

**MINUTES**

**REGULAR COUNCIL MEETING  
October 3, 2022  
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. Approval of the preceding meeting minutes if correct and rectifying mistakes if any exist.
7. Business Not Ready for Action or No Action Needed
8. Old Business
9. Introduction of Ordinances and Resolutions
10. New Business
11. Added Items
12. Citizen Correspondence/Personal Appeals - Non-Agenda Items
13. Adjournment

**ITEM 1. CALL TO ORDER BY PRESIDING OFFICER: Council President Teresa Troiani**

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

<u>COUNCIL MEMBERS &amp; MAYOR</u>	<u>PRESENT</u>	<u>ABSENT</u>	<u>OFFICERS</u>	<u>PRESENT</u>	<u>ABSENT</u>
TROIANI	<u>  X  </u>	<u>      </u>			
LEARN	<u>  X  </u>	<u>      </u>	Chief of Police	<u>  X  </u>	<u>      </u>
JARRETT	<u>  X  </u>	<u>      </u>	Solicitor	<u>  X  </u>	<u>      </u>
LEWIS	<u>  X  </u>	<u>      </u>	Engineer	<u>      </u>	<u>  X  </u>
MOCCIA	<u>  X  </u>	<u>      </u>	DPW Foreman	<u>  X  </u>	<u>      </u>
TALANCA	<u>  X  </u>	<u>      </u>	Reporter(s)	<u>Susan Schwartz (PE)</u>	<u>      </u>
WOZNIAK	<u>  X  </u>	<u>      </u>	Fire Chief	<u>  X  </u>	<u>      </u>
MAYOR BURKE	<u>      </u>	<u>  X  </u>			
DAMIEN SCOBLINK, MANAGER	<u>  X  </u>	<u>      </u>			

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

Discussion - None

Motion: Mr. Jarrett Second: Mr. Talanca

All in favor, agenda approved.

**ITEM 4. PRESENTATION:** None

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

- Tim Farver, Eagle Hose - Expressed that he was present to stand up against the closure of Eagle Hose. Reports that the company has complied with every requirement to date.
- Sandy McAfee, Eagle Hose - Reports that Eagle Hose is working hard to fix the issues that exist at the company. Asked Council for more time to get things fixed.

**ITEM 6. APPROVAL OF THE MINUTES OF THE PRECEDING MEETINGS**

- Regular Council Meeting of September 19, 2022.

Discussion - None

Motion: Mr. Learn      Second: Mr. Lewis

All in favor, minutes approved.

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

1. Event Permits - Borough Manager requested Council, having had time to consider the issue, determine whether or not it wishes to move forward in any way with event permits. Mr. Talanca recommends a committee to see this done right. Mr. Jarrett noted not wanting to regulate private property. Mr. Lewis noted that one major goal of the initial recommendation was to recover Borough expenses related to outside events. Issue was sent back to Safety Committee, with Mr. Talanca and Ms. Wozniak agreeing to participate, along with Mr. Lewis.
2. Fire Police Vehicle Maintenance - Borough Manager explained situation with vehicle. Council requested that establishing a budget for a vehicle purchase be added to a future agenda.
3. Permit Fee Updates - Borough Manager explained recommendation from Codes Committee to update some permit fees. No opposition to Borough Manager beginning process of formally doing so.
4. 2018 IPMC - Borough Manager explained recommendation from Codes Committee to begin process of moving from 2015 to 2018 International Property Maintenance Code. No opposition to Borough Manager beginning the process of formally doing so.
5. Around the Table
  - a. Chief Strish - Received equipment grant for a camera.
  - b. Chief Boone - Received grant from PA American Water.

c. Mr. Kyttle - Noted that MS4 annual report has been submitted, as required. Also reminded all present that Riverfest is this weekend.

**ITEM 8. OLD BUSINESS:**

None

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

1. Resolution No. 2022-02 - Supporting Berwick Arts Association's Inclusion in the Pennsylvania Council on the Arts Creative Communities Pilot Initiative

Discussion: Borough Manager noted that this was requested by the Association as a last step for them to receive grant funding, and does not but any expectations or requirements on the Borough.

