

**MINUTES**  
**REGULAR COUNCIL MEETING**  
**June 17, 2019**  
**7:00PM Council Meeting**

**AGENDA:**

Regular meeting of the Borough Council, Borough of Berwick, Pennsylvania was held Monday, June 17, 2019 at 7:00PM; in City Hall. Presiding at this meeting was President of Council Jeri Alley, Council Members present, Jay Jarrett, Nelson Learn, Bob Lewis, Andrew Shecktor, Pete Talanca, Mayor Tim Burke, and Borough Manager Damien Scoblink.

Also present were Borough Solicitor Attorney Frank Kepner, DPW Foreman Jack Kyttle, Fire Chief Randy Remphrey, Administration Assistant Nancy Sborz and Press Enterprise Reporter Susan Swartz.

A moment of silence was observed and The Pledge of Allegiance was said.

**Review and  
Approve Current  
Agenda:**

A Motion to approve current agenda and add 3 additions was made by Councilman Jarrett and seconded by Councilman Shecktor. All ayes, motion passes.

**PUBLIC HEARING  
CITIZENS  
CORRESPONDENCE  
PERSONAL APPEALS:**

**Frank Berbick** representing the Berwick Russian Glee Club. Concerned about standing water in front of club at 1208 3<sup>rd</sup> Ave. He also stated that all the properties on the street have the same problem of a puddle in front of their driveway since BAJSA installed new storm drains and dry wells than repaved the street.

**Dan Kerbacher** of Berwick asked why Council is adopting the tractor trailer ordinance; specifically, why target small 5x8 trailers. He will pack up his trailer the night before leaving for work the next morning and doesn't want to wake up to a ticket. Also does not want to park it on Vine Street with no security against theft; he has a security camera on his property.

**Bill Simon** a Berwick resident said having a dumpster on the street is a problem too.

**Terry Hacker** a Berwick resident said the \$100.00 a month for a parking permit is too much. It will put the small businessman out of business. And he also does not want to park his tool truck on Vine Street out of his sight to be broken into and stolen. Also wanted to know what fine would be.

**Tina Pruitt** of 2018 E. 2<sup>nd</sup> Street; speeding on street could speed limit be lowered or enforced. Council advised a Penn DOT owned road but can ask for a study to be done. The Mayor said that police have been setting up speed traps around the borough and will do that area.

**Bobby Myers** of 247 Iron Street, Council should think hard before passing the Tractor/Trailer Ordinance.

**Luanne DeGrose** of S. Mercer Street. Still having problem with Tractor Trailers using S. Mercer to get to Wise instead of Poplar Street. Wise has said it is contractor's and not Wise employee trucks. They have in the contractor's contracts to use Poplar Street. She wonders if Council could put up a sign (NO TRUCKS BEYOND THIS POINT). Council will have Solicitor draft an Ordinance.

**Fred Gause** of 333 S. Mercer Street. Wise Foods still giving him trouble. On Father's Day an employees' car alarm went off and took a long time for someone to come to turn it off. Later when the employee was leaving he went over to him and asked for at least one day of peace and quiet and the guy flipped him off. He then called and left a message for Rick Wolfe but he never called him back to find out what happened. Fred also had a bag of garbage he picked up in his yard, all from Wise. Fred asked for an update on his petition. Councilman Lewis said he is still waiting for an appointment to be set up. Fred questioned why no Dumpster Day this year? Council advised it had to be cut from the budget this year due to tax increase.

**Vinnie Hippenstell** of Steel Street. Wanted it noted she was here again with storm water issue in front of her home. Jack Kyttle did talk to her before the meeting with an update.

**Dan Kerbacher** asked if 548-550 W. Front Street could be removed from the demo list as he is thinking of buying it and renovating. Councilman Jarrett said they cannot take any property off the list going forward because it stops the whole process.

