

REGULAR MEETING OF KENHORST BOROUGH COUNCIL

August 3, 2017

Vice President Alfred Correnti called the August 3, 2017 meeting of the Kenhorst Borough Council to order at 7:00 p.m. Also present: Mayor N. Hatzas and Councilmen K. DePasquale, R. Fritz, K. Holland, J. Ibach and E. Mohn, Fire Chief D. Hart, Reading Police Department, Lt. David Liggett, Solicitor J. Nagy, Esquire and Borough Manager/Secretary J. Diesinger – *Absent: Councilmen D. Roche (excused).*

EXECUTIVE SESSION – An executive session was called from 7:04 to 7:16 p.m. Ms. Nagy indicated that the session was held for discussion of a real estate transaction and pending litigation.

PERSONS WISHING TO BE HEARD –

- **Stephanie Peck** – Ms. Peck of the 1400 block of Fayette Avenue requested an update on the fence placement issue she is having with her neighbor. In 2014 the neighbor installed a fence on the property line and to some extent into her property. The Borough confirmed that the neighbor obtained a fence permit and Kraft provided a drive by inspection. This appears to be a civil matter between neighbors and if the neighbor fixes the portion of fencing extending into her property the Borough will accept the fence on the property line if both parties agree and sign a document indicating their agreement and have it notarized. Ms. Peck reported that she is working to that end.
- **Frank Gable** – Mr. Gable of the 700 block of High Boulevard addressed the Council regarding stormwater issues in the swale in and adjacent to his property. Mrs. Diesinger indicated that the Borough Engineer just prepared for Council options to mitigate the flooding issues with rough estimates for each option. Mr. Gable also indicated that next week the Ken-Grill pool will be locating and raising the vent and clean out sewer pipe caps per the Borough’s instructions. In addition, he indicated that the swim meet conducted on Sunday, July 31st was a success with great attendance.

PRESIDENT OF COUNCIL – Vice President Correnti presented the minutes from the July 6, 2017 meeting. Mr. Fritz made a motion to approve the minutes from the June 1st meeting with Mr. Ibach offering a second. Motion passed unanimously.

REPORTS –

Mayor – Mayor Hatzas reported that in the month of July the Borough received \$50.00 in Local Police fines and \$553.72 from the District Justice’s office for a total of \$603.72. Mayor Hatzas also noted that that Cash Converters has received many items taken by theft from Borough properties and asked Lt. Liggett if anything can be done to stop them from taking in stolen property. Lt. Liggett indicated that the only time this is an issue according to statute is if the business “knowingly” accepts the goods that were taken. To date, he reported that the Cash Converters managers have been very cooperative in assisting the police in recovering stolen goods.

Reading Police Department – Lt. David Liggett provided the police report for the month of July.

Kenhorst VFD Chief – Chief Dwayne Hart presented the July Fire Chief’s activity report as follows: There was 1 fire in the Borough. The department received 46 calls for the month, 211 firefighters responded, average number of firefighters per call - 5, total time spent 18 hours and 44 minutes with no loss to the Borough. In addition, Chief Hart reminded Council that the Chicken BBQ was Sunday, August 6th and dinner tickets were \$8.00 each.

Finance – Councilman Richard Fritz provided the financial report for July. Mr. Fritz made a motion to approve the bills paid in July and accept the report. Mr. DePasquale provided a second. The motion

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passed unanimously. Mr. Fritz also reported that the Certificate of Deposit was maturing and made the motion that it be rolled over for 12 months instead of 18 months. Mr. Holland provided a second. The motion passed unanimously.

Codes, Safety & Emergency Services – President David Roche was absent, so Mrs. Diesinger presented the Kraft Code Services July report. The open permits list is posted as of July 31st. Mrs. Diesinger also recommended that the Codes Committee and/or Personnel Committee meet to discuss Code inspection needs.

