

August 18, 2020  
Kutztown, PA

A regular meeting of the Kutztown Borough Council was called to order at 7:32 p.m., via Zoom, by the President, Mr. Kevin Snyder, with other members of Borough Council present: Mr. Derek Mace, Mr. Edwin Seyler, Ms. Arabel Elliott, Ms. Amanda Raudenbush, Mr. Zebulon Hull, and the Mayor, Mr. James Schlegel. Mr. Keith Mooney, Borough Solicitor; Mr. Gabriel Khalife, Borough Manager/Treasurer; Ms. Gina M. Wiand, Borough Secretary/Public Relations and Marketing Director; Mr. Brian Bailey, Public Works Superintendent; Mr. Mark Arnold, Telecommunications Director; Mr. John Schmoyer, Seasonal Recreation Director; Kutztown Community Partnership/Kutztown University Community Liaison Sandy Green; Duke Realty representative Greg Davis; Cogent representative Joanne McDermott; Planning Commission representatives Lisa Ladd-Kidder and Joel Seidel; Allentown and Auburn Railroad representative Mike Bast; Maxatawny Township representative Steve Wilson; and Jan Crooker, Walter Hess, Tom Pirnot, Anne Franke, Bernadette Ward, Brendan Strasser, Christopher Walck, Christopher Wienke, Dan McCoach, Erin Kraal, Helen Bispels, Janet Graff, Jeff Dietrich, Jim Bannon, Karen Feridun, Lisa Kahn-Schnell, Maria Rehrig, Matthew Remick, Matthew Volker, Nathan Lewis, Nick Rakowski, Pamela Berg, Phila Back, Roseanne Perkins, Stuart Spohn, Teena Moyer, Tricia Green, Warren Shaub, Chris Mack, Carols Schullely, Jana Gregonis and Cassandra Eckert were also present.

Duke Realty representative Greg Davis stated that he would like a comprehensive list of all questions and concerns, limited to the subject of water allocation, sent to him.

Mr. Seyler noted that the statement prepared by Lisa Ladd-Kidder should also be

# 12158

sent to Mr. Davis.

Keith Mooney suggested that a time limit should be imposed for questions and statements to be submitted, and Mr. Seyler proposed a deadline of Tuesday, August 25, 2020, at 5:00 p.m.

Tom Pirnot commented that he dislikes the fact that Duke Realty is “setting the tone” for what will be discussed, and Mr. Seyler clarified that it is ultimately the decision of Borough Council.

Mr. Mooney reminded everyone that the Duke Realty project is not in the Borough and that the plan is in front of the Maxatawny Board of Supervisors for approval. He stated that any issues or concerns with the plan need to be brought to the Township. He further clarified that Duke Realty is asking the Borough for water only.

Mr. Pirnot asked if the project could proceed with or without water from the Borough, and Mr. Mooney said that he believes it can.

Jan Crooker asked if this would be surplus water offered by the Borough, and Mr. Mooney replied that it would be because Duke is requesting 80,000 gallons per day and the Borough has 500,000 gallons per day.

An attendee, whose name was unclear, asked if lawsuits could follow if the Borough declined to provide water service, and Mr. Khalife responded that it is possible.

Warren Shaub stated that it was his understanding that the Borough could not be liable, and Mr. Mooney replied that he is correct.

Lisa Ladd-Kidder stated that she is unsure that the boundary of submitting questions is sufficient.

Nathan Lewis commented that he thinks Borough residents are concerned about

the project as a whole and that he does not think it is an “economically feasible” project for the Borough.

It was the consensus of Council that Mr. Seyler would collect questions, via E-mail, send them to all of Council for review, and then send them to Mr. Davis to review before the Water/Wastewater Committee meeting on September 9, 2020. Mr. Seyler’s E-mail address was provided in the Zoom chat box during the meeting.

