

BOROUGH OF BOYERTOWN COUNCIL MEETING
September 6, 2022

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

Also in attendance were Lorraine Carnes, Mayor; Patricia Loder, Borough Manager; Christopher Hartman, Solicitor; Ellen Martignetti, BaBB Main Street Manager; and interested citizens.

All rose for the Pledge of Allegiance.

Mr. Deery made a motion, second by Mr. Gabel, to approve the minutes of the August 1st, 2022 meeting of Council. 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 August 2022. The roll call vote reflected the following members voting “yes”: Mr. Heller, Mr. Cascino, Mr. Endy, Mr. Neubauer, Mr. Gabel and Mr. Deery. 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 7/31/2022	\$ 979,990.11
Receipts	81,661.34
Expenditures	288,865.67
Balance in Bank 8/31/2022	\$ 772,785.78

Tank Maintenance Fund - 04	
Balance in Bank 7/31/2022	\$ 450,256.83
Receipts	873.71
Expenditures	0.00
Balance in Bank 8/31/2022	\$ 451,130.54

Water Fund – 06	
Balance in Bank 7/31/2022	\$ 641,905.27
Receipts	90,279.65
Expenditures	131,542.82
Balance in Bank 8/31/2022	\$ 600,642.10

Sewer Fund – 08	
Balance in Bank 7/31/2022	\$ 507,720.07
Receipts	54,460.15
Expenditures	99,388.99
Balance in Bank 8/31/2022	\$ 462,791.23
Recreation Fund – 09	
Balance in Bank 7/31/2022	\$ 110,344.63
Receipts	189.10
Expenditures	909.60
Balance in Bank 8/31/2022	\$ 109,624.13
Colonial Corners Fund – 13	
Balance in Bank 7/31/2022	\$ 27,131.94
Receipts	2,081.37
Expenditures	244.60
Balance in Bank 8/31/2022	\$ 28,968.71
Trail Feasibility Study Fund – 15	
Balance in Bank 7/31/2022	\$ 3,508.28
Receipts	5.72
Expenditures	0.00
Balance in Bank 8/31/2022	\$ 3,514.00
Capital Improvement General Fund – 17	
Balance in Bank 7/31/2022	\$1,827,723.87
Receipts	3,925.24
Expenditures	106,407.14
Balance in Bank 8/31/2022	\$1,725,241.97
Forest Management – 19	
Balance in Bank 7/31/2022	\$ 131,791.11
Receipts	255.74
Expenditures	0.00
Balance in Bank 8/31/2022	\$ 132,046.85
Capital Improvement Water Fund – 20	
Balance in Bank 7/31/2022	\$ 952,308.99
Receipts	2,063.82
Expenditures	0.00
Balance in Bank 8/31/2022	\$ 954,372.81

Capital Improvement Sewer Fund – 30	
Balance in Bank 7/31/2022	\$ 373,167.79
Receipts	724.12
Expenditures	0.00
Balance in Bank 8/31/2022	\$ 373,891.91
Liquid Fuels Fund – 35	
Balance in Bank 7/31/2022	\$ 154,288.67
Receipts	298.08
Expenditures	0.00
Balance in Bank 8/31/2022	\$ 154,586.75
American Rescue Plan – 95	
Balance in Bank 7/31/2022	\$ 214,533.43
Receipts	414.99
Expenditures	0.00
Balance in Bank 8/31/2022	\$ 214,948.42

Mr. Heller made a motion, second by Mr. Cascino, to authorize a donation from the General Fund Capital Account to Boyertown Area Fire & Rescue in the amount of \$28,500 to offset 2020 revenue loss due to Covid 19. The roll call vote reflected the following members voting “yes”: Mr. Heller, Mr. Cascino, Mr. Endy, Mr. Neubauer, 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 July 2022:

During the month of July 2022, a total of 22,915,000 gallons of water was processed through the water filter plant for an average of 739,000 gallons per day.

The totals came from these sources:

Trout Run	32,248,000
Ironstone	-0-
Boyertown Reservoir	1,091,000
Pumping from Trout Run	31 days
Pumping from Ironstone	0 days

Trout Run is at a level of 600 feet with approximately 372,000,000 gallons of water. Popodickon Reservoir is at a level of 38 feet with approximately 34,600,000 gallons of water. Precipitation in July was 5.4 inches.

