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 Martin, Ms. Peggy Devlin, and the Mayor, Ms. Sandra Green. Mr. Keith Mooney, Borough Solicitor; Mr. Darryl Jenkins, 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/Director of Marketing Communications and Customer Relations; Mr. Daniel Eslinger, Community Development Director/Zoning Officer; Police Chief Craig Summers; Emergency Management Coordinator Michael Russo; Kutztown Fire Company representative Robert Schegan; Northeastern Berks EMS representative Douglas Demchyk; Maxatawny Township representative Steve Wilson; residents Carl Lobb and Dennis Krumanocker; and Mr. Steve DeLucas, reporter for the Reading Eagle were also present.

Carl Lobb addressed Council with some ideas that he thinks would tie Kutztown together on the south side of Main Street. His ideas were to have a new flood plain study done in the Borough’s C3 District; to establish a new commercial C4 Overlay District to encourage new businesses to open in town; to build a vehicle bridge from Constitution Boulevard to Industrial Avenue; and to connect Willow Street by building a raised roof bed over the railroad tracks from Maple Street to Grimley Street.

Council advised Mr. Lobb to propose his ideas to the Borough Planning Commission.
A motion was made by Mr. Seyler, seconded by Mr. Mace, Resolved, To approve the Consent Agenda, consisting of the following items:

- Review and accept the Minutes of the November 18, 2014 Borough Council meeting.


- Ratify approval of the request from Shawnna Vogel to use the Train Station on Sunday, December 7, 2014, from 10:00am until 2:00pm, for pet photos with Santa, and to waive all associated fees, contingent upon providing a certificate of insurance and that she send a letter to Council stating how much money was donated to charity from the event.

- Take action to approve payment #14 to Wickersham Construction and Engineering, Inc., in the amount of $52,990.00, for work completed at the Water Plant.

- Take action to approve payment #1 to DESCCO Design and Construction, Inc., in the amount of $14,040.00, for work completed on the Wastewater Treatment Plant Egg Shaped Digester.

- 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 November 13, 2014 through December 11, 2014, as summarized below:

<table>
<thead>
<tr>
<th>Fund</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>General Fund</td>
<td>$489,875.45</td>
</tr>
<tr>
<td>Refuse and Recycling Fund</td>
<td>$46,082.34</td>
</tr>
<tr>
<td>Water Fund</td>
<td>$626,694.69</td>
</tr>
<tr>
<td>Electric Fund</td>
<td>$308,941.94</td>
</tr>
<tr>
<td>Sewer Fund</td>
<td>$245,169.64</td>
</tr>
<tr>
<td>Telecommunications Fund</td>
<td>$260,897.39</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 November 2014 was submitted.
The following fines were collected:

<table>
<thead>
<tr>
<th>Department</th>
<th>Date</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>District Justice Greth</td>
<td>October, 2014</td>
<td>$7,067.21</td>
</tr>
<tr>
<td>Clerk of Common Pleas</td>
<td>October, 2014</td>
<td>$802.10</td>
</tr>
<tr>
<td>Secretary’s Office</td>
<td>November, 2014</td>
<td>$4,395.00</td>
</tr>
</tbody>
</table>

A motion was made by Ms. Devlin, seconded by Mr. Seyler, Resolved, To introduce and authorize advertisement of the proposed Ordinance amending Chapter 212 and Chapter A231 of the Code of the Borough of Kutztown, which Chapters are entitled "Vehicles and Traffic” and “Fees” by amending and restating §212-71 Schedule XIV, §212-72 Schedule XV, §212-73 Schedule XVI, §212-74 Schedule XVII, §212-77 Schedule XX and A231-1.17. Passed by unanimous vote.

A motion was made by Ms. Devlin, seconded by Mr. Schlegel, Resolved, To approve a traffic study at the intersection of Trexler Avenue and Baldy Street. Passed by unanimous vote.

Council reviewed the document provided by Chief Summers that shows the data collected from cars on East Main Street including the date, time, number of cars timed, average speed and high speed.

