

BOROUGH OF WYOMISSING – COUNCIL MINUTES

JULY 13, 2021 – 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 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, William S. Jenckes, Jody W. Menon, and Keith L. Derr; Mayor Frederick C. Levering, Treasurer Gregory L. Portner, Borough Solicitor Christopher J. Hartman, Police Chief John Phillips, Borough Manager Pat Brandenburg, Assistant Borough Manager & Economic Development Coordinator Michele Bare, Public Works Director James V. Babb, Parks and Recreation Director Dan Macrina, and Borough Secretary Melissa Miller. The following person was absent: Councilmember Stephen D. Brunner.

CALL TO ORDER

Council President Moll announced an executive session was held before the meeting to discuss personnel matters.

PLEDGE OF ALLEGIANCE

ROLL CALL

VISITORS:

Jim McCarthy – Borough Engineer

Adrian Jadic – 48 Cardinal Road, Wyomissing

John Cullen – 47 Cardinal Road, Wyomissing

David and Barbara Reeser – 1110 Fairview Avenue, Wyomissing

Jen Reimer – 19 Merrymont Road, Wyomissing

Jana Barnett – 1238 Cleveland Avenue, Wyomissing

Andy Levine – Barry Isett & Associates/Wyomissing Area School District

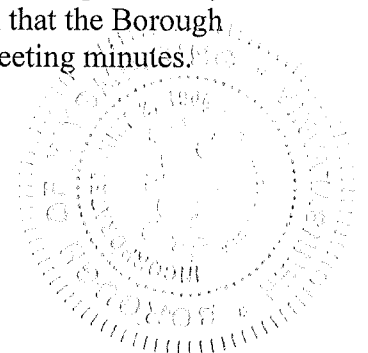
Bill Frederick – RGS/The Highlands Barn

COUNCIL COMMENTS:

Mayor Fred Levering explained during the meeting that Senate Bill 554 regarding policies and procedures for meeting agendas, has been passed, and the Borough of Wyomissing will begin to implement the policies and procedures before the act takes effect at the end of August 2021.

PUBLIC COMMENTS:

Adrian Jadic, 48 Cardinal Road spoke of his concern that residents should be able to speak freely during public meetings without interruptions, and further expressed his concern that the Borough is racist against immigrant residents. His public comments are attached to the meeting minutes.



ACTION ON COUNCIL COMMENTS:

Councilmember Jenckes made a motion, seconded by Councilmember Woodward to approve the implementation of Senate Bill 554 to the Borough of Wyomissing policies and procedures affecting agenda preparation and posting, all in favor, 6-0.

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 June 8, 2021.

CONSULTING ENGINEER'S REPORT: On motion duly made, seconded and passed, Council approved the Consulting Engineer's report dated July 7, 2021.

Borough Engineer Jim McCarthy reviewed his report.

Jim McCarthy indicated the Fourth Street project is near completion, however, the road will not be opened until PennDOT corrects the line painting error they made.

Jim McCarthy discussed the status of the Stone House pedestrian bridge, indicating the bridge will reopen on July 14, 2021.

POLICE DEPARTMENT & MAYOR'S REPORT: On motion duly made, seconded and passed, Council approved the Police Department & Mayor's report dated July 13, 2021.

Chief John Phillips reviewed the report.

Chief Phillips shared with Council that the graffiti abatement program is back in service, and he lastly noted that range and scenario training occurred for the Police staff.

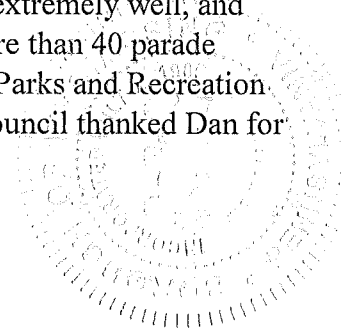
FIRE COMMISSIONER'S REPORT: On motion duly made, seconded and passed, Council approved the Fire Commissioner's report for June 2021.

Councilmember Jenckes reviewed the report.

