

MINUTES OF THE BIRDSBORO BOROUGH COUNCIL MEETING  
NOVEMBER 6, 2017 7:00 P.M. – BOROUGH HALL

**Council Members Present:** Joseph Peterson, Mayor  
Cindy, McGee, Vice President  
Steve Lusky, Member  
Neil McCauley, Member  
David Blank, President  
Robert Myers, Member  
Peter Uhniat, Member  
Richard Happel, Member

**Staff & Professionals:** Terry Weiler, Solicitor  
Theodore Roth, Chief of Police

**Call to Order:** President Blank called the meeting to order at 7:00 p.m. and led the Pledge of Allegiance to the Flag.

Opening prayer was led by Pastor Devin Blankenbiller of Abundant Life Assembly of God Church.

Public Comment on Agenda Items

**Minutes – October 16, 2017**

A **motion** was made by Councilman Uhniat and seconded by Councilman McCauley to approve the October 16, 2017 Budget and Council Meeting minutes. Motion carried 7-0.

**Bills List**

A **motion** was made by Councilman Lusky and seconded by Councilman McCauley to approve the Bills List dated November 6, 2017 and checks for ratification dated October 17, 2017 through November 5, 2017. Motion carried 7-0.

**Manager's Report**

Mill Street Waterline Project

Manager Durso provided an update of the Mill Street Waterline Project.

Birdsboro Power Equipment Move Update

Manager Durso provided an update regarding the moving of the equipment for Birdsboro Power.

Birdsboro Community Memorial Center 5K Run

A **motion** was made by Councilman Lusky and seconded by Councilman Myers to approve the Birdsboro Community Memorial Center's 5K Run for December 6, 2017. Motion carried 7-0.

**Engineer's Report**

Engineer Boyer was not present.

**Emergency Management**

N/A

**Fire Department**

N/A

**Mayor/Police Reports**

Mayor Peterson noted there is an internet exchange zone in the Borough parking lot.

Chief Roth reviewed his report with Council. Chief Roth noted that an additional camera was installed to cover more of the Borough Hall parking lot area. Chief Roth provided an update of the state fees for traffic and non-traffic citations.

**Solicitor's Report**

**Fire Escrow Law Ordinance**

A **motion** was made by Councilman Happel and seconded by Councilman Uhniat to authorize the advertising for the Fire Escrow Law Ordinance. Motion carried 7-0

**Council Reports**

**Vice President McGee** – Vice President McGee noted that Christmas in Birdsboro is moving forward for December 9, 2017 and noted that the ice sculptures will be covered by a donation. Vice President McGee asked for funding for replacement of the pavilions at Rustic Park to help bring in larger events.

Vice President McGee noted that the pavilions at Rustic Park need to be replaced as they are unsafe. Councilman Myers asked for input from Engineer Boyer regarding the safety of the pavilions.

A **motion** was made by Councilman Lusky and seconded by Vice President McGee to take \$150,000.00 from the monies received from Birdsboro Power to go towards replacement of the four pavilions at Rustic Park. Councilman Myers stressed that he felt this vote is being made in haste. He would like input from Engineer Boyer on the conditions of the pavilions. Councilman Myers stated that Pavilion 3 and its condition needed to be addressed but he wanted the engineer's opinion on the other three pavilions. A roll call vote was taken.

Councilman Lusky -	yes
Vice President McGee -	yes
Councilman Happel -	yes
President Blank -	yes
Councilman McCauley -	no
Councilman Myers -	no
Councilman Uhniat -	yes

Motion carried 5-2.

**Councilman Uhniat** – Councilman Uhniat noted that he attended the DEP public meeting and various representatives from various sides were present and he noted the meeting was fairly balanced.

**Councilman Myers** – Councilman Myers asked Solicitor Weiler his opinion on the legality of Ordinance No. 469 (Trash Hauler Ordinance) and asked his opinion in the event the Borough is challenged and Solicitor Weiler noted that he could not answer that question.

A **motion** was made by Councilman Myers and seconded by Councilman Happel to repeal Ordinance No. 469 (Trash Hauler Ordinance). A roll call vote was taken.

Councilman Lusky -	no
Vice President McGee -	no
Councilman Happel -	yes
President Blank -	no
Councilman McCauley -	yes
Councilman Myers -	yes
Councilman Uhniat -	no

Motion failed 3-4.

**President Blank** – President Blank noted that there is a need for additional storage at Borough Hall and proposed a \$1,550.00 project to provide more storage. President Blank noted that the Borough received \$1,256.00 for the sale of a tractor and only \$300.00 was spent on the new sign at Borough Hall.

A **motion** was made by Councilman Lusky and seconded by Vice President McGee to approve the additional storage project to be done in 2018. Motion carried 7-0.

#### Police Vehicle

There was a brief discussion regarding a new police vehicle. No action was taken.

#### Employee Increases

A **motion** was made by Councilman Lusky and seconded by Councilman Uhniat to approve a 4% increase for the Administrative staff in the 2018 budget worksheet. Motion carried 7-0.

#### Public Comment

David Snyder of 348 Drew Court noted concerns of spending without a plan and noted he felt that Council attacks those making public comment.

Tony Scioli of 611 Elm Street noted that Council has a negative tone.

**Councilman Lusky** – Councilman Lusky read a resignation letter stating that he is resigning from Council as of the completion of this evening’s meeting.

**ADJOURNMENT:** The meeting adjourned at 8:30 p.m.

Respectfully submitted,

Aaron J. Durso  
Borough Secretary