

The regular meeting of the Borough Council of the Borough of Sinking Spring was called to order on Thursday, April 1, 2010 at 7:00 p.m. at the Sinking Spring Borough Hall by President Stewart Wenrich. After the Pledge to the Flag, Regina Shade called the roll reflecting the following Council Members present:

Stewart Wenrich
Edward Oswald
George Butkus
Elizabeth Sloan
Dennis Leiby (absent)
James Pachulo
Denise Stine

Other officials present were: Mayor Francis Butkus, Keith Mooney, Borough Solicitor, Robert Ludgate, Sr., Ludgate Engineering, David Schlott, Jr., ARRO Consulting, Michael Hart, Public Works Director, Police Chief, James Oxenreider, and Regina Shade, who recorded the minutes of the proceeding.

Mr. Wenrich requested a moment of silence for our armed services, police, and fire departments.

APPROVAL OF MINUTES:

Mr. Pachulo made a motion to approve the minutes from the March 4, 2010 with the correction that the Western Berks Fire Department is looking for a Commissioner not a Fire Marshal; seconded by Mrs. Stine. AYES – 6, NAYS – 0, ABSENT - 1 (Mr. Leiby); motion carried.

VISITORS:

The first visitor was County Commissioner Christian Leinbach who spoke on many issues regarding the County. One of the issues he wanted to discuss was the traffic impact study and correspondence Mrs. Shade has had with Mr. Ken Pick of the Redevelopment Authority. He explained that he works with two (2) other Commissioners and they don't always agree however they do not make their disagreements personal. One of their concerns is financial. They have several projects underway that are driven by cost savings. The County is part of Caremark Drug Prescription. It is a free program. Virtually, all the pharmacies in Berks County participate. You take a card, go onto the website Caremark.com/NACO, put in your zip code and you can print out a card. You hand this card in with your drug prescription card and whichever gives you the best price that is what you will get. On average County residents are saving between 26% and 27%. It includes pet meds. Mr. Leinbach stated earlier this week, Mrs. Shade sent an e-mail to Mr. Pick in response to the Commissioner's decision to fund in part the TIS. A budget meeting was held that day and Mr. Siler from JDH was there and did a presentation. The County approved \$5.44 million dollars in Recovery Zone Bonds. This is not a grant, but government backed discount bonds for the project. They are taking full advantage of that money. Mr. Siler said the \$50,000 they have committed is for the TIS or improvements. They understood it was to be used for the TIS. It should be available sometime after April 15th. The Commissioners want the Borough to put up

VISITORS (cont'd):

\$25,000.00. They don't care if it is the Borough's money or JDH money. The County will pay for the balance of the study. The study will determine if the concepts that were put together regarding the improvements are really going to work. He is very impressed with the JDH plan. The funds available are for this year only and while speaking to JDH, they assured the Commissioner that they are ready to begin work shortly. He thanked Council for listening to his remarks. Ms. Sloan questioned if the Commissioners see stability in library funding moving forward because more and more citizens are using the facilities. The Commissioner stated that the County has not pulled backed on funding they have actually increased funding. Last summer, they cut the Bookmobile. They had a study done. The usage for the Bookmobile is down dramatically. The other item is that the Library System is moving. That has freed up about \$300,000 in that budget. They intend to make that money available on a case by case basis. They are very concerned about the next two (2) budget cycles in Harrisburg. The projections as of the day before were showing a shortfall of 700 million dollars in revenue. They are thinking there will be a billion dollar deficit. The County Commissioners are very concerned about this. The State has never seen a hole like what is being projected right now. Mr. Leinbach said in poor economic times the libraries are critical. Ms. Sloan said we just completed the merging of a number of fire departments and she believes this will put us in line for some funding in the amount of \$50,000 to which the Commissioner agreed. She was wondering if he had any information on how they could apply for that. He said to contact his office and they will give them that information. He complimented them for doing such a great job. He went on to say that he believes regionalized services in all areas are where we have to go in the future. If we don't we will see some bankruptcies; perhaps even municipalities. Sewer and water studies are going to be available. This will have some regionalization recommendations. We must continue to fight back on these mandates that come down with no money attached, he said. Mr. Oswald stated he saw the information on the regionalization of police departments. He said there were a number of different options; he was wondering if the Commissioners were leaning toward one (1) option more than another. They are leaning toward the options that will work with what they already have. It is a very conservative study. They are beginning to talk to Chiefs of Police because if they aren't interested, it will be real hard to talk with elected official on this matter. Mr. Oswald was unclear on the \$25,000 for the TIS. He asked if this meant the Borough was going to give \$25,000 and the County is giving \$50,000 because from he read, the Commissioners were to give the Borough \$75,000. The Commissioner stated it won't even be that much. Mr. Pick had the quotes at the meeting and they range from \$26,000 to \$48,000. Mr. Ludgate said that was for just the first phase. Commissioner Leinbach said that was fine, they have committed. Mr. Ludgate stated a letter came just that day from PENNDOT stating the \$50,000 must be used in a way that would facilitate improvement to the Rt. 422, Mull Avenue, and Rt. 724 intersection. The County will be looking at the study as well. The Commissioners have a responsibility not only to the elected officials but to the community as a whole. Mr. George Butkus asked if they have found since most of the sewer and water systems are underground, they are neglected until someone like DEP comes in and finds a real problem. Commissioner Leinbach said it is more than that. He held a Northeast Caucus, the number one (1) issue they are concerned about with the Federal Government is (EPA is even more concerned about this) infrastructure-very aging sewer and water systems. The real issue is, we must find ways to regionalize services, so we can spread the cost over a larger area. This should be both residential and commercial. When the burden for a new system falls on the residents it is a very difficult experience. Mr. Butkus said our system although not a true regionalized system does extend beyond the Borough where it is geographically practical.

VISITORS (cont'd):

He thanked Council for allowing him to address them.

The next visitor was Jackie Smith of the Recreation Board. Mrs. Smith stated the Rec Board was interested in doing an Employee Day at the Reading Phillies. They asked Council if they would be allowed to host this event this year. The pool picnic area during the regular season would be about \$26 a person. Mrs. Smith stated she was told by Mrs. Shade that approximately 50 to 75 people attend the event. At the high end it would be about \$2,000.00. It could be as low as \$1,500.00. Mr. Wenrich said given our monetary issues, we had to take a lot of money out of a lot of departments; he personally, said if the employees were interested in doing this, and the employee puts up the \$26, that would be fine. He doesn't see how we could do it. Again, a lot of things were cut and we are still short. Mrs. Smith questioned if there would be any type of monetary donation by the Borough. He asked Council for their opinion. Mr. Butkus agreed with Mr. Wenrich. Ms. Sloan feels that \$2,000 is a little high for the Borough this year. She would like to extend something to them. Ms. Sloan requested that they go back and see if they could get us a lower cost. Mrs. Smith said she will see what she can do. She will try to contact several people that work at the Phillies. Mr. Butkus said a few years ago, prior Councils had picnics at our own playground where they grilled hamburgers and hot dogs at a much lower cost. Mrs. Shade said the only problem with that was this was for the employees and volunteers and the employees ended up working throughout the event. It was not enjoyable. Mr. Wenrich and Mrs. Stine both said it was just another day at work. Mrs. Shade said we had to buy the food, prepare the food, the road crew set up the tables at the playground, and then after everyone left, we had to clean up too. It was not a fun day for several of the employees. Mr. Butkus said he would cook on the grill. He then said perhaps members of Council and the Rec Board could run the event. Mr. Wenrich said research it with the contacts and then come back to Council. Mrs. Smith will do that. Ms. Sloan said the local pool shuts down for parties, so perhaps that is another avenue to look at. She thanked Council and Council thanked her for her thoughts.