RECREATION BOARD REPORT: On motion duly made, seconded and passed, Council approved the Recreation Board reports dated June 9, 2021 and June 15, 2021.

Due to Councilmember Brunner's absence, Parks and Recreation Director Dan Macrina reviewed the reports.

Dan Macrina informed Council that the July 4th parade festivities went extremely well, and noted that approximately 8,000-9,000 people were in attendance with more than 40 parade participant entries. Dan thanked all playground, pool, Borough Hall, and Parks and Recreation staff who participated in the event. Mayor Fred Levering and Borough Council thanked Dan for his hard work on the July 4th parade and festivities.



Dan Macrina shared with Council that the Playground program will be doing several themed Playground programs. He also shared that recreation revenues are currently at \$141,000, which is down \$27,000 from 2019, but attributes that to people beginning to feel more comfortable participating in recreation events post COVID.

Dan Macrina also thanked Hartman, Valeriano, Magovern & Lutz, P.C., Kraft Codes, Lauren's Foundation, and Wyomissing Hills Citizens Social committee for their generous donations towards various recreation programs.

LIBRARY BOARD REPORT: On motion duly made, seconded and passed, Council approved the Library Board report dated June 14, 2021.

Councilmember Menon reviewed the report.

Councilmember Menon shared with Council that various cosmetic repairs are needed in the children's section of the library, and the painter has been contacted to perform the repairs.

Councilmember Menon also shared with Council that the Kentucky Derby fundraiser raised \$15,000 for the library, and the duck race associated with the July 4th festivities raised \$2,300 for the library. A Summer block party will also be held on August 14, 2021.

Councilmember Menon lastly shared that membership information has been mailed out and has received \$8,000 in donations, and there will be no July or August Board meeting. The next Board meeting will be held in September, and will be in-person.

PERSONNEL COMMITTEE REPORT: On motion duly made, seconded and passed, Council approved the Personnel Committee report dated June 15, 2021.

Councilmember Bausher reviewed the report.

Councilmember Bausher made a motion, seconded by Councilmember Derr to request the Civil Service Commission be activated to certify the Civil Service list of candidates for the Fire Technician position, all in favor, 6-0.

ECONOMIC DEVELOPMENT COMMITTEE REPORT: On motion duly made, seconded and passed, Council approved the Economic Development Committee report dated June 24, 2021.

Councilmember Woodward reviewed the report.

RESOLUTION NO. 2021-15

**A RESOLUTION OF THE COUNCIL OF THE BOROUGH OF WYOMISSING,
BERKS COUNTY, PENNSYLVANIA TAKING AND AUTHORIZING OFFICIAL
ACTION IN REQUESTING A PENNSYLVANIA DEPARTMENT OF COMMUNITY
AND ECONOMIC DEVELOPMENT MULTIMODAL TRANSPORTATION
FUNDING GRANT**



Councilmember Woodward made a motion, seconded by Councilmember Derr to approve Resolution No. 2021-15, as to authorize official action for a DCED multimodal grant, all in favor, 6-0.

Councilmember Woodward made a motion, seconded by Councilmember Jenckes to approve Economic Development Coordinator & Assistant Borough Manager Michele Bare to reach out to businesses along the Penn Avenue corridor in the Borough of Wyomissing, to educate them on the Main Street Designation program, and determine the interest level of businesses to participate in the program, all in favor, 6-0.

Councilmember Woodward made a motion, seconded by Councilmember Menon to approve sending a thank you letter to the Berks County Commissioners to address the appreciation for the resumption of the graffiti abatement program, all in favor, 6-0.

FIRE AND POLICE COMMITTEE REPORT: On motion duly made, seconded and passed, Council approved the Fire and Police Committee report dated June 28, 2021.

Councilmember Jenckes reviewed the report.

