

BOROUGH OF WYOMISSING – COUNCIL MINUTES

MARCH 8, 2022 – 7:00 P.M.

The Borough of Wyomissing Council held their regular meeting in the Borough of Wyomissing Council Chambers on the above date and time. Council Second Vice President Stephen D. Brunner called the meeting to order at 7:00 p.m. with the following persons present: Keith L. Derr, Frederick R. Mogel, Jana R. Barnett, Ronald C. Stanko; Treasurer Gregory L. Portner, Mayor Frederick C. Levering, Borough Solicitor Christopher J. Hartman, Borough Engineer Jim McCarthy, Acting Borough Manager & Economic Development Coordinator Michele Bare, Police Chief John Phillips, Public Works Director James V. Babb, Parks and Recreation Director Dan Macrina, Borough Secretary Melissa Miller and Assistant Borough Secretary Kimberly Weniger. The following persons was absent: Council President John C. Woodward and Council Councilmember William S. Jenckes.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

EXECUTIVE SESSION:

Council Second Vice President Brunner announced an executive session was held before the meeting to discuss personnel and contractual litigation matters.

VISITORS:

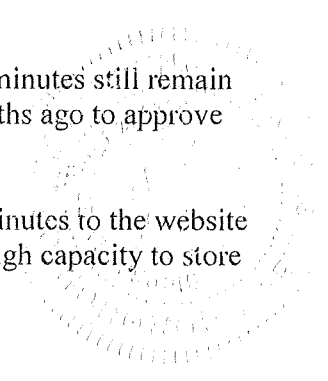
Jennifer Reimer – 19 Merrymount Road
Barbara and David Reeser – 1110 Fairview Avenue
Rick Weinhoffer – 801 N. 9th Street
Samantha Kaag – West Reading Borough Mayor
Patrick Kaag – West Reading Borough Councilmember
Ryan Linaweaver – West Reading Borough Council President

PUBLIC COMMENTS (agenda items):

Ryan Lineaweaver, West Reading Borough Council President, indicated he and fellow government officials were in attendance to see what the Borough's stance will be In regards to a potential merger of equal police forces between the West Reading Borough Police department and Wyomissing Borough Police department.

Jen Reimer, 19 Merrymount Road, questioned why the committee meeting minutes still remain unavailable on the Borough's website. She thought a motion was made months ago to approve uploading the committee meeting minutes.

Acting Borough Manager Michele Bare stated adding committee meeting minutes to the website has not been approved by Council, and the website sever does not have enough capacity to store



the committee meeting minutes. With Right to Know requests, the Borough is unable to simply delete sections. This will require screenshots and archiving of all information.

Rick Weinoffer, 801 N 9th Street, voiced support for getting the Berkshire Heights playground back in working order, along with maintaining the park the best way possible.

COUNCIL MINUTES: On motion duly made, seconded and passed, Council approved the minutes of the meeting of February 8, 2022.

CONSULTING ENGINEER'S REPORT: On motion duly made, seconded and passed, Council approved the Consulting Engineer's report dated March 8, 2022.

POLICE DEPARTMENT & MAYOR'S REPORT: On motion duly made, seconded and passed, Council approved the Police Department & Mayor's report dated March 8, 2022.

Mayor Frederick Levering made note of the thorough 2021 Annual Report prepared by Chief Phillips.

Chief Phillips reviewed the report.

Chief Phillips shared with Council the various Civil Service Rules and Regulations that were discussed during the February 2022 Civil Service Commission meeting. Several of the changes were clerical, with other changes focusing on background checks, semester hours, promotional testing for Sergeants, and physical fitness testing for promotions.

Councilmember Mogel made a motion, seconded by Councilmember Barnett to adopt the revised Police Department Civil Service Rules and Regulations dated February 8, 2022, all in favor.

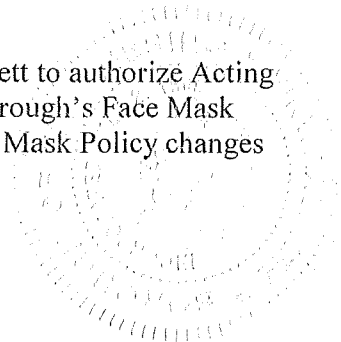
FIRE CHIEF'S REPORT: On motion duly made, seconded and passed, Council approved the Fire Chief's report for February 2022.

PERSONNEL COMMITTEE: On motion duly made, seconded and passed, Council approved the Personnel Committee report dated February 15, 2022.

Councilmember Mogel reviewed the report.

Councilmember Mogel made a motion, seconded by Councilmember Derr to ratify the Borough's Face Mask Policy allowing employees the option to wear, or not wear a face mask beginning on February 15, 2022 at noon, all in favor, 5-0.