Ms. Sloan stated that Josh from L.A. Fitness was here to address Council. They are basically offering no fee memberships to anyone living in Sinking Spring. They are going to call it the Sinking Spring Special. It will be available to any Borough resident for the month of April. L. A. Fitness is located near the Berkshire Mall off State Hill Road. He gave a brief history of L.A. Fitness. He is not part of the membership department but if you were to walk in and inquire about membership, there is typically an enrollment fee. This fee starts off at about \$199.00. If you come and see him, he can have the fee waived. You can call him and setup an appointment. He thanked Council.

COMMUNICATIONS:

The first letter Mrs. Shade received was a letter from Mr. James Pachuillo. He was declining to receive his pay for serving on Council. He is donating his pay back to the Borough coffers.

Mrs. Shade read a letter given to her by Mayor Butkus. The letter was from the Township of Spring dated March 18th. The letter informed Council they were seeking Act 63 grant money to expand/upgrade their wastewater treatment plant. Act 63 requires notification be sent to all municipalities that will be affected by the project. This letter was their proof. The letter informed

COMMUNICATIONS (cont'd):

Council what they will be doing in regard to the update/expansion. Mr. Schlott stated this does not affect us in anyway; they are just letting us know.

Mr. Wenrich received a letter that evening from Mayor Butkus. The original letter was from 69 Michigan Drive that we had discussed at the last Council meeting. This was there follow up letter. They were cited for failure to remove snow. They feel it was the snowplow. Mr. Hart stated the snowplow did push it up on the corner. Mr. Hart told the homeowner that he will go out with a backhoe and remove it off the corner. He did do that. After they were out there hauling snow off the streets, she then called him back and said that he didn't do anything. He went back out and removed a little bit more off. He didn't take it down the pavement. He left about an inch on the pavement which was much less then they put on the pavement. She still was not happy. She wanted them to do the entire stretch of the sidewalk. By her own pictures, it shows virgin snow that was there. Snow from a snowplow is grayish. This was all white; they did not put it there. He did what they put there and a little bit more. Mr. Wenrich read the second letter she wrote. In the letter she stated that her husband has now received a citation and fine for not clearing the sidewalks. She continued this will cost money and lost time from work to fight it. She again, is stating this was caused by the plow driver and the way he plowed the snow. She feels the Borough should be responsible. The total was \$85.00. Ms. Sloan said she never has seen better snow removal then this time. They even came back and hauled the snow. She feels they should pay the fine. Mr. Oswald, Mr. Pachuillo, Mrs. Stine and Mr. Butkus all said they need to pay the bill. Mr. Francis Butkus said the pictures clearly show the virgin snow. The pictures show that the snow was not removed. Mr. Wenrich asked Mrs. Shade and Mr. Hart to send a letter back to the homeowners stating that Council has reviewed their request and denied it.

Mr. Oswald said he was approached by a resident that the curb on Octagon and/or Thomas Place has been damaged. They wanted to know if that was their responsibility to repair the curb since the plow did it. Mr. Hart will look at it.

APPROVAL OF BILLS:

Ms. Sloan made a motion to pay the bills; seconded by Mr. Pachuillo. AYES – 6, NAYS – 0, ABSENT – 1; motion carried.

WESTERN BERKS FIRE DEPARTMENT:

There were no representatives there. Mr. Pachuillo said at this time there still was no Fire Commissioner however they are still interviewing. A new candidate has come about. They are planning a thank you get together at the Green Valley Country Club on Friday, May 21st at 6:00 p.m. The elected officials will be invited as well as the people who started the effort of getting the fire department started. It will be paid out of their budget. The fire marshal we have in place is currently Paul Roth. The fire department was requesting if we could have two (2) well trained individuals be assistants at no extra costs. They have expertise in law enforcement and fire fighting. Their names are Tom Dietrich and Brian Dilliplane. Ms. Sloan made a motion to approve Tom Dietrich and Brian Dilliplane as Assistant Fire Marshals; seconded by Mrs. Stine. Mr. Butkus questioned if all municipalities are doing this to which the answer was yes. AYES – 6, NAYS – 0,

WESTERN BERKS FIRE DEPARTMENT (cont'd):

ABSENT – 1; motion carried. Mr. Pachuiolo had a copy of the minutes which he gave to Mrs. Shade.

MILLER ENVIRONMENTAL:

Mr. Peter Juzyk gave the report for March, 2010. There were no violations in the month of February and there are none anticipated for the month of March. However they are averaging about 850,000 gallons a day. About half way through the month during a severe rainstorm, the plant was placed in storm mode operation. Both of the oxidation ditches remain in operation. The flows have not significantly reduced as of yet. He is hoping within the next week to be able to do that. A service tech from Envirep inspected the digested sludge pump. Initially, reports seem to indicate there is no unusual wear on this pump but it was installed in 1988. They will continue to analysis the readings. They perhaps might make two recommendations; possibly increasing the size of the motor or replacing the pump altogether. If that is the case, it wouldn't need to be replaced till next year. Mr. Butkus asked if they had them in for a routine maintenance check or something else. Mr. Juzyk stated they have noticed some things; the solids were getting thicker. We will reach a point where the pump won't be able to pump. The people from Envirep said we should be able to get up to five (5%) percent solids or more. We were getting about 3% or 3 1/2% percent solids. The effluent sampler pump faulted out on 3/13/10 and again on 3/17/10. He shipped the unit to Hach for repair. He did notify DEP that until the sampler pump is returned we will be taking timed composite samples and not flow proportionate samples. DEP requested that Mr. Juzyk note that on the DMR. Mr. Juzyk received a request from Ms. White in the office to inspect Meinike Car Care. They are connected and discharging to the system. They have never been billed. Mr. Pachuiolo inquired how long it was connected to which Mr. Francis Butkus was said since it was built. Ms. Sloan asked what the remedies were for that. Ms. Sloan said we can go back a ways and bill them. Mr. Mooney said he will need to look back on the statue. Mr. Mooney went on to say we will need to determine what the flows were since they weren't metered. Mr. Butkus said we don't record their flows; we use their water meter readings. Mr. Schlott said they are on a well. Mrs. Shade said this was brought up in February, 2008. Mrs. Shade said it was in Ms. White's Authority notes so there must have some discussion at an Authority meeting about this but no answer was given. So talking with Ms. White we decided to pursue it again. Mr. Butkus questioned since we don't have water meter readings and it being a single business, it might not be practical to meter the actual sewer usage. Mr. Schlott said a water meter can be installed on their well. Ms. Sloan said we need that right away. Mr. Schlott said through the current rate schedule the Borough has in use, there is a flat user rate established. Mr. Wenrich requested Mr. Mooney to look into this matter. Mr. Butkus said we should look into whether the proper tapping fees were paid when the building was built. Mr. Francis Butkus said he believes that the building was built in 1991. Ms. White and he had spoken about this in the past. Mr. Wenrich requested Mrs. Shade review this to which Mrs. Shade said, she wasn't sure how to even go about this. We do not need to keep financial records longer than seven (7) years. Mr. Schlott said that might have been connected back in the 1960's. Mr. Wenrich said that building isn't that old. Mr. Schlott asked if there was something there before that to which Mr. Wenrich said Andrew's Ax Amusements was there. Mr. Mooney said if Andrew Ax's Amusement was connected they are entitled to the one (1) EDU that the previous establishment had. Mr. Francis Butkus said they weren't connected to the sewer. Mr. Oswald agreed with Mayor

