



**Borough of Berlin
700 North Street
Berlin, PA 15530**

Regular Council Meeting

March 2, 2023 – 4:30 P.M.

Approved and Official Minutes

The meeting was called to order by President Charles Rhodes

Pledge of Allegiance to the American Flag was quoted.

Council Attending:

Charles Rhodes – Present
Michael Lottig – Present
Clifford Horner – Present
John Harding – Present
Marshal Engleka – Present
Stephen Custer – Present
Thomas Fisher – Present
Mayor Joseph Krause - Present

Others Attending – Kevin Yoder, Appalachian Engineering Group, Bill Miller, Berlin Fire Department and Traci Horning, Executive Borough Secretary.

Bill Miller, Berlin Fire Department spoke on behalf of the fire department to have the fire whistle to be silent between the hours of 10 p.m. and 6 a.m. Discussion among the Council members and Bill Miller with concerns of having the fire whistle to be silent between the hours of 10 p.m. and 6 a.m. due to the whistle waking people up between those hours and not being able to get kids back to sleep and adults getting up early to go to work. What about if a natural disaster would occur during these hours how would the community be notified? Fire Department would like to have the third whistle to be put back up on a pole at the maintenance shed. A request was made to get a quote for a third fire whistle.

Kevin Yoder, Appalachian Engineering Group presented to the board the changes to the preliminary drawings for the East Main Street sidewalk project. Discussion among Council with the changes at various places. Council wants to keep all the sidewalks uniform. Will submit the plans to PennDOT to be approved. M&B is being unresponsive to the issues that need to be addressed. CriLon was to fix the sidewalk issue in front of the school.

Motion by Michael Lottig, seconded by Stephen Custer, to approve the February 2, 2023, Regular Council Meeting. Ayes 7, Nays 0. Motion carried.

A motion by Stephen Custer, seconded by Clifford Horner, to approve the Mayor's Police Report for February 2023. Ayes 7, Nays 0. Motion carried.

Junk cars in the borough lot is being used for fire department training on March 4 and 11, 2023.

Anti-skid on the sidewalks on Main Street needs to be cleaned off and pushed to the street so the street sweeper can collect. Have a call out to the residents to clean their sidewalks off by March 17, 2023. Planning to have street sweeper do the streets once in March and April to collect the anti-skid.

PA State Association of Boroughs is offering a webinar on records disposition on April 12, 2023 from 12:00 p.m. to 1:00 p.m. Council would like someone to participate in this.

Park and Planning

None

Garbage

New garbage truck that was ordered has a built date of April.

Motion by Michael Lottig, seconded by John Harding to approve Resolution 03022023-01 Residential Garbage Collection Rates. Ayes 7, Nays 0. Motion carried.

As of the Berlin Borough Council Meeting on March 2, 2023.

RESOLUTION NO. 03022023-01

WHEREAS, the Borough of Berlin, Somerset County Pennsylvania owns and operates a Municipal Refuse Collection System by authority of Berlin Borough Ordinance No. 156; and WHEREAS, additional revenue is needed to offset increased operational expenses of the Municipal Refuse Collection System; and WHEREAS, Berlin Borough Ordinance No. 156, Section 1 1 (dated July 6, 1959) provides the authority for periodic rate changes through resolution;

THEREFORE, BE IT RESOLVED by the Berlin Borough Council, Borough of Berlin, Somerset County, Pennsylvania that this resolution supersedes Resolution No. 5-14B dated May 1, 2014; Resolution No. 111 dated October 1, 1986; Resolution No. 116 dated December 3, 1987; Resolution No. 119 dated December 7, 1989; Resolution No. 124 dated December 7, 1989; Resolution No. 213 dated April 7, 2005; Resolution No. 11-09; Resolution 01032022-02 dated January 3, 2022 and any other garbage collection rates previously established; and the following rate changes for collection of garbage and ashes by the Municipal Refuse Collection system are effective January 5, 2023 and February 2, 2023 and **made effective for the March 2023 billing** and continuing until changed by the Berlin Borough Council:

Residential Garbage Collection Rates

1. Garbage and rubbish from all Borough residences collected weekly at the curb: \$20.00 per month.
2. Garbage and rubbish from all rural residences collected weekly at the curb: \$25.00 per month.
3. Rural Customers bringing refuse to the Borough provided dumpsters on Stewart Street will be charged \$25.00 per month.
4. Commercial loose garbage rates will be changed to a small and large loose rate. Not to exceed two cubic yards. Two cubic yards or more will require a dumpster.
5. Tires and hazardous items will NOT be accepted.

Other rate increases for residential pick-up are as follows:

Ash collection for Borough or rural residences where service is available: \$35.00 per year billed at a rate of \$2.92 per month.

Non-curb collection to Borough residences because of advanced age or physical infirmity the rate will be \$20.00 per month.

Motion by Michael Lottig and seconded by John Harding to revise the Berlin Municipal Refuse Collection Rates in response to the increased costs as specified by Resolution 3022023-01.

Ayes: 7

Nays: 0

Motion: Carried

As of the Berlin Borough Council Meeting on March 2, 2023.