Councilmember Mogel made a motion, seconded by Councilmember Barnett to authorize Acting Borough Manager and/or Borough Manager Michele Bare to revise the Borough's Face Mask Policy in the event of an outbreak or influx of COVID-19 cases. Any Face Mask Policy changes shall be ratified by Council as soon as possible, all in favor, 5-0.



Councilmember Mogel made a motion, seconded by Councilmember Barnett to authorize accepting the retirement letter submitted by Public Works Foreman Marty Ulrich, all in favor, 5-0.

Council thanked Marty Ulrich for his years of service and wished him the best of luck.

Councilmember Mogel made a motion, seconded by Councilmember Derr to amend the agenda to discuss the Public Works Lead Foreman position as well as additional Public Works personnel, all in favor, 5-0— No public comment was provided.

Councilmember Mogel made a motion, seconded by Councilmember Derr to appoint Earl Miller as the Public Works Lead Foreman position effective Sunday, March 13, 2022 at 12:01 A.M. on a probationary period of up to six months, and to authorize hiring a replacement Public Workers Operator, all in favor, 5-0.

RECREATION BOARD: On motion duly made, seconded and passed, Council approved the Recreation Board report dated February 15, 2022.

Parks and Recreation Director Dan Macrina reviewed the report.

Dan indicated the Board is reevaluating their mission statement to ensure the statement fits the needs of Borough residents and to ensure the Recreation Board services those needs appropriately. He also noted the Student Advisory Board had their first meeting in February to discuss operating rules, planning and volunteering for upcoming events, and how to better serve the student demographic of the community.

LIBRARY BOARD: On motion duly made, seconded and passed, Council approved the Library Committee report dated February 21, 2022.

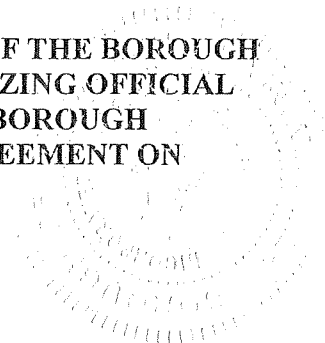
Councilmember Barnett reviewed the report.

Councilmember Barnett noted that the library has seen an increase in services, visitors, and circulation, and the Board is actively planning for upcoming fundraisers. The next fundraiser is the Derby Party.

INFRASTRUCTURE COMMITTEE: On motion duly made, seconded and passed, Council approved the Infrastructure Committee report dated February 22, 2022.

Councilmember Brunner reviewed the report.

RESOLUTION NO. 2022-08- A RESOLUTION OF THE COUNCIL OF THE BOROUGH OF WYOMISSING, BERKS COUNTY, PENNSYLVANIA AUTHORIZING OFFICIAL ACTION BY THE BOROUGH MANAGER AND/OR THE ACTING BOROUGH MANAGER RELTAING TO TRAFFIC SIGNAL MAINTANCE AGREEMENT ON BEHALF OF THE BOROUGH OF WYOMISSING



Councilmember Brunner made a motion, seconded by Councilmember Barnett to authorize adopting Resolution No. 2022-08 as to official action of the traffic signal maintenance agreement, all in favor, 5-0.

Councilmember Brunner made a motion, seconded by Councilmember Mogel to authorize the sale of Borough road salt to the Western Berks Water Authority and the Wyomissing School District on an as needed basis, at cost, all in favor, 5-0.

Councilmember Brunner made a motion, seconded by Councilmember Mogel to authorize the 2022 Street Improvement project work to the lowest qualified bidder, the H&K Group, in the amount of \$1,146,061.46, all in favor, roll call vote, 5-0.

ECONOMIC DEVELOPMENT COMMITTEE: On motion duly made, seconded and passed, Council approved the Economic Development Committee report dated February 24, 2022.

Mayor Frederick Levering reviewed the report.

FIRE AND POLICE COMMITTEE: On motion duly made, seconded and passed, Council approved the Fire and Police Committee report dated February 28, 2022.

Councilmember Mogel reviewed the report.

Councilmember Mogel made a motion, seconded by Councilmember Derr to authorize the purchase of a new pressure washer for the Fire department, contingent upon review by the Finance and Administration committee, all in favor, 5-0.

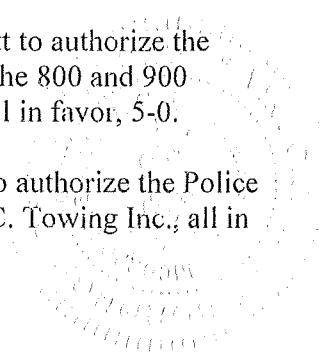
Councilmember Mogel made a motion, seconded by Councilmember Barnett to authorize Borough administration to prepare a letter of support to the Western Berks Ambulance Association to assist them with obtaining American Rescue Plan funds from the County, all in favor, 5-0.

