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. 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. Gabriel Khalife, Borough Manager/Treasurer; Ms. Gina M. Wiand, Borough Secretary/Public Relations and Marketing Director; Police Chief Craig Summers; Planning Commission representative Lisa Ladd-Kidder; Maxatawny Township representative Steve Wilson; Maxatawny Township residents Walter Hess and Irene Boyer; Kutztown Fire Chief Eric Diehl; Kutztown Area Transport Services representative Rodney Freeman; Kutztown Rotary Club representative Jim Springer; resident John Fry; and Mr. Ron Devlin, reporter for the Reading Eagle, was also present.

President Snyder noted that Borough Council held an Executive Session, to discuss a legal matter at Borough Hall, on July 13, 2016, at 7:30 p.m.

Mayor Green read aloud the proposed Resolution awarding the Life Saving Award to Officer Charles Lawson.

A motion was made by Ms. Devlin, seconded by Mr. Mace, Resolved, To adopt the following Resolution:

RESOLUTION NO. 13-2016

A RESOLUTION OF THE COUNCIL OF THE BOROUGH OF KUTZTOWN, BERKS COUNTY, PENNSYLVANIA TO AFFIRM THE RECOMMENDATION OF THE AWARDS REVIEW BOARD TO AWARD THE LIFE SAVING AWARD TO KUTZTOWN BOROUGH POLICE DEPARTMENT PATROL OFFICER CHARLES J. LAWSON.
WHEREAS, Kutztown Borough Police Department Standard Operating Procedure 2011-04 provides for the recognition of Police Officers who perform their duties in a manner beyond that which is normally expected; and

WHEREAS, the recognition of Police Officers is done by awards; and

WHEREAS, Standard Operating Procedure 2011-4 requires that the Council of the Borough of Kutztown affirm by resolution a recommendation by the Awards Review Board; and

WHEREAS, the Awards Review Board has recommended that Kutztown Borough Police Department Patrol Officer Charles J. Lawson be awarded the LIFE SAVING AWARD for performing an act in the line of duty, through prompt and alert actions, resulting in the saving of a life during an incident on May 28, 2016, within the Borough of Kutztown.

NOW, THEREFORE, BE IT RESOLVED AND IT IS HEREBY RESOLVED by the Council of the Borough of Kutztown to award the LIFE SAVING AWARD to Kutztown Borough Police Department Patrol Officer Charles J. Lawson.

This Resolution shall become effective on July 19, 2016.

DULY ADOPTED AS A RESOLUTION this 19th day of July, 2016, by the Council of the Borough of Kutztown, Berks County, Pennsylvania, in a lawful session duly assembled.

Passed by unanimous vote.

Mayor Green read aloud the proposed Resolution awarding the Life Saving Award to Officer Omar Sanchez.

A motion was made by Mr. Piscitelli, seconded by Ms. Devlin, Resolved, To adopt the following Resolution:

RESOLUTION NO. 14-2016

A RESOLUTION OF THE COUNCIL OF THE BOROUGH OF KUTZTOWN, BERKS COUNTY, PENNSYLVANIA TO AFFIRM THE RECOMMENDATION OF THE AWARDS REVIEW BOARD TO AWARD THE LIFE SAVING AWARD TO KUTZTOWN BOROUGH POLICE DEPARTMENT PATROL OFFICER OMAR G. SANCHEZ.

WHEREAS, Kutztown Borough Police Department Standard Operating Procedure 2011-04 provides for the recognition of Police Officers who perform their duties in a manner beyond that which is normally expected; and
WHEREAS, the recognition of Police Officers is done by awards; and

WHEREAS, Standard Operating Procedure 2011-4 requires that the Council of the Borough of Kutztown affirm by resolution a recommendation by the Awards Review Board; and

WHEREAS, the Awards Review Board has recommended that Kutztown Borough Police Department Patrol Officer Omar G. Sanchez be awarded the LIFE SAVING AWARD for performing an act in the line of duty, through prompt and alert actions, resulting in the saving of a life during an incident on June 16, 2016, within the Borough of Kutztown.

NOW, THEREFORE, BE IT RESOLVED AND IT IS HEREBY RESOLVED by the Council of the Borough of Kutztown to award the LIFE SAVING AWARD to Kutztown Borough Police Department Patrol Officer Omar G. Sanchez.

This Resolution shall become effective on July 19, 2016.

DULY ADOPTED AS A RESOLUTION this 19th day of July, 2016, by the Council of the Borough of Kutztown, Berks County, Pennsylvania, in a lawful session duly assembled.

Passed by unanimous vote.

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

Kutztown Rotary Club representative Jim Springer notified Council that June 10, 2017, is the chosen date for the next Taste of Kutztown festival.

Lisa Ladd-Kidder asked for an explanation about the latest developments with SCRA. She asked Council to prepare a fact sheet and to post the upcoming public meeting date on the Borough’s Web site.

Mr. Mooney clarified that the meeting will be an arbitration hearing rather than a public hearing, and that although the public can attend, they cannot participate. He noted that the date and time would be posted by the Borough.

Kutztown Fire Chief Eric Diehl presented Council with the Fire Company’s 2015
Maxatawny Township representative Steve Wilson addressed Council about the Township’s proposed Ordinance revoking Borough police powers in Maxatawny Township. He told Council that the Ordinance is currently tabled, and if they remove the (alleged) threat of employee arrest made by Keith Mooney, he will have the Ordinance “killed.”

Mr. Mooney denied making any threats and President Snyder said that Council would take Mr. Wilson’s remarks under advisement.