President Snyder noted the following vacancies:

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

A motion was made by Ms. Raudenbush, seconded by Ms. Elliott, Resolved, To approve the Consent Agenda, consisting of the following items:

- Review and accept the Minutes of the July 21, 2020 Borough Council meeting.
- Review and accept the Borough Community Development Report for July, 2020.
- 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 July 18, 2020, through August 14, 2020, as summarized below:

General Fund	\$297,188.55
Refuse and Recycling Fund	\$34,291.80
Water Fund	\$621,271.26
Electric Fund	\$356,128.93
Sewer Fund	\$570,122.88
Telecommunications Fund	\$23,242.76

Passed by unanimous vote.

President Snyder asked if there was anyone who wished to address Council before

# 12160

proceeding with the agenda.

Nathan Lewis commended Council for doing a great job and thanked them for listening to everyone.

Public Works Superintendent Brian Bailey brought up a request from the Kutztown University (KU) orchestra to practice in the Park Band Shell. The request died for lack of a motion.

Mr. Bailey also brought up the PennDOT Winter Maintenance Agreement for Council's approval.

A motion was made by Mr. Seyler, seconded by Mr. Hull, Resolved, To enter in to a Winter Maintenance Agreement, with PennDOT and to adopt the following

Resolution:

## RESOLUTION 9-2020

A RESOLUTION OF THE BOROUGH OF KUTZTOWN, COUNTY OF BERKS, COMMONWEALTH OF PENNSYLVANIA, AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION FOR WINTER TRAFFIC SERVICES FOR FIVE WINTER SEASONS, BEGINNING OCTOBER, 15, 2020, AND ENDING APRIL, 30, 2025.

BE IT RESOLVED, by authority of the Council of the Borough of Kutztown, County of Berks, Commonwealth of Pennsylvania, and it is hereby resolved by authority of the same, that the Council President of the Borough of Kutztown be authorized and directed to sign the attached Agreement on its behalf.

DULY ADOPTED AS A RESOLUTION this 18<sup>th</sup> day of August, 2020, by the Council of the Borough of Kutztown, Berks County, Pennsylvania, in a lawful session duly assembled.

Passed by unanimous vote.

Mr. Shaub stated that to his knowledge, the Borough was unaware of Kutztown University's reopening plans.

Ms. Raudenbush, Mr. Mace and Mr. Seyler all said they had no discussions with anyone from the University about it, while Mayor Schlegel said that he spoke with KU President Hawkinson about it after the plan was already decided.

Mr. Shaub commented that he did not see a statement from KU or the Borough regarding conduct with regard to COVID-19. Mr. Mace responded that a joint letter by Mayor Schlegel and Dr. Hawkinson is drafted, but it is on hold pending the Borough's proposed Ordinance regarding COVID-19 mitigation.

Mr. Shaub said that he would like to see a disruptive conduct stipulation for COVID-19.

Matt Nawrocki addressed Council with a request for the Kutztown Soccer Club to use the park for the fall season.

John Schmoyer stated that he is fine with it and does not know of any conflicts.

Mr. Seyler said that he approves as long as they sign the Borough's paperwork for Park usage and are aware of the pending Ordinance regarding COVID-19.

A motion was made by Mr. Seyler, seconded by Mr. Hull, Resolved, To approve the request from the Kutztown Soccer Club to use the Park for their fall soccer season. All in favor, except Ms. Raudenbush who voted Nay. There being a majority in favor, the motion passed.

Under Borough Planning Commission, Ms. Ladd-Kidder noted that a letter of support for the Multimodal Grant was submitted to Council.

Under Environmental Advisory Commission, Karen Feridun reviewed the

# 12162

proposed Model LNG Transportation Resolution with Council.

Ms. Raudenbush asked who grants the permit, and Ms. Feridun responded that the Delaware River Basin Commission grants it.

Ms. Ladd-Kidder asked about different zones in terms of accidents, and Ms. Feridun explained that there is a “High Consequence Zone,” with a radius of three to five miles, and an “Impact Zone,” with a radius of three miles. She noted that the Borough is about 2.7 miles away.