**PRESENTATION:**

NONE

**APPROVAL OF  
THE MINUTES  
OF THE  
PRECEDING  
MEETING:**

Motion by Councilman Jarrett and seconded by Councilman Learn to approve the Council Minutes of May 20, 2019. And the Work Shop minutes of June 3, 2019. All ayes. Motion passes.

**It was read into the minutes that Council held an Executive Session on 06/03/2019 to discuss Litigation Case #2012-cv1781.**

**APPROVE  
PAYMENT  
OF BILLS:**

Motion by Councilman Lewis and seconded by Councilman Talanca to pay the bill listing. All ayes. Motion passes.

AMERICAN FAMILY LIFE ASSURANCE	857.21	KEPNER, KEPNER & CORBA, P.C.	10,657.95
AMERICAN PAPER & SUPPLY INC	357.10	KEPNER, KEPNER & CORBA, P.C.	3,444.35
ATLANTIC BROADBAND	2.17	LACAL EQUIPMENT, INC	53.14
ATLANTIC BROADBAND	130.37	LARRY C. FRACE INSPECTIONS, LLC	2,860.00
ATLANTIC TACTICAL	98.06	LAUBACH'S AUTO REPAIR	377.75
AUTOZONE	91.73	LAVERY LAW	651.00
AVAYA, INC	33.68	LENDENMANN'S REMODELING	8,725.00
BARRY'S SERVICE INC.	109.42	LOWE'S	51.29
BEAVER VALLEY ENVIRENMENTAL LLC	250.00	MAIAH FARLEY	150.00
BELLES PROPERTY MANAGEMENT, LLC	77,699.41	MALCOME YAPLE	450.00
BENCHMARK INSURANCE COMPANY	1,931.00	MARINOS, MCDONALD & KNECHT, LLP	875.00
BERWICK ELECTRICAL SUPPLY, INC.	16.70	MARY ANN KURCZ	84.00
BOB GOWER'S AUTO REPAIR	520.00	MATTHEWS FUEL SERVICE, INC.	109.07
BODNAR SALES & SERVICE	94.51	MATTHEWS SPRING WATER	5.75
BOROUGH OF BERWICK GENERAL FUND	10,258.88	MATTHEWS SPRING WATER	23.00
BOROUGH OF BERWICK GENERAL FUND	285.00	MATTHEWS SPRING WATER	57.50
BOROUGH OF BERWICK MUNICIPAL PENSION FD	1,217.42	MEMORY LANE	750.00
BOROUGH OF BERWICK MUNICIPAL PENSION FD	811.19	MIDLAND ASPHALT MATERIALS INC.	561.91
BOROUGH OF BERWICK PAYROLL ACCOUNT	51,586.39	NAPA AUTOPARTS BERWICK	40.00
BOROUGH OF BERWICK PAYROLL ACCOUNT	41,982.60	NAPA AUTOPARTS BERWICK	10.99
BOROUGH OF BERWICK PAYROLL ACCOUNT	2,232.12	NAT ALEXANDER COMPANY	227.50
BOROUGH OF BERWICK PAYROLL ACCOUNT	50,019.11	P A W C	212.61
BOROUGH OF BERWICK PAYROLL ACCOUNT	50,015.43	P A W C	21.12
BOROUGH OF BERWICK PAYROLL ACCOUNT	278.19	P A W C	15.42
BOROUGH OF BERWICK PAYROLL ACCOUNT	504.81	P A W C	56.49
BOROUGH OF BERWICK PAYROLL ACCOUNT	588.25	P A W C	2,601.58
BOROUGH OF BERWICK PAYROLL ACCOUNT	278.19	PA TURNPIKE TOLL BY PLATE	14.40
BOROUGH OF BERWICK PAYROLL ACCOUNT	166.67	PACE ANALYTICAL SERVICES, LLC	106.00
BOROUGH OF BERWICK PAYROLL ACCOUNT	504.81	PENN PRIME TRUST	96,190.00
BOROUGH OF BERWICK PAYROLL ACCOUNT	588.25	PENNSYLVANIA ONE CALL SYSTEM	163.10
BOROUGH OF BERWICK -PETTY CASH	4,000.00	PETERS CONSULTANTS, INC.	45.00
BOROUGH OF BERWICK POLICE PENSION	1,542.07	PETERS CONSULTANTS, INC.	348.75
BOROUGH OF BERWICK POLICE PENSION	985.91	PETERS CONSULTANTS, INC.	1,198.83
BORO OF BERWICK POLICE PENSION TRUST FD	2,499.85	PITNEY BOWES GLOBAL FINANCIAL	184.65
BOROUGH OF BERWICK RECYCLING FUND	17,250.00	PITNEY BOWES PURCHASE POWER	400.00
BPC	225.00	PPL	227.05
BRADCO SUPPLY CO, INC.	705.80	PPL	421.51