Under Public Works Committee, a motion was made by Mr. Seyler, seconded by Mr. Schlegel, Resolved, To approve payment #2 to Spotts Brothers, Inc. for adding insulation to the Kutztown Park bathroom. Passed by unanimous vote.

A motion was made by Ms. Devlin, seconded by Mr. Mace, Resolved, To ratify the purchase of playground structures, from Play & Park Structures, in the amount of $44,769.36. Passed by unanimous vote.

A motion was made by Mr. Schlegel, seconded by Mr. Seyler, Resolved, To introduce and authorize advertisement of the proposed Ordinance amending and re-
enacting Chapter 192, article III of the Code of the Borough of Kutztown entitled Street Excavations. Passed by unanimous vote.

A motion was made by Mr. Schlegel, seconded by Ms. Devlin, Resolved, To approve the request from the Kutztown Optimist Club to hold their annual Fools Run on March 28, 2015, from 8:30am until noon, and to waive any associated fees. Passed by unanimous vote.

A motion was made by Mr. Schlegel, seconded by Mr. Seyler, Resolved, To approve the request of the Kutztown Silverbacks Rugby Football Club to use the Multi-Purpose Field for spring 2015 practices, and to waive any associated fees, contingent upon providing a certificate of insurance by February 28, 2015, and coordinating with the Seasonal Recreation Director. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Mace, Resolved, To award the bid received for janitorial services, from Jan-Pro, in the amount of $32,112.00. Passed by unanimous vote.

Under Personnel Committee, a motion was made by Mr. Seyler, seconded by Ms. Martin, Resolved, To accept the resignation of Community Service Officer II Patricia Stark, effective December 12, 2014. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Ms. Martin, Resolved, To appoint Barbara Smith to the Vacancy Board for 2015. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Mace, Resolved, To appoint Shireen Massoudi as a student member of the Environmental Advisory Commission, whose term shall expire on January 1, 2018, and to waive the residency requirement. Passed by unanimous vote.
A motion was made by Mr. Seyler, seconded by Ms. Devlin, Resolved, To reappoint Mary Laub as a member of the Kutztown Community Library, Inc. Board of Directors, whose term shall expire January 1, 2018. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Ms. Devlin, Resolved, To appoint Randi DeAngelo as a member of the Kutztown Community Library, Inc. Board of Directors, whose term shall expire January 1, 2018. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Schlegel, Resolved, To appoint Cathy Ruhf as a member of the Kutztown Community Library, Inc. Board of Directors, whose term shall expire January 1, 2018. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Schlegel, Resolved, To appoint Martin Smith as a member of the Kutztown Community Library, Inc. Board of Directors, whose term shall expire January 1, 2018. Passed by unanimous vote.

An Executive Session to discuss personnel and legal matters was deferred until the end of the meeting.

Under Finance and Electric Committee, a motion was made by Mr. Mace, seconded by Ms. Devlin, Resolved, To adopt the 2015 budget. Passed by unanimous vote.

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

ORDINANCE NO. 2-2014


Passed by unanimous vote.
A motion was made by Mr. Mace, seconded by Ms. Devlin, Resolved, To authorize Berks County to bill the Borough of Kutztown for half the costs incurred for the tax billing and mailing process. Passed by unanimous vote.

A motion was made by Mr. Mace, seconded by Mr. Schlegel, Resolved, To appoint Jerilyn Wehr as the Borough’s Deputy Tax Collector. Passed by unanimous vote.

Under Telecommunications and Information Technologies Committee, a motion was made by Ms. Martin, seconded by Mr. Schlegel, Resolved, To increase all a la carte and bundle services containing Expanded Basic TV by $5.00. Passed by unanimous vote.

Ms. Martin noted that we will be moving the digital/HD off air channels into the Basic only TV offering. A tentative date of January 5, 2015 has been scheduled for the change.

Under Water and Wastewater Committee, a motion was made by Mr. Schlegel, seconded by Mr. Mace, Resolved, To adopt the following Resolution:

RESOLUTION NO. 12-2014

A RESOLUTION OF THE BOROUGH OF KUTZTOWN, COUNTY OF BERKS, COMMONWEALTH OF PENNSYLVANIA, AMENDING AND SUPERSEDING THE CHARGES FOR THE DISTRIBUTION AND SUPPLY OF WATER AS CURRENTLY SET FORTH IN RESOLUTION NO. 17-2013, ADOPTED ON DECEMBER 17, 2013, BY THE COUNCIL OF THE BOROUGH OF KUTZTOWN.