Kutztown Area Transport Services representative Rodney Freeman spoke against the Township’s proposed Ordinance stating that when there is a “hostile situation,” the Township often depends on the Borough police to save lives.

Andy Arnold asked how the Borough can get Maxatawny Township to pay for the services and protection that they are receiving from the Borough. While Mr. Mace agreed with the idea behind Mr. Arnold’s question, he stated that the Borough does not want to jeopardize anyone.

John Fry stated that the Kutztown Park is in Maxatawny Township and a police force is needed in the Park. Mr. Seyler clarified that although the Park is in Maxatawny Township, it is owned by the Borough.

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

- Review and accept the Minutes of the June 21, 2016 Borough Council meeting.
- Review and accept the Borough Community Development Report for June, 2016.
- 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 June 18, 2016 through July 15, 2016, as summarized below:

<table>
<thead>
<tr>
<th>Fund</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>General Fund</td>
<td>$402,147.02</td>
</tr>
<tr>
<td>Refuse and Recycling Fund</td>
<td>$175,787.84</td>
</tr>
<tr>
<td>Water Fund</td>
<td>$164,326.55</td>
</tr>
<tr>
<td>Electric Fund</td>
<td>$111,881.53</td>
</tr>
<tr>
<td>Sewer Fund</td>
<td>$58,395.77</td>
</tr>
<tr>
<td>Telecommunications Fund</td>
<td>$33,355.73</td>
</tr>
</tbody>
</table>

Passed by unanimous vote.

Under Borough Planning Commission, there was nothing to report.

Under Environmental Advisory Commission, there was nothing to report.

Under Community Development and Public Safety Committee, the Monthly Police Report for June 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>May, 2016</td>
<td>$9,414.43</td>
</tr>
<tr>
<td>Clerk of Common Pleas</td>
<td>May, 2016</td>
<td>$585.96</td>
</tr>
<tr>
<td>Secretary’s Office</td>
<td>June, 2016</td>
<td>$1,900.00</td>
</tr>
</tbody>
</table>

Under Public Works Committee, a motion was made by Mr. Mace, seconded by Mr. Piscitelli, Resolved, To approve the request from Kutztown University to use the Brick Pavilion on August 10, 2016, and to revise the wording on the Borough’s rental agreement. Passed by unanimous vote.

A motion was made by Mr. Mace, seconded by Ms. Devlin, Resolved, To approve the request from the GT Kutztown Church to use the Band Shell and the Scooter Building, for a church service and cookout, on July 17, 2016. Passed by unanimous vote.

A motion was made by Ms. Devlin, seconded by Mr. Mace, Resolved, To approve the request from the Meals family to use the Scooter Building on August 14, 2016. Passed by unanimous vote.
Under Personnel Committee, a motion was made by Ms. Devlin, seconded by Mr. Seyler, Resolved, To reappoint Dorothy Fox as a member of the Housing License Appeals Board, whose term shall expire on August 1, 2017. Passed by unanimous vote.

A motion was made by Ms. Devlin, seconded by Mr. Mace, Resolved, To accept, with regret, the resignation of Suzy Barron, who provided Operations Support for the Emergency Management Center for over five years. Passed by unanimous vote.

A motion was made by Ms. Devlin, seconded by Mr. Piscitelli, Resolved, To approve the revised Panel of Physicians as provided by the Borough’s workers’ compensation carrier. Passed by unanimous vote.

President Snyder deferred an Executive Session to discuss personnel and legal matters until the end of the meeting.

Under Finance and Electric Committee, a motion was made by Mr. Mace, seconded by Mr. Seyler, Resolved, To approve the Tompkins Insurance proposal for Borough insurance policy renewals for 2016-2017. Passed by unanimous vote.

A motion was made by Mr. Mace, seconded by Ms. Devlin, Resolved, To allocate $30,000, from the Recreation Tax Fund, for the Kutztown Park sidewalks related to the East Main Street Improvements project. Passed by unanimous vote.

Off of the agenda, a motion was made by Mr. Mace, seconded by Ms. Devlin, Resolved, To execute the Audit Engagement Letter, with Long, Barrell & Co., for the $150,000.00 Commonwealth of PA Financing Authority Greenways, Trails and Recreation Program Grant Agreement for the Kutztown Park. Passed by unanimous vote.

Mr. Khalife noted that the grant money was spent in 2015.
Under Telecommunications and Information Technologies Committee, there was nothing to report.

Under Water and Wastewater Committee, a motion was made by Mr. Seyler, seconded by Mr. Piscitelli, Resolved, To terminate the current Borough Farm lease as of November 1, 2017, or when the 2017 crops are removed, and to approve a new lease, which will become effective November 2, 2017, as outlined in the Berks Nature letter dated July 6, 2016. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Mace, Resolved, To approve a sewer credit, for 464 E. Walnut Street, in the amount of $191.67. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Diehm, Resolved, To ratify approval of the additional maintenance and work for the sewer and road repair on Constitution Boulevard. 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
- Environmental Advisory Commission: One Member Vacancy
- Telecommunications Advisory Commission: One Member Vacancy

President Snyder called for an Executive Session at 8:05 p.m. to discuss personnel and legal matters. The Executive Session ended and the meeting reconvened at 8:36 p.m.

A motion was made by Mr. Diehm, seconded by Mr. Piscitelli, Resolved, To adjourn the Council meeting upon vote. Passed by unanimous vote. The meeting
ended at 8:37 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 June 18, 2016 through July 15, 2016, in accordance with Section 1106 of the Borough Code, Commonwealth of Pennsylvania.

____________________________  ______________________________
Kevin J. Snyder               Gina M. Wiand