A regular meeting of the Kutztown Borough Council was called to order at 7:31 p.m. in the Kutztown Train Station by the President, Mr. Kevin Snyder, with other members of Borough Council present: Mr. James Schlegel, Mr. Edwin Seyler, Mr. Derek Mace, Ms. Rachael Birckbichler, Ms. Peggy Devlin, and the Mayor, Ms. Sandra Green. Mr. Keith Mooney, Borough Solicitor; Ms. Laura Eberly, representing the Borough’s planning and water/wastewater engineering firm of SSM Group, Inc.; Ms. Gina M. Wiand, Borough Secretary/Director of Marketing Communications and Customer Relations; Mr. Daniel Eslinger, Director of Community Development/Zoning Officer; Police Chief Craig Summers; Mr. Mark Arnold, Telecommunications Director; Planning Commission representative Lisa Ladd-Kidder; Kutztown University Student Ambassadors Colin Quinn and Tayania Brown (arrived at 7:38 p.m.); Allies Equality Network representatives Shannon Peitzer, Mike Blichar, Jr., Darion McGowan and Curtis Welteroth; Kutztown Group Holdings (College Town Communities) representatives Matt Genesio and Tim Sipe; Boy Scout Troop 101 representatives Tom Kulp and Justin Moyer; Muhlenberg Greene Architects representative Michael Nolan; Mr. Ron Devlin, reporter for the Reading Eagle and Mr. Jake Austin, reporter for the Kutztown Area Patriot were also present.

Matt Genesio and Tim Sipe, from Kutztown Group Holdings (College Town Communities), addressed Council regarding their proposed land development of the Silk Mill on Willow Street and surrounding areas. They reported that the approximately 18
month construction project would consist of retail space and open market apartments (not intended for student housing).

Kutztown University Student Ambassadors Colin Quinn and Tayania Brown presented Council with their year end report. Ms. Brown focused her report on KUBoK needing more community support, while Mr. Quinn focused his report on the ways that Kutztown University students help the community (Operation Snowflake, Community Clean-Up Days and Merchant Trick-or-Treat night).

President Snyder asked if there was anyone who wished to address Council before proceeding with the agenda. There were no public comments.

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

- Review and accept the Minutes of the March 18, 2014 Borough Council meeting.
- Review and accept the Borough Community Development Report for March, 2014.
- Ratify the donation of two family pool passes for the 2014 Friend, Inc., Community Services Benefit Auction.
- Authorize the appropriate Borough officials to execute the contract with Local Union No. 45 of the American Federal of Musicians of the United States and Canada for the Allentown Band, Inc., to perform three concerts on Kutztown Day, Sunday, August 3, 2014, for a fee of $2,650.00, which includes a $350.00 meal allowance.
- Take action to approve the service contract with Kutztown University for maintenance of the traffic signals located on College Boulevard and Main Street for 2014-2015.
- Take action to approve the request from the Optimist club to use the Multi-Purpose Field for 2014 tee ball games on May 3, 10, 17 and 31; and June 7, 14 and 21.
- Approve the 2014 “Concerts in the Park” schedule and associated costs.
• Take action to execute the agreement with the YMCA for the 2014 Kutztown Park Summer Playground Program.

• Take action to re-hire the 2014 Kutztown Swim Team coaches Gwen Dietrich, with a salary of $1,500.00; Steve Fowler, with a salary of $1,000.00; and Trevor Kanaskie with a salary of $500.00.

• Take action to approve the request from the Kutztown Swim Team to use the pool on June 5 and 6, 2014, for new swimmer try-outs.

• Take action to approve the request from the Kutztown Swim Team to use the pool on Wednesday June 18, 2014, from 5:30 p.m. to 8:00 p.m. to have a practice swim meet, and to close the pool early that day.

• Take action to approve Change Order #4, from Wickersham Construction and Engineering, Inc., in the amount of $22,909.00, for the Water Plant Project.

• Take action to approve Change Order #5, from Wickersham Construction and Engineering, Inc., in the amount of $4,695.00, for the Water Plant Project.