WHEREAS, the Borough of Kutztown (the “Borough”) is a Pennsylvania municipal corporation organized and existing pursuant to the Borough Code of the Commonwealth of Pennsylvania, as adopted on February 1, 1965, P.L. 1656, No. 581, as amended and supplemented from time to time; and

WHEREAS, the Borough owns and manages a water distribution system which provides potable water to the residents of the Borough of Kutztown; and

December 16, 2014 Council Meeting Minutes
WHEREAS, the Borough has amended certain charges for the distribution and supply of water to its residents as previously set forth in Resolution 17-2013 adopted on December 17, 2013, by the Borough Council of the Borough of Kutztown.

NOW, THEREFORE, it is hereby resolved by the Council of the Borough of Kutztown, County of Berks, Commonwealth of Pennsylvania, as follows:

SECTION 1. The rates and charges associated with the distribution and supply of potable water to the residents and businesses of the Borough of Kutztown shall be as set forth below, until such time as further amended by Resolution of the Borough Council:

Section 1. The charge for the consumption of water provided by the Borough to its residents shall be a monthly charge for each calendar month, payable as hereinafter provided, computed as set forth in Section 1 (a) below:

(a) The monthly charge to each consumer account shall be the sum of the following charges:

1. A “ready to serve” flat charge to be paid monthly by each water customer account, in the amount of Sixteen Dollars and Twenty-Seven Cents ($16.27).

2. An “equivalent dwelling unit” (hereinafter “EDU”) charge to each account customer served, to be calculated as follows:

   EDU Charge = $6.24 x (Customer Usage ÷ Annualized Average System EDU Equivalent)

where “Customer Usage” shall be equal to the total metered number of gallons of water consumed by the account customer during the month and where the “Annualized Average System EDU Equivalent” for each month shall be a quantity expressed in gallons constituting the average of the System EDU Equivalent for the preceding calendar year. The “System EDU Equivalent” for the preceding calendar year shall be determined by dividing the total number of gallons of water consumed during the preceding calendar year by all residential water customers of the Borough of Kutztown and the Kutztown Municipal Authority by the total number of residential water customer accounts of the Borough of Kutztown and the Kutztown Municipal Authority during said year.

3. A “consumption” charge for water consumption by the consumer, based upon water consumption.
consumption metered at the consumer’s property, to be calculated as follows:

A. The first 250,000 gallons or less per month
   $6.38 per 1,000 gallons

B. The next 500,000 gallons or less per month
   $6.49 per 1,000 gallons

C. The next 1,000,000 gallons or less per month
   $6.58 per 1,000 gallons

D. The next 2,000,000 gallons or less per month
   $6.71 per 1,000 gallons

E. The next 4,000,000 gallons or less per month
   $6.82 per 1,000 gallons

F. The water consumption shall be measured by a meter or meters installed by the Borough, and all bills shall be calculated upon the basis of the registration of such meter or meters. If a meter ceases to register or is found defective, the quantity of water consumed shall be determined by taking the average water consumption during the one year or lesser period if water service had not been furnished for a period of one year.

Section 2. The charge for the consumption of water provided by the Borough to Kutztown Municipal Authority shall be a monthly charge for each calendar month, payable as hereinafter provided, computed as set forth in Section 2 (a) below:

(a) The monthly charge to Kutztown Municipal Authority shall be the sum of the following charges:

1. A “ready to serve” flat charge to be paid monthly to be calculated by multiplying the amount of Sixteen Dollars and Twenty-Seven Cents ($16.27) by the number of customer water accounts of the Kutztown...
Municipal Authority utilizing Borough of Kutztown Water Capacity.

