

**BOROUGH OF BOYERTOWN COUNCIL MEETING**  
**January 3, 2023**

The regular meeting of the Boyertown Borough Council was called to order at 7:00 p.m. by Council Vice President Keith Endy. Present in addition to Mr. Endy were Barry Christman, Charles Heller, Charles Neubauer and Gene Gabel. Council President Frank Deery and Councilman Jeffrey Cascino were absent.

Also in attendance were Lorraine Carnes, Mayor; Patricia Loder, Borough Manager; Christopher Hartman, Solicitor; Ellen Martignetti and Allen Steffy, Building a Better Boyertown; and interested citizens.

All rose for the Pledge of Allegiance.

Mr. Endy called for public comment on the agenda; no comments were forthcoming.

Mr. Endy made a motion, second by Mr. Gabel, to approve the minutes of the December 5<sup>th</sup> and 20<sup>th</sup>, 2022 meetings of Council. The motion was approved by the membership present.

Mr. Endy then made a motion, second by Mr. Heller, to appoint the following individuals to Boards, Commissions and Offices:

<b>Fire Marshal</b>	<b>1-year term</b>
Dave Shainline, Fire Marshal	
Corey Heimbach, Deputy	
<b>Municipal Employees Pension Board</b>	<b>4-year term</b>
Gene Gabel, Theresa Heist	
<b>Planning Commission</b>	<b>5-year term</b>
Charles Neubauer	
<b>Water Authority</b>	<b>5-year term</b>
Keith Endy	
<b>Emergency Management Council</b>	<b>1-year term</b>
Barry Leatherman, Frank Deery, Charles Heller, John Rambo	
<b>Park and Recreation</b>	<b>5-year term</b>
Tracey Neubauer, Ruth Ann Trate	
Susan Lopez, Amy Neubauer	<b>3-year term</b>
<b>Joint Municipal Planning Commission</b>	<b>4-year term</b>
Charles Neubauer	
<b>Eastern Berks Regional Police Commission</b>	<b>1-year term</b>
Frank Deery, Charles Heller, Patricia Loder	
<b>Eastern Berks Regional Police Pension Committee</b>	<b>1-year term</b>
Charles Heller, Patricia Loder	

The roll call vote reflected the following members voting "yes": Mr. Heller, Mr. Christman, Mr. Neubauer, Mr. Gabel and Mr. Endy. The motion was approved.

Mr. Endy made a motion, second by Mr. Neubauer, to approve Resolution Number 01-03-2023 appointing Tracey Yergey, 315 East Fourth Street, to a 3 year term on the Zoning Hearing Board. The roll call vote reflected the following member voting "yes": Mr. Heller, Mr. Christman, Mr. Neubauer, Mr. Gabel and Mr. Endy. The motion was approved.

Mr. Endy then made a motion, second by Mr. Gabel, to approve Resolution Number 01-03-2023A appointing Randall Dittman, 617 Rhoads Avenue, to a 3 year term as an alternate member of the Zoning Hearing Board. The roll call vote reflected the following members voting "yes" Mr. Heller, Mr. Christman, Mr. Neubauer, Mr. Gabel and Mr. Endy. The motion was approved.

**Finance, Charles Heller**

Mr. Heller made a motion, second by Mr. Neubauer, to approve the lists of Revenues, Expenditures and Bills for December 2022. The roll call vote reflected the following members voting "yes": Mr. Heller, Mr. Christman, Mr. Neubauer, Mr. Gabel and Mr. Endy. The motion was approved.

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 11/30/2022	\$1,001,321.44
Receipts	162,871.39
Expenditures	950,807.48
Balance in Bank 12/31/2022	\$ 213,385.35
Tank Maintenance Fund - 04	
Balance in Bank 11/30/2022	\$ 470,371.08
Receipts	1,724.14
Expenditures	0.00
Balance in Bank 12/31/2022	\$ 472,095.22
Water Fund – 06	
Balance in Bank 11/30/2022	\$ 339,097.66
Receipts	353,298.17
Expenditures	193,899.87
Balance in Bank 12/31/2022	\$ 498,495.96

