



OFFICIAL AND APPROVED MINUTES

BERLIN BOROUGH COUNCIL

September 3, 2015 - 7:00 p.m.

1. The President calls the meeting to order.
2. Pledge of Allegiance to the American Flag.
3. President Kerrie Broderick offers a non-denominational prayer.

ROLL CALL

Barb Zerfoss
Thomas Fisher
Roger Clarke
John Harding, Jr.
Eric Glotfelty
Mayor Joseph Krause
Brett Custer
Kerrie Broderick / President

Also in attendance were:

Terry Metzgar, Borough Executive Secretary

Members of the public:

See Attached Roster

Citizen Comments:

The following residents have asked to address the Council:

George Walker (George called at 18:50 to excuse himself from the agenda)

Jeff Broadwater (Did not show)

Tom Croner addressed the Council asking when the Council might approve and execute the Deed of Dedication for his Shady Lane Development?

In response, the Council agreed to rescind their earlier motion requiring a security fence and put forth a new motion to execute the agreement as follows below:

Motion by Roger Clarke and seconded by Eric Glotfelty to rescind the earlier motion of the of Berlin Borough Council Meeting dated May 7, 2015 that required Mr. Croner to erect a security fence around his bio-retention pond at the Shady Lane Development.

*Ayes: 7
Nays: 0
Motion Passed*

Motion by Eric Glotfelty and seconded by Brett Custer to accept and execute the deed of dedication for the storm water bio-retention pond and Glade View Drive located in the Shady Lane Subdivision from Tommy Croner.

*Ayes: 7
Nays: 0
Motion Passed*

Sarah Ferg then addressed the council asking Barb Zerfoss about her consultations with the borough solicitor that are alleged to have been for personal business. Barb denied these allegations and said that she can do anything she wants as a private citizen. Mrs. Broderick then cited a letter from the solicitor directing Barb Zerfoss not to interfere with police business. Mrs. Broderick then asked when she planned to pay back the \$1000 in personal legal expenses that she owes to the borough? Barb Zerfoss replied that she had no intention of paying that expense and she disputes that it was a personal consultation.

4. Minutes of the August 6, 2015 Borough Council meeting for review. (Exhibit P6)

Motion by Eric Glotfelty and seconded by Tom Fisher to approve and accept the minutes of Berlin Borough Council Meeting dated August 6, 2015.

*Ayes: 6
Nays: 1
Motion Passed*

Barb objected to the minutes saying that she “objected not mentioned” about an alleged illegal meeting.

ROLL CALL

No: Barb Zerfoss
Yes: Thomas Fisher
Yes: Roger Clarke
Yes: John Harding, Jr.
Yes: Eric Glotfelty
Yes: Brett Custer
Yes: Kerrie Broderick / President

There was some discussion about taping the council meetings for later transcription and the council directed the borough secretary to research this matter.

President’s Report

Notable Upcoming Events:

Somerset County Boroughs Association Meeting on 091715 at 6:30 PM

Since the borough newsletter comes out in October, is there anything that the council would like to include? Our office staff would need this information by September 25th in order to review it at our October First Council Meeting. (Exhibit P14)

Mrs. Broderick directed the borough secretary to include in the newsletter excerpts from Ordinance 214 (the snow shoveling ordinance) with a focus on active enforcement.

Motion by Brett Custer and seconded by Tom Fisher authorizing borough council members, mayor, borough secretary, treasurer, and their respective guest's attendance at the SCBA Meeting on September 17, 2015 at 6:30 PM. with associated expenses to be paid by the borough.

Ayes: 7

Nays: 0

Motion Passed

The Pennsylvania Municipal Electric Association has its annual conference in State College October 14th through October 16th, 2015. Your borough secretary is not much for traveling but given the importance of the discussed subject matter to our electrical system, this is probably something that he should attend.

Motion by Roger Clarke and seconded by John Harding to send the borough secretary to the Pennsylvania Municipal Electric Association Conference in State College on 101415 through 101615 with expenses to be paid by the borough.

Ayes: 7

Nays: 0

Motion Passed

Minimum Municipal Obligation (MMO) Notification Requirement

The Borough Secretary / Pension CAO are required by law to notify the council of our projected MMO for the forthcoming year. (Exhibit P15)

Motion by Roger Clarke and seconded by Tom Fisher to acknowledge the receipt of Berlin Borough's Minimum Municipal Obligation for Berlin Borough's Uniformed and Non-Uniformed Pension Plans for the year 2016 as submitted by Terry Metzgar, Berlin Borough's designated Chief Administrative Officer for the uniformed and non-uniformed pension plans.

Ayes: 7

Nays: 0

*Motion
Passed*

Motion by Roger Clarke and seconded by Barb Zerfoss to establish Berlin Borough's Police Pension Plan's Minimum Municipal Obligation for 2016.

Ayes: 7

Nays: 0

*Motion
Passed*

Motion by Barb Zerfoss and seconded by Roger Clarke to establish Berlin Borough's Non-Uniformed Pension Plan's Minimum Municipal Obligation for 2016.

Ayes: 7

Nays: 0

Motion Passed

As part of our effort to be both open and transparent about all borough operations we would like to establish a Generation Project Public Meeting date to explain and discuss the costs and benefits associated with that project.

