

BOROUGH OF WYOMISSING – COUNCIL MINUTES

JANUARY 8, 2019 – 7:00 P.M.

Wyomissing Borough Council held its regular monthly meeting at the Borough Hall on the above date. Council President Thomas M. Moll called the meeting to order at 7:00 p.m. with the following persons present: Council Members Thomas M. Bausher, John C. Woodward, Gregory L. Portner, Stephen D. Brunner, William S. Jenckes, and Jody W. Menon; Mayor Frederick C. Levering, Treasurer Paul W. Brass, Solicitor Christopher J. Hartman, Police Chief Jeffrey R. Biehl, Public Works Director James V. Babb, Borough Manager Pat Brandenburg, Consulting Engineer James C. McCarthy, and Zoning/Code Enforcement Officer and Assistant Borough Secretary Michele E. Bare.

CALL TO ORDER:

Council President Moll announced that Council had met in executive session prior to this meeting and on January 2, 2019, to discuss contractual issues.

PLEDGE OF ALLEGIANCE:

ROLL CALL:

VISITORS:

Betsy Heckman, Borough Tax Collector
Rob Lewis, Parks and Recreation Director
Michael Fitzgerald, 1114 Fairview Avenue
Sorita Averill-Fitzgerald, 1114 Fairview Avenue

PUBLIC COMMENTS:

Mr. Michael Fitzgerald from Lauren's Foundation spoke to Council and the audience. The foundation has held the 14th annual Fitzzy's Run to honor his daughter Lauren this past October. He presented a check for \$2,500.00 to the Borough Recreation Department and Borough Police Dept., to thank them for all of their help.

RECEIPT OF REPORTS: On motion duly made, seconded and passed, Council received all reports submitted for consideration.

COUNCIL MINUTES: On motion duly made, seconded and passed, Council approved the minutes of the meeting of December 11, 2018.

CONSULTING ENGINEER'S REPORT: On motion duly made, seconded and passed, Council accepted the Consulting Engineers report dated January 2, 2018.

POLICE CHIEF & MAYOR'S REPORT: On motion duly made, seconded and passed, Council approved the Police Chief & Mayor's report of January 1, 2018.

Chief Biehl commented that the police are continuing to investigate several graffiti incidents that have occurred in Wyomissing, West Reading and Reading.

FIRE DEPARTMENT REPORT: On motion duly made, seconded and passed, Council approved the Fire Dept. report for December 2018.

Borough Manager Brandenburg reviewed the report.

LIBRARY BOARD REPORT: On motion duly made, seconded and passed, Council approved the Library Board report of December 17, 2018.

Councilmember Menon reported on the meeting.

The library board approved their executive officers to execute the Agreement of Sale and Lease in the form provided by the Borough, and to deliver such other documents as necessary to transfer title of the library building and real estate to the Borough.

Councilmember Menon made a motion, seconded by Councilmember Woodward, to approve the Agreement of Sale and Lease Agreement with the Wyomissing Public Library, all in favor, roll call vote, 7-0.

Councilmember Jenckes commented that all children and adult programs provided by the library are funded by private donations.

INFRASTRUCTURE COMMITTEE REPORT: On motion duly made, seconded and passed, Council approved the Infrastructure Committee report of December 17, 2018.

Councilmember Bausher reported on the meeting.

Councilmember Bausher made a motion, seconded by Councilmember Jenckes, to authorize the Solicitor to prepare a consent for clean-up for the property located at 310 Windsor Street, all in favor, roll call vote, 7-0.

Councilmember Bausher made a motion, seconded by Councilmember Brunner, to approve a 24' cartway width for Wellington Boulevard with the remaining balance of the street width to be used for the mall, all in favor, roll call vote, 7-0.

Councilmember Bausher made a motion, seconded by Councilmember Brunner, to authorize McCarthy Engineering to incorporate Wellington Boulevard into the Pollution Reduction Plan for the Tulpehocken Creek, re-advertise the plan for a thirty day public comment period in January and submit the plan to DEP, all in favor, 7-0.

