

**Orwigsburg Borough Council**  
**Meeting Minutes**  
**July 11, 2018**

The Orwigsburg Borough Council met on Wednesday, July 11, 2018 in Council Chambers. President Michele Rudloff called the meeting to order at 7:30 and the Pledge of Allegiance was recited.

In attendance were: President Michele Rudloff; Vice President Susan Murphy. Councilors: Paul Bedway, Brian Baldwin, Rod Schaeffer, Katie Bedway and Angie Hoptak – Solga. Mayor Barry Berger, Solicitor Paul Datte, Planning Consultant Chris Bentz, Borough Manager Robert A. Williams, Borough Secretary Sherry M. Edwards.

Visitors: Kris Fessler of 510 North St; Carmen Gelches of 515 E. Church St; Bill Knecht of 204 S. Warren St, Kerry Mariano of 3027 Ridgeview Dr; Rick Bubeck of 415 Marshall Drive; Jerry Einsig of 455 Marshall Dr; Fire Chief Jesse Zimmerman; Police Chief John Koury; Bookkeeper Kathi Mengle; Streets/Utility Manager Dave Teter; Patrolman Tanner Noecker; Michael Lado of South Schuylkill News; David Barr of Republican Herald.

**Minutes**

A motion to approve the minutes from the June 6, 2018 and June 13, 2018 meetings as presented was made by Katie Bedway, second by Rod Schaeffer. Unanimous.

**Treasurers Report**

The May 2018 Treasurer's Report was presented to Council

**Tax Collectors Report**

Tax Collector's Report for June was presented to Council as follows:

Real Estate	\$47,309.62
Per Capita	\$ 1,221.60
Occupation	\$ 355.60

**Tax Exoneration List #6**

A motion to approve Tax Exoneration List #6 was made by Paul Bedway, second by Rod Schaeffer. Unanimous.

## June 2018 Building Permits

- 0- New Permit issued at \$00.00 total value
- 4 Renovation Permits issued at \$10,500.00 total value

### Public Comment:

Kris Fessler of 510 North Street addressed Council on the condition of North St & Decatur St along with the top section of N Perry St. These streets have no drainage. He would like to get answers on why these streets cannot be taken care of. How much money is being wasted on 2b stone to fill in and washed out with the next storm. When the 2b stone washes down its collapsing the piping at Church St and Perry St then clogs Mifflin and is creating sink holes. He has been told North St & Decatur are not ordained streets and there is no liquid fuels money. This problem didn't exist before the school put in the soccer field. Why isn't the school held accountable for this.

Bob agrees with Kris and noted those roads are horrendous and are in unacceptable condition. These roads have public water and sewer and a fire hydrant but they are dirt roads that get washed out from the soccer field when it rains. It takes the borough crew a good 8 hours to fix the road where it needs to be with the 2b stone. It would take close to \$1,000,000 to install drainage, widen and install a base, along with conveying storm water to Mifflin. North St is a dedicated road but Decatur is not. The former Solicitor did address this issue with the school but didn't get very far.

Jerry Einsig of 455 Marshall Drive asked what about our problem on Marshall Dr that has been going on for 2 years.

This will be addressed later in the agenda.

### Budget Review

Bob reviewed the current budget standings:

General fund Revenue 75% - Expenditures 59%  
Water fund Revenues 51% - Expenditures 54%  
Sewer fund Revenues 57% Expenditures 56%  
Sanitation Fund Revenues 54% Expenditures 53%

At half way point into the budget, target objective should be 50%  
Real Estate Market is doing extremely well – Increase in Real Estate Transfer Tax  
Continue to underfund expenditures. Age of equipment and infrastructure drives up expenditures, considered a structural deficit, need to add a mil or two to catch up the deficit  
Prior to 2014 we were funding the deficit through Reserves.

Water Fund expenditures up due to several water main breaks since January (just had another one last week on Industrial Dr)

Sewer Fund expenditures up due to infrastructure repairs this winter

Rick Bubeck of 415 Marshall Dr asked about the possibility of leasing or timbering the watershed (reservoir)

Bob responded we don't have access to the property and cannot locate the deed. Bob told Rick and Jerry they are more than welcome to research locating the deed.

