

Myerstown, PA
Tuesday, January 13, 2015

President Bryan L. Rittle called the regular monthly meeting of the Myerstown Borough Council to order at 6:30 p.m., on Tuesday, January 13, 2015. The meeting was held in Borough Council Chambers in the Myerstown Municipal Center, 101 East Washington Avenue, Myerstown, PA 17067.

ROLL CALL:

Following the Pledge of Allegiance, a roll call was taken. Present were: President Bryan L. Rittle, Vice President Michael D. Behm, Park W. Haverstick, II, Teresa Allwein, Jeffrey L. Thomas, Dana Reich, Keith Fox, Mayor Gloria R. Ebling; Treasurer Lee C. Smith; Solicitor Frederick S. Wolf; Public Works Department Supervisor David C. Fake; Wastewater Department Supervisor Barry A. Ludwig; Deputy Secretary Lisa A. Brubaker and Manager Christopher J. Moonis.

MINUTES:

A motion was made by Park W. Haverstick, II, seconded by Teresa Allwein, to dispense with the reading of and approve the minutes of the December 9, 2014 Regular Monthly Meeting and the January 5, 2015 Special Meeting. All those in favor: Motion unanimously carried.

CITIZENS' AND VISITORS' COMMENTS:

There was no public comment.

REPORTS TO COUNCIL:

The Council received written reports from the Mayor, Department Supervisors, Manager and the Solicitor. Staff was present to provide any additional information on their report and answer any questions from the Council.

The Mayor Gloria R. Ebling presented the report. The selling of police items is on the agenda. There were no additional comments.

No State Police Report was received. There were no additional comments.

Recreation Board Report. There were no additional comments.

Wastewater Supervisor Barry A. Ludwig presented the report. The Council President asked questions on the repairs to the conveyor shaft. The Wastewater Supervisor stated the repairs to the conveyor have been completed. Information and pricing to replace the conveyor shaft are being gathered. There were no additional comments.

The ARRO Engineering report was presented. The Wastewater Supervisor stated the bid is almost ready for advertisement for the Phase 1 sewer rehabilitation work. There were no additional comments.

Public Works Supervisor David C. Fake presented the report. The lights have been set at the pond for skating. There were no additional comments.

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The Solicitor's report was presented. The Articles of Incorporation for the 501(c)3 have been filed with the State. By-laws will be given for review. The Solicitor has entered a default judgment against the property owners of 301 S. Railroad Street. The proposed Ordinance Amendment will be reviewed under new business. There were no additional comments.

The Manager gave a review of the Borough status. The County Aid Funds of \$3,062.00 were received. Per budget approval, the EIP III grant application has been submitted. Letters to the property owners on Broad and Cherry Street regarding the needed repairs to the sidewalk and curbs are being completed. Options for contractors and payment methods were discussed. There were no additional comments.

Committee Reports:

There were no additional comments.

Treasurer Lee C. Smith prepared and presented Borough Council with the monthly Treasurer's Report. A motion was made by Michael D. Behm, seconded by Park W. Haverstick, II, to approve the Treasurer's Report and have it on file for audit. All those in favor: Motion unanimously carried.

The monthly listing of invoices was presented. A motion was made by Teresa Allwein, seconded by Michael D. Behm, to approve payment of all invoices as listed. All those in favor: Motion unanimously carried.

COMMUNICATIONS:

The communications were reviewed. There were no additional comments.

OLD BUSINESS:

The Council President read the list of current Committee and Board vacancies. If anyone is interested in volunteering to serve on any of these boards contact the Borough office.

NEW BUSINESS:

Resolution 2015-02 – PennDot Escalation/De-escalation: A motion was made by Michael D. Behm, seconded by Teresa Allwein, to approve Resolution 2015-02. All those in favor: Motion unanimously carried.

Resolution 2015-03 – Records Destruction: A motion was made by Park W. Haverstick, II, seconded by Keith Fox, to approve Resolution 2015-03. All those in favor: Motion unanimously carried.

Resolution 2015-04 – Appoint Stanilla, Seigel & Maser PC the Borough's Auditors: A motion was made by Keith Fox, seconded by Teresa Allwein, to approve Resolution 2015-04. All those in favor: Motion unanimously carried.

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Resolution 2015-05 – Appoint Building Code Inspector, Associated Building Inspections, Inc.: A motion was made by Michael D. Behm, seconded by Keith Fox, to approve Resolution 2015-05. All those in favor: Motion unanimously carried.