President Snyder asked if there is a lack of first responder training for this, and Ms. Feridun responded that there is.

Mike Bast, from the Allentown and Auburn Railroad, stated that rail cars have not approved for gas transport at this point. Ms. Feridun replied that permission has been granted to use older rail cars.

Mr. Bast explained that a lot of hazardous materials are transported by rail, which is less dangerous than road traffic, and that they are trained for safety.

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

## RESOLUTION NO. 10- 2020

A RESOLUTION OF THE BOROUGH OF KUTZTOWN, BERKS COUNTY PENNSYLVANIA, CALLING UPON THE MEMBERS OF THE DELAWARE RIVER BASIN COMMISSION TO DISAPPROVE THE DOCK 2 PROJECT, DOCKET D-2017-009-2, AND CALLING UPON THE COMMONWEALTH OF PENNSYLVANIA TO FULFILL ITS CONSTITUTIONAL DUTY AND ACT AFFIRMATIVELY TO PROTECT THE COMMONWEALTH’S PUBLIC NATURAL RESOURCES BY TAKING ALL ACTIONS NECESSARY TO PREVENT THE TRANSPORTATION OF LNG THROUGH PENNSYLVANIA BY TRUCK AND/OR BY RAIL, AND TO CONDUCT A PUBLIC HEALTH AND SAFETY ANALYSIS, A QUANTITATIVE RISK ASSESSMENT, AND A COMPREHENSIVE ENVIRONMENTAL REVIEW OF THE POTENTIAL IMPACTS TO COMMUNITIES AND THE NATURAL ENVIRONMENT IN PENNSYLVANIA.

WHEREAS, a fundamental purpose of government is to protect the health, safety, and welfare of citizens; and

WHEREAS, Article I, Section 27 of the Pennsylvania Constitution affirms that, “The people have a right to clean air, pure water, and to the preservation of the natural, scenic, historic and esthetic values of the environment”; and

WHEREAS, Article I, Section 27 further declares, “Pennsylvania’s public natural resources are the common property of all the people, including generations yet to come. As trustee of these resources, the Commonwealth shall conserve and maintain them for the benefit of all the people”; and

WHEREAS, New Fortress Energy is planning the overland transport of Liquefied Natural Gas (“LNG”, also known as liquid methane) by truck on public highways and by rail car on existing railways from a yet-to-be-completed liquefaction plant in Wyalusing, Pennsylvania, to a proposed LNG export terminal in Gibbstown, New Jersey, on the Delaware River (the “Gibbstown Logistics Center”); and

WHEREAS, New Fortress Energy subsidiary Energy Transport Solutions received a Special Permit from the Pipeline and Hazardous Materials Safety Administration (“PHMSA”)1 for the transport of LNG in rail cars designed 50 years ago and never used for LNG transport while subsequent federal rulemaking required a safer rail car design for all other carriers2; and

WHEREAS, the transport of LNG has unique safety hazards, exposing those along this particular rail route to unprecedented and unjustifiable risk. An LNG release boils furiously into a flammable vapor cloud 620 times larger than the storage container. An unignited ground-hugging vapor cloud can move far distances,3 and exposure to the vapor can cause extreme freeze burns. If in an enclosed space, it asphyxiates, causing death.4 If ignited, the fire is inextinguishable; the fire is so hot that second-degree burns can occur within 30 seconds for those exposed within a mile. An LNG release can cause a Boiling Liquid Expanding Vapor Explosion.5 The explosive force of LNG is similar to

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1 Special Permit DOT-SP 20534 <https://www.phmsa.dot.gov/safe-transportation-energy-products/dot-20534-pdf>

2 <https://www.phmsa.dot.gov/sites/phmsa.dot.gov/files/2020-06/2137-AF40%20Final%20Rule%20%206.19.20%20web%20final.pdf>

3 “Immediate ignition with liquid still on the ground could cause the spill to develop into a pool fire and present a radiant heat hazard. If there is no ignition source, the LNG will vaporize rapidly forming a cold gas cloud that is initially heavier than air, mixes with ambient air, spreads and is carried downwind.” P. 10 “Methane in vapor state can be an asphyxiant when it displaces oxygen in a confined space.” P. 11. SP 20534 Special Permit to transport LNG by rail in DOT-113C120W rail tank cars. Final Environmental Assessment. Docket No. PHMSA-2019-0100. December 5, 2019. P. 10.