RESOLUTION NO. 03022023-02

Commercial Garbage Collection Rates

Customers utilizing Borough-provided metal "dumpster" style containers will be charged for the collection of garbage and rubbish per the following schedule:

Dumpster Collection - Monthly Charges

P/U # Per Week	1	2	3	4	5	6
2 cubic yd	82.00	146.00	205.00	265.00	321.00	380.00
4 cubic yd	140.00	263.00	371.00	479.00	587.00	695.00
6 cubic yd	199.00	351.00	503.00	655.00	806.00	958.00

8 cubic yd	257.00	438.00	622.00	810.00	991.00	1,175.00
P/U # Per Week	7	8	9	10	11	
2 cubic yd	397.00	497.00	555.00	614.00	672.00	
4 cubic yd	804.00	912.00	1,020.00	1,128.00	1,236.00	
6 cubic yd	1,110.00	1,262.00	1,414.00	1,563.00	1,717.00	
8 cubic yd	1,359.00	1,543.00	1,727.00	1,911.00	2,095.00	

Commercial ash collection, where required, will be charged on a time (labor) and equipment used basis at prevailing Borough rates, and will be in addition to the above charges for garbage and rubbish collection.

All fees and charges will be paid on a monthly basis and will be billed and collected along with the billings for other Borough and Municipal Authority operated utility services, if applicable.

Motion by Clifford Horner and seconded by Thomas Fisher to revise the Berlin Municipal Commercial Refuse Collection Rates in response to the increased costs as specified by Resolution 03022023-02.

**Ayes: 7
Nays: 0
Motion: Carried**

Council Members were presented to look over and make changes for the next meeting to Ordinance No. 361 An Ordinance Establishing A Municipal Service for the Collection and Disposal Of All Garbage, Rubbish and Ashes Accumulated In The Borough; Prescribing Regulations for the Storage, Disposition and Collection of Same, and For This Establishment of Fees For The Collection and Disposal Thereof; and Prescribing Penalties for Violations.

Personnel and Finance

Received a final itemized bill from Attorney Brad Allison for outstanding invoices and current invoices that were not paid by the borough.

Power Secure has removed all access to its portal for all employees who no longer work for the borough.

Motion by Michael Lottig, seconded by Clifford Horner to approve the January 2023 bills. Ayes 7, Nays 0. Motion carried.

Motion by Michael Lottig, seconded by Marshal Engleka to approve the revised Treasurer's Report for December 2022. Ayes 7, Nays 0. Motion carried.

Motion by Clifford Horner, seconded by Marshal Engleka to approve the Treasurer's Report for January 2023. Ayes 7, Nays 0. Motion carried.

House

Physio Control Lifepak 1000 AED information was presented to the board to look over.

Water fountain in the Community Hall is not working. Stephen Custer is going to get an estimate for a new one.

Streets, Sidewalks, Storm Sewers

A special public meeting was held on February 23, 2023 at the Community Hall to present to the public and to discuss plans for the Main Street sidewalk project from North Street to Cassel Street and 10th Avenue to Hay Street.

Robert Ansell at 1013 Main Street has been tied into the storm sewer.

Request For Proposal (RFP) ad was placed in the Daily American for a Borough Engineer. All proposals are due into the borough office by March 17, 2023.

Lantern lights from West Main Street to Vine Street are loose. Contacted the manufacturing companies and they are working to get the issue solved.

Main Street from Broadway Street to Cumberland Street a total of .4 mile is being paved through a contract that PennDOT has with Quaker Sales.

Discussion about paving for 2023 in the borough. Marshal Engleka is to get a list of streets that should be paved and will have at next meeting.

Electric & Equipment

Motion by Michael Lottig, seconded by Clifford Horner to approve the purchase of a 2023 John Deere 310-P-Tier Backhoe Loader in the amount of \$89,503.65. Ayes 7, Nays 0. Motion carried.

Motion by Michael Lottig, seconded by Clifford Horner to approve the purchase of a 2023 John Deere Compact Track Loader 325G II in the amount of \$71,753.64. Ayes 7, Nays 0. Motion carried.

Motion by Michael Lottig, seconded by Marshal Engleka to approve the purchase of 5 transformers from T&R Electric in the amount of \$8,000. Ayes 7, Nays 0. Motion carried.

Fire & Police

Police Coverage hours:

January 29 – February 4

FT hrs = 81 (W. Gonzalez 40 B. Barron 41)

PT hrs = 0 (M.Craig 0)

February - February 11

FT hrs = 90 (W. Gonzalez 50, B. Barron 40)

PT hrs = 0 (M.Craig 0)

February 12 – February 18

FT hrs = 81 (W. Gonzalez 40, B. Barron 41)

PT hrs = 4 (M.Craig 4)

February 19 – February 25

FT hrs = 83.5 (W. Gonzalez 50, B. Barron 33.5)

PT hrs = 4.5 (M.Craig 4.5)

Look into information on the rights of the Borough for renters within the Borough. Gettysburg Borough has an ordinance regarding this.

Gave a copy of Internal Affairs Policy to the Council to look over till the next meeting.

Other Information

Current training available was presented to council.

Road salt contract from the Pennsylvania Department of General Services – COSTARS.

Motion by Michael Lottig, seconded by Clifford Horner to approve to apply for the Salt contract Participation Agreement for the August 2023-July 2024 season pending if the Borough will need the salt. Ayes 7, Nays 0. Motion carried.

Discussion about putting the fire whistle not to blow between 10 p.m. to 6 a.m. on the ballot and let the borough residents make the decision. Will contact Tina Pritts, Somerset County Voters Registration to see what needs to be done to put on the ballot.

Executive Session

None

Municipal Authority Update

None.

Adjournment

At 6:23 P.M. a motion was made by Michael Lottig, seconded by Stephen Custer to adjourn this meeting. Ayes 7, Nays 0. Motion carried.

Traci Horning

Submitted By: Traci Horning, Executive Secretary