## **2017 Audit**

### **Smith Elliott Kearns & Company**

For the past several years the borough's audits have been submitted late to DCED. Bob met with Smith Elliott Kearns & Company to discuss their firm conducting the 2017 Audit. This firm was recommended by PSAB. Currently all documents pertaining to the audit need to be scanned / photocopied and forwarded to Patton & Co. Smith Elliott Kearns & Company will send an auditor to the borough office to conduct the audit.

### **Budget Committee Meeting, September**

The Budget Committee which consists of Paul Bedway, Brian Baldwin and Rod Schaeffer will meet in September to discuss the 2018 Budget.

### **Police Department Report**

Chief John Koury presented the June report:

Currently the Department employs 5 Full Time Police Officers. In a 1997 DCED Study, results showed there should be 7 Full-Time Police Officers to adequately staff the Department and provide 24/7 coverage. The recent Borough survey results showed 66% of the residents are in favor of 24/7 police protection. Chief Koury asked for authorization to begin testing in September/October to create an eligibility list to hire in January 2019.

The suggestion was made to hire more part time officers.

Chief Koury told council he doesn't use part timers because they can't follow through with an incident in a timely manner, they're fulltime job is their first priority; also, its too costly to outfit them with equipment and uniforms and training. Budget allows for \$25,000 in part time expense.

Kris Fessler works for Schuylkill County 911 Center, he noted Orwigsburg has the best Police Department in the County. Municipalities who do not have a police department depend on State Police for coverage and when there is a crime in progress the response time is not good. Think about it could be one of our taxpayer's life in danger.

A motion to advertise for an additional Full-Time Police Officer and begin testing to create an eligibility list was made by Brian Baldwin, second by Katie Bedway.

On a roll call vote taken by Secretary Edwards vote was as follows:

Paul Bedway – No    Brian Baldwin – Yes  
Susan Murphy – No    Rod Schaeffer – Yes  
K Bedway – Yes    Angie Hoptak – Solga - No  
Rudloff – Yes. Motion carried.

Councilor Hoptak-Solga participated in the Ride-A-Long program and informed Council she found it very interesting. She was surprised with the amount of traffic going through town from out of the area. Was surprised with the variety of calls, amazed with the technology in the police cars and would like to participate again.

Chief Koury said 95% of the arrests made are people from out of the area. He encourages those who have not did a ride along yet to please participate.

Patrolman Tanner Noecker requested Council not advertise for the New Officer unless they were serious about hiring another Police Officer. He stated the cost to the Borough, and the misrepresentation to the applicants and the community.

#### **June Police Report:**

834.5 Regular hours  
84.5 Overtime hours  
    18 Overtime hours were for 9 District Court Hearings  
30 Vacation hours  
47.5 Training hours  
    4 Officers attended Hi-Risk Vehicle Stop Training  
    1 Officer attended Instructor Taser Recert.  
996.5 Total hours  
3,380 Miles logged on vehicles  
351.5 Vehicle Patrol hours  
25.5 Foot Patrol hours  
72 Hours Traffic Enforcement  
6 Hours Bike Patrol

279 Incidents for the month – down 82 from May 2018 – up 13 from last year (June 2017)  
    150 Handled by dayshift  
    129 Handled by night shift  
    12 Reportable Crimes  
39 Traffic Citations issued  
55 Traffic Warnings issued  
1 Non-Traffic Ticket issued  
10 Parking Tickets issued  
3 Drug Arrests

- 1 Alcohol DUI
- 2 Drug DUI
- 1 Public Drunk
- 4 Domestic
- 2 Warrants served
- 19 Police Assists
- 21 EMS Assists

The July 2018 Police Report is attached to minutes.

Next month on the agenda we'll acknowledge our Officer, EMS and Fire Co with the save of a 24-year-old who went into cardiac arrest.

### **Fire Company Report**

Fire Chief Jesse Zimmerman present the 2018 June report:

Fires	3
Rescue & Emergency Medical Service	6
Service Calls	2
False Alarm & False Call	<u>2</u>
Total calls	13

Y-T-D - 116 calls

52.59 Man Hours on Fire Dept responses for the month:

- 24.51 East Brunswick
- 6.46 North Manheim Township
- 16.06 West Brunswick Township
- 1.30 New Ringgold Borough
- 3.46 Orwigsburg Borough

610.01 Man Hours on Fire Department responses Year-to-Date

Do far 38 people in the Orwigsburg Area have signed up for the Smoke Detector Program. A date will be set in the near future when the detectors will be installed.