ORDINANCE NO. 1422-2021

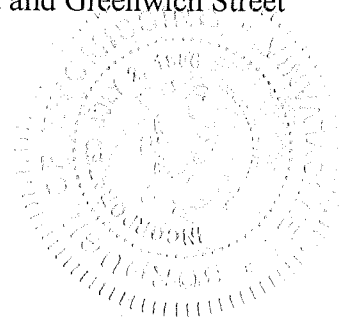
AN ORDINANCE OF THE BOROUGH OF WYOMISSING, BERKS COUNTY, PENNSYLVANIA AMENDING THE WYOMISSING BOROUGH CODE OF ORDINANCES TO ESTABLISH ADDITIONAL ONE-WAY STREETS

Councilmember Jenckes made a motion, seconded by Councilmember Woodward to advertise Ordinance No. 1422-2021, as to establishing additional one-way streets, all in favor, 6-0.

RESOLUTION NO. 2021-14

A RESOLUTION OF THE COUNCIL OF THE BOROUGH OF WYOMISSING, BERKS COUNTY, PENNSYLVANIA AUTHORIZING EXPERIMENTAL TRAFFIC REGULATIONS PURSUANT TO THE CODE OF THE BOROUGH OF WYOMISSING, CHAPTER 15 ENTITLED "MOTOR VEHICLES AND TRAFFIC", PART 1 ENTITLED "GENERAL REGULATIONS", SECTION 105 ENTITLED "EXPERIMENTAL REGULATIONS", TO ESTABLISH ONE-WAY STREETS ON OLEY STREET AND ON GREENWICH STREET FOR UP TO 90 DAYS

Councilmember Jenckes made a motion, seconded by Councilmember Bausher to approve Resolution No. 2021-14, as to establishing one-way streets on Oley Street and Greenwich Street for up to 90 days, all in favor, 6-0.



RESOLUTION NO. 2021-12

A RESOLUTION OF THE COUNCIL OF THE BOROUGH OF WYOMISSING, BERKS COUNTY, PENNSYLVANIA ACCEPTING A GIFT AND EXPRESSING APPRECIATION FOR THE DONATION FROM PHILIP D. AND JOANNE L. WOLFE

Councilmember Jenckes made a motion, seconded by Councilmember Menon to approve Resolution No. 2021-12, as to accepting a gift and expressing appreciation for the donation from Philip D. and Joanne L. Wolfe, all in favor, 6-0.

Councilmember Jenckes made a motion, seconded by Councilmember Woodward to approve the handicapped parking space permit for 800 Franklin Street, all in favor, 6-0.

INFRASTRUCTURE COMMITTEE REPORT: On motion duly made, seconded and passed, Council approved the Infrastructure Committee report dated June 28, 2021.

Councilmember Bausher reviewed the report.

RESOLUTION NO. 2021-13

A RESOLUTION OF THE COUNCIL OF THE BOROUGH OF WYOMISSING, BERKS COUNTY, PENNSYLVANIA AUTHORIZING THE BOROUGH MANAGER TO SIGN AND SUBMIT A TRAFFIC SIGNAL MAINTENANCE AGREEMENT AND RELATED DOCUMENTS WITH THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION ON BEHALF OF THE BOROUGH OF WYOMISSING

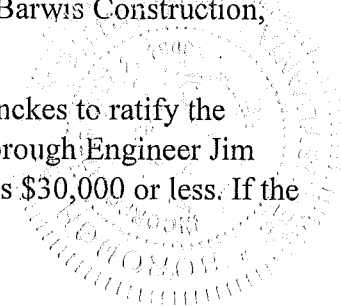
Councilmember Bausher made a motion, seconded by Councilmember Jenckes to approve Resolution No. 2021-13, as to authorize signature and submission of a traffic signal maintenance agreement, all in favor, 6-0.

Councilmember Bausher made a motion, seconded by Councilmember Jenckes to approve Change Order No. 2, in the amount of \$6,244, to Barrasso Excavating, for the final restoration work, all in favor, roll call vote, 6-0.

Councilmember Bausher made a motion, seconded by Councilmember Menon to approve Payment Application No. 1 (final payment application), in the amount of \$138,964, to Barrasso Excavating, for the water main replacement work, all in favor, roll call vote, 6-0.

Councilmember Bauser made a motion, seconded by Councilmember Woodward to approve payment of Payment Application No. 8, in the amount of \$253,345.94 to Barwis Construction, for the Fourth Street project, all in favor, roll call vote, 6-0.