Motion: Mr. Jarrett Second: Mr. Talanca  Approved,  Denied,  Tabled

All in favor, Resolution No. 2022-02 approved.

**ITEM 10. NEW BUSINESS**

1. Consider and take action to approve payment of \$250,000 to Berwick Area Swimming Pool, Inc., for payment of Aquatic Facility Design, Inc. Invoice #10290, to be paid utilizing CLFRF funds.

Discussion: None

Motion: Mr. Learn Second: Mr. Lewis  Approved,  Denied,  Tabled

All in favor, motion approved.

2. Consider and take action to approve advertisement of Ordinance 2022-05, Amending Ordinance 93-9.

Discussion: Borough Manager explained purpose of the Ordinance.

Motion: Mr. Talanca Second: Mr. Moccia  Approved,  Denied,  Tabled

Voting in favor were Councilpersons Troiani, Jarrett, Lewis, Moccia, Talanca and Wozniak. Councilperson Learn abstained, due to position on the board of BAJSA. Motion approved by a 6-0 vote in favor, with one abstention.

3. Consider and take action to approve advertisement of Ordinance 2022-06, Regulating Mobile Home Parks and the Mobile Homes Located Therein.

Discussion: Borough Manager explained that this has been discussed previously, with the stated desire by Council to allow a similar

Ordinance from a neighboring municipality to be tested prior to passing one for the Borough. With that having now happened, the Borough is prepared to pass a similar Ordinance.

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

All in favor, motion approved.

4. Consider and take action to approve payment of Don E. Bower, Inc. East Third Street Reconstruction Pay App #2, in the amount of \$200,365.11, with payment to be disbursed as follows:

- \$72,217.56 to be paid utilizing State Liquid Fuels funds; and
- \$65,500 to be paid utilizing General Fund funds; and
- \$62,647.55 to be paid utilizing CLFRF funds.

Discussion: Borough Manager clarified that this is the final payment for the project.

Motion: Mr. Talanca Second: Mr. Learn  Approved,   
Denied,  Tabled

All in favor, motion approved.

5. Consider and take action to approve October 6, 7 and 8, 2023, as dates for Riverfest.

Discussion: None

Motion: Mr. Lewis Second: Ms. Wozniak  Approved,   
Denied,  Tabled

All in favor, motion approved.

6. Consider and take action to accept Berwick Fire Board recommendation to immediately close Eagle Hose Company No. 2, and begin the process of legally removing from the Berwick Fire Department.

Discussion: Mr. Talanca expressed desire to work with Eagle develop a timeline to make things right. Ms. Wozniak noted a desire to give the full year before making a final decision. Mr. Lewis noted that multiple chances have been given, including with goals and benchmarks. Chief Boone reviewed the timeline, starting from suspension and leading up to the present. Motion was made to table decision until the end of the year.

Motion: Mr. Talanca Second: Ms. Wozniak  Approved,   
 Denied,  Tabled

Voting in favor of motion to table were Councilpersons Troiani, Learn, Moccia, Talanca and Wozniak. Voting in opposition were Councilpersons Jarrett and Lewis. Motion to table approved by a 5-2 vote in favor.

7. Consider and take action to approve payment of Barry Isett & Associates Invoice #0171240, in the amount of \$1,875, billed to BAJSA.

Discussion: Borough Manager explained the invoice.

Motion: Mr. Talanca Second: Ms. Wozniak  Approved,  
 Denied,  Tabled

All in favor, motion approved.

**ITEM 11. ADDED ITEMS**

None

**ITEM 12. Citizen Correspondence / Personal Appeals - Non-Agenda Items**

- Frank Burbick - Questioned any updates on the hospital. Council noted it had no formal updates.

**ITEM 13. ADJOURNMENT:** Motion: Mr. Talanca Second: Ms. Wozniak

Meeting adjourned.