Parks & Playground – Councilman Kieran Holland reported on the 2017 playground program which ends on August 11th. The Broncos expected quotes for the park storage building before the end of July; however, have not yet received the numbers. Mrs. Diesinger needs the specifications in order to obtain the building permit. The Council Park Committee will meet with the Broncos to discuss amendments to the Memorandum of Understanding prior to the September Council meeting.

Personnel – In Mr. Roche's absence, Mrs. Diesinger reported that Personnel matters will be discussed later in the agenda.

Property & Buildings – Councilman Al Correnti reported that the work at the pump station electrical work is completed.

Sanitation – Councilman Ed Mohn reported that there were very few issues this month with collections of trash, recycling or yard waste. Also, Mrs. Diesinger reported that Eagle Disposal very generously donated 1300 recycling flyers for our bulk mailer this month – the mailing is part of the Borough's obligation to the PADEP toward the education component of our 2014 Recycling Grant.

Sanitary Sewers – In Mr. Roche's absence, Mrs. Diesinger reported that sanitary sewer items will be discussed later in the agenda.

Streets & Stormwater – Mr. DePasquale indicated that streets and stormwater items will be discussed later in the agenda

Solicitor – Ms. Nagy had no report other than what is on the agenda. However, Ms. Nagy discussed the memorandum provided to Council from Mrs. Diesinger regarding the Current Kenhorst Zoning Ordinance and how it addresses the Use and Occupancy Certification requirements. The State laws have recently changed regarding requirements for Property Transfers U & O Certifications brought about by the Realtor Lobby. The question for Council is whether or not to repeal this ordinance and let it be up to the property owners to be responsible and solely liable if there are deficiencies on a property causing unsafe, unhealthy conditions. Ms. Nagy recommended leaving our Ordinance stand as is and provide notes to the files as situations are warranted.

Borough Manager – Mrs. Diesinger provided Council with a written summary of the many administrative and public works-related activities which occurred in July.

OLD/UNFINISHED BUSINESS

- Punch List items for 2016 Road Work – Ms. Nagy will put Landis Deck on notice that the Borough intends to not release the 10% from the 2016 road work budget, but will use the funds to complete the punch list work and may remove Landis Deck from future bidder's lists.
- Pump station wet well electrical work – Schatz Electric has completed the work.

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- Tabled from the July 6th Council Meeting:
 - 1452 Crowder Avenue – Ms. Nagy asked Council to consider waiving the planning process to subdivide the property to convey to the adjacent neighbors who have expressed interest. Mr. DePasquale made a motion to convey the property to the adjacent neighbors and to waive the subdivision process. Mr. Ibach seconded the motion and the motion passed unanimously. Mrs. Diesinger was asked to negotiate the price as appropriate.
 - Burning Ordinance – Ms. Nagy revisited the nuisance aspect of the ordinance and District Magistrate David Yoch was provided a copy of the ordinance to review. He was on vacation and unable to provide a response in time for the Council meeting. Ms. Nagy will reach out to the Judge later in the month.
 - 1411 Fayette Avenue – An update was provided earlier in the meeting regarding the fence placement.
 - Request to extend yellow curb at Cortland and Milford Avenue intersection – Mr. Hart, Mrs. Diesinger and Mr. Fritz reviewed the situation at this intersection and all agreed that a yellow curb may not provide the kind of clearance the complainant hoped to achieve. The Streets Committee will also look into this issue further and report back to Council at the September 7th meeting. Lt. Liggett made a suggestion to create a four-way stop at this location. This option will also be considered.
- Sanitary sewer issues on Woodcrest Drive – Mrs. Diesinger reported that the Borough and Cumru Township will be meeting on August 9th to prepare a Corrective Action Plan to be provided to the PADEP regarding the sanitary sewer overflow issue at Manhole #7 on the Joint Sewer Line.