• Take action to approve Change Order #6, from Wickersham Construction and Engineering, Inc., in the amount of $2,895.00, for the Water Plant Project.

• Take action to approve Change Order #7, from Wickersham Construction and Engineering, Inc., in the amount of $3,140.00, for the Water Plant Project.

• Take action to approve Change Order #8, from Wickersham Construction and Engineering, Inc., in the amount of $1,642.00, for the Water Plant Project.

• Take action to approve payment #6 to Wickersham Construction and Engineering, Inc., in the amount of $137,407.00, for work completed at the Water Plant.

• Take action to approve Change Order #3, from Wickersham Construction and Engineering, Inc., in the amount of $11,448.00, for the Wastewater Project.

• Take action to approve Change Order #4, from Wickersham Construction and Engineering, Inc., in the amount of $14,382.00, for the Wastewater Project.

• Take action to approve payment #18 to Wickersham Construction and Engineering, Inc., in the amount of $113,934.00, for work completed at the Wastewater Treatment Plant.

• 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 March 14, 2014 through April 10, 2014, as summarized below:

<table>
<thead>
<tr>
<th>Fund</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>General Fund</td>
<td>$170,000.04</td>
</tr>
<tr>
<td>Refuse and Recycling Fund</td>
<td>$50,584.65</td>
</tr>
<tr>
<td>Water Fund</td>
<td>$232,976.74</td>
</tr>
<tr>
<td>Electric Fund</td>
<td>$479,133.82</td>
</tr>
<tr>
<td>Sewer Fund</td>
<td>$198,181.15</td>
</tr>
<tr>
<td>Telecommunications Fund</td>
<td>$85,023.74</td>
</tr>
</tbody>
</table>

Passed by unanimous vote.

Under Borough Planning Commission, there was nothing to report.

Under Environmental Advisory Commission, President Snyder recognized the Clean and Green Committee for their clean up effort at the creek.


Ms. Devlin reported the following fines were collected:

<table>
<thead>
<tr>
<th>Source</th>
<th>Date, 2014</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>District Justice Greth</td>
<td>February</td>
<td>$9,680.26</td>
</tr>
<tr>
<td>Clerk of Common Pleas</td>
<td>February</td>
<td>$187.29</td>
</tr>
<tr>
<td>Secretary’s Office</td>
<td>March</td>
<td>$4,700.00</td>
</tr>
</tbody>
</table>

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

RESOLUTION NO. 5-2014

A RESOLUTION OF THE BOROUGH OF KUTZTOWN, BERKS COUNTY, PENNSYLVANIA, TO DONATE TO BOY SCOUT TROOP 101 BICYCLES THAT HAVE BEEN FOUND BY THE KUTZTOWN BOROUGH POLICE DEPARTMENT.

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

April 15, 2014 Council Meeting Minutes
RESOLVED, that the Borough shall donate to Boy Scout Troop 101, bicycles that have been found by the Kutztown Borough Police Department with an estimated value collectively set at less than $500.00.

ADOPTED as a Resolution by the Council of the Borough of Kutztown, Berks County, Pennsylvania in lawful, regular meeting duly assembled this 15th day of April, 2014.

Passed by unanimous vote.

A motion was made by Ms. Devlin, seconded by Mr. Mace, Resolved, To approve the Standard Operating Procedure for Towing and Impounding of Motor Vehicles.

Passed by unanimous vote.

A motion was made by Ms. Devlin, seconded by Mr. Mace, Resolved, To approve the revised Kutztown Police Department Code of Discipline. Passed by unanimous vote.

A motion was made by Ms. Devlin, seconded by Mr. Schlegel, Resolved, To execute the agreement with S.O.S. Business Machines, Inc. for a leased Canon Color Advance digital copier for the Police Department, at a cost of $173.91 per month plus a quarterly maintenance agreement. Passed by unanimous vote.