4 SP 20534 Special Permit to transport LNG by rail in DOT-113C120W rail tank cars. Final Environmental Assessment. Docket No. PHMSA-2019-0100. December 5, 2019. P, 11.

5 “LNG tank BLEVE is possible in some transportation scenarios.” Sandia National Laboratories, “LNG Use and Safety Concerns (LNG export facility, refueling stations, marine/barge/ferry/rail/truck transport)”,

# 12164

a thermobaric explosion – a catastrophically powerful bomb. The 2016 U.S. Emergency Response Guidebook advises fire chiefs initially to immediately evacuate the surrounding 1-mile area.<sup>6</sup> No federal field research has shown how far the vapor cloud can move, so in the most recent serious Plymouth, Washington, LNG fire, they evacuated a 2-mile radius<sup>7</sup>; and

WHEREAS, Delaware River Partners, LLC, a subsidiary of Fortress Transportation and Infrastructure Investors, LLC, has submitted an application to the Delaware River Basin Commission under Docket D-2017-009-2 to construct a transloading facility (“Dock 2”) at the Gibbstown Logistics Center that would transfer LNG from trucks and railcars to shipping vessels; and

WHEREAS, the Delaware River Basin Commission states, “The vision of the Delaware River Basin Commission is built upon the Compact signed in 1961 by Delaware, New Jersey, New York, Pennsylvania, and the federal government. It is defined in the Delaware River Basin Compact as, “the conservation, utilization, development, management and control of water and related resources of the Delaware River Basin under a comprehensive multipurpose plan will bring the greatest benefits and produce the most efficient service in the public welfare”<sup>8</sup>; and

WHEREAS, the Delaware River Basin Commission has recently affirmed in its statement on Diversity, Equity, Inclusion & Justice that its “core values” are “Service: to the public, the regulated community and our DRBC colleagues; Respect: for each other, the public and the Basin’s water resources; Professionalism: defined by high ethical standards, integrity, continuous improvement and accountability<sup>9</sup>; and

WHEREAS, neither the Commonwealth of Pennsylvania nor the Delaware River Basin Commission has assessed the potential public safety, public health or environmental impacts of the proposed overland transport of LNG by truck or by rail car on the communities along the possible transportation routes between Wyalusing, Pennsylvania, and Gibbstown, New Jersey; and

WHEREAS, no federal, state, or local agency has conducted a risk assessment of the specific transportation route(s) along which the LNG would travel; and

WHEREAS, no full scale Quantitative Risk Assessment, which quantifies the frequencies of events such as transportation accidents and their consequences, has been done of the trucks or railcars that would contain the LNG that would travel from Wyalusing, Pennsylvania, to Gibbstown, New Jersey<sup>10</sup>; and

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Tom Blanchat, Mike Hightower, Anay Luketa. November 2014.

<https://www.osti.gov/servlets/purl/1367739> P. 23.

<sup>6</sup> US DOT Emergency Response Guidebook. <https://www.phmsa.dot.gov/hazmat/erg/emergency-response-guidebook-erg>

<sup>7</sup> <https://www.sightline.org/2016/06/03/williams-companies-failed-to-protect-employees-in-plymouth-lng-explosion/>

<sup>8</sup> <https://www.nj.gov/drbc/library/documents/DRBCvision-mission-values.pdf>

<sup>9</sup> <https://www.nj.gov/drbc/about/staff/DEIJ.html>

<sup>10</sup> “The QRA will help to evaluate the derailment and release probability of LNG rail cars over certain segments of the network, and account for a variety of track and train characteristics...An LNG risk model can be used to understand the probability and consequences for LNG transportation incidents for both rail

