

BOROUGH OF BOYERTOWN COUNCIL MEETING
October 5, 2009

The regular meeting of Boyertown Borough Council was called to order at 7:00 p.m. by President Frank Deery. Council members present, in addition to Mr. Deery, were Patrick Maloney, Raynard Spaide, Lori Carnes, Keith Endy, Terry Mest, and Gene Gabel.

Also present were Marianne Deery, Mayor; Christopher Hartman, solicitor; Jake Lea, Charles Haddad, and Heather Oxenford, Building a Better Boyertown, Seth Kurtz, BBB Tree Committee; Charles Fryer and Mark Sullivan, Boyertown Community Library, press representatives, and a concerned citizen.

All rose for the Pledge of Allegiance.

Mr. Deery recognized Mr. Charles Fryer and Mr. Mark Sullivan representatives of the Boyertown Community Library. Mr. Sullivan stated that the library will receive a reduction of funds from Berks County of approximately \$7,000 in 2009, and \$14,000 for 2010. Mr. Sullivan noted that the library will need to increase their 2010 budget by fifteen percent to meet salary needs. He said that thirty four percent of Boyertown Borough residents have a library card and nine hundred seventy two children participated in the library summer reading program. He requested that Borough Council consider increasing its annual contribution to the library. He also stated that he has visited all of the surrounding municipalities whose residents utilize the Boyertown Library to make the same request.

Mr. Deery called for a motion to approve the minutes of the September 14, 2009 meeting of Council. The motion was made by Mr. Gabel, seconded by Mr. Spaide and approved.

Finance, Lori Carnes

Mrs. Carnes made a motion, seconded by Mr. Gabel, to approve the lists of Revenues, Expenditures, and Bills for September, 2009. The roll call vote reflected the following members voting "yes": Mr. Maloney, Mr. Spaide, Mrs. Carnes, Mr. Endy, Mr. Mest, Mr. Gabel, and Mr. Deery. The motion carried.

The following is a summary of the Financial Report; the complete report is on file in the Borough office:

General Fund - 01	
Balance in Bank	\$ 629,845.62
Receipts	148,345.03
Expenditures	121,946.24
Balance in Bank	656,244.41
Tank Maintenance Fund - 04	
Balance in Bank	220,342.57
Receipts	2,172.22
Expenditures	0.00
Balance in Bank	222,514.79

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Town Center Fund – 05

Balance in Bank	19,692.10
Receipts	1,203.66
Expenditures	0.00
Balance in Bank	20,895.76

Water Fund - 06

Balance in Bank	469,118.04
Receipts	29,623.54
Expenditures	59,732.97
Balance in Bank	439,008.61

Sewer Fund - 08

Balance in Bank	524,295.05
Receipts	52,258.16
Expenditures	49,802.17
Balance in Bank	526,751.04

Recreation Fund - 09

Balance in Bank	92,008.36
Receipts	825.05
Expenditures	0.00
Balance in Bank	92,833.41

Colonial Corners Fund - 13

Balance in Bank	87,908.95
Receipts	995.07
Expenditures	900.00
Balance in Bank	88,004.02

Capital Construction - Water Fund - 15

Balance in Bank	25,325.27
Receipts	10.76
Expenditures	25,336.03
Balance in Bank	0.00

Capital Construction - Sewer Fund- 16

Balance in Bank	294,942.53
Receipts	108.77
Expenditures	0.00
Balance in Bank	295,051.30

Capital Improvement - General Fund - 17

Balance in Bank	361,014.88
Receipts	155.02
Expenditures	29,565.09
Balance in Bank	331,604.81

Capital Improvement - Recreation Fund – 18

Balance in Bank	10,330.95
Receipts	4.39
Expenditures	0.00
Balance in Bank	10,335.34

Capital Improvement-Water Fund - 20

Balance in Bank	652,428.44
Receipts	7,784.85
Expenditures	54,814.68
Balance in Bank	605,398.61

Capital Improvement – Sewer Fund 30

Balance in Bank	261,757.71
Receipts	10.75
Expenditures	878.10
Balance in Bank	260,890.36

Liquid Fuels Fund - 35

Balance in Bank	104,547.47
Receipts	27.50
Expenditures	0.00
Balance in Bank	104,574.97

Land Development Escrow - 40

Balance	6,355.35
Receipts	2.70
Expenditures	0.00
Balance in Fund	6,358.05

Petty Cash Fund

Balance in Bank	69.90
Receipts	142.60
Expenditures	0.00
Balance	212.50

Payroll Account

Balance in Bank	1,629.86
Receipts	66,380.27
Expenditures	67,897.34
Balance in Bank	112.79

Mrs. Carnes then made a motion, seconded by Mr. Gabel, to approve Resolution Number 2009-10-05 authorizing the Retirement Income Plan Committee to amend the Investment Objectives and Policies Statement for the Borough of Boyertown Retirement Income Plan Trust Fund. The roll call vote reflected the following members voting “yes”: Mr. Maloney, Mr. Spaide, Mrs. Carnes, Mr. Endy, Mr. Mest, Mr. Gabel, and Mr. Deery. The motion was approved.

Mrs. Carnes made a motion, seconded by Mr. Maloney, to approve Resolution Number 2009-10-05A authorizing the Retirement Income Plan Committee to amend the Investment Objectives and Policies Statement for the Borough of Boyertown Police Pension Plan. The roll call vote reflected the following members voting “yes”: Mr. Maloney, Mr. Spaide, Mrs. Carnes, Mr. Endy, Mr. Mest, Mr. Gabel, and Mr. Deery. The motion was approved.