2. An “equivalent dwelling unit” (hereinafter “EDU”) charge to each account customer served, to be calculated as follows:

\[
\text{EDU Charge} = 6.24 \times \frac{\text{Customer Usage}}{\text{Annualized Average System EDU Equivalent}}
\]

where “Customer Usage” shall be equal to the total metered number of gallons of water consumed by the account customer during the month and where the “Annualized Average System EDU Equivalent” for each month shall be a quantity expressed in gallons constituting the average of the System EDU Equivalent for the preceding calendar year. The “System EDU Equivalent” for the preceding calendar year shall be determined by dividing the total number of gallons of water consumed during the preceding calendar year by all residential water customers of the Borough of Kutztown and the Kutztown Municipal Authority by the total number of residential water customer accounts of the Borough of Kutztown and the Kutztown Municipal Authority during said year.

3. A “consumption” charge for water consumption by the consumer, based upon water consumption metered at the consumer’s property, to be calculated as follows:

A. The first 250,000 gallons or less per month
   $6.49 per 1,000 gallons

B. The next 500,000 gallons or less per month
   $6.58 per 1,000 gallons

C. The next 1,000,000 gallons or less per month
   $6.69 per 1,000 gallons

D. The next 2,000,000 gallons or less per month
   $6.82 per 1,000 gallons

E. The next 4,000,000 gallons or less per month
   $6.94 per 1,000 gallons
F. The water consumption shall be measured by a meter or meters installed by the Authority, and all bills shall be calculated upon the basis of the registration of such meter or meters. If a meter ceases to register or is found defective, the quantity of water consumed shall be determined by taking the average water consumption during the one year or lesser period if water service had not been furnished for a period of one year.

Section 3. Water Meter Test. In the event that any customer or resident of the Borough desires to have their water meter tested to determine the validity or accuracy of same the charges for such test shall be $50.00.

Section 4. Fire Hydrant Rental.

(a) the fees for monthly rental shall be as set forth in Sections 4 (a) (1) and (2) below:

1. A Rental of Thirty-nine and 60/100 Dollars ($39.60) per month is hereby imposed for each fire hydrant connected to the water distribution system of the Borough of Kutztown, whether such hydrant is located upon private property or located and placed along public streets and alleys, within the corporate boundary limits of the Borough of Kutztown.

2. A rental of Forty and 25/100 Dollars ($40.25) is hereby imposed on the Kutztown Municipal Authority for each fire hydrant connected to the water distribution system of the Kutztown Municipal Authority and as to which the Borough of Kutztown furnishes the water capacity and supply.

Section 5. Sprinkler Systems.

1. The monthly charge for the furnishing of stand-by fire protection to a consumer’s property, served by means of sprinkler systems served by
the Borough of Kutztown, in addition to any other charge imposed by these regulations, shall be as follows:

<table>
<thead>
<tr>
<th>Service Line Diameter</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 inch service line</td>
<td>$5.00</td>
</tr>
<tr>
<td>1 ½ inch service line</td>
<td>$7.50</td>
</tr>
<tr>
<td>2 inch service line</td>
<td>$11.25</td>
</tr>
<tr>
<td>3 inch service line</td>
<td>$16.85</td>
</tr>
<tr>
<td>4 inch service line</td>
<td>$25.25</td>
</tr>
<tr>
<td>6 inch service line</td>
<td>$37.85</td>
</tr>
<tr>
<td>8 inch service line</td>
<td>$56.75</td>
</tr>
<tr>
<td>10 inch service line</td>
<td>$85.15</td>
</tr>
<tr>
<td>12 inch service line</td>
<td>$127.75</td>
</tr>
</tbody>
</table>

2. The monthly charge to be imposed upon the Kutztown Municipal Authority for furnishing of stand-by fire protection to a consumer’s property, by means of sprinkler systems served by the Kutztown Municipal Authority, in addition to any other charge (including those for consumption) imposed by these regulations, shall be as follows:

<table>
<thead>
<tr>
<th>Service Line Diameter</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 inch service line</td>
<td>$5.50</td>
</tr>
<tr>
<td>1 ½ inch service line</td>
<td>$8.25</td>
</tr>
<tr>
<td>2 inch service line</td>
<td>$12.40</td>
</tr>
<tr>
<td>3 inch service line</td>
<td>$18.55</td>
</tr>
<tr>
<td>4 inch service line</td>
<td>$27.75</td>
</tr>
<tr>
<td>6 inch service line</td>
<td>$41.65</td>
</tr>
<tr>
<td>8 inch service line</td>
<td>$62.40</td>
</tr>
<tr>
<td>10 inch service line</td>
<td>$93.65</td>
</tr>
<tr>
<td>12 inch service line</td>
<td>$140.50</td>
</tr>
</tbody>
</table>

Section 6. Reconnections.

