-------------------</td>
</tr>
<tr>
<td>Tamper – Vibratory plate</td>
<td>$8.30 per hour</td>
</tr>
<tr>
<td>2” Pump</td>
<td>$8.00 per hour</td>
</tr>
<tr>
<td>Accessories:</td>
<td></td>
</tr>
<tr>
<td>Suction Hose Per 10’ Length</td>
<td>$1.60 per day</td>
</tr>
<tr>
<td>Discharge Hose Per 10’ Length</td>
<td>$1.05 per day</td>
</tr>
<tr>
<td>3” Pump</td>
<td>$10.45 per hour</td>
</tr>
<tr>
<td>Accessories:</td>
<td></td>
</tr>
<tr>
<td>Suction Hose Per 10’ Length</td>
<td>$2.05 per day</td>
</tr>
<tr>
<td>Discharge Hose Per 10’ Length</td>
<td>$1.60 per day</td>
</tr>
<tr>
<td>Breaker for Boom Mounting</td>
<td>$37.00 per hour</td>
</tr>
<tr>
<td>Crimping Tool - Pilot Tool</td>
<td>$8.00 per day</td>
</tr>
<tr>
<td>Tapping Machine (DO NOT LOAN OUT) + Pick-Up Truck</td>
<td>$38.90 per TAP $16.00 per hour</td>
</tr>
<tr>
<td>Concrete Saw</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$11.25 per hour + blade charge ($30 minimum blade charge; $138.80 per 1/32 blade use)</td>
</tr>
<tr>
<td>Pipe Cutter- Ductile Iron or Cast Iron</td>
<td>$22.50 per day</td>
</tr>
<tr>
<td>Pipe Trailer</td>
<td>$7.20 per day</td>
</tr>
<tr>
<td>Hand Tamper</td>
<td>$4.00 per day</td>
</tr>
<tr>
<td>Pipe Locator - Underground Electric Line Locator</td>
<td>$8.00 per hour</td>
</tr>
<tr>
<td>Pipe Locator – Water Line</td>
<td>$8.00 per hour</td>
</tr>
<tr>
<td>Leak Detector (Water)</td>
<td>$8.00 per hour</td>
</tr>
<tr>
<td>Fire Hydrant De-Chlor Equipment</td>
<td>$10.00 per hour (plus de-chlor tablets, $0.85 @)</td>
</tr>
<tr>
<td>Sewer Line Video Camera</td>
<td>$20.00 per hour</td>
</tr>
<tr>
<td>Cable Fault Locator (Electric)</td>
<td>$8.00 per hour</td>
</tr>
<tr>
<td>#18 Tractor - mowing, etc.</td>
<td>$28.00 per hour</td>
</tr>
<tr>
<td>Brush Chipper</td>
<td>$31.25 per hour</td>
</tr>
<tr>
<td>Photocopying</td>
<td>$.25 per side of sheet of paper</td>
</tr>
</tbody>
</table>

March 15, 2016 Council Meeting Minutes
Laminating $ .75 per page

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

Sign Stands:
  Cost per each stand for replacement $1.00 per sign, per day $20.00

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

Steel Plates (for securing excavations)
  Replacement $1,000.00 Rental $15.00 each per day

Flashers*:
  Cost for replacement of Flashers if lost or stolen or damaged (includes batteries) $18.25 each

*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 March 15, 2016, 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 15th day of March, 2016.

Passed by unanimous vote.

A motion was made by Mr. Mace, seconded by Mr. Piscitelli, Resolved, To approve a KWH credit, in the amount of $216.28, for 416 W. Walnut Street. Passed by unanimous vote.
Under Telecommunications and Information Technologies Committee, a motion was made by Mr. Diehm, seconded by Ms. Devlin, Resolved, To approve the newly submitted Customer Proprietary Network Information (CPNI) policy for Home Net digital phone customers. Passed by unanimous vote.

A motion was made by Mr. Diehm, seconded by Mr. Piscitelli, Resolved, To approve the recycling of all OSI 400 series equipment removed from service. Passed by unanimous vote.

Off of the agenda, a motion was made by Mr. Diehm, seconded by Mr. Seyler, Resolved, To opt in to the new Turner agreement with NCTC. Passed by unanimous vote.

Under Water and Wastewater Committee, a motion was made by Mr. Seyler, seconded by Mr. Piscitelli, Resolved, To authorize SSM Group, Inc. to meet with state officials and legal counsel on proposals put forth by New Enterprise Stone & Lime Co., Inc. Passed by unanimous vote.

After Mr. Guiseppe explained SSM’s role in meeting with state officials and legal counsel on the New Enterprise Stone & Lime Co. proposals, Lisa Ladd-Kidder asked Council to table this until a “true” study is done. Nathan Lewis asked to have all data pertinent to the project forwarded to him, for the Environmental Advisory Commission, and President Snyder said he would forward the information. Chris Habeck, stated that he noticed a silky discharge in the creek and asked if it could be sampled. Rusty Taft, from New Enterprise Stone & Lime Co., responded that it has been sampled.

A motion was made by Mr. Seyler, seconded by Mr. Mace, Resolved, To authorize SSM Group, Inc. to work with the Water Department on the inspection of the
reservoir tanks. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Mace, Resolved, To award the bid contracts for the ESD Insulation Replacement Project. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Ms. Devlin, Resolved, To reject the alternate bid for the recoating of the sludge storage tank. Passed by unanimous vote.

Under Miscellaneous, President Snyder noted the following vacancies:

Code Appeals Board: One Member Vacancy
One Alternate Vacancy

Zoning Hearing Board: Two Alternate Vacancies

Housing License Appeals Board: One Member Vacancy
Three Alternate Vacancies

Telecommunications Advisory Commission: One Member Vacancy

President Snyder called for an Executive Session at 8:44 p.m. to discuss personnel and legal matters. The Executive Session ended and the meeting reconvened at 9:01 p.m.

A motion was made by Mr. Seyler, seconded by Mr. Mace, Resolved, To adjourn the Council meeting upon vote. Passed by unanimous vote. The meeting ended at 9:02 p.m.

Prepared and Attested by: Gina M. Wiand
Borough Secretary

Kevin Snyder and Gina Wiand hereby ordered payment of the expenditures listed in the Accounts Payable G/L Distribution Report, including payment dates from February 13, 2016 through March 11, in accordance with Section 1106 of the Borough Code, Commonwealth of Pennsylvania.

_________________________  ____________________________
Kevin J. Snyder             Gina M. Wiand

March 15, 2016 Council Meeting Minutes