NEW BUSINESS

- Ratify the hiring of Sharon Jacoby, PT Administrative Assistant on July 24th – Ms. Jacoby is a resident of Kenhorst and will be paid \$10/hour during a 90-day probationary period. Upon motion to ratify the new hire from Mr. Fritz and seconded by Mr. Holland, the motion unanimously passed.
- Award of 2017 Roadwork to Schlouch, Inc. for \$143,919.65 – Mr. Fritz made the motion to award the 2017 to Schlouch, Inc. Mr. DePasquale seconded the motion and the motion passed unanimously. It was noted that \$94,000 will come from the Liquid Fuels fund and the remaining \$49,000 will come from the General Fund.
- Authorize purchase and installation of electrical plug on spare pump by Schatz Electric – Cost not to exceed \$885 – Upon a motion by Mr. Fritz and a second received from Mr. Ibach, the motion passed unanimously.
- Authorize the Pump Station Electric Project change order in the amount of \$695.00 – Upon motion by Mr. Ibach which was seconded by Mr. Fritz the motion passed by a vote of 5 – 1, with Mr. DePasquale voting no. The motion passed by a majority.
- Authorize engineer to propose mitigation of flooding in High/Commonwealth stormwater easement - The Council briefly reviewed the information provided by our Borough Engineer and referred the options undergo a closer review by the Stormwater Committee.
- Authorize contract with Select Environmental Solutions as Pump Station Certified Operator – Upon a motion by Mr. DePasquale which was seconded by Mr. Ibach, the motion passed to

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contract with Michael Kreitz - a Certified Wastewater Operator, at a cost not to exceed \$200/month to be compliant with PADEP requirements. It was stipulated; however, that the contract would be signed as a month to month term.

- Authorize replacement of the 10-year old Toshiba printer/copier with a Canon unit - COSTARS cost not to exceed \$4,200, plus \$500 annual maintenance agreement – the cost for this unit will be split between the General and Sewer fund. The old Toshiba printer/copier will be kept as a spare. Kevin Barto, the Canon representative from S.O.S Business Machines attended the meeting to answer any questions. Mr. Fritz made a motion to purchase the Canon unit and received a second from Mr. DePasquale. The motion passed unanimously.
- Authorize Manager to research/purchase computer and software for Treasurer – The Treasurer’s desk top computer installed in 2011 needs to be replaced. Lynx provided two options with cost not to exceed \$2,000 which will be split between General and Sewer Funds. Mr. Holland made the motion and Mr. Ibach provided the second. Motion passed unanimously.
- Consider Mifflin Broncos’ amendments to the Park Memorandum Of Understanding – Council would like to see the Council Parks Committee meet with Keith Mock, the Broncos representative, prior to the next Council meeting to finalize the MOU.
- Notice - Borough achieved PCI-VSS certification for credit card/on-line payments – Mrs. Diesinger indicated that the recent server upgrade was the driving force in certifying our system via vulnerability assessments and threat detections.
- Authorize repairs of 62 sewer laterals with costs not to exceed \$38,440 – Sewer Specialty Services will provide this service to root cut and grout 62 laterals some which were not repaired during previous sewer line inspections in 2013 through 2016 and what repairs were identified this year. By authorizing this expenditure, the Borough will be “caught up” with the repairs. Mr. DePasquale made the motion and Mr. Ibach provided the second. Motion passed unanimously.

Final Remarks, Reminders

- KVFC – Chicken BBQ - Mr. Hart reminded Council of the on Sunday, August 6th - Tickets are still available.
- Cure In Place Pipe Lining Project – Mr. Hart also reminded Council of the CIPP Lining project set to begin during the week of August 7th. The 1100, 1200 and 1300 blocks of Commonwealth will be impacted. Door knocker notices will be distributed to residents in the area regarding instructions for sewer system use during the pipe lining activities. These streets will be periodically blocked during the project.

Adjournment – With no other business before Council, Mr. DePasquale made a motion to adjourn at 8:17 p.m.

Respectfully submitted,

Jeri L. Diesinger
Kenhorst Borough Manager/Secretary