WHEREAS, neither the Commonwealth of Pennsylvania nor the Delaware River Basin Commission has conducted a comprehensive assessment of the cumulative and long-term impacts of the full scope of New Fortress Energy’s plan to liquefy natural gas from fracking wells in Northern Pennsylvania, transport the LNG by truck or rail to the Gibbstown Logistics Center and export by marine vessels overseas on the Delaware River past Delaware and South Jersey bayshore communities; and

WHEREAS, training or support in [the township/county/district] has not been provided for emergency or first response service organizations to respond to accidents, fires, explosions, derailments, or other emergencies related to LNG transport within this jurisdiction; and

WHEREAS, the absence of such assessments and support prevents the appropriate management of and avoidance of accidents, derailments, catastrophic events, health harms, and environmental damage and degradation that could occur from the transportation of LNG through these communities, including risks to public health, property values, and the clean air and water upon which all citizens and businesses depend; and

WHEREAS, the potential transportation routes travel through communities with proportionately more minority and low-income populations, compounding environmental injustices<sup>11</sup>;

NOW, THEREFORE, BE IT RESOLVED that:

1. The Borough of Kutztown calls upon the members of the Delaware River Basin Commission to disapprove the Dock 2 project, Docket D-2017-009-2.
2. The Borough of Kutztown calls upon the Commonwealth of Pennsylvania to fulfill its constitutional duty and act affirmatively to protect the Commonwealth’s public natural resources by taking all actions necessary to prevent the transportation of LNG through Pennsylvania by truck and/or by rail, and to conduct a public health and safety analysis, a quantitative risk assessment, and a comprehensive environmental review of the potential impacts to communities and the natural environment in Pennsylvania.

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and truck delivery. Even though they are treated differently, the underlying event tree analysis approach is the same. When the probability of LNG tank car derailment is understood, better decisions can be made regarding the crashworthiness, placement, and operation of rail cars and the potential consequences from an LNG release due to a derailment. Further study for modeling the probability and consequences of transporting LNG by rail and truck will help decision-makers understand public risks and make informed decisions.” “Risk Assessment of Surface Transport of Liquid Natural Gas”, *prepared for* U.S. DOT Pipeline and Hazardous Materials Safety Administration, Office of Hazardous Materials Safety *prepared by* Cambridge Systematics, Inc. *with* MaineWay Services, LLC, Rutgers University, Transport Analytics, LLC. ScienceSmith LLC, March 20, 2019. P. ES-9.

<sup>11</sup> Delaware Riverkeeper Network, <https://www.delawareriverkeeper.org/taxonomy/term/1174>

# 12166

3. An official copy of this Resolution be filed with the Delaware River Basin Commission, 25 Cosey Road, P.O. Box 7360, West Trenton, NJ 08628-0360, and that copies are sent to the voting members at their respective locations: the Governors of Pennsylvania, New Jersey, New York, and Delaware, and the U.S. Army Corps of Engineers.
4. An official copy of this resolution be filed with Governor Tom Wolf of Pennsylvania at Office of the Governor, 508 Main Capitol Building, Harrisburg, PA 17120.

ADOPTED by the Council of the Borough of Kutztown, Berks County, Pennsylvania, in a lawful session duly assembled this 18<sup>th</sup> day of August, 2020.

All in favor, except Mr. Seyler who voted Nay. There being a majority in favor, the motion passed.

It was noted that the EAC provided Council with a letter of support regarding the proposed Model LNG Transportation Resolution.

Under Community Development and Public Safety Committee, the Monthly Police Report for July, 2020 was submitted.