MILLER ENVIRONMENTAL (cont'd):

Butkus; he brought up a good point, we may have more. This is about the third or fourth one we came across over the last ten (10) years. This happened back in 1990 and before when the Authority had Acer. The Borough had their own engineer and quite a few times the Borough engineer signed off and never notified the Authority. The Secretary at that time didn't have a clue that the building inspector gave an occupancy okay. Nothing was transmitted. He suspects that there could be some more out there. Ms. Sloan asked Mr. Mooney to send a certified letter because if they didn't answer the first time, she is billing them from this day forward. Mr. Mooney would bill them from this day forward however he needs to see how far back we can bill them. Ms. Sloan doesn't want them to come back and say they have never received a letter. Mr. Pachuillo questioned how do we go about getting them to install a meter? Mr. Butkus said we should tell them in the letter that a water meter needs to be installed so we can accurately measure the amount of water they are contributing to the system and we give them thirty (30) days. Ms. Sloan wanted to give them seven (7) to ten (10) business days. Mr. Butkus said it must be thirty (30) days because they need to contact a plumber and get the part in, those types of things. Ms. Sloan said no, because we sent them a letter in February of 2008 and they didn't respond. Mrs. Shade stated that was not necessarily true; we found there was a problem in 2008 but there wasn't any follow up. Mr. Wenrich said that was with the Authority at that time. Ms. Sloan said okay. Mr. Pachuillo questioned if we will have access to the meter at all times. Ms. Sloan said we will get a pattern going. Mr. Pachuillo asked who will read the meter to which Mr. Juzyk said they will. Mr. Juzyk said that we were reading them quarterly but starting last year we were reading them monthly at no extra charge to the Borough. Ms. Sloan said we need to get that from ten (10) to twenty (20) because there probably is more money out there. Mr. Butkus said we might want to compare the tax records with the sewer bills or the maps with the sewer bills to see. Mrs. Shade said we are using the Code Red list and comparing. She explained what the Code Red is. In addition, we are doing some work with Lebanon Farms on trash pickup so we are double checking the information. Mr. Butkus feels the house behind Dunkin Donuts should be checked on. The reason being is because he remembers the discussion on the house not being connected because of the rock underneath it. He later recalls a discussion about a stub going out behind Dunkin Donuts to allow the house to be connected. Mr. Hart stated it does have a common lateral and he explained where it is located. Ms. Sloan asked who owns that. She questioned if the head of Sinking Spring lived there. Mr. Hart said it is part of Dunkin Donuts. Mr. Butkus said it was a gas station and the guy who ran the gas station lived in the back. Mr. Juzyk said there was a correction to last month's report. It said an executive discharge permit was renewed and delivered to F.M. Brown, Bean Funeral Home, and Williams Metalfinishing. However permit renewal notices were sent to Bean Funeral Home and Phipps Label in March. The renewal from Bean was received and the draft permit from ARRO is being reviewed. Mr. Juzyk obtained quotes for a replacement lab sample refrigerator. It was in the capital improvements budget. The amount budgeted was \$1,100.00. The quotes he received were from Maiden Creek - \$1,099.99, USA BlueBook - \$3,346.93, and Fisher Scientific - \$3,398.87. The reason for the discrepancy was because his specs were for a ten (10) foot cubic refrigerator and the USA BlueBook and Fisher Scientific were for twenty (20) foot cubic refrigerator. Mr. Wenrich asked if we need a twenty (20) to which Mr. Butkus said no, a ten (10) would be sufficient. Ms. Sloan made a motion to accept Maiden Creek's proposal of \$1,099.99 for a ten (10) cubic foot refrigerator; seconded by Mr. Oswald. Mr. Francis Butkus asked if there was any difference in the quality or the controls. Mr. Juzyk said no. It is a medical quality refrigerator. AYES – 6, NAYS -0, ABSENT – 1; motion carried. Mr. Juzyk said

MILLER ENVIRONMENTAL (cont'd):