BROOKE BOMBOY	400.00	PPL	963.34
BRUCE MCCORMICK	400.00	PPL	11,947.82
CAPITAL ONE	278.83	PRECISION MILLWRIGHT & FABRICATING	202.88
CARL SIMCHA	600.00	PRESS-ENTERPRISE, INC.	48.00
CENTRAL PA TEAMSTERS HEALTH & WELF.	52,741.00	PSAB	500.00
CENTRAL PA TEAMSTERS HEALTH & WELF.	1,917.00	RANGER HOSE CO	383.33
CENTRAL PA TEAMSTERS HEALTH & WELF.	1,917.00	RELIANCE FIRE CO	383.33
CENTRAL PA TEAMSTERS HEALTH & WELF.	2,974.90	RICHARD HINCHLIFFE	500.00
CH WALTZ SONS, INC	10.12	RICK BENNETT	300.00
CH WALTZ SONS, INC	51.35	ROGERS UNIFORMS	1,512.00
CLEVELAND BROTHERS EQUIPMENT	123.26	ROSE OSTROWSKI	150.00
COLE'S HARDWARE	6.63	Ruthy Stock	600.00
COLE'S HARDWARE	135.51	SALEM TOWNSHIP	195.97
CUSTOM PRODUCTS CORP	69.36	SCOTT SIENKIEWICZ	31.79
DAN HESS	400.00	STAPLES CREDIT PLAN	40.97
DASH MEDICAL GLOVES	71.90	STAPLES CREDIT PLAN	617.97
DEACON EQUIPMENT CO., INC.	11.28	STEVE SHANNON TIRE CO	23.95
DEARBORN NATIONAL LIFE INSURANCE CO	1,237.52	STEVE SHANNON TIRE CO	331.02
DEFEBO GRAPHICS	28.25	STEVE SHANNON TIRE CO	21.95
DON E. BOWER, INC.	65,020.47	STEVE SHANNON TIRE CO	21.95
DOUGLAS CARRATHERS	109.00	SUPERIOR PLUS ENERGY SERVICES	87.46
EAGLES FIRE COMPANY	383.33	SUPERIOR PLUS ENERGY SERVICES	249.66
EZ SCREEN	15,119.15	SUPERIOR PLUS ENERGY SERVICES	502.55
FIRST COLUMBIA BANK & TRUST CO.	1,351.43	SUPERIOR PLUS ENERGY SERVICES	482.24
FIVE STAR INTERNATIONAL LLC	22.42	SUSQUEHANNA FIRE EQUIPMENT CO	6,525.00
FRIEDMAN ELECTRIC SUPPLY CO	17.16	TEAM GREEN RECYCLING & CONTAINER	17,250.00
FSSOLUTIONS	133.31	TEAMSTERS	1,474.00
GALETON	135.19	TIM CRAIG	300.00
GENERAL SALES, INC.	649.14	TOM ROOD ENTERTAINMENT	200.00
HELENA CHEMICAL CO	115.00	TOTAL ACCESS	741.60
ICMA RETIREMENT TRUST	2,302.14	TRI-COUNTY-LUMBER DIVISION	32.74
ICMA RETIREMENT TRUST	380.00	TRI-COUNTY-LUMBER DIVISION	184.00
ICMA RETIREMENT TRUST	2,232.43	TROY MANEVAL	926.60
ICMA RETIREMENT TRUST	380.00	UGI PENN NATURAL GAS	33.33
ICMA RETIREMENT TRUST	2,304.24	VERIZON WIRELESS	209.99
ICMA RETIREMENT TRUST	380.00	VERIZON WIRELESS	370.90
ICMA RETIREMENT TRUST	2,244.79	WASHINGTON NATIONAL INS CO	243.60
ICMA RETIREMENT TRUST	380.00	WELSH'S TOWING/GARAGE	294.71
JAMES DALBERTO	17.87	WEST BERWICK FIRE CO	383.33
JERRY'S ENGINE REPAIR	199.95	YCG	65.00
JIMMY PECA	550.00		