Public Utilities – Sewer, Keith Endy

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

	Average Effluent	NPDES Maximum Allowed
BOD	2.00 mg/l	20.0 mg/l
Ammonia Nitrogen	.04 mg/l	4.8 mg/l
Phosphorus	.46 mg/l	1.5 mg/l
Suspended Solids	7.00 mg/l	20.0 mg/l
	Average Effluent	NPDES Maximum Allowed
Fecal Coliform	43/100 mg/l	200/100 mg/l

The average daily flow at the Wastewater Treatment Plant during the month of July was 346,000 gallons.

Public Works, Barry Christman

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

During the month of August Street Department personnel mowed grass, performed maintenance work at the community park, patched potholes in streets and alleys, painted crosswalks, and performed routine maintenance on borough buildings, equipment, and vehicles.

House, Gene Gabel

Mr. Gabel made a motion, second by Mr. Neubauer to authorize the Council President to execute a Park Use Agreement with the Boyertown Community Library for use of the Community Park on September 24, 2022 for a Disc Golf Tournament. The roll call vote reflected the following members voting “yes”: Mr. Heller, Mr. Cascino, Mr. Endy, Mr. Neubauer, Mr. Gabel and Mr. Deery. The motion was approved.

Mr. Gabel then made a motion, second by Mr. Heller, to authorize the Council President to execute a Park Use Agreement with the Boyertown Area Multi Service for the Turkey Trot to be held at the Community Park on November 24, 2022. The roll call vote reflected the following members voting “yes”: Mr. Heller, Mr. Cascino, Mr. Endy, Mr. Neubauer, Mr. Gabel, and Mr. Deery. The motion was approved.

Public Communication, Jeffrey Cascino

Mr. Cascino reported that work on the new website continues. The go live date has been delayed due to an oversight, but we expect the new site should be ready for release in September.

Park and Recreation Board, Barry Christman

Mr. Christman reported that the board continues to work on preparations for the Fall Festival Event to be held at the Community Park on Sunday, October 16th.

Planning Commission, Charles Neubauer

The following Code Enforcement Report for the month of August 2022, as provided by Systems Design Engineering, Inc. was submitted. SDE issued one UCC Permit and four Zoning Permits during the Month of August. Forty one rental units were inspected and numerous notices of violation were issued for property maintenance code violations. The miscellaneous permit report reflected the issuance of three street opening permits and twelve yard sale permits.

Police and Public Safety, Charles Neubauer

Mr. Neubauer made a motion, second by Mr. Gabel, to approve a handicap parking space at 108 South Franklin Street. The roll call vote reflected the following members voting “yes”: Mr. Heller, Mr. Cascino, Mr. Endy, Mr. Neubauer, Mr. Gabel and Mr. Deery. The motion was approved.

Mr. Neubauer then made a motion, second by Mr. Heller, to approve the request submitted by the Boyertown Area Multi Service to hold the 7th Annual Turkey Trot 5K Run on Thursday, November 24th, 2022, conditioned on the Multi Service engaging the services of a traffic control company and providing the Borough of Boyertown with a certificate of liability insurance naming the Borough additional insured, and approval of the event by Colebrookdale Township Board of Commissioners. The roll call vote reflected the following members voting “yes”: Mr. Heller, Mr. Cascino, Mr. Endy, Mr. Neubauer, Mr. Gabel and Mr. Deery. The motion was approved.

Mr. Neubauer made a motion, second by Mr. Gabel, to approve the closure of South Washington Street from Pine Alley to Third Street on October 8th and 9th, 2022 between the hours of 10:00 a.m. to 7:00 p.m. for the Berks Mont Business Association Pickfest Event, conditioned upon submission of a certificate of liability insurance naming the Borough additional insured. Mr. Deery expressed concern about authorizing the closure of the street for two days. The roll call vote reflected the following members voting “yes”: Mr. Heller, Mr. Cascino, Mr. Endy, Mr. Neubauer, Mr. Gabel, and Mr. Deery. The motion was approved.

Mr. Neubauer made a motion, second by Mr. Cascino, to approve the closure of East Second Street from Franklin Street to Jefferson Street on September 17th, 2022 between the hours of 10:30 a.m. to 11:30 a.m. for the Bear’s Den Fitness ribbon cutting ceremony conditioned upon submission of a certificate of liability insurance naming the Borough additional insured. The roll call reflected the following members voting “yes”: Mr. Heller, Mr. Cascino, Mr. Endy, Mr. Neubauer, Mr. Gabel and Mr. Deery. The motion was approved.