in the 2010 budget \$3,000 was set aside for a replacement of the chlorine sample pump. He received a quote for \$1,197 for an exact replacement. An electrician will need to install the pump. Mr. Butkus made a motion to authorize Mr. Juzyk to purchase the pump at a cost not to exceed \$3,000; seconded by Mr. Oswald. AYES – 6, NAYS – 0, ABSENT – 1; motion carried. Mr. Juzyk received a quote for a replacement of the fax/copier in the amount of \$1,195.00. It was budgeted at \$1,500.00. Ms. Sloan asked what copier they were getting. It is a Sharp AR208D. Mr. Pachuiilo made a motion to buy the copier; seconded by Mr. Butkus. AYES – 6, NAYS – 0, ABSENT – 1; motion carried. Mr. Juzyk said on RAS Pump 2 there is a crack in the casing. They are in the process of manufacturing a brace that they feel will make the pump useful again. It is currently in standby mode. They can use that for the remainder of the year if Council so chooses. We would be able to plan for the expense of buying the replacement casing under next year's budget. Mr. Wenrich thinks that would be a good idea. Ms. Sloan made a motion to use the brace; seconded by Mr. Oswald. Mr. Butkus asked for an amendment to the motion to have Mr. Juzyk keep checking the housing so there is no sign of it getting worse. Mr. Juzyk said they have ordered supports. Two (2) of the supports have been installed in the other two (2) pumps so hopefully no issues should incur there. They are fighting to get the third support installed. There has been some shifting in alignment. AYES – 6, NAYS – 0, ABSENT – 1; motion carried. The last item had to do with the Tomcat Café. This is the first time they have sampled that facility. After their visit Mr. Smith contacted Mrs. Shade and was quite upset that he would have to pay some exurbanite fines. He received the results just that day and they were well under the limit. Mr. Oswald said so he was upset over nothing. Mr. Juzyk said he was never sampled. He doesn't know what he was basing the information on. Mr. Juzyk said in mid November he was quite concerned he was going to be looking at quite large fees. A brief discussion ensued as to grease traps. Mr. Juzyk told Mr. Smith if he cleans his trap monthly he should be okay along with some other hints. There is another issue; Mr. Smith has yet to submit his signed permit. He is running without an executed permit. Mr. Butkus stated he was one (1) of the few restaurant owners that attended the meetings. Certain tests require grab samples. Some have issues because of the way the plumbing is laid out. There is also confusion that a grease trap collects nothing but grease. This test was done for fats, oils, and grease. Twice a year they check for B.O.D. This is for all commercial properties. Some of those restaurants have been concerned about the erratic spikes. The nature of the business is that only so much can be done to keep B.O.D. out. He explained that these samplings are done to make sure that the businesses or people that are throwing more into the system organically are paying more of the lion's share. Mr. Fitzpatrick was looking into the legality of an extra tier of billing in the Commonwealth. He explained this to Council. Ms. Sloan questioned how long should we be given him to run without a permit? Mr. Mooney feels we are well within our rights to start stepping it up. There is a process in the Ordinance. According to Mr. Juzyk we can fine him. Mr. Butkus said if he recollected correctly we could shut him down for not conforming properly. Mr. Juzyk said he will talk with Mr. Smith. Ms. Sloan wants Mr. Juzyk to let Council know by the following Friday because if not she wants a letter sent.

POLICE CHIEF – JAMES OXENREIDER:

Mr. Wenrich stated the Chief said he had to leave so he was going to give his report next. Mayor Butkus said one (1) of our part time officers needs to quit. In that light, they interviewed four (4) people. They would like to hire Mr. Randy Courtesis. Mr. Oswald made a motion to hire

POLICE CHIEF – JAMES OXENREIDER (cont'd):

Mr. Randy Courtesis at the part time rate; seconded by Mrs. Stine. AYES – 6, NAYS – 0, ABSENT – 1; motion carried. The next item had to do with the Ford Explorer. Recently it had a breakdown. It is the timing chain. The vehicle has roughly 78,000 miles on it. It is very labor intensive to have that replaced. Ms. Sloan said it would be about \$400 to which Mr. Oswald said no, more like \$1,500.00. The expected cost is about \$2,500.00 between parts and labor. The Chief said he went ahead and had them do the repair. Mayor Butkus said the engine probably has the equivalent of about \$30,000 miles on it. The Chief gave his report for March. They had about 158 calls. They wrote 26 traffic citations, 4 parking tickets, and 10 warning notices. The Chief left.

REVITALIZATION:

Mr. Wenrich stated in the Pennsylvania Borough News Magazine which Council receives; there was an article about Hamburg. It stated Hamburg defines hometown America through cooperation, preservation, and revitalization. He said for all the naysayers of the Sinking Spring Revitalization project...they need to read that article. They then should read the next article. The “coolest” small town which is Huntington and how they took revitalization money and brought life back to that town. Two (2) very excellent articles, Mr. Wenrich said.

Mr. Oswald said the JDH project is progressing. Everything is just about gone. The Revitalization Committee at their last meeting approved a brochure which will be going out to every residence in the Borough. They want to do it door to door with representatives that can answer some of the questions. They want to do it face to face. Some of the information that has been presented is not 100% correct and by doing a door to door campaign they will be able to address some of the questions, and concerns on a personal level. They are hoping to bring in some new blood. In addition, they are hoping to attract people who are not for the project as well. If you don't agree with the project, it is great to hear your concerns as well because you might have a great idea that was never thought of. At the last meeting someone said that Food Lion was in Chapter 11 bankruptcy. There were discussions on this. Mr. Oswald did some investigation. They were involved in a bankruptcy but not its own. It was through a company called Buy Low. Apparently, they were trying to buy them out in October of last year. The very next month, fall of last year, Buy Low told them they no longer needed Food Lion as they were moving out of bankruptcy. Mr. Oswald stated that is all he could find on bankruptcy that involved any form of Food Lion. Food Lion itself is in good financial shape. It is owned by a Belgium retailer. Food Lion has expanded in the 1980's and 1990's. They did cut trends but now they have started another expansion. Mr. Oswald wanted it stated in the minutes that he did not see where Food Lion was in any kind of bankruptcy. Mr. Oswald couldn't see any information on JDH Corporation; he believes they are not a publicly traded company. However, Mr. Mooney has spoken on this issue in the past and they appear to be in good shape.

UNFINISHED BUSINESS:

The first item was the Lower Heidelberg sewer payment issues. Mr. Mooney stated at the last Council meeting, Council wanted to prepare a bill under the old agreement if Lower Heidelberg did not respond to our request. Unfortunately, this was an issue that Mr. Mooney was not totally up to speed on. He is now; however Mr. Fitzpatrick, Mr. Schlott and Mr. Mooney were not able to

UNFINISHED BUSINESS (cont'd):

meet until recently. They have evaluated the comments that Lower Heidelberg has made and that past Monday he sent a revised agreement with the changes. He had called him earlier this week however at this point he has not heard back from him on. Mr. Mooney has given him till their meeting this month which he believes is the second Tuesday of the month, to respond back to us. If they don't agree to pay us, we will then move forward with paying them under the old agreement. Mr. Oswald questioned if we want a representative at the Lower Heidelberg meeting. Mr. Wenrich said it is a public meeting if you feel you want to attend that would be your business. Mr. Oswald said he wouldn't be comfortable just showing up and acting as representative of the Borough. Mr. Butkus said you should tell them that you are only speaking on behalf of yourself; you are not there representing Borough Council as a whole. Ms. Sloan would like to look at the correspondence for the last twelve (12) months between us and them. She wants to see what has transpired but she does not feel this is acceptable. She is not sure why we are at where we are. Mr. Mooney does not believe there is much correspondence from July to the day of our March meeting. Ms. Sloan wants to look at it and she will make up her mind on what she will do. Ms. Sloan feels someone should go to the meeting. The meeting is the second Tuesday. Mr. Butkus asked Mr. Mooney to forward the draft agreement to Council. Ms. Sloan wants records of billings and phone calls as well. Mr. Mooney will send her what he has.

The next issue is the Western Berks Ambulance Agreement. Mr. Mooney said he recommended Council sign the agreement at last month's meeting but Council wanted copies of the agreement to review. He believes all of Council did receive the document. If no one has any comments his recommendation from the prior month still stands. He recommends the Borough execute the agreement. Ms. Sloan stated she did not get a copy. Mr. Pachuillo made a motion to execute the agreement with Western Berks Ambulance; seconded by Mr. Butkus. Mr. Butkus said this is a one (1) year agreement. AYES – 6, NAYS – 0, ABSENT – 1; motion carried.

