

## MINUTES

### REGULAR COUNCIL MEETING August 19, 2024 7:00PM Council Meeting

THE BUSINESS OF THE COUNCIL SHALL BE CONDUCTED IN THE FOLLOWING ORDER:

1. Call to Order by presiding officer  
Moment of silence, Pledge of Allegiance.
2. Roll Call (if quorum is not present, the meeting shall thereupon be Adjourned to a specific date by the majority vote of those present)
3. Review and approval of agenda.
4. Presentation
5. Citizen Correspondence/Personal Appeals - Agenda Items
6. Reports of Committees
7. Business Not Ready for Action or No Action Needed
8. Old Business
9. Introduction of Ordinances and Resolutions
10. Consent Agenda
11. New Business
12. Added Items
13. Citizen Correspondence/Personal Appeals - Non-Agenda Items
14. Adjournment

**ITEM 1. CALL TO ORDER BY PRESIDING OFFICER: Council President Robert Lewis**

**ITEM 2. ROLL CALL (Attendance)**

| <u>COUNCIL MEMBERS</u><br><u>&amp; MAYOR</u> | PRESENT         | ABSENT        | <u>OFFICERS</u> | PRESENT                  | ABSENT        |
|----------------------------------------------|-----------------|---------------|-----------------|--------------------------|---------------|
| LEWIS                                        | <u>X</u>        | <u>      </u> |                 |                          |               |
| JARRETT                                      | <u>X</u>        | <u>      </u> | Chief of Police | <u>X</u>                 | <u>      </u> |
| KARAFINSKI                                   | <u>      </u>   | <u>X</u>      | Solicitor       | <u>X</u>                 | <u>X</u>      |
| LEARN                                        | <u>X</u>        | <u>      </u> | Engineer        | <u>      </u>            | <u>      </u> |
| MOCCIA                                       | <u>X</u>        | <u>      </u> | DPW Foreman     | <u>X</u>                 | <u>      </u> |
| TROIANI                                      | <u>X (Tele)</u> | <u>      </u> | Reporter(s)     | <u>Pete Kendron (PE)</u> | <u>      </u> |
| WOZNIAK                                      | <u>X</u>        | <u>      </u> | Fire Chief      | <u>X</u>                 | <u>      </u> |
| MAYOR BURKE                                  | <u>X</u>        | <u>      </u> |                 |                          |               |
| Borough Manager                              | <u>X</u>        | <u>      </u> |                 |                          |               |

**ITEM 3. REVIEW & APPROVE CURRENT AGENDA:**

Discussion - None

Motion: Mr. Learn Second: Ms. Wozniak

All in favor, agenda approved as presented.

**ITEM 4. PRESENTATION: Greg Martin Promotional Presentation**

**ITEM 5. Citizen Correspondence / Personal Appeals - Agenda Items**

None

**ITEM 6. REPORTS OF COMMITTEES**

MAYOR: Mayor Tim Burke - Thanked police for work on solving recent string of vehicle break ins. Has started collecting for annual coat drive.

ENGINEER: Quad 3 - None

SOLICITOR: Attorney Frank Kepner - None

PERSONNEL: Tom Moccia, Nelson Learn, Jay Jarrett - None

LEGAL AND FINANCE: Tom Moccia, Nelson Learn, Jay Jarrett - None

PARKS AND RECREATION: Teresa Troiani, Ray Karafinski, Jay Jarrett - Thanked all those involved for making Kids Night a success.

EMERGENCY MANAGEMENT: Greg Harkins, Jeri Wozniak, Teresa Troiani, Jay Jarrett - None

STREETS, PARKS, & BUILDINGS: Jack Kyttle - None

FIRE AND WATER: Jeri Wozniak, Ray Karafinski, Bob Lewis - None

CODES, RECYCLING, & ORDINANCES: Nelson Learn, Tom Moccia, Ray Karafinski - Councilperson Moccia questioned why a Codes Officer can't be present for meetings. All questioned status of rental inspections, and described some complaints related to chickens.

