

# 12402

June 21, 2022  
Kutztown, PA

A regular meeting of the Kutztown Borough Council was called to order at 7:30 p.m. in the Kutztown Train Station, by the President, Mr. Kevin Snyder, with other members of Borough Council present: Mr. Edwin Seyler, Ms. Lisa Ladd-Kidder, Mr. George Kusterer, and the Mayor, Mr. James Schlegel. Councilman Derek Mace was absent. Mr. Keith Mooney, Borough Solicitor; Mr. Gabriel Khalife, Borough Manager/Treasurer; Ms. Andrea Rahn, Assistant Borough Secretary; Police Chief Craig Summers; Borough Planning Commission representatives Fred Engelhardt; Kutztown University Community Liaison and Government Relations Assistant Sandy Green; Kutztown University representative Carol Sztaba; Kutztown Area Transport Service and Kutztown Community Partnership representative Allison Fuller; Kutztown Area Transport Service representative Brandon Bullard; Maxatawny Township representative Steve Wilson; and Kutztown Fire Department and Emergency Management Center representative Todd Evans were also present.

Since there was only one applicant for the Council member vacancy in Ward 1, Council did not conduct an interview for Frederick Engelhardt. Mayor Schlegel noted that Mr. Engelhardt is a dedicated member of the community, and Mr. Engelhardt stated that he would be happy to answer any questions and that he was honored to be there.

A motion was made by Mr. Seyler, seconded by Ms. Ladd-Kidder, Resolved, To appoint Frederick Engelhardt as a member of Borough Council. Passed by unanimous vote.

Mayor Schlegel administered the oath of office to Mr. Engelhardt.

A motion was made by Mr. Seyler, seconded by Mr. Engelhardt, Resolved, To appoint Lisa Ladd-Kidder as Council President Pro Tem. All those in favor, except for Mr. Kusterer, who voted Nay. There being a majority in favor, the motion passed.

President Snyder noted the following vacancies:

Code Appeals Board:	Four Member Vacancies
	One Alternate Vacancy
Planning Commission:	Recording Secretary Vacancy
Zoning Hearing Board:	One Member Vacancy
	Two Alternate Vacancies
Housing License Appeals Board:	One Member Vacancy
	Three Alternate Vacancies
Environmental Advisory Commission	Three Member Vacancies
Telecommunications Advisory Commission	Four Member Vacancies

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

Allison Fuller submitted a handout to Council members regarding the current staffing and funding crisis affecting EMS organizations. Brandon Bullard explained how short-staffed they are, and he stated that they need to be more competitive with salary and benefits to compete with big box stores and warehouses that have increased employee pay rates.

Mr. Kusterer stated that the state is not pulling their weight by offering reimbursement for incidents on I-78.

Council referred them to contact the Community Development and Public Safety Committee.

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

- Review and accept the Minutes of the May 18, 2022, Borough Council meeting.

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- Review and accept the Borough Community Development Report for April 2022.
- 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 May 14, 2022, through June 17, 2022, as summarized below:

General Fund	\$146,094.13
Refuse and Recycling Fund	\$149,593.90
Water Fund	\$42,924.10
Electric Fund	\$297,534.83
Sewer Fund	\$49,050.76
Telecommunications Fund	\$28,156.26

Passed by unanimous vote.

Under Borough Planning Commission, Mr. Engelhardt noted that the Planning Commission submitted a letter to Council expressing their recommendations related to the Rental Housing and Downtown Strategic Business Plan.

Under Environmental Advisory Commission, Ms. Ladd-Kidder thanked the EAC for their support and hard work, and especially Keith Leinbach, for his involvement with the Kutztown Foundry. She read aloud the response received from DEP regarding the Foundry, and she again thanked EAC and Borough Council for their support and concerns regarding the Borough's air and water quality.

Under Community Development and Public Safety Committee, Mr. Kusterer introduced Todd Evans as the new Deputy Fire Chief.

Mr. Kusterer submitted the Monthly Police Report for May 2022.