The next issue was the TIS Agreement. Mr. Ludgate said the committee received three proposals from traffic engineers. They went through a process of interviews along with some evaluations and checking references. The four (4) on the committee were Mr. Ludgate, Mr. Hart, Mr. Leiby (who has become ill and couldn't fully participate) and Mr. Alan Piper of Berks County. They have recommended STV Consultants to do the work. If Council does approve and appoint them, they would also like the Solicitor to work with them with STV. Mr. Pachuillo made a motion to appoint STV as the traffic engineer; seconded by Mr. Oswald. Ms. Sloan needed to abstain from this vote as her husband works for STV Engineering. Mr. Butkus assumes the funding will fall under what the County Commissioner was talking about. A brief discussion ensued. Clearly, the \$50,000 can be placed into the study. Mr. Butkus stated so it won't cost the Borough anything. Mr. Butkus questioned if improvements on their Rt. 724 access ramp are necessary from this study, the rest of the \$50,000 could be spent on that and the rest is at the Borough's expense not the developer's expense. Mr. Ludgate said the issue is that County Commissioner Leinbach is asking the study show whether or not the plan truly does achieve traffic congestion mitigation. Also they are asking will this consultant provide a cost estimate. Mr. Wenrich said this is a preliminary step. From there we are going to have to fish or cut bait. Mr. Butkus said after the study and Council chooses to move forward with altering ramp to Rt. 724 since the developer doesn't have to make any physical changes they can give money in lieu of physical alternations does this mean that we spent the money on the study. Mr. Mooney said you are on your own. You can't go back to JDH.

UNFINISHED BUSINESS (cont'd):

Mr. Ludgate said that JDH will need to do their own improvements. The agreements with JDH in regards to Queen Street, they are doing all the physical work but the Borough is installing the traffic signal. They are doing all the street widening. This has been in the agreement that was outlined for their conditional approval last July. The Borough's acting Solicitor for this was Kit Fegley and he did a lot of work pounding out the agreement. He worked closely with a group from Council which included Mr. Larry Schmidt as well as Mr. Hart. The bottom line is that JDH will do all of the physical improvements except the actual signal installation as part of their work. This study may show additional improvements are needed which will help in getting State and Federal Funds. He doesn't believe there will be anything mandated that said you must get this or that. Ms. Sloan asked if you have copies of all the Kit Fegley's letter because Larry Schmidt is no longer serving so all those meetings...Mr. Hart said he has some. Ms. Sloan wanted to know if everyone could get copies of all of those papers. She is in the dark. Mr. Schmidt was good enough to go to those meetings but she feels everyone should be up to date on that. Ms. Sloan questioned why was Kit Fegley representing us on that? Mr. Mooney said because they were lawyers representing JDH Capital. Mr. Mooney said this was discussed many times at prior meetings. Mrs. Shade said there were hundreds and hundreds of letters and e-mails that were discussed over many, many meetings and to put all that information together would take a tremendous amount of time. She went on to say that Council was receiving all those e-mails. She continued that one (1) e-mail could have twenty (20) responses to it and discussions. Mr. Wenrich said that is true and every movement were made public at Council meetings to which Mr. Pachulo agreed. Ms. Sloan was trying to get this clear. She said for purposes of negotiations we had Mr. Fegley because she remembers Mr. Fitzpatrick saying he can't represent us on that but she said to Mr. Mooney that he wasn't involved in JDH just his firm was. Mr. Mooney said no, he represents JDH in Swatara Township, Lebanon, and Mt. Joy so he would say, he is involved. Mr. Pachulo said his associate, Mr. William Colby, is in charge of this to which Mr. Mooney said yes. Ms. Sloan questioned if he felt there was a conflict of interest in representing the Borough and JDH. Mr. Mooney said yes there is a conflict. He went on to say the agreement was run through Kit Fegley not them. Mr. Colby drafted the agreement and Kit tweaked the agreement and that is what you have in front of you for approval. The \$50,000 is over and above what JDH was required to pay the Borough through the Subdivision and Land Development process. She understood that. In order to get their HOP permit basically PENNDOT said they believe a further contribution should be made. The amount was \$50,000.00. Mr. Wenrich asked for a vote on STV. AYES – 5, NAYS – 0, ABSENT – 1, ABSTAIN – 1 (Ms. Sloan); motion carried.

The next item was the TIS Agreement. Mrs. Stine made a motion to enter into the TIS Agreement with the County; seconded by Mr. Oswald. Mr. Butkus said this is the money coming out of the JDH money not the General Fund. AYES – 6, NAYS – 0, ABSENT – 1; motion carried.

The next issue was the JDH Agreement. This is the contribution of the \$50,000.00 which we can use in the matter Mr. Ludgate explained earlier. Ms. Sloan asked if there was anything that could be missed in the subdivision things we are not thinking about. Mr. Ludgate said what Mr. Fegley has created is exactly what needs to be in a standard agreement that deals with future potential additional development. He explained it to Ms. Sloan. She asked about the ditch in the back where there is real runoff, are they satisfied. Will any problems with costs be covered, she asked. The ditch is on the other side; it is part of the Hofmann Tract both Mr. Wenrich and Mr.

UNFINISHED BUSINESS (cont'd):

Pachuilo said. Mr. Ludgate stated this item will be discussed later. Mr. Butkus said the garden center of Boscov's had a problem. Mr. Hart said they are going to try to control that surface water. They are aware of that run off problem. They will be building a small retaining wall and grading to try and control that. Mrs. Stine made a motion to accept the \$50,000.00 from JDH; seconded by Mr. Oswald. AYES – 4, NAYS – 2 (Mr. Butkus and Ms. Sloan), ABSENT – 1; motion carried.

NEW BUSINESS:

Bulk trash day is Wednesday, April 14, 2010.

The next two (2) items were the Library Board and the West Side Emergency Management Agency Representatives. Mr. Wenrich said he was personally advised by both of these Boards that Council representation was not there. With Mr. Leiby and his medical conditions, he is not sure how that is going to work out. Mr. Wenrich said if you are not going to be at a meeting, you have to let the people know. If you can't attend then we must try to make sure we have a Council rep there. Mr. Vaughan sent a letter and that group only meets every three (3) months and it is critical. Mr. Wenrich said it is your duty as a Councilperson if you are on that committee or board and you cannot make it, let somebody know. It is no different than a Council meeting. If you know you are not going to be able to make the meeting, please let Mrs. Shade know. It is common courtesy. No one will be reappointed until he hears what is happening with Mr. Leiby.

