

**EPHRATA BOROUGH COUNCIL
REGULAR MEETING MINUTES
FEBRUARY 11, 2019**

The regular Ephrata Borough Council meeting was called to order by President Susan Rowe at 7:00 PM on January 14, 2019, in the Council Chambers of the Borough Office, 124 South State Street.

Pastor Deryl Hurst, Dove Westgate Church, offered the invocation, which was followed by the Pledge of Allegiance.

In attendance in addition to the President were Vice President Thomas Reinhold, President Pro Tem Melvin Weiler and Council Members Timothy Barr, Linda Martin, Ricky Ressler, Victor Richard, Gregory Zimmerman, and Mayor Ralph Mowen.

Also in attendance were Borough Manager D. Robert Thompson, Police Chief William Harvey, Recording Secretary Stephanie Fasnacht, and Borough Solicitor James R. McManus, III, Esq.

The following visitors were present:

David Beazley, 110 E. Pine Street, Ephrata
Tim Auker, 542 N. State Street, Ephrata

President Rowe turned the meeting over to Mayor Mowen who presented Chief William Harvey with his 10-year Service Award. Mayor Mowen extended his appreciation for Chief Harvey's dedication to providing top-quality policing and safety efforts. President Rowe also extended her congratulations to Chief Harvey for his service.

APPROVAL OF MINUTES

It was moved by Ms. Martin and seconded by Mr. Barr to approve the January 7, 2019, Work Session Minutes, and the January 14, 2019, Regular Meeting Minutes.

Prior to voting on the approval of the meeting minutes, President Rowe requested a status update regarding Mr. Boynton's request of a flood warning system being implemented within the Borough; in which, Chief Harvey advised this topic will be discussed in more detail at the upcoming Public Safety Meeting. Chief Harvey provided information regarding correspondence which will be sent to those designated properties affected by historical flooding encouraging the recipient to sign up to receive SwiftReach notifications on their cell phones. Chief Harvey concluded by advising a link to do so is on the Borough website.

Additionally, President Rowe requested that wording on future meeting minutes be changed for the first "Opportunity for Citizens to be Heard" to reflect time was provided to the citizens present prior to Council closing the public comments time period.

President Rowe then took a vote and it was unanimously passed that Borough Council approve the January 7, 2019, Work Session Minutes, and the January 14, 2019, Regular Meeting Minutes.

MUNICIPAL MOMENT – SOLAR FARM UPDATE

Mr. Thompson provided an overview of the Borough's electric distribution system, the transmission of power and the costs involved in the process. Mr. Thompson provided details on the generation component as well as the distribution and transmission charges involved and how those components affect the final cost to the customer. Mr. Thompson explained that approximately two-thirds of the Borough's monthly wholesale power bill is that of buying power (the cost of the power itself) while the remaining one-third is the culmination of generation and transmission costs. Mr. Thompson reviewed the Borough's current power portfolio in detail with Council and advised that the Municipal Enterprises Committee will continue to work diligently with GDS and AMP regarding future purchases.

Mr. Thompson provided information detailing the solar energy component and its benefits of generating behind the meter power advising that the Borough will avoid paying both transmission and capacity charges as this power never touches the grid. Mr. Thompson advised the project will become fully operational at the end of April/early May.

Mr. Thompson discussed cost details of the project, which is \$55.19/MWh for 25 years; further advising there is no cost escalator over that period of time with the cost remaining at \$55.19/MWh. Mr. Thompson provided information regarding the receipt of solar credits advising that the developer will receive those credits in years one through five; after which, the Borough will be receiving them for the remainder of the 25 years.

Mr. Thompson advised the solar farm is located by Wastewater Plant 2; in where, a dedicated distribution line travels into the Borough and ties in at the substation so the power never touches anybody else but Ephrata Borough customers. Mr. Thompson advised moving forward, the Borough is going to save money with regards to capacity and transmission costs.

In conclusion, Mr. Thompson advised the solar farm is 33 acres and is substantially complete housing 1,150 single-axis panels which will rotate on one axis to follow the sun. Mr. Thompson then opened the floor for questions.

Mayor Mowen inquired about a possible tour of the facility; in which, Mr. Thompson advised a ceremonial ribbon cutting, as well as tours, will be held once the project is completely operational (probably sometime in May).