Motion by Tom Fisher and seconded by Brett Custer to establish and fund at a level not to exceed \$1000 a Generation Project Public Meeting at the Berlin Borough Community Building on September 28, 2015 from 6:00 PM to 7:00 PM.

Ayes:

Nays:

Motion Passed

The driver's door on the Impala Police car is showing signs of corrosion along the bottom seam. In order to prevent this from spreading, we might want to repair it.

Motion by John Harding and seconded by Eric Glotfelty to obtain estimates and authorize corrosion repairs on the Berlin Borough Police 2009 Chevrolet Impala at a cost not to exceed \$1000.

Ayes: 7

Nays: 0

Motion Passed

The Council directed the borough secretary to take those steps necessary to repair the bed on the Tool Truck.

Please note that the Berlin Brothersvalley Community Fair will be held September 16th through the 19th.

Mayor's Report: Mayor Joseph Krause

Police Report (Oral Report from the Mayor)
MAYOR'S AUGUST MONTHLY REPORT

For the month of August:

Police answered 56 calls.

From these calls, 23 were incidents and 3 people were arrested.

14 Traffic stops were conducted and 6 traffic citations were issued.

4 hours of foot patrols were conducted.

Motion by Brett Custer and seconded by Tom Fisher to approve and accept the Police Report as presented.

Ayes: 7

Nays: 0

Motion Passed

Committee Reports:

Electric & Equipment

Brett Custer (Chair)

In an effort to avoid potential storm related electrical outages within the borough, we have made plans to borrow Brothersvalley Township's chipper and in conjunction with the Wiedenhoft Crew will be trimming for electrical clearance purposes.

Internal Generation Update.

PERSONNEL & FINANCE

Thomas Fisher (Chair)

Treasurer's Report and Bills:

Motion by John Harding and seconded by Tom Fisher to approve the bills and Treasurer's Report as specified on Exhibit P16.

Ayes: 7

Nays: 0

Motion Passed

FIRE & GARBAGE

Roger Clarke (Chair)

Even after being repaired, Truck Number Two still has a packer leak. As such, we have withheld payment and the vendor is revisiting the repair at their expense.

BUILDING PERMIT & PROPERTY

John Harding (Chair)

CCIS Activity Report. (Exhibit P17)

HOUSE

Barb Zerfoss (Chair)

STREETS, STORM SEWERS & SIDEWALKS

Eric Glotfelty (Chair)

Upcoming projects are as follows:

Water taps on Whitehorse Road and Broadway

Water leak repair at Broadway and Fletcher

Road Salt delivery and storage
Valley Road drain repairs
Electric clearance tree trimming

Since our Backhoe tires are pretty much shot and in need of replacement, I would entertain a motion to replace them.

Motion by Eric Glotfelty and seconded by Brett Custer to replace all four tires on our backhoe at a price not to exceed \$1600.

Ayes: 7

Nays: 0

Motion Passed

Eric Glotfelty mentioned the PennDOT Letter from John Ambrosini which states that the borough does indeed have the right to post any speed limit on borough streets so long as it is accompanied by an in house traffic study.

The Council also directed the Borough Secretary to arrange and complete corrosion repairs on the Impala Police car.

The Council directed the Borough Secretary to actively engage with the solicitor to expedite the Fieg and Pribelsky Property Purchase.

POLICE

Brett Custer (Chair)

All is well with our Police Force operating in an exemplary fashion.

PLANNING & PROJECT

Barb Zerfoss (Chair)

At 08:52 the council adjourned to executive session to review and discuss agency business which, if conducted in public, would violate a lawful privilege or lead to the disclosure of information or confidentiality protected by law, including matters related to the initiation and conduct of investigations of possible or certain violations of the law and quasi-judicial deliberations.

Motion by Eric Glotfelty and seconded by Roger Clarke to adjourn to executive session.

Aye: 7

Nay: 0

Motion Passed

Motion by Eric Glotfelty and seconded by Barb Zerfoss to reconvene the regular meeting.

Aye: 7

Nay: 0

Motion Passed

At 09:29 PM, the council reconvened the regular meeting.

Motion by Brett Custer and seconded by Eric Glotfelty to adjourn this Meeting of the Berlin Borough Council at 09:30 PM.

Aye: 7

Nay: 0

Motion Passed

Note: The next regular meeting of the Berlin Borough Council is scheduled for October 1, 2015, beginning at 7:00 p.m., at the Berlin Borough Council conference/meeting room, 700 North Street, Berlin, Pennsylvania.

Terry L Metzgar

Terry L. Metzgar
Executive Borough Secretary
September 3, 2015



Guest Registry

Berlin Borough Council Meeting

September 3, 2015

Name	Address	Telephone	Email
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Eric Kline

Nancy Clotfelter

Gettysburg

David Meigs

John J. ...

Stella M. May

Sam Conner

Nancy Landes

Ken ...

North ...

If you would like to address the Council, please enter your name and the subject that you wish to discuss here:



Thank You for attending the Berlin Borough Council Meeting.

Your input is both welcomed and appreciated.

Guest Registry

Berlin Borough Council Meeting

September 3, 2015

Name	Address	Telephone	Email
<i>Cindy Flannery</i>			
<i>Tabitha Werner</i>			

If you would like to address the Council, please enter your name and the subject that you wish to discuss here:



Thank You for attending the Berlin Borough Council Meeting.

Your input is both welcomed and appreciated.