

MEETING OF THE MOUNT PENN BOROUGH COUNCIL
March 26, 2019

The Mount Penn Borough Council met in regular session on Tuesday, March 26, 2019 at the Borough Hall. President Staron brought the meeting to order at 7:32 P.M. and led the Pledge of Allegiance. Responding to roll call were Mayor Nowotarski, President Staron, and Council Members: James Cocuzza, Claudia Hurwitz, Rick Lombardo, and Roger Reto. Also in attendance were Solicitor Tom Klonis, Assistant Secretary Camiel Lawler, and Property Maintenance Inspector Adam Bender. Troy Goodman, Randall Miller, and Police Chief Ray Serafin did not attend.

I. AUDIENCE PARTICIPATION:

- A. Mr. Michael Frankhouser, 1962 Woodvale Avenue, reported the cost of trees, plants, and any additional items, such as mulch to repair the triangle will be approximately \$365.00. Discussion was held regarding having a plaque honoring the fallen fire fighter. Mr. Lombardo made the motion to have the plaque with the expense covered by the fire company, seconded by Mr. Reto. The motion carried unanimously. Discussion continued. Cost for the three areas, triangle, bus stop, and Endlich Avenue divider will be approximately \$1,000.00. Mr. Cocuzza made the motion to replace the two trees on Endlich Avenue, seconded by Mr. Lombardo. The motion carried unanimously.

II. APPROVAL OF MINUTES:

- A. Moved by Mr. Lombardo, and seconded by Ms. Hurwitz, that the minutes of March 12, 2019 be approved as presented. The motion carried unanimously.

III. FINANCE REPORT:

- A. Moved by Ms. Hurwitz to ratify checks #17990 - #18006, dated March 21, 2019 in the amount of \$100,384.55 from the General Fund, and check #1287 -1288 in the amount of \$5,622.89 from the Liquid Fuels account, seconded by Mr. Reto. The motion carried unanimously.

IV. COMMITTEE REPORTS:

A. STREETS:

- Mr. Cocuzza discussed the meeting with PennDot regarding the issues in need of repair at the triangle. PennDot took photographs, and is willing to supply Mount Penn with the backing and evidence, since it is the responsibility of the contractors, not the State to make repairs.
- Mapping needs to be completed for PA One Calls and it needs to be determined how they will be received. Phones need to be in place for emergencies. Discussion continued.

B. PARKS & PUBLIC PROPERTY:

Permit Parking Signs were purchased and put in place at the parking lot. Mr. Reto reported the monthly permit static stickers were complete and will be delivered. Mr. Klonis explained there needs to be a grace period after the ordinance is adopted in order to advise the public. Discussion followed.

C. SOLID WASTE & PUBLIC UTILITIES: No Report**D. PERSONNEL: No Report****E. INSURANCE/PENSION:**

- Ms. Hurwitz reported a meeting is scheduled for Wednesday, April 3rd to review the RFP responses received.

F. CODES:

- Sgt. Shade will address the data base when he returns to day shift.

V. LIASION REPORTS:**A. Fire Company: No Report****B. MPBMA: No Report****C. AVMA: No Report.****D. Planning Commission: No Report.****E. Police Commission:**

- Mr. Klonis reviewed the amendment to the Articles of Agreement. Mr. Lombardo made the motion to accept the amendment of the restated Articles of Agreement to the Central Berks Regional Police Commission, seconded by Mr. Cocuzza. The motion carried. Ms. Hurwitz abstained as an employee of the Central Berks Regional Police Commission.

F. MPP – No Report**G. RCAV: No Report.****VI. OTHER REPORTS:****A. Mayor: No Report.****B. Motley Associates:**

- An executive session is needed and Mr. Mohn will attend via phone.

C. Solicitor:

- As a result of the last meeting, Mr. Klonis received from the Solicitor for the Police Commission a memorandum of understanding by the Police Commission for relative to the utilization of our employee for the purposes of codes. It interprets employees may be Mount Penn, Lower Alsace or the Commission, their jurisdiction, chain of command, implementing and enforcing standard operating procedures, and ethical standards and conduct. He asked for concerns or comments. Discussion followed.
- Mr. Klonis received an email from MPBMA sent to the Authority from DCED. It stated DCED has changed their rules, and it appears Mount Penn and MPBMA will not be permitted to do the EIP program as originally described and planned. Mr. Klonis was asked to stop doing any work until the situation is resolved. Mount Penn, as well, may want to hold off.

D. Secretary: No report.

VII ORDINANCES:

- Mr. Cocuzza made the motion, seconded by Mr. Reto to table the adoption of the amendment to the Parking Lot Ordinance until the first meeting in April. A roll call vote was taken as follows:

President Staron -- Yes

Mr. Cocuzza ----- Yes

Ms. Hurwitz ----- No

Mr. Lombardo ---- Yes

Mr. Reto ----- Yes

The motion carried. The signs will be covered.

VIII RESOLUTIONS: No Report

IX. UNFINISHED BUSINESS: No Report

X. CORRESPONDENCE: No Report

XI. NEW BUSINESS:

- Mr. Reto brought up tractor trailers being allowed to park on the street. No vehicle may park on the sidewalk. Depending upon length and weight, parking is permissible for 48 consecutive hours over a 7 day period. Discussion continued.

President Staron requested an executive session at 8:35. Mr. Mohn was contacted.

Regular session resumed at 9:03. The record shows matters of Krafczek litigation were discussed. No action was taken at this time.

XII. ADJOURNMENT:

Mr. Lombardo made a motion for adjournment at 9:04 P.M., seconded by Ms. Hurwitz. The motion carried unanimously. The next regularly scheduled Council meeting will be held Tuesday, April 09, 2019 at 7:30 P.M. at Borough Hall.

Respectfully Submitted,
Bette E. Petrov