Councilmember Bausher made a motion, seconded by Councilmember Brunner, to approve the reduction of the sewer bill for the Berkshire Mall West property, based on a credit to be received by the Borough from the Joint Municipal Authority, and in exchange for the property owner agreeing to

provide an emergency access easement to the Borough for access to Lots 2 and 3 of Berkshire Court, all in favor, roll call vote, 7-0.

Councilmember Bausher made a motion, seconded by Councilmember Brunner, to authorize Jim Babb and Jim McCarthy to contact the Berkshire Square property owner to request the repairs be made to the stormwater management facilities on-site, and follow up with a letter, all in favor, 7-0.

Councilmember Bausher made a motion, seconded by Councilmember Woodward, to authorize McCarthy Engineering to review the fire protection and sprinkler drawings for the Arrow Building and provide expert advice as to the design of the system, all in favor, 7-0.

PERSONNEL COMMITTEE REPORT: On motion duly made, seconded and passed, Council approved the Personnel Committee report of December 18, 2018.

Councilmember Bausher reported on the meeting.

Councilmember Bausher made a motion, seconded by Councilmember Brunner, to approve changes to Borough Hall employee benefits as follows: 1) Borough Hall employees shall contribute to their medical coverage premium cost to the same extent as employees in the Maintenance and Park collective bargaining unit; 2) to rescind the option of a cash payment towards medical costs and continue to offer the health reimbursement program; and 3) to amend the fee in lieu of medical insurance benefit from an amount equal to half the cost of premium coverage to a flat fee of four thousand dollars (\$4,000), with such changes to be effective January 1, 2020, all in favor, 7-0.

Councilmember Brunner made a motion, seconded by Councilmember Jenckes, to approve the Borough participating in the fee for service option with the Animal Rescue League for one year, subject to the Borough Manager preparing an incident procedure to ensure precise invoices for services, the Borough Solicitor's office shall review and recommend any necessary revisions to the animal control regulations of the Wyomissing Borough Code, the Borough staff should plan an animal control education campaign for residents as to the Borough's participation in the fee for service program and animal owner's responsibilities, and the addition of language allowing a thirty (30) day opt-out of the contract at the discretion of the Borough, 6 in favor, 1 opposed.

Councilmember Bausher made a motion, seconded by Councilmember Woodward, to authorize the Borough Manager's salary to be adjusted in accordance with the signed Employment Agreement dated May 15, 2018, effective January 1, 2019; to approve the Borough making a contribution directly into the Borough Manager's 457 Deferred Compensation Account for the year ending December 31, 2018, in accordance with the signed Employment Agreement dated May 15, 2018, effective January 1, 2019, and to approve a \$1,500 bonus to be paid to the Borough Manager, all in favor, roll call vote, 7-0.

FINANCE & ADMINISTRATION COMMITTEE REPORT: On motion duly made, seconded and passed, Council approved the Finance & Administration Committee report of January 2, 2019.

Councilmember Portner reported on the meeting.

The committee discussed the funding of the pension plans at length. Ron Bittner from Uninvest Municipal Pension Services will be invited to attend the February 2019 committee meeting to provide an update on the plan valuation.

PLANNING COMMISSION REPORT: On motion duly made, seconded and passed, Council approved the Planning Commission report of January 7, 2019.

Councilmember Woodward reported on the meeting.

Councilmember Woodward made a motion, seconded by Councilmember Brunner, to approve a waiver from the Subdivision and Land Development Ordinance and Stormwater Management Ordinance requirements to not require land development or stormwater management approval for the installation of a 700 s.f. storage shed on Flannery Field, property of the Wyomissing Area School District, all in favor, 7-0.

Councilmember Woodward made a motion, seconded by Councilmember Jenckes, to approve Option 1 for the Fourth Street Concept Plan, to install roundabouts on North Wyomissing Boulevard and Innovation Way on the VF North Lot, all in favor, 7-0.