Ms. Raudenbush noted that the following fines were collected:

District Justice Greth	June, 2020	\$2,232.95
Clerk of Common Pleas	June, 2020	\$157.32
Secretary's Office	July, 2020	\$300.00
Parking Kiosk	July, 2020	\$0.00

A motion was made by Ms. Raudenbush, seconded by Mr. Mace, Resolved, To enter in to an agreement, with HRG, for professional services to assist in the submission of the Multimodal Grant application. Passed by unanimous vote.

Ms. Raudenbush noted that this grant would focus on things such as public transport, pedestrians, bicycles and school connectivity.

Mr. Shaub asked about the “missing sections” on Normal and Trexler Avenues, and Ms. Raudenbush responded that it would mostly address Normal Avenue since Trexler Avenue is tricky due to portions of it being in Maxatawny Township.

A lengthy discussion took place regarding the sample Temporary Emergency Ordinance to set regulations and reduce the risk of transmission of the COVID-19 virus.

Mr. Mace explained the main points of the Ordinance and Mayor Schlegel noted that it would not be permanent.

Ms. Raudenbush expressed her concern about overstepping state responsibilities, and Mr. Mooney replied that the governor does not have the power, alone, but the municipality has the power that the state has delegated.

An attendee, whose name was unclear, asked if the Borough’s Train Station would still be a polling precinct for Election Day, and Mr. Mace replied that it needs to be reviewed.

Mr. Hull stated that he is “appalled” and that he believes Council would be overstepping.

Cassandra Eckert stated that she thinks it is a good idea to protect Borough residents.

Mr. Shaub said that Council needs to narrow the scope to “house parties.”

Mr. Hull said he believes that this is for college students on a college campus, and not for a Borough.

Mr. Seyler disagreed and said that the Borough has a responsibility to protect all residents.

# 12168

Ms. Elliott opined that this is very important because of the abnormal circumstances, and that doing nothing or very little is not enough.

John Schmoyer expressed his opinion that not allowing more than 25 people on public property is “overbearing.”

Mr. Seyler wondered if it would it be simpler to mirror Kutztown University’s regulations.

Mr. Mace replied that the Borough’s Ordinance would actually be less restrictive than KU’s regulations, as they mandate masks be worn in all public spaces and all common areas.

President Snyder asked if there are KU guidelines for off-campus housing, and Mr. Mace responded that students are directed to follow the Borough’s regulations.

Ms. Elliott asked if the Ordinance can be put more in line with the state regulations, and Mr. Mace said that it could.

Ms. Eckert suggested changing the number of people allowed to gather.

Mr. Bast explained that 25 is much less than a quarter of the Allentown and Auburn Railroad’s capacity, and that it would shut them down for the rest of the year.

A motion was made by Mr. Mace, seconded by Mr. Seyler, Resolved, To authorize the Borough Solicitor to revise the Ordinance by removing the middle section and increasing the number of people in public spaces to 100, while leaving the number of people at residential gatherings at 10 or fewer, and requiring masks be worn when within six feet of someone who not a member of your household. Passed by unanimous vote.

Mr. Shaub asked if Council is doing this now because KU students are coming back, and Mr. Mace responded that it is because of the uptick in local cases.

Mr. Shaub asked to hear from Sandy Green. She said that since she knew this was coming before Council, she was waiting to comment, but that Matt Santos said that KU would help disseminate the information in any way.

Under Telecommunications and Information Technologies Committee, a motion was made by Ms. Raudenbush, seconded by Mr. Hull, Resolved, To approve the proposal from Cogent to be the Borough's new Internet supplier. Passed by unanimous vote.

Mr. Khalife noted that Cogent will provide the Borough with a second line for redundancy.

Cogent representative Joanne McDermott explained that there will be two 10 gigabyte pipes, with all of the IP addresses needed, put in place. She reiterated that there will be physical redundancy.

Mr. Mooney asked if the Borough reviewed the contract with CenturyLink, and Mr. Khalife said that Mark Arnold reviewed it.

Mr. Arnold stated that the Borough needs to provide 30 days' notice to CenturyLink, which will pretty much run out the contract that expires in March, 2021. Additionally, he said that CenturyLink is aware of the Borough's intent to not renew its contract.

