

ROBESONIA BOROUGH COUNCIL

September 7 2021

I. CALL TO ORDER: 7:00 PM

ROLL CALL:

Harvey Marshall ___ Mark Spotts ___ Jamie Burrus ___
Rod Soliday ___ Mike Martin ___ Dean Johnson ___
Matt Miller ___ Mayor Randy Gartner ___
Manager Lisa K. Heilman ___ Solicitor Andy George ___
Police Chief Leon Grim ___

II. APPROVAL OF MINUTES from the August 2, 2021 Borough Council Meeting

Motion to approve _____ 2nd. _____ Carries: _____

III. CITIZENS & VISITORS:

IV. MAYOR: Placing new, bigger, Yield to Pedestrian signs in certain Penn Avenue crosswalks.

V. SOLICITOR: RESOLUTION 2021-5

A RESOLUTION OF THE BOROUGH OF ROBESONIA, BERKS COUNTY, COMMONWEALTH OF PENNSYLVANIA, AUTHORIZING THE COUNCIL OF THE BOROUGH OF ROBESONIA TO ENTER INTO A LOAN AGREEMENT WITH THE PENNSYLVANIA INFRASTRUCTURE BANK AND APPOINTING HARVEY MARSHALL, PRESIDENT OF COUNCIL, TO EXECUTE ANY DOCUMENTS NEEDED TO FINALIZE SAID LOAN ON BEHALF OF THE BOROUGH OF ROBESONIA.

Motion: _____ 2nd. _____ Carries: _____

ORDINANCE 2021-4

AN ORDINANCE OF THE COUNCIL OF THE BOROUGH OF ROBESONIA, BERKS COUNTY, PENNSYLVANIA (THE "BOROUGH"), SETTING FORTH ITS INTENT TO ISSUE ITS GENERAL OBLIGATION NOTE, SERIES OF 2021 (THE "NOTE"), AND TO ENTER INTO A CERTAIN INFRASTRUCTURE BANK LOAN AGREEMENT (THE "AGREEMENT") WITH, AND TO DELIVER THE NOTE TO, THE COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT OF TRANSPORTATION ("PENNDOT"), PURSUANT TO WHICH PENNDOT SHALL LOAN THE BOROUGH THE AGGREGATE PRINCIPAL AMOUNT OF THREE HUNDRED THOUSAND DOLLARS (\$300,000) EVIDENCED BY THE NOTE, PURSUANT TO THE ACT OF THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA, 53 PA C.S. CHS 80-82, AS AMENDED, KNOWN AS THE LOCAL GOVERNMENT UNIT DEBT ACT (THE "ACT"); FINDING THAT A PRIVATE SALE BY NEGOTIATION IS IN THE BEST FINANCIAL INTERESTS OF THE BOROUGH; DETERMINING THAT SUCH NOTE SHALL EVIDENCE NONELECTORAL DEBT OF THIS BOROUGH; SPECIFYING THAT SUCH INDEBTEDNESS IS TO BE INCURRED TO PROVIDE FUNDS FOR THE PLANNING, DESIGN, CONSTRUCTION, REPAIR AND RESURFACING OF THIRTEEN (13) ROADS LOCATED IN THE BOROUGH, AND TO PAY THE COSTS AND EXPENSES OF ISSUING THE NOTE; SETTING FORTH A REASONABLE ESTIMATE OF THE USEFUL LIFE OF THE CAPITAL PROJECT TO BE FINANCED; ACCEPTING A PROPOSAL AT PRIVATE SALE BY NEGOTIATION; PROVIDING THAT SUCH NOTE, WHEN EXECUTED, SHALL CONSTITUTE A GENERAL OBLIGATION

