

MINUTES OF THE BIRDSBORO BOROUGH MEETING  
MARCH 5, 2018 7:00 P.M. – BOROUGH HALL

**Council Members Present:** Joseph Peterson, Mayor  
Richard Happel, President  
Neil McCauley, Vice President  
Robert Myers, Member  
David Blank, Member  
Austin Peterson, Member  
Mary Ann Cotter, Member  
Anthony Scioli, Member

**Staff & Professionals:** Aaron J. Durso, Manager  
Theodore Roth, Chief of Police  
Robin Levensgood, Solicitor

**Call to Order:** President Happel 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 Jim Farnsworth of St. Mark's Lutheran Church.

**Presentation by Birdsboro American Legion Post 626 – The Wall that Heals**

Denise Harner and Deana Baer from the American Legion Post 626 were present to provide a presentation of the Wall that Heals. It will be at the Daniel Boone High School from July 5-8. There will be shuttle service provided to the High School and there will be a candlelight service and Saturday Memorial service.

**Presentation by PFM – Borough's Pension Fund Investor**

Alex Goldschmidt, of PFM, reviewed with Council the Borough's Pension Fund portfolio.

**Public Comment of Agenda Items**

There was no public comment on agenda items.

**Minutes– February 19, 2018 Council Meeting**

A **motion** was made by Vice President McCauley and seconded by Councilman Peterson to approve the February 19, 2018 Council Meeting minutes. Motion carried 7-0.

**Bills List**

A **motion** was made by Councilman Blank and seconded by Vice President McCauley to approve the Bills List dated March 5, 2018 and Checks for Ratification dated February 20, 2018 – March 4, 2018. Motion carried 7-0.

**Manager's Report**

**American Legion Post 626 Donation Request**

A **motion** was made by Councilman Peterson and seconded by Councilwoman Cotter to approve the \$1,500 donation from the Harms Benefits Fund for the American Legion Post 626, for renovation to include the addition of a large window and installation of a motorized fan as the current ventilation system in the social quarters is inadequate. Motion carried 6-0-1 with Councilman Myers abstaining due to his position of Financial Officer for the American Legion Post 626.

Pioneer Crossing Landfill Permit Modification

Manager Durso shared with Council the letter he received from Berks County Planning Commission regarding the Pioneer Crossing Landfill Permit Modification and noted that anyone from Council can attend the County Planning Commission meeting.

Annual Municipal Officials' Dinner

Manager Durso noted the Annual Municipal Officials' Dinner is March 22 and reservations are due by March 20.

Resident Correspondence – 631 E. Main Street

Manager Durso reviewed with Council recent correspondence addressing concerns posed by the residents at 631 E. Main Street.

Oil Heater at PWD

Manager Durso provided an update regarding the oil heater leak and cleanup at the Public Works Department.

Turkey Hill Liquor License Transfer Request

Mayor Peterson asked if there are seating requirements for a liquor license.

A **motion** was made by Vice President McCauley and seconded by Councilman Peterson to approve the transfer of the Liquor License into Birdsboro for the Turkey Hill site.

A roll call vote was taken:

President Happel	no
Vice President McCauley	no
Councilman Myers	no
Councilman Blank	no
Councilman Peterson	no
Councilman Scioli	no
Councilwoman Cotter	no

Motion failed 0-7.

Rustic Park Pavilions

The bids for the Rustic Park Pavilions were reviewed. A **motion** was made by Councilman Blank and seconded by Councilman Peterson to award the bid to Kinsley Construction with the bid total line not to exceed \$140,000 as the electrical work will be done separately. Motion carried 7-0. Manager Durso noted that Keiwit Construction, contractor for the Birdsboro Power Project, has agreed to donate the electrical supplies, equipment and staffing for the electrical portion of the Rustic Park Pavilions project.

Coaching

A **motion** was made by Councilman Blank and seconded by Vice President McCauley to approve Manager Durso coaching track at the Daniel Boone Middle School for the spring season. Motion carried 7-0.

Center for Excellence in Local Government

A **motion** was made by Vice President McCauley and seconded by Councilman Myers to approve the \$300 donation to the Center for Excellence in Local Government for the 2018 Municipal Sponsorship. Motion carried 7-0.

Engineer's Report

Manager Durso read a review letter prepared by Engineer Boyer regarding the transfer of the Liquor License for Turkey Hill.

Mayor/Police Reports

Chief Roth reviewed his monthly report with Council. Chief Roth noted that the new police vehicle has been ordered and the loan documents have been executed.

An Executive Session was held at 7:42 p.m. and the regular meeting reconvened at 7:50 p.m. Solicitor Levenson noted the Emergency Management Plan for 2018 was discussed.

Emergency Management

Ken Imes reviewed the Emergency Management Plan for 2018 with Council. A **motion** was made by Vice President McCauley and seconded by Councilman Scioli to adopt the Emergency Management Plan for 2018. Motion carried 7-0.

Fire Department

No new report

Parks and Recreation

The Parks and Recreation report was e-mailed to Council. There was a discussion regarding ballfield use.

Solicitor's Report

A **motion** was made by Councilwoman Cotter and seconded by Vice President McCauley to approve Ordinance No. 474 authorizing the Municipality to enter into an Intergovernmental Cooperation Agreement with other municipalities to participate in the Berks County MS4 Steering Committee for the purpose of collaboratively meeting the educational requirements of the 2018-2023 MS4 NPDES Permit. Motion carried 7-0.

Council/Committee Reports

**Councilman Myers** noted he will be unable to attend the March 19 Council meeting.

**Councilman Scioli** noted that March is Women in History month.

**Councilwoman Cotter** proposed a resolution be adopted to approve the Junior Council Program for the Borough of Birdsboro. A **motion** was made by Councilwoman Cotter and seconded by Councilman Myers to approve Resolution No. 2018-23 establishing the Junior Council Program for the Borough of Birdsboro. Motion carried 7-0. Councilwoman Cotter thanked Solicitor Weiler for guidance at the last Council meeting held February 19.

**Councilman Happel** noted he had contacted Senator Schwank's office regarding a proposed legislation for local municipality radar use and Councilman Happel was referred to Representative Maloney.

**Public Comment**

**Bob** Jacobs of E. Main Street asked about the notice of intent to remediate letter sent from Birdsboro Power to Birdsboro Borough in December 2016. Manager Durso and Mayor Peterson reviewed the letter and the process with Mr. Jacobs and there was a brief discussion between Mr. Jacobs and Council.

Tom Brungard, 908 Union Street, thanked Council for denying the Liquor License transfer request for Turkey Hill.

**ADJOURNMENT:** The meeting adjourned at 9:00 p.m.

Respectfully submitted,

Aaron Durso  
Borough Secretary