Councilmember Bausher made a motion, seconded by Councilmember Jenckes to ratify the motion made during the Infrastructure committee meeting to authorize Borough Engineer Jim McCarthy to coordinate the emergency repair work, if the scope of work is \$30,000 or less. If the



estimate is proposed to be higher than \$30,000, the committee must review the scope of work, and share the proposal with the Finance committee and seek Council's approval, all in favor, roll call vote, 6-0.

The original motion from the Infrastructure committee to recommend execution of the Verizon Wireless Communication Facility agreement has been tabled until further review by Borough Solicitor Christopher Hartman due to new legislation.

PLANNING COMMISSION REPORT: On motion duly made, seconded and passed, Council approved the Planning Commission report dated July 6, 2021.

Councilmember Woodward reviewed the report.

The Planning Commission made a motion to deny the preliminary/final land development plan for 19 State Hill Road, however, before Council meeting, the applicant accepted the 90-day time extension request.

Councilmember Woodard made a motion, seconded by Councilmember Bausher to accept the 90-day time extension for 19 State Hill Road, all in favor, 6-0.

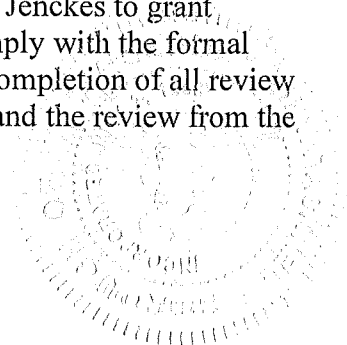
Councilmember Woodward made a motion, seconded by Councilmember Jenckes to grant Wyomissing School District the waiver from the Subdivision and Land Development Ordinance for the requirements to submit a preliminary plan and a final plan, and the waiver from the Stormwater Management Ordinance as to loading ratios, conditional upon the submission of current load ratios, the completed geologists report, and the NPDES permit technical review, by the applicant. Upon the applicant's submission, Borough Engineer Jim McCarthy is responsible for making the final approval or denial of the waivers based on his review, all in favor, 6-0.

Councilmember Woodward made a motion, seconded by Councilmember Menon to grant the Wyomissing School District the waiver from the Subdivision and Land Development Ordinance architectural scale requirements, all in favor, 6-0.

Councilmember Woodward made a motion, seconded by Councilmember Menon to grant the Wyomissing School District the waiver from the Subdivision and Land Development Ordinance architectural plan size requirements, all in favor, 6-0.

Councilmember Woodward made a motion, seconded by Councilmember Derr to grant conditional final plan approval subject to all review comments in McCarthy Engineering's review letter dated May 27, 2021, all in favor, 6-0.

Councilmember Woodward made a motion, seconded by Councilmember Jenckes to grant approval of a waiver request to allow the project to not be required to comply with the formal land development requirements of the Borough, based on the successful completion of all review comments in McCarthy Engineering's review letter dated May 19, 2021, and the review from the Berks County Planning Commission, all in favor, 6-0.



Councilmember Woodward made a motion, seconded by Councilmember Derr to grant the Highlands the waiver from the Subdivision and Land Development Ordinance for the requirements to submit a preliminary plan and a final plan, all in favor, 6-0.

Councilmember Woodward made a motion, seconded by Councilmember Menon to grant the Highlands the waiver from the Subdivision and Land Development Ordinance architectural scale requirements, all in favor, 6-0.

Councilmember Woodward made a motion, seconded by Councilmember Jenckes to grant the Highlands the waiver from the Subdivision and Land Development Ordinance as to allow one, 90 degree, on-street parking space along Gaelsong Drive, all in favor, 6-0.

Councilmember Woodward made a motion, seconded by Councilmember Bausher to grant the Highlands the waiver from the Stormwater Management Ordinance as to allow a TRM lined spillway in lieu of concrete, all in favor, 6-0.

Councilmember Woodward made a motion, seconded by Councilmember Menon to grant the Highlands the waiver from the Stormwater Management Ordinance as to allow the use of various soil components and grass to filter water underground, all in favor, 6-0.