Sewer Fund – 08	
Balance in Bank 11/30/2022	\$ 337,470.22
Receipts	133,543.47
Expenditures	77,790.32
Balance in Bank 12/31/2022	\$ 393,223.37
Recreation Fund – 09	
Balance in Bank 11/30/2022	\$ 111,062.76
Receipts	407.10
Expenditures	0.00
Balance in Bank 12/31/2022	\$ 111,469.86
Colonial Corners Fund – 13	
Balance in Bank 11/30/2022	\$ 30,744.82
Receipts	2,595.68
Expenditures	244.60
Balance in Bank 12/31/2022	\$ 33,095.90
Trail Feasibility Study Fund – 15	
Balance in Bank 11/30/2022	\$ 3,539.00
Receipts	11.73
Expenditures	0.00
Balance in Bank 12/31/2022	\$ 3,550.73
Capital Improvement General Fund – 17	
Balance in Bank 11/30/2022	\$1,232,491.68
Receipts	817,763.96
Expenditures	19,443.40
Balance in Bank 12/31/2022	\$2,030,812.24
Forest Management – 19	
Balance in Bank 11/30/2022	\$ 133,105.38
Receipts	487.90
Expenditures	0.00
Balance in Bank 12/31/2022	\$ 133,593.28
Capital Improvement Water Fund – 20	
Balance in Bank 11/30/2022	\$1,001,165.87
Receipts	3,359.58
Expenditures	140,447.50
Balance in Bank 12/31/2022	\$ 864,077.95

January 3, 2023

Page/3

Capital Improvement Sewer Fund – 30

Balance in Bank 11/30/2022	\$ 477,251.59
Receipts	1,749.36
Expenditures	0.00
Balance in Bank 12/31/2022	\$ 479,000.95

Liquid Fuels Fund – 35

Balance in Bank 11/30/2022	\$ 55,513.80
Receipts	203.49
Expenditures	0.00
Balance in Bank 12/31/2022	\$ 55,717.29

American Rescue Plan – 95

Balance in Bank 11/30/2022	\$ 0.00
Receipts	0.00
Expenditures	0.00
Balance in Bank 12/31/2022	\$ 0.00

Mr. Heller made a motion, second by Mr. Neubauer to authorize the Council President to execute the PLGIT Participation Agreement for the Electronic Deposit Capture Program. The roll call vote reflected the following members voting “yes”: Mr. Heller, Mr. Christman, Mr. Neubauer, Mr. Gabel and Mr. Deery. The motion was approved.

Mrs. Loder then reviewed with the members a verbal request submitted to her by Mr. Roger Lehmann for a donation toward the cost of the Pickleball Court Project proposed to be constructed at the Boyertown Community Park. Mrs. Loder advised that Mr. Lehmann is preparing a Pottstown Health and Wellness Grant application in which he is requesting \$100,000. The grant applicant is the Rotary Foundation. Mr. Lehmann will also submit a funding request to the Boyertown Community Foundation. The project cost is projected to be \$195,000. The Boyertown Picklers have been asked to raise \$50,000, and Mr. Lehmann is requesting the Borough consider a contribution of \$35,000 to \$40,000. Mr. Lehmann notes that the project budget includes an \$18,000 contingency, which he does not feel will be needed because he will provide some professional services for the project without charge.

A lengthy discussion was held on the request. Council members stated their understanding that the project would be funded through grants and donations raised by the Boyertown Picklers. The council members present agreed that when the Boyertown Picklers approached the Borough about the project it was understood that the project would be funded through grants and donations raised by the Boyertown Picklers and that the group was simply requesting the Borough allow the use of the entire former Ice Skating Rink for the project. Considering discussion held on the subject, Mr. Heller suggested the request be tabled without action by Council.

**Public Utilities – Water, Keith Endy**

The following Water Supply and Use Report was submitted for the month of November 2022:

During the month of November 2022, a total of 21,183,000 gallons of water was processed through the water filter plant for an average of 706,000 gallons per day.

The totals came from these sources:

Trout Run	27,099,000
Ironstone	-0-
Boyertown Reservoir	845,000
Pumping from Trout Run	30 days
Pumping from Ironstone	0 days

Trout Run is at a level of 591.920 feet with approximately 261,000,000 gallons of water. Popodickon Reservoir is at a level of 38 feet with approximately 34,600,000 gallons of water. Precipitation in November was 1.9 inches.

**Public Utilities – Sewer, Keith Endy**

The following Wastewater Treatment Report was submitted for the month of November 2022:

	<b>Average Effluent</b>	<b>NPDES Maximum Allowed</b>
BOD	2.00 mg/l	20.0 mg/l
Ammonia Nitrogen	.27 mg/l	1.6 mg/l
Phosphorus	.56 mg/l	1.5 mg/l
Suspended Solids	4.00 mg/l	20.0 mg/l
	<b>Average Effluent</b>	<b>NPDES Maximum Allowed</b>
Fecal Coliform	3/100 mg/l	200/100 mg/l

The average daily flow at the Wastewater Treatment Plant during the month of November was 341,000 gallons.

**Public Works, Barry Christman**

The following report on the activities of the Street Department personnel during the month of December was submitted:

During the month of December Street Department personnel collected leaves, swept streets, cleaned catch basins, patched potholes, salted streets, replaced street signs as needed, and performed routine maintenance on borough buildings, equipment, and vehicles.