Resolution 2015-06 – Approved Signatures, Execute Contracts and Financials: A motion was made by Teresa Allwein, seconded by Park W. Haverstick, II, to approve Resolution 2015-06. All those in favor: Motion unanimously carried.

The Wastewater Supervisor received a request for reimbursement for plumbing expenses from the property owner at 112 W. Park Avenue. Wastewater Supervisor Barry A. Ludwig spoke to the homeowner and requested a copy of the bill for this meeting but has not received one. A motion was made by Teresa Allwein, seconded by Park W. Haverstick, II, to deny the reimbursement request from the property owner of 112 W. Park Avenue. All those in favor: Motion unanimously carried.

The 2015–2016 Salt Contract with the Costars Program was presented for approval. A motion was made by Teresa Allwein, second by Michael D. Behm, to approve the Salt Contract with the Costars Program for 250 tons of salt for the 2015-2016 Season. All those in favor: Motion unanimously carried.

The Mayor and Borough Manager received quotes for the Police firearms. Richland Shooters quote was \$900.00 and Laucks Sporting Goods quote was \$1,300.00. A motion was made by Teresa Allwein, seconded by Keith Fox, to authorize the sale of the Police firearms to Laucks Sporting Goods for a total of \$1,300.00. All those in favor: Motion unanimously carried.

We received the Preventative Maintenance Proposal from C.M. High, Inc. for the traffic light service. A motion was made by Michael D. Behm, seconded by Park W. Haverstick, II, to approve the Preventative Maintenance Proposal from C.M. High, Inc. for the traffic light service for 2015. All those in favor: Motion unanimously carried.

We received a Use of Facilities request and a Certificate of Insurance from the ELCO Girls Softball Association. A motion was made by Keith Fox, seconded by Teresa Allwein, to approve the Recreation Request from the ELCO Girls Softball Association to use the Borough Softball Field for the 2015 season. All those in favor: Motion unanimously carried.

The list of the yearly Good Will Fire Police events was received for approval. The document lists all known functions or events for the year. Any additional requests can be approved when received. The Borough insurance provider requires written document for approval. A motion was made by Keith Fox, seconded by Michael D. Behm, to approve the 2015 Goodwill Fire Police Events List. All those in favor: Motion unanimously carried.

Council received the list of unpaid Property Taxes for 2014 from the Tax Collector. A motion was made by Keith Fox, seconded by Teresa Allwein, to exonerate the Tax Collector Nicole Berger from collecting the unpaid Property Taxes for 2014 and authorize Lebanon County Tax Claim for collection on behalf of the Borough. All those in favor: Motion unanimously carried.

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Council received the list of unpaid Per Capita Taxes for 2014 from the Tax Collector. A motion was made by Teresa Allwein, seconded by Keith Fox, to exonerate the Tax Collector Nicole Berger from collecting the unpaid Per Capita Taxes for 2014 and authorize Keystone Collection Group, Inc. for collection on behalf of the Borough. All those in favor: Motion unanimously carried.

Proposed Ordinance 827 was presented. The Ordinance has been prepared for the zoning text amendment requested by the Evangelical Theological Seminary (OI, Office and Institutional District) and an amendment to the sign regulations for the C-2 District (Highway-Oriented Commercial District). Lebanon County Planning has reviewed the proposed amendments. After discussion, the Solicitor will revise the proposed document.

The Evangelical Theological Seminary has submitted a land development plan. Jeff Sterner was present. The Council President explained, if there is a subdivision and other lots are created they would need to apply and pay for EDU's for water and sewer. Mr. Sterner stated the seminary was not aware of that requirement. After discussion, Mr. Sterner will contact the seminary board and their engineering firm to discuss a revised plan be submitted.

A motion was made by Keith Fox, seconded by Teresa Allwein, to authorize the draft and advertisement of Ordinance 827. All those in favor: Motion unanimously carried.

EXECUTIVE SESSION:

The Borough Council recessed the regular meeting and entered into Executive Session at 7:59 p.m. to discuss acquisition of real estate and personal matters.

The Borough Council returned from Executive Session at 8:43 p.m. reconvening the regular session and resumed consideration of and action on the regular meeting agenda.

COMMENTS FOR THE GOOD OF THE BOROUGH:

There were no additional comments.

ADJOURNMENT:

A motion was made by Keith Fox, seconded by Teresa Allwein, to adjourn the meeting at 8:46 p.m.

Lisa A. Brubaker
Deputy Secretary

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