#### REPORTS OF COMMITTEES:

MAYOR: **Mayor Tim Burke**: 06/03/19 Police response time to the recent shooting in Berwick was less than 90 seconds. Police contained and sealed off the area and had their suspect in custody.

06/03/19 Amici did a FREE Community meal for 97 people. They served ham, potatoes, corn, a salad and dessert. They donated the tips that were left towards another meal. The first 6 checks from the Mayor's Ball are going out area non-profits.  
07/03/19 Will be a guest speaker for Veterans Day Ceremony at Elmcroft.  
07/20/19 Will be at the VFW for their All Veterans Day as a Guest Speaker  
And one day this week we will cut a ribbon for a new business in Berwick.

SOLICITOR: **Attorney Frank Kepner**: Nothing to report.

PERSONNEL: **Councilman Jarrett**: Nothing to report.

LEGAL & FINANCE: **Council President Alley**: Budget meeting was held tonight and all looks well.

PARKS & RECREATION: **Councilman Jarrett**: Could use some good weather on Thursday nights. Had to cancel Kids Night. Will try to reschedule before the start of school.

EMERGENCY MANAGEMENT: **Councilman Shektor**: Want to advise the Manager of a malware virus that is hitting small boroughs. Be careful opening emails. Also on July 6<sup>th</sup> the Berwick Theater will show "King of the Mountain" about the area coal mines from 2-6pm and all proceeds go to the theater.

STREETS, PARKS, & BUILDINGS: **Jack Kytte**: SEE REPORT. Veteran Park bricks will soon be installed if weather permits.

FIRE & WATER: **Councilman Shektor**: Nothing to report.

CODES, RECYCLING & ORDINANCES: **Councilman Learn & Talanca**: June 3<sup>rd</sup> was the Codes Committee meeting. There is a list of 26 houses on the demo list and 30 houses in foreclosure and there is concern with the grass. People ask what are the codes guys doing. We want to put out flyers to communicate what they are doing.

SAFETY: **Councilman Lewis**: Nothing to report.

POLICE: **Chief Ken Strish**: (absent) See Report.

BAJSA REPORT: SEE REPORT.

**BUSINESS**

**NOT READY**

**FOR ACTION: NONE**

**OLD**

**BUSINESS: NONE**

**APPROVAL OF**

**ORDINANCES**

**AND RESOLUTIONS: ORDINANCE 2019-03 General obligation note of \$121,531.00 for Caterpillar 918 M Wheel Loader.**

Councilman Learn made the motion to approve this ordinance along with the signing of any paper work involved. This was seconded by Councilman Shecktor. All ayes. Motion carried. Ordinance was immediately hand delivered to Mayor Burke, who signed and returned.

**ORDINANCE 2019-04 Restricted Parking of Large Vehicles on Borough streets.**

Councilman Talanca made the motion to approve this ordinance on the stipulation that it will go into effect in 60 days so that Council could make amendments at the next workshop meeting July 1<sup>st</sup>. This was seconded by Councilman Lewis. 5 ayes, Councilman Shecktor nay. Motion passes 5/1. Ordinance was immediately hand delivered to Mayor Burke, who exercised his option to review and not sign at this time.