Mr. Christman made a motion, second by Mr. Gabel, to approve Contract Change Order #2 for the Rain Garden Bump-Out Project to approve a 45 day time extension for completion of the project by February 3, 2023. The roll call vote reflected the following members voting "yes": Mr. Heller, Mr. Christman, Mr. Neubauer, Mr. Gabel and Mr. Endy. The motion was approved.

**House, Gene Gabel**

No report

**Public Communication, Jeffrey Cascino**

No report

**Park and Recreation Board, Barry Christman**

Mr. Christman advised that the Park and Recreation Board will meet on January 18<sup>th</sup>. The Board is currently planning the annual Earth Day Celebration, Fun Days, and a Fall Festival event.

**Planning Commission, Charles Neubauer**

The following Code Enforcement Report for the month of December 2022, as provided by Systems Design Engineering, Inc. was submitted. SDE issued four UCC Permits and one zoning permit and sixty seven rental unit inspections were completed.

**Police and Public Safety, Charles Neubauer**

Mr. Neubauer made a motion, second by Mr. Heller, to approve a handicap parking space at 137 South Franklin Street. The roll call vote reflected the following members voting "yes": Mr. Heller, Mr. Christman, Mr. Neubauer, Mr. Gabel and Mr. Endy. The motion was approved.

Mr. Neubauer then made a motion, second by Mr. Heller, to approve a handicap parking space at 303 East Fourth Street. The roll call vote reflected the following members voting "yes": Mr. Heller, Mr. Christman, Mr. Neubauer, Mr. Gabel and Mr. Endy. The motion was approved.

Mr. Neubauer made a motion, second by Mr. Gabel, to approve Ordinance Number 01-2023 to amend the Code of the Borough of Boyertown, Chapter 184, Entitled Vehicles and Traffic, Article III, entitled Parking Regulations, to establish a 3 hour time parking in the municipal parking lot at 20 West Philadelphia Avenue. The roll call vote reflected the following members voting "yes" Mr. Heller, Mr. Christman, Mr. Neubauer, Mr. Gabel and Mr. Endy. The motion was approved.

Mr. Neubauer then made a motion, second by Mr. Christman, to authorize the closure of West Sixth Street from North Walnut Street to Schaeffer Street on January 13, 2023 between the hours of 7:00 a.m. to 3:00 p.m. to allow for the removal of a large Oak tree at 160 West Sixth Street. The roll call vote reflected the following members voting "yes": Mr. Heller, Mr. Christman, Mr. Neubauer, Mr. Gabel and Mr. Endy. The motion was approved.

**Police Activities, Mayor Lorraine Carnes**

The following Police Activities Report for the month of December 2022 was submitted:

Total Incidents	239
Criminal Arrests	5
Vehicle Arrests	64
Accidents	12

The Borough Parking Enforcement Officer issued 23 parking meter tickets and 19 time limit parking tickets.

Mayor Carnes reported on the Mayor's activities during the Month of December. The report reflected the Mayor's attendance at meetings of the Borough, United Way of Boyertown Board Meeting, and Citizen of the Year Committee Meeting. Mayor Carnes also attended the Holiday Tour, Chillin on Main and Historical Society New Year's Eve events; participated with the Shop with a Cop Program; Wreaths Across America, and attended the Open House for Atherton Inn.

**Building a Better Boyertown**

Mrs. Martignetti reviewed with Council a written report on the activities of the organization during the Month of December. Mrs. Martignetti noted that BaBB and the Boyertown Library will continue their partnership with a new winter themed story for four Saturdays in January. BaBB is partnering with retail and restaurants to provide a Valentine's themed atmosphere in town on Saturday, February 11<sup>th</sup> 1:00 p.m. to 5:00 p.m. BaBB continues planning for a new event entitled "Boyertown Heritage Day". The purpose of the event is to highlight Boyertown historic attractions. The most likely date this event will be held ins May 20<sup>th</sup>.

**Solicitor**

No report.

January 3, 2023

Page/8

Mr. Endy called for public comment and recognized Mr. Clayton Leister who inquired if the police statistics provided are for the entire EBRPD coverage area or just Boyertown Borough. Mayor Carnes advised that the statistics she reads are for the entire coverage area; however, the statistics are broken down by municipality. Mr. Leister also commented that he receives Amazon deliveries at the rear of his property and requested Borough Council consider installing street signs at alleys to identify the name of the alley.

There being no further comment or business to conduct, a motion to adjourn the meeting at 7:45 p.m. was made by Mr. Endy, second by Mr. Neubauer. The next meeting of Boyertown Borough Council will be held on Monday, February 6<sup>th</sup>, 2023 at 7:00 p.m.

Respectfully submitted,

Patricia A. Loder  
Borough Secretary