Flu shots and the flu clinic were next on the agenda. Mrs. Shade stated in the past we have always given Borough employees the opportunity for a flu shot. In addition, we also housed a flu clinic here at the Borough Hall for the residents to come in and get a shot. They must pay for the shots. Mrs. Shade was not sure how to handle this with the budget constraints. Mr. Wenrich feels that the shots are just a small investment in making sure that our Borough stays up and running. They won't have as many sick days. Mr. Butkus asked if their health insurance will cover this cost. Mrs. Shade stated if we go to our own doctor's probably, but she doesn't believe they will bill our insurance carrier for this. Ms. Sloan said we should take care of our people and table the rest until next month till we see what they are predicting for the next flu season. Mrs. Shade said we don't pay for the residents; they pay their own. Mr. Butkus made a motion to authorize Mrs. Shade to set up the flu clinic and to check with our health care provider if they will pay for the shots; seconded by Mr. Pachuilo. AYES – 6, NAYS – 0, ABSENT – 1; motion carried.

BOROUGH ENGINEER – ROBERT LUDGATE, SR.

Ms. Sloan raised the question earlier about the drainage on the Hoffmann Track and that is still being worked on. There was a meeting of their engineer and Ludgate a while ago. They have agreed to some amendments and the developer has agreed to armor the swale; however they have not seen any actual plans as of yet.

As far as the Terrace plan goes they are offering an extension of time for the annexation plan. There are two (2) plans involved- one of them being an annexation plan. This plan has not been passed upon by the Planning Commission. Mr. Ludgate made the recommendation to accept the time extension. Mr. Butkus made a motion to accept the ninety (90) day time extension;

BOROUGH ENGINEER – ROBERT LUDGATE, SR.(cont'd):

seconded by Ms. Sloan. AYES – 6, NAYS – 0, ABSENT – 1; motion carried.

There has been some progress made on the Traditions project. A plan was resubmitted. There were some informal comments made and a meeting has been set up for April 7th, Mr. Ludgate believed.

The last item is the proposed Zoning and Subdivision Ordinances. They are almost completed. Mr. Hart has a few comments that need to be incorporated and then they will be complete. A draft of the Ordinance once completed needs to be submitted to the County Planning Commission for review and comment. They have forty five (45) days. A public hearing is required. It probably should be in June and can be done in conjunction with the June Council meeting. It can be decided at the May meeting to have the hearing in June. Mr. Mooney has been receiving correspondence on this and he made the recommendation that Council make the motion authorizing the sending of the Ordinance to the County Planning Commission for their review. Mr. Oswald made the motion to authorize the sending of the Zoning and Subdivision Ordinance to the County Planning Commission for their review and comments; seconded by Mr. Pachuillo. AYES – 6, NAYS – 0, ABSENT – 1; motion carried.

PUBLIC WORKS DIRECTOR – MICHAEL HART:

Mr. Hart wanted to make Council aware as well as the rest of the community, that Woodrow Avenue is closed for repairs to the railroad tracks. The signage they put out was wrong. April 12th Columbia Avenue will be closed for repairs. There are issues but they didn't really explain to Mr. Hart what they were repairing just something that should have been done before. Mr. Pachuillo asked how long does something like this take to which Mr. Hart said they are estimating a week each.

The next item was adopting the 2009 (inaudible) Building Codes. They are out now; the last version we have is 2006. This is all of them; building, plumbing, mechanical, property maintenance. Mr. Mooney questioned if Mr. Hart inserted the local changes where they need to be. Mr. Hart said no. Mr. Mooney feels that should be done and then gets something ready for the following month. Mr. Hart agreed. Mr. Butkus asked if this is where we would be talking about traps. A brief discussion ensued. Mr. Butkus would like Mr. Hart to look into that as well as any others that might be appropriate at this time. If the changes are more stringent then we must send them to L&I for their approval, Mr. Mooney said. This would need to be done before we adopted the Codes.

Columbia Avenue curbing was the next item. The contractor is ready to move. He is looking for half of his money up front before he starts the work. The amount is \$4,410. 00. Ms. Sloan said don't we have to wait for Columbia Avenue to be closed for the railroad job. Mr. Wenrich said that won't affect them; Mr. Hart said it would probably benefit the contractor having it closed. Mr. Butkus made a motion to authorize the payment of half of the money to the contractor for the Columbia Avenue curbing; seconded by Mrs. Stine. AYES – 6, NAYS – 0, ABSENT – 1; motion carried.

PUBLIC WORKS DIRECTOR – MICHAEL HART (cont'd):

The last item was regarding the street sweeper. Mr. Hart stated that Mrs. Shade received an e-mail from Wernersville Borough and they were looking to rent the street sweeper as well as South Heidelberg Township. He doesn't know where we stand with this. He gave Ron Seaman a price for using the sweeper and manpower. Mr. Hart is concerned if we are going to enter into some type of contract with them, he needs to go back and redo the prices taking into consideration replacement costs. Mr. Wenrich said we had our budget shot down which led to months of delay. There is no money left. Mr. Wenrich said he will vote down anything. That street sweeper stays in the Borough due to the fact that we can't put anymore wear and tear on any of our equipment because there is no money for replacement. He doesn't care how much we charge. He said you will never recoup enough money for a replacement. Mr. Wenrich said that was his view point and the rest of Council can say or vote what they want. Mrs. Stine said that was her viewpoint as well. Mr. Pachuillo said just the sheer liability of transportation plus the monies; he doesn't feel good about it. Ms. Sloan said if we can make money on it, she is for it. Mr. Wenrich said you aren't going to make enough money if they are running it in South Heidelberg and Wernersville or wherever-that is extra hours, extra brushes, and those brushes are not cheap. Mr. Hart said the cost for one (1) of the brushes is \$200.00. We are looking at holding back the usage in our own Borough to try and save money; you will never recover the cost. Ms. Sloan said someone just asked her about it; she didn't say it was a good idea. He apologized if he offended her but if we had a budget with an access that we could replace something if it goes down, that would be one (1) thing. We can't replace a police car that is up in years and now we need to replace a timing chain. So now we need to throw money into it because we don't have it there, Mr. Wenrich said. Ms. Sloan understands. Ms. Sloan said she understood; she was only for that if we can bring money in. Mr. Wenrich says this isn't a Rent-a-Center. Mr. Oswald sees both sides. Mr. Oswald said this Borough has been working without a capital fund for so long and we are much too big now, not to have one. A discussion ensued. Mr. Francis Butkus said that Tymco is a good company, but we will not be able to get parts for this street sweeper if we hold onto it as long as we did the last one. They just are not carrying parts. He feels if you get fifteen (15) years out of it, you are lucky. The secondary issue is safety. As the equipment gets older safety standards change. Ms. Sloan said when she crunched numbers it was the FEMA numbers they were using. They were talking about once per year. Mr. Pachuillo said he is all for the sharing of services but what he is envisioning happening is when you are ready to purchase a piece of equipment like that you get three (3), four (4), or five (5) municipalities to pony up and equal amount and it gets shared by all of the contributing municipalities. He doesn't feel we are in a position to rent out the Borough equipment at this time. Mr. Butkus said we certainly don't want to do it at a loss. He questioned if Council wanted Mr. Hart to go back and crunch the numbers and see where it comes out at. Ms. Sloan said she believes they already did that and it comes out at somewhere in the area of \$75 to \$80 an hour. She asked Mr. Mallauy to submit actual street plans so we can see exactly where we would be. Mr. Wenrich said Mr. Pachuillo brought up a very good point with the liability issue. We have our own Borough residents saying we damaged their curb with a plow. Who is to say we are in another municipality and someone's curbing is bad, we run the sweeper through and now those residents could say that "Sinking Spring thing" broke my curb. Ms. Sloan said they would pay liability and they would have to take all the junk from the sweeper too. Mr. Butkus asked Council to consider if we want to continue the renting out of the television truck as we did last year. Mr. Wenrich said giving this state of the budget, no, but let's put it up for a motion and we can vote accordingly. Mr. Butkus made a motion to have Mr. Hart crunch the real numbers; look at the true numbers and the wear and tear so we can make an