### **Old Business**

Solicitors Report – Paul Datte

- 1. Pine Creek Retirement Community
- 2. Blue Mountain Retirement Community
- 3. Villas of Orwigsburg

Nothing new to report on items 1, 2 and 3.

Sopko/SCMA – proposal has been conveyed but Sopkos came back with more issues – we’re not varying from the proposal, have not heard back from the Sopkos.

Rental Ordinance has been prepared and advertised. Rental Ordinance #432 will then reference Ordinance #431 the adoption of the 2018 Property Maintenance Code which was prepared and advertised as well. All comments from professionals and the increase in fees have been incorporated into Ordinance #432.

## **Borough Managers Report**

### **Black Mold in Police Departments Ventilation System**

On June 21<sup>st</sup> while Yost Mechanical was performing the annual routine maintenance on the a/c units at borough hall they discovered black mold in the police a/c unit ducts. All the air being drawn into the system for the police station comes directly from the basement, not outside. The majority of the mold has been removed but Yost recommends replacement of the system at a cost of \$23,400.00. Check with the Solicitor and confirmed the situation constitutes an emergency therefore no bids are required.

### **SSO (Sanitation Sewer Overflow) Event**

Heavy rains on July 4<sup>th</sup> caused an SSO on North Warren St and was reported to PA-DEP by SCMA. This was the 3<sup>rd</sup> event for the year at the same location.

### **Water Main Break**

On July 2, 2018 there was a water main break on Ridge Rd. Old water pipe failed, valve was replaced.

### **Borough Wide Flooding, June 28<sup>th</sup> & July 4, 2018 Storm Water Management is a Municipal Responsibility**

Borough Hall received numerous calls and visits from residents who experienced flooding at their residences. Pictures and e-mails regarding the flooding were forwarded to Council. Dave Teter and Slade Bugajinsky took an inventory of Broken or Clogged Storm Drains and where Storm Drains are needed:

- 3 Step Improvement Program
- Repair Broken/Clogged Storm-Water Drains, 50
- Identify/Install Storm-Water Drainless Streets 66
- Develop Brough-Wide System (that works)
  - Fix and unclog 50 Storm Drains
  - Install 66 Storm Drains

- Identify funding source
- Communicate with the school and figure out how to channel the water to areas where it won't flood anyone out.

## **2018 Streets Report**

Dave Teter reviewed a list of Streets where storm water drainage is an issue. Either storm drain is blocked or in poor condition or there is no drainage and drains need to be installed and what streets need to be repaved due to poor drainage or need to be paved initially.

A 2004 Summary and Cost Estimate of inlet repairs throughout the Borough is \$62,280,00; Bill McMullen noted to double the costs for a more current estimate.

The Borough continues to take steps in the direction of doing projects in-house using Borough labor and equipment in order to keep costs down.

Bill McMullen will forward all materials he had previously on North & Decatur Sts to Solicitor Datte in order to revisit the discussion of right of way access.

## **Economic Development Meeting, July 10, 2018**

### **Schuylkill EDC (Economic Development Corporation)**

Bob met with Frank Zukus and Brian H. of SEDCO and toured the Industrial Park the goal of the meeting was to identify funding for paving and drainage of Industrial Dr. We need to draw additional businesses to Orwigsburg. Bob would like to pursue two programs:

ARC (Appalachian Regional Commission)

Act 89 LVR (Low Volume Road) repair/paving

One of the key factors is the road improvements will entice economic development

## **Orwigsburg Industrial Park Road Improvements – Clearly Clean**

LERTA (Local Economic Revitalization Tax Abatement)

State Program – any new construction the new tax assessment for the first 10 years would be 50% of the county's assessed value. The borough would receive half of the assessed value for the first 10 years. At the end of 10 years it would go to 100%. Frank Zukus will be attending the August meeting to explain the program and answer any questions. The County and Blue Mountain School would also adopt what we put in the program. The borough could include all properties zoned Industrial. A Public Hearing is required, then the School District needs to agree along with the County as well. Program is only for new construction and stays with the property. Cannot apply for LERTA after the Certificate of Occupancy is issued.

