

August 20, 2019
Kutztown, PA

A regular meeting of the Kutztown Borough Council was called to order at 7:41 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, Mr. Richard Diehm, Mr. Scott Piscitelli, Ms. Arabel Elliott, and the Mayor, Mr. James Schlegel. Mr. Timothy Dietrich, Borough Solicitor; Ms. Gina M. Wiand, Borough Secretary/Public Relations and Marketing Director; Mr. Craig Summers, Police Chief; Kutztown Community Partnership/Kutztown University Community Liaison Sandy Green; Allentown and Auburn Railroad representative Mike Bast; Kutztown Fire Company Chief, Eric Diehl; Kutztown Community Partnership representative Allison Fuller; Maxatawny Township representative Steve Wilson; and residents Phila Back, Andrea Lorah, Carl Lobb, and Marty Yourkavitch were also present.

President Snyder noted that Council met in Executive Session, prior to the start of this meeting, as well as on August 14, 2019, regarding personnel matters.

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

Andrea Lorah addressed Council about a privacy fence that she wanted to put up, which was originally approved, but then denied, by the Community Development Office. She stated that she is particularly upset because her neighbor was allowed to put up a similar fence; however, the Community Development Office staff did communicate with her that her neighbor's fence was also approved, in error because of FEMA regulations that changed, and Mr. Piscitelli said that he believes that her neighbor's fence will need

to come down. Ms. Elliott agreed.

Ms. Lorah stated that she sent the Borough a letter, asking for reimbursement for her fence material, but she did not receive a response.

Mr. Mace asked Ms. Lorah to attend the Community Development and Public Safety Committee meeting on September 10.

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

-) Review and accept the Minutes of the July 16, 2019 Borough Council meeting.
-) Review and accept the Borough Community Development Report for July, 2019.
-) 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 12, through August 16, 2019, as summarized below:

General Fund	\$423,455.15
Refuse and Recycling Fund	\$61,720.94
Water Fund	\$1,070,887.32
Electric Fund	\$431,563.93
Sewer Fund	\$665,468.57
Telecommunications Fund	\$61,331.51

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 July, 2019 was submitted.

The following fines were collected:

District Justice Greth	June, 2019	\$2,815.77
Clerk of Common Pleas	June, 2019	\$657.33
Secretary's Office	July, 2019	\$925.00

A motion was made by Mr. Piscitelli, seconded by Mr. Diehm, Resolved, To introduce and authorize advertisement of the Ordinance amending Chapter 212 of the Kutztown Code, entitled "Vehicles and Traffic." Passed by unanimous vote.

Under Public Works Committee, a motion was made by Mr. Seyler, seconded by Mr. Piscitelli, Resolved, To ratify approval of the request, from Donna Bechtel, to rent the Scooter Building on Saturday, August 10, 2019. Passed by unanimous vote.

A motion was made by Mr. Piscitelli, seconded by Mr. Seyler, Resolved, To ratify approval of the request, from the Kutztown High School Football Booster Club, to rent the Band Shell on Saturday, August 17, 2019, and to waive the rental fee. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Piscitelli, Resolved, To approve the 2019 leaf collection schedule. Passed by unanimous vote.

A motion was made by Mr. Piscitelli, seconded by Mr. Seyler, Resolved, To approve the 2020 refuse and recycling schedule. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Piscitelli, Resolved, To approve electronic recycling events for May 2 and August 29, 2020. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Mace, Resolved, To discontinue use of the Recycle Coach App. Passed by unanimous vote.

Mr. Piscitelli noted that the Kutztown Community Partnership will be adding Recycle Coach to their Mobile App.

A motion was made by Mr. Piscitelli, seconded by Mr. Seyler, Resolved, To approve the request, from the Kutztown Optimist Club, to hold Merchant

12036

Trick-or-Treat night on October 23, 2019, from 5:00 p.m. until 8:30 p.m., with a rain date of October 30, 2019. Passed by unanimous vote.

Under Personnel Committee, a motion was made by Mr. Diehm, seconded by Ms. Elliott, Resolved, To accept the resignation of Shireen DeNault, from the Environmental Advisory Commission, effective August 5, 2019. Passed by unanimous vote.

An Executive Session requested 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 Mr. Seyler, Resolved, To approve the 10-year cable franchise agreement renewal with Service Electric. Passed by unanimous vote.

A motion was made by Mr. Mace, seconded by Mr. Seyler, Resolved, To authorize pursuing refinancing and bond financing with RBC Capital Markets. Passed by unanimous vote.

A motion was made by Mr. Mace, seconded by Mr. Seyler, Resolved, To enter into an easement agreement, regarding underground electric, at 351 Fairview Drive, and to authorize the Borough solicitor to handle the associated realty transfer statements and to record the easement agreement. Passed by unanimous vote.

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. Mace, Resolved, To approve a sewer credit, for 345 N. Kemp Street, since the water was not processed through the Sewer Treatment Plant, in the amount of \$206.08. Passed by unanimous vote.

A motion was made by Mr. Seyler, seconded by Mr. Mace Resolved, To purchase and install a new 8” water meter, at the Foundry, to replace the current slow meter, at an approximate cost of \$25,000.00. Passed by unanimous vote.

Under Miscellaneous, President Snyder noted the following vacancies:

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

Mayor Schlegel announced that Borough resident and long-time volunteer, Bill Fox, passed away.

President Snyder called for an Executive Session at 8:01 p.m. to discuss personnel and legal matters. The Executive Session ended and the meeting reconvened at 8:20 p.m. No action was taken.

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

Prepared and Attested by: Gina M. Wiand
Borough Secretary

Kevin Snyder and Andrea Rahn hereby ordered payment of the expenditures listed in the Accounts Payable G/L Distribution Report, including payment dates from July 12, through August 16, 2019, in accordance with Section 1106 of the Borough Code, Commonwealth of Pennsylvania.

Kevin J. Snyder

Gina M. Wiand