(a) In the event that water service to a consumer has been terminated, the fee for reconnection to the Borough’s water system shall be as follows and payable in full prior to reconnection:

1. Reconnections performed during the normal workday hours of the Borough shall equal the sum total of the following:
   (a) Reconnection fee of $15.00.
   (b) Utilities Division labor: one-hour labor rate (as established by § A231-2, as amended from time to time by Resolution).
(c) Truck time (using pickup truck): one-half hour equipment rate (as established by § A231-2, as amended from time to time by Resolution).

(d) The sum total of Subsection 6(a)(1) (a), (b) and (c) which shall be rounded up to the nearest whole dollar.

(e) Plus delinquent bill (if any).

2. Reconnections performed after the normal workday hours of the Borough shall equal the sum total of the following:

(a) Reconnection fee of $35.00.

(b) Utilities Division labor: two-hour labor rate at the overtime rate (as established by § A231-2, as amended from time to time by Resolution).

(c) Truck time (using pickup truck): one-half hour equipment rate (as established by § A231-2, as amended from time to time by Resolution).

(d) The sum total of Subsection 6 (a)(2) (a), (b) and (c) which shall be rounded up to the nearest whole dollar.

(e) Plus delinquent bill (if any).

SECTION 2. This Resolution and the rates set forth herein shall become effective commencing with all consumption and charges included in the monthly billing for the period commencing on January 1, 2015, and for each calendar month thereafter. The Borough Council shall have the right, however, to make such changes from time to time as in the opinion of the Borough Council may be desirable or beneficial and the Borough Council shall have the right to amend this Resolution or change the rates of charge in such manner and at such times as in the opinion of the Borough Council may be desirable.

SECTION 3. If any of the provisions, sections, sentences, clauses or parts of this Resolution or the application of any provision hereof shall be held invalid, such invalidity shall not affect or impair any of the remainder of this Resolution, it being the intention of the Borough Council that such remainder shall be and remain in full force and effect.

SECTION 4. All Resolutions or parts of Resolutions inconsistent herewith are expressly repealed.

December 16, 2014 Council Meeting Minutes
DULY ADOPTED as a Resolution by the Council of the Borough of Kutztown, Berks County, Pennsylvania, in lawful session duly assembled this 16th day of December, 2014.

Passed by unanimous vote.

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

RESOLUTION NO. 13-2014


WHEREAS, the Borough of Kutztown (the “Borough”) is a Pennsylvania municipal corporation organized and existing pursuant to the Borough Code of the Commonwealth of Pennsylvania, as adopted on February 1, 1965, P.L. 1656, No. 581, as amended and supplemented from time to time; and

WHEREAS, the Borough owns and manages a sanitary sewer collection and treatment system which collects and treats wastewater produced by the residents and businesses within the Borough of Kutztown; and

WHEREAS, the Borough has amended the service rates and fees associated with the collection and treatment of domestic sewage and industrial sewage collected within its sewer system and treated on behalf of its customers as previously set forth in Resolution 18-2013, adopted on December 17, 2013, by the Borough Council of the Borough of Kutztown; and

WHEREAS, the Borough desires to further amend the service rates and fees associated with the collection and treatment of domestic sewage and industrial sewage collected within its sewer system and treated on behalf of its customers by altering the definition of Average System EDU Equivalent by expressing it as a definitive twelve (12) month period, rather than a rolling twelve (12) month period.