Mr. Shaub asked when the changeover will occur, and Ms. McDermott stated that the contract needs to be signed and the work scheduled. She explained that circuits are not billable until installed, approved and lit, and that the contract comes as a non-renewal.

Under Public Works Committee, a motion was made by Ms. Raudenbush, seconded by Mr. Hull, Resolved, To approve Payment No. 5, to Schlouch, Inc., in the amount of \$13,980.16. Passed by unanimous vote.

# 12170

A motion was made by Mr. Hull, seconded by Ms. Raudenbush, Resolved, To approve the request, from the Environmental Advisory Commission, to purchase trees, for the Sacony Trail, in the amount of \$2,173.50. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Hull, Resolved, To approve the request, from Matt Volker, to use the Park for the Healthy Kids Running Series to be held on select dates is September, October and November of this year. All in favor, except Ms. Raudenbush who voted Nay. There being a majority in favor, the motion passed.

A motion was made by Mr. Seyler, seconded by Mr. Hull, Resolved, To approve the request for a memorial service to be held in the Band Shell, for Debbie Hensinger Berger, on August 26, from 9:30 a.m. until 12:30 p.m. All in favor, except Ms. Raudenbush who voted Nay. There being a majority in favor, the motion passed.

Ms. Raudenbush noted that she meant no disrespect to Ms. Berger's family, but rather for her votes to remain consistent.

The agenda item regarding closure of the Pocket Park, for the season, was tabled by President Snyder who said that it would remain open until later in the year.

Under Personnel Committee, a motion was made by Ms. Elliott, seconded by Ms. Raudenbush, Resolved, To enter into an employment agreement for a one-year extension, with AFSCME, on the terms negotiated for the period of January 1, 2021 to December 31, 2021.

An Executive Session to discuss to discuss personnel and legal matters was not needed.

Under Finance and Electric Committee, a motion was made by Mr. Mace,

seconded by Mr. Seyler, Resolved, To purchase a Charge Point Level Two Electric Vehicle Charging Station and to apply for the applicable grant/rebate. Passed by unanimous vote.

It was noted that the Borough will receive \$9,000.00 back of the \$10,000.00 purchase cost because of the grant/rebate.

A motion was made by Mr. Mace, seconded by Ms. Raudenbush, Resolved, To advertise and sell vehicle #106, a 2002 Ford Bucket Van, on Municibid. Passed by unanimous vote.

Under Water and Wastewater Committee, a motion was made by Mr. Seyler, seconded by Mr. Hull, Resolved, To have TWG Security replace the security system, at the Water Treatment Plant, for a cost of \$4,896.95. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Mace, Resolved, To authorize Mr. Rehab, LLC to complete the cured-in-place pipe (CIPP) inflow and infiltration work, in the areas of Briar Cliff and College Garden Drive, for a cost of \$158,407.50 (option #2). Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Ms. Raudenbush, Resolved, To approve the sewer credit request, for 205 James Alley, in the amount of \$221.37. Passed by unanimous vote.

Under Miscellaneous, Ms. Raudenbush noted that the Sacony Creek Trail needs to be cleaned up again.

Ms. Raudenbush also stated that she is uncomfortable with the number of off agenda items that are presented during Council meetings, and she requested to make those items more rare.

# 12172

Mr. Shaub noted that the Environmental Advisory Commission is looking at planting trees in the fall and shrubs in the spring. He further stated that the clean-up effort needs people, which has been hard during the pandemic.

Ms. Elliott offered to try to get a student Sunday clean-up scheduled to help.

A motion was made by Mr. Seyler, seconded by Mr. Hull, Resolved, To adjourn the Council meeting upon vote. Passed by unanimous vote. The meeting ended at 10:22 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 July 18, 2020, through August 14, 2020, in accordance with Section 1106 of the Borough Code, Commonwealth of Pennsylvania.

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Kevin J. Snyder

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Gina M. Wiand