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

RESOLUTION NO. 6-2014

A RESOLUTION OF THE BOROUGH OF KUTZTOWN, BERKS COUNTY, PENNSYLVANIA, AUTHORIZING AND DIRECTING THE BOROUGH MANAGER TO SUBMIT APPLICATIONS FOR TRAFFIC SIGNAL APPROVAL TO THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION AND TO SIGN ON BEHALF OF THE BOROUGH.

April 15, 2014 Council Meeting Minutes
IT IS HEREBY RESOLVED by the Council of the Borough of Kutztown, Berks County, Pennsylvania (hereinafter “the Borough”), that the Borough Manager is authorized and directed to submit Applications for Traffic Signal approval to the Pennsylvania Department of Transportation and to sign on behalf of the Borough.

RESOLVED, that the Borough shall submit Applications for Traffic Signal approval to the Pennsylvania Department of Transportation for a Traffic Signal located at SR 1029 (Willow Street) and East Main Street and a Traffic Signal located at SR 1029 (West Main Street) and Constitution Boulevard.

ADOPTED as a Resolution by the Council of the Borough of Kutztown, Berks County, Pennsylvania in lawful, regular meeting duly assembled this 15th day of April, 2014.

Passed by unanimous vote.

A motion was made by Ms. Birckbichler, seconded by Ms. Devlin, Resolved, To approve the Borough of Kutztown Parks Facility Rental Agreement. Passed by unanimous vote.

Off of the agenda, a motion was made by Mr. Schlegel, seconded by Mr. Seyler, Resolved, To approve the request from the Kutztown American Legion Baseball Association (KALBA) to host two Berks County high school baseball quarter-final playoff games on the Timothy M. Breidegam Field, on Thursday, May 8, 2014, at 4:00 p.m. and 7:00 p.m.; and to authorize the Seasonal Recreation Director to coordinate rescheduling these games if necessary. Passed by unanimous vote.

Under Personnel Committee, an Executive Session to discuss a legal matters was deferred until the end of the meeting.
Under Finance and Electric Committee, Mr. Mace had nothing to report.

Under Telecommunications and Information Technologies Committee, a motion was made by Ms. Birckbichler, seconded by Mr. Schlegel, Resolved, To approve the estimate from Level 3 to increase Home Net bandwidth from 600MB to 1GB. Passed by unanimous vote.

A motion was made by Ms. Birckbichler, seconded by Ms. Devlin, Resolved, To approve the revised Sunesys Agreement. Passed by unanimous vote.

Under Water and Wastewater Committee, a motion was made by Mr. Schlegel, seconded by Mr. Mace, Resolved, To issue a sewer credit to 682 College Garden Drive in the amount of $84.65. Passed by unanimous vote.

A motion was made by Mr. Schlegel, seconded by Mr. Mace, Resolved, To issue a sewer credit to 522 N. Kemp Street in the amount of $271.52. Passed by unanimous vote.

A motion was made by Mr. Schlegel, seconded by Mr. Mace, Resolved, To authorize SSM to begin preparations for the Egg Shaped Digester rehab project. Passed by unanimous vote.

Off of the agenda, a motion was made by Mr. Schlegel, seconded by Ms. Birckbichler, Resolved, To authorize the Borough Manager to send a letter to Maxatawny Township and the Maxatawny Municipal Authority, in response to the sewer module exemption they submitted to the Borough, requesting more information with regard to flow projections. Passed by unanimous vote.

Under Miscellaneous, President Snyder noted the following vacancies:

Code Appeals Board:
One Member Vacancy
One Alternate Vacancy
President Snyder called for an Executive Session at 8:42 p.m. to discuss a legal matter. The Executive Session ended and the meeting reconvened at 8:56 p.m.

A motion was made by Mr. Schlegel, seconded by Ms. Birckbichler, Resolved, To adjourn the Council meeting upon vote. Passed by unanimous vote. The meeting ended at 8:56 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 March 14, 2014 through April 10, 2014, in accordance with Section 1106 of the Borough Code, Commonwealth of Pennsylvania.

_____________________________  _____________________________
Kevin Snyder     Gina M. Wiand