NOW, THEREFORE, it is hereby resolved by the Council of the Borough of Kutztown, County of Berks, Commonwealth of Pennsylvania, as follows:
SECTION 1. The charges for the collection and treatment of sewer and wastewater in the Borough of Kutztown shall be as set forth below, until such time as amended by Resolution by the Borough Council:

SECTION 1

CHARGES FOR DOMESTIC SEWAGE

The charge for collection and treatment of Domestic Sewage and Industrial Sewage discharged into the Sewer System shall be a monthly charge for each calendar month, payable as hereinafter provided, computed as set forth in Section 1 (a), (b), (c) and (d) below.

(a) The monthly charge to each consumer account shall be the sum of the following charges:

1. A “ready to serve” flat charge to be paid monthly by each sewer customer account, in the amount of Eight and 77/100 Dollars ($8.77).

2. An “equivalent dwelling unit” (hereinafter “EDU”) charge to each account customer served, to be calculated as follows:

   \[
   \text{EDU Charge} = 15.92 \times \left( \frac{\text{Customer Usage}}{\text{Annualized Average System EDU Equivalent}} \right)
   \]

   where “Customer Usage” shall be equal to the total metered number of gallons of water consumed by the account customer during the month and where the “Annualized Average System EDU Equivalent” for each month shall be a quantity expressed in gallons constituting the System EDU Equivalent for the preceding calendar year. The “System EDU Equivalent” for the preceding calendar year shall be determined by dividing the total number of gallons of water consumed during the preceding calendar year by all residential water customers of the Borough of Kutztown and the Kutztown Municipal Authority by the total number of residential water customer accounts of the Borough of Kutztown and the Kutztown Municipal Authority during said year.

3. A “consumption/treatment” charge for sewage discharged by the consumer, based upon water consumption metered at the consumer’s property, to be calculated as follows:

   A. The first 250,000 gallons or less per month $5.01 per 1,000 gallons
B. The next 500,000 gallons or less per month
   $5.50 per 1,000 gallons

C. The next 1,000,000 gallons or less per month
   $6.44 per 1,000 gallons

D. The next 2,000,000 gallons or less per month
   $8.36 per 1,000 gallons

E. The next 4,000,000 gallons or less per month
   $12.16 per 1,000 gallons

(b) The monthly charge to the Kutztown Municipal Authority shall be the sum of the following charges:

1. A “ready to serve” flat charge to be paid monthly to be calculated by multiplying the amount of Eight and 77/100 Dollars ($8.77) by the number of user accounts of the Kutztown Municipal Authority which are served by discharging to the Borough of Kutztown sewage system.

2. An “equivalent dwelling unit” (hereinafter “EDU”) charge to each account customer served, to be calculated as follows:

   \[ \text{EDU Charge} = \$15.92 \times \left( \frac{\text{Customer Usage}}{\text{Annualized Average System EDU Equivalent}} \right) \]

where “Customer Usage” shall be equal to the total metered number of gallons of water consumed by the account customer during the month and where the “Annualized Average System EDU Equivalent” for each month shall be a quantity expressed in gallons constituting the System EDU Equivalent for the preceding calendar year. The “System EDU Equivalent” for the preceding calendar year shall be determined by dividing the total number of gallons of water consumed during the preceding calendar year by all residential water customers of the Borough of Kutztown and the Kutztown Municipal Authority by the total number of residential water customer accounts of the Borough of Kutztown and the Kutztown Municipal Authority during said year.

3. A “consumption/treatment” charge for sewage discharged based upon water consumption metered at the
user’s unit or user’s premises, for each Kutztown Municipal Authority customer, to be calculated as follows:

A. The first 250,000 gallons or less per month  
   $5.23 per 1,000 gallons

B. The next 500,000 gallons or less per month  
   $5.67 per 1,000 gallons

C. The next 1,000,000 gallons or less per month  
   $6.58 per 1,000 gallons

D. The next 2,000,000 gallons or less per month  
   $8.44 per 1,000 gallons

E. The next 4,000,000 gallons or less per month  
   $12.22 per 1,000 gallons

SECTION 2. Reconnections.