**NEW BUSINESS**

**Approved  
Peters  
Consulting  
Payment**

A motion was made by Councilman Jarrett to approve the payment to Peters Consulting for \$328.75 from CDBG funding for the ADA Curbing. This was seconded by Councilman Talanca. All ayes. Motion passes.

**Approved and**

Councilwoman Jarrett made a motion to approve & sign

**Signed  
Notice of  
Substantial  
Completion for  
Don E. Bower Inc.**

the Notice of Substantial Completion for Borough Curb Curb for Don E. Bower. This was seconded by Councilman Shecktor. All ayes. Motion passes.

**Approve  
Payment to  
Don E. Bower  
Appl #1 Part III**

Councilman Lewis made the motion to pay Don E. Bower Application #1 Part III of \$65,020.47 for curb cuts. This was seconded by Councilman Learn. All Ayes. Motion passes.

**Approved  
Payment to  
Belle Property  
Management  
Appl #1 Part III**

Councilman Jarrett made a motion to pay Belles Property Management, LLC Application #1 Part III for \$77,699.41 for curb cuts. This was seconded by Councilman Talanca All ayes. Motion passes.

**Approve  
Change Order #1  
On Demo Project  
To add 2  
properties  
& remove  
1720 Brittian  
Street**

Answering Dan Kerbacher request to remove 548-550 W. Front St from the list; Councilman Jarrett said Council had Tyler from SEDA-COG come up with a list of criteria that Codes and Council could use when putting properties on the demo list and one is that the property would cost more to fix up than it would ever sell for. Councilman Jarrett made the motion to approve Change Order #1 and add 2 properties (1125 Good Ave & 548-550 W. Front St) and to remove 1720 Brittian Street. This was seconded by Councilman Lewis. Four ayes, Councilman Talanca nay. Motion passes 5/1.

**ADDED ITEMS:**

**Approved  
SEDA-COG  
Admin Service  
Agreement**

A motion was made by Councilman Learn to approve the SEDA-COG Administrative Service Agreement. This was seconded by Councilman Talanca. All ayes. Motion passes.

**Appointed  
Rich Gardner  
To the Civil  
Service  
Commission**

A motion was made by Councilman Jarrett to appoint Rich Gardner to the Civil Service Commission. This was seconded by Councilman Talanca. All ayes. Motion passes.

**Approved  
Reliance  
Fire Dept  
Request for  
all new tires  
on Ladder Truck**

A motion was made by Councilman Lewis to buy the Hankook tires for \$3,430.36 (7 tires). This was seconded by Councilman Talanca. All ayes. Motion passes.

**Discussion before the vote:**

Reliance Fire Chief Jason Holloway said the Ladder truck had another blow out on the way home from Harrisburg. Tires are in bad shape. During

inspection in January they asked to have the tires rotated and the inspectors refused because of the condition of the tires. They need 7 tires and he had 2 estimates from Steve Shannon and they will waive the service fee and come to the station house to install them. Sumitomo \$3,322.25 and Hankook \$3,430.36. Council wanted confirmation that the new tires will be compatible with the 2 other new tires just put on. Chief Holloway confirmed that they would be.

Councilman Lewis asked how the tires got to be so bad and Council knew nothing about it. Also this was never mentioned at the Fire Board Meetings that he attends. He wants better communication on these kinds of issues. And yearly inspections of all equipment and vehicles.

Station Chief Holloway said they saved almost \$2,000.00 on the recent repairs to the Ladder Truck by welding the spring suspension.

**Adjournment** Motion to adjourn made by Councilman Jarrett,  
seconded by Councilman Learn.

After Adjournment at 8:20PM Council Called an Executive Session to discuss personnel and did not return.

**Respectfully Submitted:** Damien Scoblink, Borough Manager