PUBLIC WORKS DIRECTOR – MICHAEL HART (cont'd):

informed decision; seconded by Ms. Sloan. Mayor Butkus said that we need to keep one (1) thing in mind in regards to the televising. Spring Township always was a good neighbor, when we needed a camera and when we needed it now, they helped us. Mr. Hart stated we are looking at two (2) different things. Emergency services are different than contract services to which Mr. Wenrich agreed. Ms. Sloan said she would not be for contracting services. She would do it on a one (1) time basis and then we could reevaluate it. Mr. Hart said that is not what they are looking at doing. Mr. Pachuillo agreed. Mr. Hart said that Ron Seaman wanted South Heidelberg done twice a year. Wernersville asked about having their streets done twice plus going out and cleaning out their catch basins. Ms. Sloan said we aren't doing that. Mr. Wenrich called for a roll call vote. AYES – 3, NAYS – 3 (Mr. Wenrich, Mrs. Stine, Mr. Pachuillo), ABSENT – 1; since it was a split decision, it went to the Mayor to break the tie. The Mayor voted to go along with the study. Mr. Gary Cirulli, a taxpayer in Sinking Spring, said if his tax dollars bought that machine, that machine should not leave this Borough. If that machine breaks down, it will be his tax dollars fixing that machine. He doesn't care what amount of money renting that piece of equipment out will bring in. South Heidelberg Township is a big township; they have more roads to do then we do here in the Borough. That is going to wear out the brushes; the vehicle will wear out in no time. We are then stuck as taxpayers to pay that bill. Is that fair to us, he asked? No, that is his feeling. That is not fair. Mr. Wenrich said he wouldn't have wasted the time in the study and Mr. Oswald said he is undecided. Mr. Wenrich said everyone is entitled to their own opinion. Ms. Sloan stated this doesn't mean we are going to do it.

SEWER ENGINEER – DAVID SCHLOTT, JR. – ARRO CONSULTING:

Mr. Schlott stated that 274 days have been expended and 46 days remain on the contract for the wastewater treatment plant project. There have been some delays and there will probably be a time extension needed due to delays in equipment. It is not Wickersham's problem. A brief discussion ensued. There is one (1) application for payment. It is payment number eight (8) in the amount of \$38,998.00 to Wickersham for work completed March 19, 2010. ARRO recommends authorizing payment. Mr. Butkus made a motion to authorize payment to Wickersham Construction for \$38,998.00; seconded by Mr. Pachuillo. AYES – 6, NAYS – 0, ABSENT – 1; motion carried.

The next item was the planting of the reed beds. Constructive Wetlands Group is the people who actually plant the reeds in the reed beds. The original estimate they had given was \$38,000.00. Mr. Schlott went back to them and they did reduce it to \$35,000.00. It is a professional service. They guarantee everything going in. They work closely with the operators. Mr. Butkus made the motion to authorize the execution of the professional services agreement with Constructed Wetlands Group to install the reed beds; seconded by Ms. Sloan. AYES – 6, NAYS – 0, ABSENT – 1; motion carried.

The next item was the grit classifier. They looked at the grit classifier at the start of the project. It is located right at the main gate. He explained what it does. The amount of time it would take to repair this piece of equipment, it's better to just replace the unit. The estimated cost to replace this piece of equipment is \$90,000.00. This is a direct replacement and that would be an in kind model but it would be stainless steel as opposed to carbon steel. Mr. Oswald has seen it and it is in bad, bad shape. Stainless will hold up better. Mr. Pachuillo said doing an expansion or not

SEWER ENGINEER – DAVID SCHLOTT, JR. – ARRO CONSULTING (cont'd):

it, would need to be replaced. Mr. Wenrich questioned if we could submit this to PENNVEST to which Mr. Schlott said we are trying. There is a \$291,000 contingency which is included in our PENNVEST money. As of right now, Mr. Schlott feels that the \$35,000 to plant the reed beds will be covered. Mr. Schlott has spoken to a gentleman from DEP and this gentleman feels it should be incorporated into the upgrade. He is hopeful. Mr. Wenrich questioned if this was something that needed to be replaced yesterday or could we wait till we get clarification from PENNVEST. Mr. Schlott was hoping to get authorization from the Borough to talk to PENNVEST to get this included. Once he had that authorization then he would notify the contractor because there is some lead time to get this piece of equipment on site. Mr. Butkus said we should authorize Mr. Schlott to get in touch with PENNVEST and file that process but at the same time if we can't get it through PENNVEST, the sewer account does have capital money. This would be one (1) way to get it done as it needs to be repaired. Ms. Sloan questioned whether we should get additional quotes or have we done that. Mr. Schlott said this is a direct replacement of the equipment that is already out there. If it were a direct replacement we wouldn't have to bid it. If this doesn't fall under PENNVEST could we get competitive bids to replace it, Mr. Pachuillo questioned. Mr. Butkus stated the thing we need to remember is there might be additional costs in altering the connections, the structure. That is why Mr. Pachuillo said he felt we should have additional quotes. Mr. Oswald made a motion to authorize Mr. Schlott to get this piece of equipment through PENNVEST pending their decisions; if it comes back as they won't then it needs to come back to Borough Council and they will revote on it at that time so we have further discussions on this matter; seconded by Mrs. Stine. Mr. Schlott questioned if PENNVEST agrees....Mr. Oswald amended his motion to authorize Mr. Schlott to get this piece of equipment through PENNVEST if PENNVEST agrees to move forward with the project however if PENNVEST denies the request it must come back to Borough Council for further discussion; seconded by Mrs. Stine. AYES – 6, NAYS – 0, ABSENT – 1; motion carried.

The Chapter 94 reports were submitted and on time. Based on the information provided, the results indicate that in conjunction with the completion of the treatment plant upgrade/expansion project no hydraulic or organic overload exists, nor is one (1) projected within the next five (5) years.