Councilmember Woodward made a motion, seconded by Councilmember Derr to grant conditional final plan approval subject to all review comments in McCarthy Engineering's review letter dated June 8, 2021, and the variance approval from the Zoning Hearing Board, all in favor, 6-0.

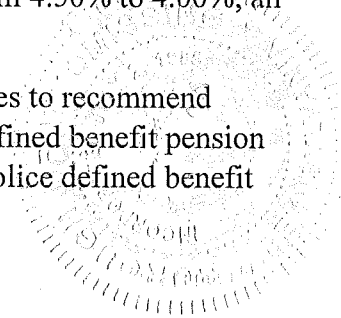
Councilmember Woodward made a motion, seconded by Councilmember Menon to recommend the Zoning Hearing Board grant the variance to preserve the large Sycamore tree on the Highlands barn property, and require the Highlands to provide additional vegetation screening between the Highlands barn parking lot and the Borough of Wyomissing trail system, all in favor, 6-0.

FINANCE AND ADMINISTRATION COMMITTEE REPORT: On motion duly made, seconded and passed, Council approved the Finance and Administration Committee report dated July 8, 2021.

Due to Councilmember Brunner's absence, Councilmember Derr reviewed the report.

Councilmember Derr made a motion, seconded by Councilmember Jenckes to recommend Council authorize Girard Pension Services to update each pension plan's Mortality Table, reduce the long-term Interest Rate from 7.50% to 7.00% and the Salary Scale from 4.50% to 4.00%, all in favor, 6-0.

Councilmember Derr made a motion, seconded by Councilmember Jenckes to recommend Council approve the GASB 67 reports for the defined contribution and defined benefit pension plans for fire and non-uniformed plans, and the GASB 67 report for the police defined benefit pension plan, all in favor, 6-0.



Councilmember Derr made a motion, seconded by Councilmember Menon to recommend Council approve Business Manager Phyllis Smith to move the matured value of the 6 month CD to the Vist ICS account if the proposed CD rate is less than Vist ICS rates, all in favor, 6-0.

BOROUGH MANAGER'S REPORT: On motion duly made, seconded and passed, Council approved the Borough Manager's report dated July 13, 2021.

Borough Manager Brandenburg reviewed the report.

Borough Manager Brandenburg shared with Council that the Police Department has submitted their request to participate in collective bargaining negotiations.

Councilmember Bausher made motion, seconded by Councilmember Jenckes to approve the establishment of a negotiations committee by the Personnel committee, all in favor, 6-0.

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

Borough Treasurer Gregory Portner had no further review of the report.

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

General Fund	\$ 588,764.24
Water Fund	114,846.54
Sewer Fund	71,767.96
Refuse Fund	64,020.14
Liquid Fuels Fund	<u>39,893.69</u>
	\$ 879,322.57

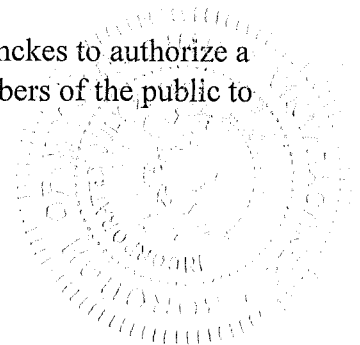
TAX COLLECTOR'S REPORT: On motion duly made, seconded and passed, Council approved the Tax Collector's report for the month of June 2021.

There was no further review of the report.

OTHER:

Council discussed a prior public comment request to have a second public comment session at the end of the Council agenda for members of the public to comment on matters that do not appear on the agenda.

Councilmember Bausher made a motion, seconded by Councilmember Jenckes to authorize a second public comment session at the end of the Council agenda for members of the public to comment on matters that do not appear on the agenda, all in favor, 6-0.



The Wyomissing Borough Council meeting adjourned at 8:26 p.m.

Respectfully Submitted,



Melissa Miller
Borough Secretary

Approved by:



Thomas M. Moll, President
Wyomissing Borough Council