BOROUGH MANAGER'S REPORT: On motion duly made, seconded and passed, Council approved the Borough Manager's report of January 8, 2019.

Manager Brandenburg stated there is information in the Council packets from Berks County DES that the West Side Regional Emergency Management Agency and Coordinator are in compliance with all requirements.

TREASURER'S STATEMENT OF OPERATION: On motion duly made, seconded and passed, Council approved the Treasurer's Statement of Operation and all financial statements.

ACCOUNTS PAYABLE REPORT: On motion duly made, seconded and passed, Council approved the Accounts Payable Report outlining the following invoices paid:

General Fund	\$	460,181.07
Water Fund		247,259.99
Sewer Fund		153,438.34
Refuse Fund		55,329.82
Liquid Fuels Fund		<u>23,010.64</u>
Total of all Funds	\$	939,219.86

TAX COLLECTOR'S REPORT: On motion duly made, seconded and passed, Council approved the Tax Collector's report for the month of December 2018.

OTHER BUSINESS:

ORDINANCE #1399-2019

AN ORDINANCE OF THE BOROUGH OF WYOMISSING, BERKS COUNTY, PENNSYLVANIA, TO AMEND THE CODE OF ORDINANCES OF THE BOROUGH OF WYOMISSING, CHAPTER 1 “GOVERNMENT AND ADMINISTRATION”, PART 10 “TAX CERTIFICATION AND DUPLICATION FEES” TO AMEND RETITLE PART 10 AND AMEND SECTION 1001 AS TO THE FEES

Councilmember Portner made a motion, seconded by Councilmember Bausher, to adopt Ordinance #1399-2019, to increase the fee for a tax certification from \$25 to \$35 and to increase the fee for a duplicate tax bill from \$5 to \$10, all in favor, 7-0.

ORDINANCE #1400-2019

AN ORDINANCE OF THE BOROUGH OF WYOMISSING AND THE TOWNSHIP OF SPRING, BERKS, COUNTY, PENNSYLVANIA, AMENDING THE CODE OF THE BOROUGH OF WYOMISSING, AND THE CODE OF ORDINANCES OF THE TOWNSHIP OF SPRING, CHAPTER 1 ENTITLED “ADMINISTRATION AND GOVERNMENT”, BY REPEALING AND REPLACING PART 21 TO CHAPTER 1 OF THE WYOMISSING CODE AND PART 14 TO CHAPTER 1 OF THE SPRING TOWNSHIP CODE, TO BE ENTITLED “INTERGOVERNMENTAL COOPERATION AGREEMENT FOR THE ADMINISTRATION AND OPERATIONAL MANAGEMENT OF THE WYOMISSING FIRE DEPARTMENT BY THE SPRING TOWNSHIP FIRE DEPARTMENT” AUTHORIZING THE BOROUGH OF WYOMISSING AND THE TOWNSHIP OF SPRING, PURSUANT TO THE PROVISIONS OF THE BOROUGH CODE AND THE SECOND CLASS TOWNSHIP CODE AND THE INTERGOVERNMENTAL COOPERATION LAW, TO ENTER INTO AN AGREEMENT FOR SPRING TOWNSHIP TO PROVIDE TO WYOMISSING BOROUGH ADMINISTRATION AND OPERATIONAL MANAGEMENT SERVICES FOR THE BOROUGH OF WYOMISSING FIRE DEPARTMENT

Councilmember Jenckes made a motion, seconded by Councilmember Bausher, to adopt Ordinance #1400-2019, to approve the Spring Township and Wyomissing Borough Intergovernmental Cooperation Agreement for fire services, all in favor, 7-0.

Borough Council adjourned at 7:44 p.m.

Respectfully submitted,

Michele Bare
Asst. Borough Secretary

Approved by:

**Thomas M. Moll, President
Wyomissing Borough Council**