### **Federal Square Plaza**

Bob informed Council on June 21, 2018 he had a meeting with Dan Goodman one of the partners that own Federal Square. Tom Trella who owns Cigar Box (in St Clair) is interested in locating one of his stores where Subway used to be. Cigars, tobacco and vaping supplies will be sold, also as part of the store would be a humidor. Tom Trella is working with ARRO on regulations that will need to be met.

### **St Luke's Ground Breaking**

On Thursday, July 12, 2018 from 1:00 pm to 3:00 pm St. Luke's will be hold their Ground-Breaking Ceremony. All of Council was invited. Bob will attend to represent the Borough.

### **Engineer's Report – Bill McMullen, ARRO Engineers**

The Solicitor addressed both Ordinances earlier in the meeting.  
Ordinance No 431, 2018 Edition International Property Maintenance Code  
Ordinance No 432, Annual Registration and Minimal Standards

### **Planning Engineer's Report – Chris Bentz, Benesch Engineers**

#### **Downtown Curb and Sidewalk Improvement Project**

Project includes curb and sidewalk replacement around the square. Newer existing sidewalks will not be replaced. Also includes the curbs on both islands, down spouts and trees. Cost estimate is \$950,000.00. Currently no match requirement. DCED Multimodal Transportation Fund Grant Application is due at the end of the month. Currently no cost to the Borough. Will need to approve Resolution #2018-016.

#### **Clearly Clean LLC**

Waiting for Storm Water agreement and posting Financial Security. The last granted 30 day extension will run out on August 10<sup>th</sup>.

### **Committee Reports**

#### **Street, Lights & Buildings**

A motion to authorize Yost Mechanical Incorporated Indoor Air Solutions, of Schuylkill Haven Pa, the Emergency Contract to remove and replace the Borough Hall Basement Air Conditioning



System, in the amount of \$23, 400.00 to be completed as soon as possible was made by Sue Murphy, second by Paul Bedway. Unanimous.

A motion to approve Ordinance #431 and Ordinance #432 revising and updating the Borough's property rental policy and procedures was made by Sue Murphy, second by Paul Bedway. Unanimous.

A motion to approve Resolution #2018-016 authorizing the application for the PA DCED Multimodal Grant for the Downtown Curb and Sidewalk Improvement Project in the amount of \$950,000.00 was made by Sue Murphy, second by Paul Bedway. Brian Baldwin abstained due to Benesch Engineers is his employer. Motion carried.

### **New Business**

### **COG**

Councilor Murphy mentioned the next COG meeting is scheduled for Thursday, September 20, 2018 at 7:00 pm at Borough Hall in Council Chambers.

### **Community Activities/Events**

The Orwigsburg Business & Professional Association will be holding Farm to Square on Thursday, August 9, 2018 from 5:30 to 9:00 pm on the Square.

The Orwigsburg Police Department will be holding Coffee with a Cop on Veterans Memorial on Saturday, August 11, 2018 from 9:00 am to 12:00 Noon.

### **Correspondence – None**

### **Bills**

A motion to approve and ratify the Accounts Payable for General, Water, Sewer, Sanitation, State, Grant, Credit Union, and Capitol Improvement accounts was made by Brian Baldwin, second by Sue Murphy. Unanimous.

Officer Noecker gave Council a brief history on the National Initiative "Coffee with a Cop"

There being no further business the meeting was adjourned at 9:55 pm.