Mr. Kusterer noted that the following fines were collected:

District Justice Greth	April 2022	\$5,053.15
Clerk of Common Pleas	April 2022	\$58.96
Secretary's Office	May 2022	\$3,725.00

A motion was made by Mr. Kusterer, seconded by Mr. Seyler, Resolved, To approve the request, from Kutztown University, to approve the free-standing art in relation to the Keith Haring Fitness Court located at 201 S. Baldy Street. Passed by unanimous vote.

A motion was made by Mr. Kusterer, seconded by Mr. Seyler, Resolved, To introduce and authorize advertisement of the proposed Ordinance amending the Code of the Borough of Kutztown by amending Schedule 1 of Section 212-58, entitled "Speed Limits," so as to reduce the speed on College Boulevard from 35 miles per hour to 25 miles per hour. Passed by unanimous vote.

Under Public Works Committee, a motion was made by Mr. Seyler, seconded by Ms. Ladd-Kidder, Resolved, To approve the recommendation, from Great Valley Consultants, on the Main Street repair quotes. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Ms. Ladd-Kidder, Resolved, To approve Items 1, 2, 3 and 15, from the Berks Traffic quote, at a cost of \$12,263.56. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Ms. Ladd-Kidder, Resolved, To approve the request from Jared Hertzog, to use the Scooter Building on July 2, 2022, for a birthday party. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Ms. Ladd-Kidder, Resolved, To approve the request from Allison Fuller, to use the Scooter Building on September 24, 2022, for a birthday party. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Ms. Ladd-Kidder, Resolved, To approve the request from the Kutztown Day Committee, to approve providing eight

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port-o-potties, for Kutztown Day. Passed by unanimous vote.

Under Personnel Committee, a motion was made by Mr. Engelhardt, seconded by Ms. Ladd-Kidder, Resolved, To renew the professional service agreement with Sheila Sacks. Passed by unanimous vote.

A motion was made by Mr. Engelhardt, seconded by Mr. Kusterer, Resolved, To hire Jason Geisinger, as a Refuse Laborer I, contingent upon passing all medical and background requirements. Passed by unanimous vote.

A motion was made by Mr. Engelhardt, seconded by Mr. Kusterer, Resolved, To reappoint Andrew Arnold, to the Housing License Appeal Board, whose term shall expire on July 1, 2023. Passed by unanimous vote.

Under Finance and Electric Committee, a motion was made by Mr. Seyler, seconded by Mr. Kusterer, Resolved, To introduce and authorize advertisement of the proposed ordinance amending Chapter 107 of the Code of the Borough of Kutztown, entitled “Electrical Standards,” by creating Article III at Sections 107-55 through 107-66, entitled “Customer Generation,” which sets forth rules and regulations for interconnection of customer owned electrical facilities to the Borough of Kutztown’s electrical facilities and for credits to be received by customers who choose to interconnect to the Borough’s electrical facilities. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Kusterer, Resolved, To approve selling 90’ of 4/0 triplex wire and assorted pole hardware, to the Kempton Community Center, in the amount of \$299.39. Passed by unanimous vote.

A motion was made by Mr. Seyler seconded by Mr. Kusterer, Resolved, To accept the 2022 discounted Real Estate Tax Rate for 543 Luella Drive. Passed by

unanimous vote.

Mr. Seyler noted that the Electric Department will purchase, as maintenance, two 69 KV manual switches for the substation, through COSTARS, at a cost of \$24,884.00.

Under Telecommunications and Information Technologies Committee, there was nothing to report.

Under Water and Wastewater Committee, there was nothing to report.

Under Miscellaneous, a motion was made by Mr. Seyler, seconded by Mr. Kusterer, Resolved, To adjourn the Council meeting upon vote. Passed by unanimous vote. The meeting ended at 8:20 p.m.

Prepared by:

Gina M. Wiand  
Borough Secretary

Prepared and attested by:

Andrea Rahn  
Assistant Borough Secretary

Kevin J. Snyder and Andrea Rahn hereby ordered payment of the expenditures listed in the Accounts Payable G/L Distribution Report, including payment dates from May 14, 2022, through June 17, 2022, in accordance with Section 1106 of the Borough Code, Commonwealth of Pennsylvania.

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Kevin J. Snyder

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Andrea Rahn