Councilmember Mogel made a motion, seconded by Councilmember Derr to authorize the new 5k run/walk course route for all groups requesting to have 5k events in the Borough, and to authorize Police Chief John Phillips to dictate the 5k rules and routes, all in favor, 5-0.

Councilmember Mogel made a motion, seconded by Councilmember Barnett to authorize the Mind Your Health 5k event to be held in the Borough parklands on May 21, 2022, all in favor, 5-0.

Councilmember Mogel made a motion, seconded by Councilmember Barnett to authorize the Veteran's Parade to be held on May 21, 2022, which will commence along the 800 and 900 blocks of Penn Avenue, requiring the use of Police staff for road closures, all in favor, 5-0.

Councilmember Mogel made a motion, seconded by Councilmember Derr to authorize the Police department's use of Arndt's Towing, V&M Towing, Matos Towing and K.C. Towing Inc., all in favor, 5-0.



Councilmember Mogel made a motion, seconded by Councilmember Derr to authorize Borough administration to send a letter to West Reading Borough, indicating the Borough of Wyomissing and the Police department is not interested in entering a merger of equals with the West Reading Borough Police department, all in favor, 5-0.

FINANCE & ADMINISTRATION COMMITTEE: On motion duly made, seconded and passed, Council approved the Finance and Administration Committee report dated March 3, 2022.

Councilmember Derr reviewed the report.

Councilmember Derr made a motion, seconded by Councilmember Mogel to authorize the unbudgeted expenditure of \$4,038 to purchase a new Fire department pressure washer from Hotsy Equipment, all in favor, roll call vote, 5-0.

Councilmember Derr made a motion, seconded by Councilmember Mogel to authorize submission of an application to the Local Share Account Program for the Stone House Master Plan project and adopt the required Resolution for the application submission, all in favor, 5-0.

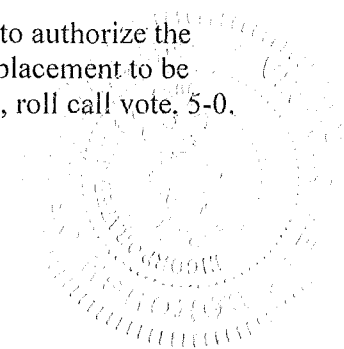
RESOLUTION NO. 2022-09- A RESOLUTION OF THE COUNCIL OF THE BOROUGH OF WYOMISSING, BERKS COUNTY, PENNSYLVANIA AUTHORIZING OFFICIAL ACTION RELATING TO RECEIVING A STATEWIDE LOCAL SHARE ACCOUNT GRANT RELATING TO THE STONE HOUSE MASTER PLAN.

Councilmember Mogel made a motion, seconded by Councilmember Derr to adopt Resolution No. 2022-09 as to official action for the Local Share Account Grant, all in favor, 5-0.

Councilmember Derr made a motion, seconded by Councilmember Mogel to authorize the short-term financing agreement for three years at a fixed rate of 2.95% with no interest incurred until monies are drawn upon, and to approve the \$10,000 legal fees associated with engaging in this agreement, all in favor, roll call vote, 4-0, Councilmember Brunner abstained from the vote due to a conflict of interest.

Councilmember Derr made a motion, seconded by Councilmember Mogel to authorize a special meeting to be held on Tuesday, March 15, 2022 at 10:45am in Council Chambers at Wyomissing Borough Hall to discuss and approve enactment of an ordinance that would approve issuance of a \$7.5 million note to Tompkins VIST Bank for the purpose of funding the Borough Hall and Public Works improvement projects and to be structured as a three year draw down interest only tax-free facility, all in favor, 5-0.

Councilmember Derr made a motion, seconded by Councilmember Mogel to authorize the additional \$12,000 unbudgeted expenditure for the Fire department roof replacement to be funded by revenues from projects not being completed in 2022, all in favor, roll call vote, 5-0.



Councilmember Derr made a motion, seconded by Councilmember Barnett to amend the agenda to discuss the temporary closure of the Berkshire Heights playground equipment and the proposed quote to perform the repairs, all in favor, 5-0 – No public comment was provided.

Councilmember Derr made a motion, seconded by Councilmember Stanko to authorize spending no more than \$6,000 for George Ely Associates, Inc., to complete the repairs to the Berkshire Heights playground equipment, all in favor, roll call vote, 5-0.

PLANNING COMMISSION: On motion duly made, seconded and passed, Council approved the Planning Commission report dated March 7, 2022.

Councilmember Stanko reviewed the report.