OF THE BOROUGH; FIXING THE DENOMINATION, DATED DATE, PAYMENT DATES, MATURITY DATE, INTEREST RATE, REDEMPTION PROVISIONS, MANDATORY REDEMPTION PROVISIONS (IF APPLICABLE) AND PLACE OF PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SUCH NOTE; AUTHORIZING SPECIFIED OFFICERS OF THE BOROUGH TO CONTRACT WITH THE PAYING AGENT; SETTING FORTH THE SUBSTANTIAL FORM OF THE AGREEMENT AND THE NOTE EVIDENCING THE DEBT; AUTHORIZING EXECUTION AND ATTESTATION OF SUCH AGREEMENT AND SUCH NOTE; PROVIDING COVENANTS RELATED TO DEBT SERVICE APPLICABLE TO SUCH NOTE TO THE EXTENT REQUIRED BY THE ACT AND PLEDGING THE FULL FAITH, CREDIT AND TAXING POWER OF THE BOROUGH IN SUPPORT THEREOF; CREATING A SINKING FUND IN CONNECTION WITH SUCH NOTE, TO THE EXTENT REQUIRED BY THE ACT; DESIGNATING THE PAYING AGENT TO BE THE SINKING FUND DEPOSITARY; PROVIDING A COVENANT TO INSURE PROMPT AND FULL PAYMENT FOR SUCH NOTE WHEN DUE; AUTHORIZING THE EXECUTION OF ONE OR MORE INVESTMENT AGREEMENTS BY SPECIFIED OFFICERS OF THE BOROUGH (IF APPLICABLE); AUTHORIZING AND DIRECTING SPECIFIED OFFICERS OF THE BOROUGH TO DO, TO TAKE AND TO PERFORM CERTAIN SPECIFIED, REQUIRED, NECESSARY OR APPROPRIATE ACTS TO EFFECT THE ISSUANCE OF THE NOTE AND THE EXECUTION AND DELIVERY OF THE AGREEMENT, INCLUDING, WITHOUT LIMITATION, THE PREPARATION OF A DEBT STATEMENT AND BORROWING BASE CERTIFICATE, AND THE FILING OF SPECIFIED DOCUMENTS WITH THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT, INCLUDING ALL DOCUMENTS NECESSARY TO HAVE THE DEBT EVIDENCED BY THE NOTE OR ANY PART THEREOF EXCLUDED AS SELF-LIQUIDATING DEBT, ALL AS REQUIRED BY THE ACT; DECLARING THAT THE DEBT TO BE EVIDENCED BY SUCH NOTE, TOGETHER WITH ALL OTHER INDEBTEDNESS OF THE BOROUGH, WILL NOT BE IN EXCESS OF ANY APPLICABLE LIMITATION IMPOSED BY THE ACT; AUTHORIZING PROPER OFFICERS OF THE BOROUGH TO DELIVER THE NOTE UPON THE APPROVAL OF THE DEPARTMENT OF COMMUNITY AND EXONOMIC DEVELOPMENT; PROVIDING WHEN THIS ORDINANCE SHALL BECOME EFFECTIVE; PROVIDING FOR SEVERABILITY OF PROVISIONS; AND REPEALING ALL ORDINANCES OF PARTS OF ORDINANCES INSOFAR AS THE SAME SHALL BE INCONSISTENT HERewith.

Motion: _____ 2nd. _____ Carries: _____

Proposed Veteran's Group Home at 17 West Penn Avenue. Proposed permit conditions provided by Engineer were distributed to Council at the July Council Meeting. Included in this packet is Mr. Criss' response to the requirements laid forth by engineer.

VI. ENGINEER: Engineer's Report included in agenda packet.

VII. PLANNING COMMISSION: The Planning Commission will meet on September 15 at 7PM to discuss the proposed amendment to the joint zoning ordinance. A summary of the proposed zoning amendment changes included in agenda packet.

VIII. MANAGER: Presented the 2022 MMO in the amount of \$5, 820 for the Non-Uniform Pension to Council for approval.

Motion: _____ 2nd. _____ Carries: _____

IX. PAYMENT OF INVOICES: Bill List included in agenda packet. (Lists include bills paid prior to September meeting to avoid penalties and/or shut-offs) Motion to pay bills including those paid prior to meeting to avoid penalties:

Motion: _____ 2nd. _____ Carries: _____

X. COMMITTEE REPORTS:

Finance/Administration: Preliminary 2022 Budget has begun. Balance Sheets included in agenda packet.

Personnel:

Fire Protection/Safety:

Streets/Highway/Sewers:

Parks & Recreation:

Library Board Liaison:

Sewer Authorities:

Police: (Monthly police report included in agenda packet)

Western Berks Joint Planning Commission: The next meeting will be held on October 21st at 7PM at the Robesonia Borough Hall.

XI. COUNCIL MEMBERS:

Marshall:

Martin:

Soliday:

Johnson:

Burrus:

Spotts:

Miller:

Mayor Gartner: Fundraiser Dog Walk

XII. NEW BUSINESS:

XIII. OLD BUSINESS:

- Breinger Property Clean-up: The RIR/CP (Remedial Investigation Report/Clean-up Plan) report is complete and ready to submit to DEP. Technicon is currently reviewing for our best option.
- Request from Berks County Department of Emergency Services to sign a new agreement and pass a resolution before December 31, 2021 to fix the annual fee for dispatch services subject only to annual increases based on inflation index.

XIV. COMMUNICATIONS:

- Womelsdorf-Robesononia Joint Water Authority Treasurer's report. (July)
- South Heidelberg Township Police Monthly report.
- Wernersville-Robesononia Sewer Authority Meeting Minutes and Engineer's Report (July)
- Building Permit list
- Kraft Codes Monthly Report
- Western Berks Ambulance Monthly report
- RMA Meeting minutes and treasurer's report (June)

IX. ADJOURN: Motion: _____, 2nd. _____
Carries: _____ Time: _____ pm