SAFETY: Bob Lewis - None

POLICE: Chief Ken Strish - Reviewed monthly stats.

FIRE: Chief Bill Coolbaugh - Report provided.

BAJSA REPORT: See Report - Report provided.

**ITEM 7. BUSINESS NOT READY FOR ACTION:**

1. Camping Ordinance - Request was made by Chief Strish to consider an ordinance based on another he had found. Borough Manager and solicitor will work on a draft.

**ITEM 8. OLD BUSINESS:**

None

**ITEM 9. APPROVAL OF ORDINANCES AND RESOLUTIONS:**

1. Ordinance No. 2024-06 - Amending Borough of Berwick Ordinance No. 2024-04

Discussion: Borough Manager explained how this changes parking restrictions on Wyandotte Avenue.

Motion: Mr. Moccia Second: Mr. Jarrett ☒ Approved, ☐  
Denied, ☐ Tabled

All in favor, ordinance approved.

2. Ordinance No. 2024-07 - Placing Limits on the Legality of Harboring Chickens, Version 1

Discussion: Borough Manager noted that this version would ban roosters, while placing a limit on hens, and requiring a permit.

Motion: Mr. Moccia Second: Mr. Learn ☐ Approved, ☒  
Denied, ☐ Tabled

Council President Lewis called for a roll call vote:

- Mr. Moccia - Yes
- Mr. Lewis - No
- Ms. Wozniak - No
- Ms. Troiani - No
- Mr. Jarrett - No
- Mr. Learn - Yes

Passage of Ordinance failed by a 4-2 vote in opposition.

3. Ordinance No. 2024-07 - Placing Limits on the Legality of Harboring Chickens, Version 2

Discussion: Borough Manager noted that this version would ban roosters, but would place no limits on ends, and would not add any permits or fees. Manager also noted that, if approved, Code Officers would not be driving looking for roosters, and action would largely be triggered by neighbors noting the presence of roosters. Finally, Manager noted that owners of roosters would be sent a letter giving 30 days to get rid of roosters before any sort of legal action would be taken.

Motion: Mr. Jarrett Second: Ms. Wozniak ☒ Approved, ☐  
Denied, ☐ Tabled

Council President Lewis called for a roll call vote:

- Mr. Learn - Yes
- Mr. Jarrett - Yes
- Ms. Wozniak - Yes
- Mr. Lewis - Yes
- Mr. Moccia - No
- Ms. Troiani - Yes

Passage of Ordinance approved by a 5-1 vote in favor.

#### **ITEM 10. CONSENT AGENDA**

1. Consider and take action to approve all items on the Consent Agenda, as follows:
  - a. Approve the minutes of the August 5, 2024 meeting of Council
  - b. Approve payment of the August 2024 bill listing
  - c. Approve Borough of Berwick Non-Uniformed Pension Plan 2025 MMO in the amount of \$125,233
  - d. Approve Borough of Berwick Police Pension Plan 2025 MMO in the amount of \$293,085.01

Discussion: None

Motion: Mr. Jarrett Second: Ms. Troiani ☒ Approved, ☐ Denied, ☐ Tabled

All in favor, consent agenda approved.

#### **ITEM 11. NEW BUSINESS**

1. Consider and take action to approve CDBG Washington Street Reconstruction Project Change Order #1, in the additional amount of \$23,380, to be paid utilizing CDBG funds.

Discussion: None

Motion: Mr. Learn Second: Mr. Jarrett ☒ Approved, ☐ Denied, ☐ Tabled

All in favor, motion approved.

#### **ITEM 12. ADDED ITEMS**

None

#### **ITEM 13. Citizen Correspondence / Personal Appeals - Non-Agenda Items**

None

**\*Council President Lewis announced that there would be an executive session after adjournment, for the purpose of discussing specific City Hall personnel.**

**ITEM 14. ADJOURNMENT:** Motion: Ms. Wozniak Second: Mr. Jarrett

Meeting adjourned.