Mr. Carnes then made a motion to authorize the Borough Manager to execute the Smith Barney Advisor Agreement New Accounts Forms Package for the Retirement Income Plan and Police Pension Plan to permit investment of pension funds with Lazard Emerging Markets Equity Fund. The roll call vote reflected the following members voting “yes”: Mr. Maloney, Mr. Spaide, Mrs. Carnes, Mr. Endy, Mr. Mest, Mr. Gabel, and Mr. Deery. The motion was approved.

Public Utilities - Water, Keith Endy

The following Water Supply and Use Report was submitted for the month of September 2009:

During the month of September 2009, a total of 21,006,000 gallons of water was processed through the water filter plant for an average of 700,000 gallons per day.

The totals came from these sources:

Trout Run	6,440,000
Ironstone	6,374,000
Boyertown Reservoir	8,192,000
Pumping from Trout Run	30 days
Pumping from Ironstone	26 days

Trout Run is at a level of 594.17 feet with approximately 282,000,000 gallons of water. The current level at the Boyertown Reservoir is 31.25 feet. Total precipitation in September is 4.1 inches.

Public Utilities – Sewer, Keith Endy

The following Wastewater Treatment Report was submitted for the month of September 2009:

	Average Effluent	NPDES Maximum Allowed
B.O.D.	2.00 mg/l	20.0 mg/l
Ammonia Nitrogen	.1 mg/l	1.6 mg/l
Phosphorus	.47 mg/l	1.5 mg/l
Suspended Solids	3.6 mg/l	20.0 mg/l

	Average Weekly	NPDES Maximum Allowed
Fecal Coliform	5/100 mg/l	200/100 mg/l

The average daily flow at the Wastewater Treatment Plant during the month of September was 500,000 gallons.

Public Works, Gene Gabel

The following report on the activities of the Street Department personnel during the month of September, 2009 was submitted:

During the month of September 2009, Street Department personnel cleaned up the community park following a storm, patched streets and alleys, replaced street signs, and performed routine maintenance on borough vehicles and equipment.

House, Patrick Maloney

Mr. Maloney opened discussion concerning a proposal by the BBB Tree Committee to plant three trees in the front yard at Borough Hall. Mr. Seth Kurtz, a member of the BBB Tree Committee requested Council consider authorizing the planting of three Sargent Cherry Trees on the 3rd Street side of Borough Hall. Mr. Kurtz explained that the Tree Committee will provide the trees and will plant them. Maintenance of the trees will be the responsibility of the Borough.

Following discussion, a motion was made by Mr. Maloney, seconded by Mr. Gabel, to authorize Seth Kurtz and the BBB Tree Committee to plant three Sargent Cherry Trees on the 3rd Street side of the Borough Hall property. The BBB Tree Committee will obtain the trees and install them at no cost to the Borough using volunteers from Project Hope. The roll call vote reflected the following members voting "yes": Mr. Maloney, Mr. Spaide, Mrs. Carnes, Mr. Endy, Mr. Mest, Mr. Gabel, and Mr. Deery. The motion was approved.

Public Communication, Raynard Spaide

Mr. Spaide made a motion, seconded by Mr. Endy to authorize release for publication in the Boyertown Times the Borough of Boyertown News Article dated October 5, 2009. The roll call vote reflected the following members voting "yes": Mr. Maloney, Mr. Spaide, Mrs. Carnes, Mr. Endy, Mr. Mest, Mr. Gabel and Mr. Deery. The motion was approved.

Park and Recreation Board, Lori Carnes

Mrs. Carnes reported that the 2nd Annual Fall Festival is scheduled for November 7th, 2009.

Planning, Raynard Spaide

Mr. Spaide submitted the following Code Enforcement Report for the month of September 2009, as provided by Bursich Associates, and the Miscellaneous Permit Report:

Bursich Associates issued two zoning permits. In addition, the Code Enforcement Officer responded to numerous zoning inquiries, and property maintenance code concerns, and inspected rental units. The miscellaneous permit report reflected the issuance of ten curb and sidewalk permits, and six yard sale permits.

Police and Public Safety, Terry Mest

No report

Police Activities, Mayor Marianne Deery

The following Police Activities Report for the month of September 2009 was submitted:

Calls for Service	287
Traffic Complaints	77
Non-Traffic Complaints	146
Traffic Arrests	56
Non Traffic Arrests	24

Mayor Deery then submitted the Mayor's Activity Report for the month of September. Mayor Deery was the guest speaker at the Boyertown Senior Center, attended the Berks County Police Study Regionalization Meeting, and attended numerous meetings of Building a Better Boyertown.

Building a Better Boyertown, Heather Oxenford Main Street Manager

Mrs. Oxenford advised Council that a ribbon cutting ceremony for Clayote is scheduled on October 13th at 3:30. Mr. Lea and Mr. Haddad reported that the Octoberfest event generated slightly more than \$10,000 in income. The BBB has earmarked that money for soft costs related to the Crossroads Project.

Mr. Deery then announced that Council would hold an executive session to discuss a real estate matter.

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Upon reconvening, Mr. Deery made a motion to enter into a commercial lease agreement between the Borough of Boyertown and Bause Super Drug Stores, Inc. to lease a portion of the Inner Core Parking Lot for use in connection with a drive-thru pharmacy window. The roll call vote reflected the following members voting "yes": Mr. Maloney, Mr. Spaide, Mrs. Carnes, Mr. Mest, Mr. Gabel, and Mr. Deery. The motion was approved. Mr. Endy abstained because the Land Development Plan for Bause's Drug Store was prepared by Aston Surveyors and Engineers with whom Mr. Endy is employed.

There being no further business to conduct the meeting was adjourned at 8:30 p.m. The next meeting of Boyertown Borough Council is scheduled for Monday, November 2, 2009 at 7:00 p.m.

Respectfully submitted,

Patricia A. Spaide
Borough Secretary