Police Activities, Mayor Lorraine Carnes

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

Total Incidents	188
Criminal Arrests	5
Vehicle Arrests	81
Accidents	11

Mayor Carnes reported on the Mayor's activities during the Month of August. The report reflected the Mayor's attendance at a meeting of the Berks Mont Business Association, United Way Board of Directors Meeting, Community Leaders Meeting, Borough Park and Recreation Board Meeting, Council Committee Meetings, and Borough Council Meeting. In addition Mayor Carnes participated in the ground breaking ceremony held by the Boyertown Midget Baseball League for renovation of the Mackey Field, and participated in the Wine Walk on August 26th.

Building a Better Boyertown

Mrs. Martignetti reviewed with Council a written report on the activities of the organization during the Month of August. Mrs. Martignetti advised the 2022 Façade Grant application was recently submitted to the DCED in the amount of \$45,000. BaBB was awarded 25 trees which will be received in October from the Bare Root Tree Grant, Oktoberfest is slated to be held on September 22nd, 23rd and 24th, and the final Farmers Market will be held on Thursday, September 15th and 29th between the hours of 4:00 p.m. to 8:00 p.m. The first Friday theme is "Pumpkin Spice and Everything Nice". Mrs. Martignetti also advised two new businesses are opening, the Bear's Den Fitness at 400 East Second Street and Boyertown Brickworks at 10 South Reading Avenue.

Mr. Endy made a motion, second by Mr. Gabel, to amend the Council agenda to add consideration of a motion to authorize the Borough Solicitor to intervene on behalf of the Borough in the zoning appeal filed by BrickHouse Apartments LLC. The motion was approved.

Solicitor Hartman provided Council with a brief overview of the zoning appeal process and recommended Council authorize him to file a petition to intervene on behalf of the Borough. Following brief discussion, Mr. Endy made a motion, second by Mr. Neubauer, to authorize the solicitor to file a petition to intervene on behalf of the Borough in the zoning appeal filed by BrickHouse Apartments, LLC from the Decision of the Zoning Hearing Board Dated June 29, 2022. The roll call vote reflected the following members voting "yes": Mr. Heller, Mr. Cascino, Mr. Endy, Mr. Neubauer, Mr. Gabel, and Mr. Deery. The motion was approved.

Mr. Deery called for public comment and recognized Mrs. Jamie Cascino, representing the Berks Mont Business Association. Mrs. Cascino noted the BMBA is holding a “Wine Walk” on September 30th, 2022 and would like to use the first row of one hour parking in the TC Parking Lot for Country Line Dancing. Following discussion, a motion was made by Mr. Cascino, second by Mr. Heller, to authorize the Berks Mont Business Association to use the first row of one hour parking in the TC Parking Lot on September 30th, 2022 between the hours of 4:00 p.m. to 9:00 p.m. for Country Line Dancing in conjunction with the BMBA’s Wine Walk. The roll call vote reflected the following members voting “yes”: Mr. Heller, Mr. Cascino, Mr. Endy, Mr. Neubauer, Mr. Gabel, and Mr. Deery. The motion was approved.

Mr. Deery then recognized Ms. Denise Stout, who advised that she wanted to introduce herself as the new Director of the Boyertown Community Library.

Mr. Deery then recognized Rhoads Avenue resident Paul Eckert who addressed Council on concerns regarding the use of Glyphosate based products for controlling weed growth within the public right of way. Mr. Eckert stated that these products will be banned for residential use and are hazardous to humans, pets and wildlife. Mr. Eckert requested Council take action to discontinue use by the borough of glyphosate based products. Mr. Eckert suggested the use of products containing horticultural vinegar found at garden centers and farm stores. Discussion was held on the subject and Council members expressed their understanding of concerns surrounding the use of glyphosate based products. Following discussion, a motion was made by Mr. Neubauer, second by Mr. Cascino, to discontinue the Borough’s use of glyphosate based products for controlling weed growth. The roll call vote reflected the following members voting “yes”: Mr. Heller, Mr. Cascino, Mr. Endy, Mr. Neubauer, Mr. Gabel, and Mr. Deery. The motion was approved.

There being no further business to conduct, a motion to adjourn the meeting at 7:50 p.m. was made by Mr. Heller, second by Mr. Gabel. The next meeting of Boyertown Borough Council will be held on Monday, October 3rd, 2022 at 7:00 p.m.

Respectfully submitted,

Patricia A. Loder
Borough Secretary