Respectfully submitted,

Sherry M. Edwards  
Borough Secretary

July 10, 2018

# Calls for Service - by UCR Code

Incidents Reported Between 06/01/2018 and 06/30/2018



All Municipalities

Code	Description	Primary Count	Secondary UCR Count		
			Code 2	Code 3	Code 4
0591	CIVIL COMPLAINT	1			
1110	BAD CHECK	1			
1130	FLIM FLAM	1			
1831	NARCOTICS-POSSESSION-MORPHINE,HEROIN,ETC	0	1		
1832	NARCOTICS-POSSESSION-MARIJUANA,ETC.	1	1		
1891	DRUG EQUIPMENT VIOLATIONS	0		2	
2111	DRIVING UNDER THE INFLUENCE - ALCOHOL	1			
2121	DRIVE UNDER INFLUENCE - DRUGS	2			
2300	PUBLIC DRUNKENESS	1			
2400	DISORDERLY CONDUCT	1			
2440	DISORDERLY CONDUCT-DISTURBING THE PEACE	1			
2625	BURGLAR ALARM	1			
2627	FALSE ALARM	1			
2660	TRESPASSING OF REAL PROPERTY	1			
2801	BOROUGH ORD. WEEDS	2			
2802	BOROUGH ORD. BARKING DOG	1			
2806	BOROUGH ORD. BIKE HELMET	2			
2820	BOROUGH ORD. OPEN BURNING	1			
2830	BOROUGH ORD-ALL OTHER	2			
2990	RUNAWAYS - (JUVENILE) - REPORTS	1			
3000	FOUND/RECOVERED PROPERTY	2			
3400	MENTAL HEALTH	2	1		
3500	SUSPICIOUS VEHICLE	3			
3502	SUSPICIOUS ACTIVITY	2			
3600	DISTURBANCES-DOMESTIC	2	1		
3620	DISTURBANCES-OTHER (FIGHTS,DISPUTES,ETC)	2			
3700	WARRANTS-LOCAL-SERVICE	2			
3800	MISCELLANEOUS	4			
3810	ALARMS-UNFOUNDED-EXCPT FIRE	2			
3880	OPEN DOORS/WINDOWS - DISCOVERED	1			
3900	TRAFFIC & PARKING PROBLEMS	3			
4010	TRAFFIC OFFENSES	6			
4014	INVESTIGATE OPEN DOOR / WINDOW	2			
4022	SUSPICIOUS PERSON	2			
4026	WIRES AND POLES DOWN	1			
5002	LOST & FOUND - FOUND ANIMAL	2			
5006	LOST & FOUND - LOST ANIMAL	1			
5008	LOST & FOUND - LOST ARTICLES	3			
5010	LOST & FOUND - MISSING JUVENILE FEMALE	1			
5506	ANIMAL COMPLAINTS - STRAY ANIMALS	3			
5510	ANIMAL COMPLAINTS - OTHER	3			
5590	ANIMAL COMPLAINTS - REPORTS	1			
6390	TRAFFIC ENFORCEMENT - REPORTS	1			
6608	TRAFFIC RELATED - ESCORTS	1			
6614	TRAFFIC RELATED - OTHER TRAFFIC	1			
7004	BUILDING CHECKS - VACATION,VACANT HOME	6			
7014	PUBLIC SERVICE - OTHERS (OFFICER ASSIST)	1			
7502	ASSIST OTHER AGENCIES - FIRE DEPT.	2			

July 10, 2018

**Calls for Service - by UCR Code**  
Incidents Reported Between 06/01/2018 and 06/30/2018  
All Municipalities



Code	Description	Primary Count	Secondary UCR Count		
			Code 2	Code 3	Code 4
7504	ASSIST OTHER AGENCIES - OTHER POLICE	13			
7506	ASSISTING OTHER AGENCIES - STATE POLICE	5			
7590	ASSISTING OTHER AGENCIES - REPORTS	5			
8012	WARRANTS - LOCAL - TRAFFIC/CONTEMPT	1			
8518	DEPARTMENTAL SERVICES - RECORD CHECKS	1			
8590	DEPARTMENTAL SERVICES - REPORTS	5			
8610	PARKING TICKET ENFORCEMENT	10			
9000	ADMINISTRATIVE TASKS	2			
9002	ADMINISTRATIVE DUTIES	3			
9020	ADMINISTRATION - TRAINING RECEIVED	1			
9022	AMBULANCE ASSIST	21			
9023	STATE POLICE ASSIST	1			
9026	SERVICE CALL-WELFARE CHECK RESIDENT	2			
9027	ASSIST ORWIGSBURG FIRE DEPARTMENT	1			
ABAN	ABANDONED VEHICLE	1			
CITT	TRAFFIC CITATION	39			
CITW	WARNING	55			
CUST	CUSTODY PROBLEM	0		1	
DTB	DRUG TAKE BACK	7			
INFO	INFORMATION	18			
MOTO	MOTORIST ASSIST	6			
REPO	REPOSESSION	1			
ROAD	ROAD CONDITIONS	1			
UNSW	UNSWORN FALSIFICATION	1			
	<b>Total Calls</b>	<b>279</b>			