Mr. Wenrich asked Mr. Schlott what phenol is. Mr. Schlott said it is a chemical that should not be in waste water. Mr. Butkus said it is a chemical that is a solvent. It is actually used as a suspension for organic compounds and it is also used to precipitate out certain parts of DNA in proteins in lab research. It is a solvent used in any number of things; some paints even use it. It is certainly not something you want in the system, Mr. Butkus said, because a little can do a lot of damage. Mr. Schlott said a rep from ARRO went out with Mr. Juzyk and checked the facility. They weren't exactly sure where it came from. There is nothing showing that they have it. It appears to be an isolated incident. Mr. Wenrich said that perhaps somebody dumped something. They just don't know where it came from. Mr. Butkus said it may have been something as simple as the blue plastic shipping skids you see, one being reused had some phenol spilled on it and they washed it off. Mr. Pachuillo said they do car washing there too. Mr. Juzyk said phenol is also used in disinfecting cleaners and other disinfectants. It can be found in Chlorseptic. Mr. Butkus said that was true it is also a mild anesthetic. Mr. Juzyk said they thought perhaps a new employee doing cleaning might have improperly disposed of a small amount. Mr. Wenrich said it showed up in last month's report and he just wanted it clarified. Mr. Wenrich thanked Mr. Schlott for all the

SEWER ENGINEER – DAVID SCHLOTT, JR. – ARRO CONSULTING (cont'd):

work he and his company did to get the Chapter 94 Report in on time.

COUNCILMAN – GEORGE BUTKUS:

Mr. Butkus encouraged Council to review their Chapter 94 Report. Everybody should be at least aware of what is in it. It is a good measuring stick to see how far out you are planned for.

Mr. Butkus received some information from the company Ms. Sloan works for. They have a program for certain low income families. They are giving away certain policies. They must have at least \$10,000.00 in income but less than \$40,000.00 in a year. The parents must be between 19 and 42 years of age. Mass Mutual pays the premium; the person applying for it doesn't pay anything. In the event they die, the funds go into a trust fund for that child's education or if they don't use it for that, certain other things. If other residents have questions on it, they can get the pamphlet on it. It doesn't cost them anything. If there is enough interest perhaps we can let them use the space for the intake interviews they need to do. Ms. Sloan said they are going to write two (2) billion dollars worth of insurance. These are people who can't typically afford it. They have written 12,000 policies. There are 8,000 free policies. Her thought is if anyone in Sinking Spring qualifies for this; she would like them to get the policies because once they write the 20,000 policies that is it; they will be stopping it. They expect to pay out between five (5) to (10) million dollar in claims for the education of these people's children. It is a good plan. She would like it on the website. There are people who have signed up to do the work for free. We could run it like a flu clinic perhaps twice before the fall. She thinks it is a good program and we should encourage them to get it done. Mr. Butkus said if there are any other businesses that can help our residents; we are more than willing to pass that information off to them as well.

Mr. Butkus was not able to make it to the egg hunt but he heard it went well. Some happy child took a bunny home. He made arrangements to have a bunny donated. It was the bunny, cage, and dish. Mrs. Stine said it was good and it was held outside. Mr. Wenrich inquired as to what the turnout was. Mrs. Shade said they gave out 85 bags. Mrs. Stine said it was a good turnout. Mr. Wenrich said that is why we need to have a recreation department. Mrs. Shade said there was an egg hunt at Brookfield Manor Playground as well. She wasn't sure how that one went.

BOROUGH SOLICITOR – KEITH MOONEY:

Mr. Mooney said he believed Barley/Snyder had sent out invitations to all Councilpeople for the seminar they are holding for municipal officials. If you would like to attend but have not responded as of yet, Mr. Mooney was urging them to respond. All engineers were sent invites as well. Mr. Wenrich inquired to the time to which Mr. Mooney said it is daytime. It is in Lancaster at their new convention center. Mr. Mooney is doing a seminar on labor negotiations. There are various real estate seminars as well. If anyone needs to see the invite, he can e-mail them out. It is April 27, 2010 at around 8:00 a.m. or 9:00 a.m.

MAYOR FRANCIS BUTKUS:

Mayor Butkus informed Mr. Wenrich he would be out of town that coming weekend. He

MAYOR FRANCIS BUTKUS (cont'd):

will be out till Monday evening leaving Mr. Wenrich in charge of the police department. He will give Chief Oxenreider as well as Mrs. Shade his out of town phone number.

VICE PRESIDENT - EDWARD OSWALD:

Mr. Oswald stated it was brought to his attention along with himself experiencing some problems with the office copy machine. We took it out of the budget but the copy machine is on its last leg. It took him ten (10) minutes to make six (6) copies at the Revitalization Meeting. It jammed every single copy. Mrs. Shade stated the stapler doesn't work on it although we are trying to get it fixed. Mr. Oswald is asking Council to allow Mrs. Shade to start looking for a replacement copier. He doesn't think it will make it through the year and he would hate to have Mrs. Shade try getting a hold of us and for some reason either we don't get the e-mail or something and some on Council don't respond. Mr. Oswald made a motion to allow Mrs. Shade to start gathering bids on a new office copier; seconded by Mrs. Stine. This is just to get prices and present them back to Council. Mrs. Shade stated perhaps we could do a lease to own. AYES – 6, NAYS – 0, ABSENT – 1; motion carried.

Mr. Oswald asked Mrs. Shade about a capital fund account and if a committee should be formed to look into this item. Mr. Wenrich stated he wanted to start working on the budget in June already. Mrs. Shade said we won't have any money this year to place into a capital fund. Mrs. Shade stated she could start looking into a capital fund. She explained how it was handled at her prior job. Mr. Hart explained how they handled it in West Reading. A brief discussion ensued.

TREASURER REPORT:General Account

Opening Balance – February 28, 2010	\$184,117.54
PLGIT	9,096.07
Invest	
Recreation	49,530.88
General	4,402.51
Deposits as of March 31, 2010	250,419.77
Checks Written	124,146.47
Payroll	64,592.95
PENNVEST Auto Debit	2,576.47
To Be Paid	<u>35,285.53</u>
Balance as of March 31, 2010	\$270,965.35

Sewer Account

Opening Balance – February 28, 2010	\$195,166.31
PLGIT	61,271.00
Invest	421,650.86
Deposits as of March 31, 2010	373,271.19
Checks Written	348,030.65
Interest on PENNVEST Loan	1,581.56

TREASURER REPORT (cont'd):

To Be Paid	<u>26,169.73</u>
Balance as of March 31, 2010	\$675,577.42

Mr. Butkus made a motion to approve the Treasurer's Report; seconded by Mr. Oswald. AYES – 6, NAYS – 0, ABSENT - 1; motion carried. Mr. Butkus stated by the report Mrs. Shade read that if we can't get the piece of equipment through PENNVEST we still have plenty of money in the Sewer Revenue Account and we won't need to raise rates or anything like that.

ADJOURNMENT:

Mr. Pachulo made a motion to adjourn the meeting at 10:10 p.m.

Respectfully submitted,

Regina M. Shade
Borough Secretary/Treasurer