Councilmember Stanko made a motion, seconded by Councilmember Mogel to grant the waiver for 1139 Lehigh Avenue from section 305 of the Stormwater Management Ordinance pertaining to ground water recharge, due to the fact that Berks Enviro Testing Inc., determined the soil at the aforementioned property has a zero infiltration rate and a high water table, all in favor, 4-1, Councilmember Barnett opposed the vote.

Councilmember Stanko made a motion, Seconded by Councilmember Mogel to grant 1139 Lehigh Avenue the waiver request from section 308 of the Stormwater Management Ordinance pertaining to the Stormwater design being limited to the 10-year storm as noted on the submitted stormwater plan, versus the 100-year storm as required by Ordinance. This is based on the reasoning that construction is of a 3,000 square foot impervious single family residential dwelling, the property has a high water table and no infiltration based on soil testing, there is no storm drain within 800 feet of the proposed dwelling, and there are limited options of where to place the stormwater system due to a sewer easement, close proximity to setback lines and property slope in the backyard, and the proposed driveway to the right of the proposed dwelling, all in favor, 4-1, Councilmember Barnett opposed the vote.

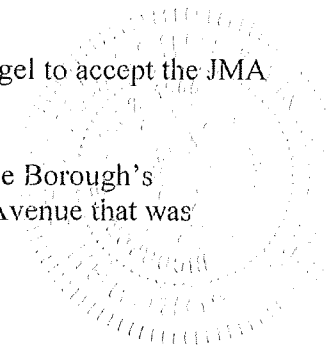
Councilmember Stanko made a motion, seconded by Councilmember Mogel to authorize the \$5,000 in-lieu of Traffic Impact Study fee for 19 State Hill Road, as approved by the Borough Engineer and to accept the 90-day extension letter received for 19 State Hill Road, for the Borough of Wyomissing Planning Commission to take action on the submitted plans, all in favor, 5-0.

BOROUGH MANAGER'S REPORT: On motion duly made, seconded and passed, Council approved the Borough Manager's report dated March 8, 2022.

Acting Borough Manager Bare reviewed the report.

Councilmember Brunner made a motion, seconded by Councilmember Mogel to accept the JMA minutes for the January 2022 meeting, all in favor, 5-0.

Acting Borough Manager Bare indicated that a claim has been filed with the Borough's insurance company for the Police sign at the corner of Fairview and Penn Avenue that was



damaged by a falling tree branch. The Borough is awaiting a quote from the sign company for a new sign.

Acting Borough Manager Bare indicated due to quorum issues, the March Infrastructure meeting has been proposed to be moved to Wednesday, March 23, 2022 at 3:00 P.M.

Councilmember Brunner made a motion, seconded by Councilmember Mogel to authorize moving the Monday, March 21, 2022 Infrastructure meeting date to Wednesday, March 23, 2022 at 3:00 P.M., all in favor, 5-0.

Acting Borough Manager Bare indicated the Western Berks Water Authority minutes were made available after Council packets were sent, and they need to be approved by Council.

Councilmember Brunner made a motion, seconded by Councilmember Mogel to amend the agenda to accept the Western Berks Water Authority meeting minutes from February 14, 2022, all in favor, 5-0- No Public Comment was provided.

Councilmember Brunner made a motion, seconded by Councilmember Mogel to accept the Wester Berks Water Authority meeting minutes from February 14, 2022, all in favor, 5-0.

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

There was no further review of the report.

ACCOUNTS PAYABLE: on motion duly made, seconded and passed, Council approved the Accounts Payable report outlining the following invoices paid:

| | |
|-------------------|------------------|
| General Fund | \$ 394,676.46 |
| Water Fund | 113,713.18 |
| Sewer Fund | 79,728.12 |
| Refuse Fund | 59,007.62 |
| Liquid Fuels Fund | <u>43,909.92</u> |
| | \$ 691,035.30 |

TAX COLLECTOR'S REPORT: on motion duly made, seconded and passed, Council approved the Tax Collector's report for the Month of February 2022.

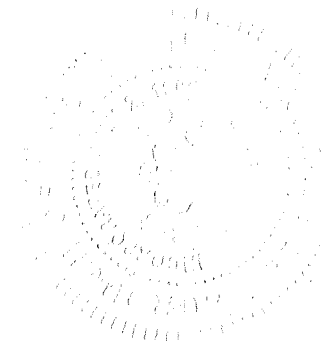
There was no further review of the report.

OLD BUSINESS:

No old business to discuss.

NEW BUSINESS:

No new business to discuss.



PUBLIC COMMENT (non-agenda items):

No public comments were provided.

The Wyomissing Borough Council meeting adjourned at 8:18 p.m.

Respectfully Submitted,



Kimberly Weniger
Assistant Borough Secretary

Approved by:



Stephen D. Brunner
Second Vice President
Wyomissing Borough Council