(a) In the event that sanitary sewer service to a consumer has been terminated, the fee for reconnection to the Borough’s sewer system shall be as follows and payable in full prior to reconnection:

1. Reconnections performed during the normal workday hours of the Borough shall equal the sum total of the following:
   (a) Reconnection fee of $15.00.
   (b) Utilities Division labor: one-hour labor rate (as established by § A231-2, as amended from time to time by Resolution).
   (c) Truck time (using pickup truck): one-half hour equipment rate (as established by § A231-2, as amended from time to time by Resolution).
   (d) The sum total of Subsection 2(a)(1) (a), (b) and (c) which shall be rounded up to the nearest whole dollar.
   (e) Plus delinquent bill (if any).
2. Reconnections performed after the normal workday hours of the Borough shall equal the sum total of the following:
   
   (a) Reconnection fee of $35.00.
   
   (b) Utilities Division labor: two-hour labor rate at the overtime rate (as established by § A231-2, as amended from time to time by Resolution).
   
   (c) Truck time (using pickup truck): one-half hour equipment rate (as established by § A231-2, as amended from time to time by Resolution).
   
   (d) The sum total of Subsection 2(a)(2) (a), (b) and (c) which shall be rounded up to the nearest whole dollar.
   
   (e) Plus delinquent bill (if any).

   

SECTION 3. This Resolution and the rates set forth herein shall become effective commencing with all consumption and charges included in the monthly billing for the period commencing on January 1, 2015, and for each calendar month thereafter. The Borough Council shall have the right, however, to make such changes from time to time as in the opinion of the Borough Council may be desirable or beneficial and the Borough Council shall have the right to amend this Resolution or change the rates of charge in such manner and at such times as in the opinion of the Borough Council may be desirable.

SECTION 4. If any of the provisions, sections, sentences, clauses or parts of this Resolution or the application of any provision hereof shall be held invalid, such invalidity shall not affect or impair any of the remainder of this Resolution, it being the intention of the Borough Council that such remainder shall be and remain in full force and effect.

SECTION 5. All Resolutions or parts of Resolutions inconsistent herewith are expressly repealed.

DULTY ADOPTED as a Resolution by the Council of the Borough of Kutztown, Berks County, Pennsylvania, in lawful session duly assembled this 16th day of December, 2014.

Passed by unanimous vote.

Mr. Schlegel noted that the work at the Wastewater Treatment Plant has been completed by Enaqua UV and payment in the amount of $34,212.00 will be released.
This is the final payment for this project.

Under Miscellaneous, a motion was made by Mr. Schlegel, seconded by Mr. Seyler, Resolved, To accept and authorize advertisement of the proposed meeting schedule for 2015. Passed by unanimous vote.

President Snyder noted the following vacancies:

- Code Appeals Board: One Member Vacancy
  One Alternate Vacancy
- Housing License Appeals Board: One Member Vacancy
  Three Alternate Vacancies
- Zoning Hearing Board: One Member Vacancy
  Two Alternate Vacancies
- Telecommunications Advisory Commission: Two Member Vacancies

Mayor Green announced that the Bicentennial Celebration Mayor’s Gala will be held in the Kutztown University Georgian Room on February 28, 2015.

Mayor Green also announced that the Pennsylvania Municipal League District meeting will be held in Kutztown this year and she encouraged all elected officials to attend.

Mr. Seyler noted that the Department of Environmental Protection sided with the Borough, in the case against Advantage Point, therefore denying them access to sewer capacity from the Borough at this time.

President Snyder called for an Executive Session at 8:12 p.m. to discuss personnel and legal matters. The Executive Session ended and the meeting reconvened at 8:49 p.m.

A motion was made by Mr. Seyler, seconded by Mr. Mace, Resolved, To petition the Environmental Hearing Board to authorize the reimbursement of all attorney fees and
engineering fees incurred by the Borough of Kutztown, based on the findings of facts and the decision in favor of the Borough. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Mace, Resolved, To approve a 3% increase for management and confidential employees. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Ms. Martin, Resolved, To adjourn the Council meeting upon vote. Passed by unanimous vote. The meeting ended at 8:59 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 November 13, 2014 through December 11, 2014, in accordance with Section 1106 of the Borough Code, Commonwealth of Pennsylvania.

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Kevin Snyder     Gina M. Wiand