Mr. Ressler referenced the "very wet" weather our area has been experiencing and inquired as to how that effects the operation of the panels; in which, Mr. Thompson advised that solar panels are impacted solely by light and cloudy days certainly affect how much energy is generated. Mr. Thompson advised the most important component is that the facility "is firing on all cylinders" the days that we hit our coincident peaks because that is where the Borough "receives the reward."

Ms. Martin asked Mr. Thompson for clarification regarding SRECS; in which, Mr. Thompson advised that renewable energy tax credits are generated which others will buy because they are required to have so many renewables in their portfolios. Ms. Martin sought clarification if the Borough starts taking the solar credits beginning in year six, will someone be paying the Borough for the credits that they do not have; in which, Mr. Thompson confirmed she is accurate.

Pastor Hurst advised he has solar at his residence and when it was put into place, the SREC's were valuable; however, due to the increase of generating solar energy in the marketplace, the SREC's became almost totally worthless. Pastor Hurst further advised with utilities being under a mandate to acquire a certain percentage renewable energy and with them not being close to obtaining their required amount, the theory is that the SREC's will be going back up in price.

Mr. Richard requested Mr. Thompson to place a copy of his PowerPoint presentation in the Dropbox for Council Members to view in more detail; in which, Mr. Thompson advised he will do so.

President Rowe extended her appreciation to Mr. Thompson for his informative presentation.

OPPORTUNITY FOR CITIZENS TO BE HEARD

After a brief time allotted for citizen comments and with no one in attendance coming forward, it was moved by Vice President Reinhold, seconded by Mr. Weiler, and unanimously passed that the public comments section of the meeting be closed until the end of tonight's agenda.

ACCEPTANCE OF REPORTS

It was moved by Mr. Barr and seconded by Mr. Zimmerman to approve the Acceptance of the Reports. It should be noted that prior to Council members voting on the Acceptance of Reports, President Rowe reminded all items discussed at respective committee meetings should be included within their submitted monthly reports. Additionally, President Rowe pointed out some missing information from within the Pioneer Fire Company's monthly report; in which, Mayor Mowen advised he would look into the matter and report back to her. President Rowe concluded her comments by seeking clarification on what "SWOT" is abbreviated for as some in attendance may not be familiar with the term; in which, Chief Harvey replied, "Strength, Weakness, Opportunity and Threats." President Rowe then took a vote and it was unanimously passed to approve the Acceptance of Reports consisting of the following documents:

Budget and Finance Committee

The Budget & Finance Committee met on January 28, 2019 and discussed the following:

1. The Committee discussed proposed Resolution 2019-1, concerning the disposition of Borough records. All records will be disposed of according to guidelines established by the PA Historic and Museum Commission Bureau of Archives & History approved December 16, 2008. The Committee will recommend adoption of this resolution as part of the consent agenda at the February Council meeting.
2. The Committee discussed proposed Resolution 2019-2, exonerating the Borough from paying real estate taxes on various Borough properties. The Committee will recommend adoption of this resolution as part of the consent agenda at the February Council meeting.
3. The Committee discussed adding the electric for the Winter's Memorial to the borough paid Free Electric list of properties. The Borough already provides free electric to the EDO for their office at the Railroad Station, so the Committee will recommend that the Winter's Memorial electric bill be added to the list of Borough paid Free Electric properties effective 12/3/18.
4. Staff advised the Committee that the Shade Tree Commission board member, Chandra Mast, has resigned. Additional board members are needed for the Shade Tree Commission.

5. Staff reviewed the 2018 year end Budget and Program of Services summary of revenues and expenditures. No action is required.
6. Staff reviewed with the Committee the purchase order carry over list from 2018 to 2019. No action is required.
7. Staff provided the Check and ACH registers to the Committee for January to date. There were questions that staff will address at the February meeting.

Development Activities Committee

The Development Activities Committee met on January 28, 2019 and discussed the following:

1. The Committee reviewed a request from FoodStock Music Festival to hold an event in Grater Park in June. This is the 6th year for the charity event that supports hunger fighting organizations and they would like to move it to Ephrata. Tom Hayden was present and said they recently realized the date they picked conflicted with the Brewfest. He requested that we table the request until their board can agree on a different date. He will submit a revised request.
2. The Committee reviewed the annual professional services agreement with HRG. HRG provides review services for Subdivision and Land Development and Stormwater Management. The Committee will recommend that Borough Council execute the annual agreement with HRG for 2019 at the February Council meeting and authorizes the President of Borough Council and the Borough Secretary to execute the agreement subject to it being in a form acceptable to the Borough Solicitor.
3. The Committee reviewed a request from 1111 State Street LP to release financial security for the land development improvements associated with the construction of a new commercial building at South State Street and Rothsville Road. The improvements have been inspected and approved. The Committee will recommend that Borough Council release the remaining amount of \$8,391.00 at the February meeting. This will appear on the consent agenda.
4. The Committee reviewed a Stormwater Management Plan Consulting Services Agreement from Harbor Engineering, Inc. The agreement, in the amount of \$11,200, is for stormwater design services associated with a proposed borough owned salt storage building. The salt storage building will be located near the intersection of Church Avenue and Wenger Drive and due to the footprint of the building and additional paving, it will need a stormwater management plan. The Committee will recommend that Borough Council authorize the Borough Manager to execute the Stormwater Management Plan Consulting Services Agreement with Harbor Engineering for the salt storage project at the February meeting subject to it being in a form acceptable to the solicitor.
5. The staff provided an Economic Development update. The new permanent board is in place and just completed a board retreat. The branding and website rollout is on schedule for mid-February.
6. There were no decisions from the January Zoning Hearing Board meeting.
7. There are no new applications for the February Zoning Hearing Board meeting.

Public Safety Committee

The Public Safety Committee met on January 21, 2019 at 5:30 PM and discussed the following:

ACTION ITEMS:

1. **2019 Lancaster County Hazard Mitigation Plan** – Chief Harvey presented an overview of the plan and requested its adoption by the Borough Council. Randy Gockley (retired LEMA Director) added his insights urging adoption. The template for the resolution has been forwarded to the Borough Solicitor for final draft. - **Unanimously approved by Committee- Action by Borough Council**

DISCUSSION ITEMS:

1. **Flood Warning Discussion** – Chief Harvey briefed on staff's progress in creating a flood warning system. There was discussion and an update will be provided at February PSC meeting - **Received for Informational Purposes Only**
2. **2018 Annual Report**- Chief Harvey presented the annual report and highlighted achievements. There was discussion and report approved for dissemination. - **Received for Informational Purposes Only**
3. **2018 Compstat presentation**- Supplemental handouts to 2018 Comp-stat report - **Received for Informational Purposes Only**
4. **Comp-stat (Dec 2018)** – **Received for Informational Purposes Only**
5. **EMC Report (Dec 2018)** – **Received for Informational Purposes Only**
6. **Emergency Management Meeting report** from Jan 16, 2019 meeting- Chief Harvey reviewed the highlights from the meeting, goals for 2019 with first responders and shared known planned/special events for 2019 – **Received for Informational Purposes Only**

OLD BUSINESS: NONE

There being no other business set before it, the meeting adjourned at approximately 6:12 PM.

Public Safety Committee

The Public Safety Committee met on January 24, 2019 at 6:30 PM and discussed the following:

ACTION ITEMS: None**DISCUSSION ITEMS:**

1. **Pioneer Fire Company Long Range Planning Committee Presentation** – Chief Mike Kiefer and FF Ken Weber discussed the Committee's findings regarding Pioneer Fire Company. There was additional discussion and PSC will continue to follow-up. - **Received for Informational Purposes Only**

OLD BUSINESS: None

There being no other business set before it, the meeting adjourned at approximately 8:20 PM.

Highway Committee

The Highway Committee met on Monday, January 28, 2019 and discussed the following:

1. The Committee reviewed a request from Kim Malmer received October 2, 2018 via e-mail and heard details about this 5th annual event from Mark Malmer to use various streets in the Lincoln Heights section of the Borough to conduct a Benefit 5K & 10K race event and fun run of a mile or less on Saturday, March 30, 2019. The race route is comparable to the route used in 2018 and the 10K route is the 5K route run twice. There will be signs and volunteers at each intersection to direct runners and help with traffic control. The Committee will recommend that Borough Council conditionally approve the request subject to Chief Harvey's approval and Borough receipt of a satisfactory certificate of insurance naming Ephrata Borough as additional insured at their February 11, 2019 meeting.
2. The Committee reviewed a January 4, 2019 request from the Ephrata Recreation Center to conduct the 2nd Annual Memorial Day 5K Race utilizing various streets in the Lincoln Heights section of the Borough on Monday, May 27, 2019 beginning at 8:00 AM. Maria Rotella, Program Assistant with the Rec Center, was present to discuss the event and answer questions. Profits from this event benefit the Rec Center youth programs. The course will be open to traffic and Rec Center employees and volunteers will be present to assist the runners and provide traffic control. Maria has discussed this event with Chief Harvey and he approves of the event as planned. The Committee will recommend that Borough Council conditionally approve the request subject to pre-race notification to impacted residents within the Lincoln Heights area and Borough receipt of a satisfactory certificate of insurance naming the Borough as additional insured at their February 11, 2019 meeting.
3. The Committee reviewed a disposition of asset request regarding disposal of a vehicle. The specified vehicle is a 2003 Ford Explorer, VIN #1FMZU72KX3UC00279, approximately 82,500 miles with an estimated value of \$1,000. The value of the vehicle may be less than expected due to anticipated repairs necessary to maintain said vehicle in operational condition. The method of disposal regarding Borough title transfer to the Ephrata Borough Authority with subsequent sale to the Ephrata Recreation Center was discussed. The Committee will recommend that Borough Council approve this disposition of asset at their February 11, 2019 meeting and authorize staff to transfer title to the 2003 Ford Explorer, VIN #1FMZU72KX3UC00279 to the Ephrata Borough Authority.
4. The Committee reviewed an Ordinance to amend the Code of the Borough of Ephrata, Chapter 305, Vehicles and Traffic, Section 305-100, Schedule XVII: Parking Prohibited at all Times, by adding thereto the north side of West Locust Street between Park Avenue and Spruce Alley. The Committee will recommend that Borough Council enact Ordinance No. 1545 at their February 11, 2019 meeting.
5. The Committee reviewed a letter dated January 2019 from Ben Lee, Regional Director for Make-A-Wish Philadelphia, Delaware & Susquehanna Valley requesting to travel through the Borough of Ephrata with their 30th Annual Mother's Day Convoy on Sunday, May 12, 2019. Make-A-Wish Philadelphia, Delaware & Susquehanna Valley has provided the required certificate of insurance. Chief Harvey has no concerns regarding this annual event as long as Make-A-Wish Philadelphia, Delaware & Susquehanna Valley coordinates Police and Ham Radio operators as they have in previous events. The Committee will recommend that Borough Council conditionally approve the request at their February 11, 2019 meeting.

subject to Borough Solicitor review and approval of the organizer's Event Permit and Indemnification Agreement. This item will appear on the Consent Agenda.

6. The Committee listened to storm water run-off concerns, aired by Mr. Russ Shirker of 741 North Maple Street, and how the water shed from the Ephrata Mountain adversely impacts his property. Mr. Shirker discussed how the Borough previously cooperated with him on other drainage issues on or directly adjacent to his property and he is asking that the Borough do something regarding the surface water run-off issues he is currently experiencing. Mr. Shirker was reminded that it was an exceptionally wet year in 2018 and that trend is continuing into 2019 causing higher than normal groundwater levels and saturated soil conditions leading to similar situations throughout the Borough resulting in icing conditions when temperatures drop below freezing. Mr. Shirker also mentioned that he has two (2) sump pumps in his basement discharging to the side of his house where the excessive surface water run-off exists exacerbating his issue. Borough staff will check archived records for any work performed in or near 741 North Maple Street alleviating past surface water run-off issues and meet with Mr. Shirker at his property to view his concerns. Staff will report back to Committee at a future meeting.
7. The Committee further discussed parking restrictions along North Oak Street as part of an Ordinance tabled at a December 2018 Council meeting for further discussion at the Committee level. Citizen concerns were heard and discussed with Committee directing staff to draft a Resolution permitting 90-day experimental traffic regulations prohibiting parking along certain sections of West Pine Street and North Oak Street and confirm that appropriate signage has been provided and installed in accordance with the Resolution as adopted by Borough Council.
8. Committee was advised that a previous citizen (Mr. Clyde Brown) concern from October 2018 regarding unsafe traffic movement at the SR 0322 and SR 0272 intersection cloverleaf will result in PennDOT installing No Left Turn signs at three (3) of the cloverleaf ramps at SR 0322 from SR 0272. Due to manufacturing, scheduling and weather, these sign installations should be completed within 60 days.

Municipal Enterprises Committee

The Municipal Enterprises Committee met on January 21, 2019 and discussed the following:

1. The Committee discussed a request, from Blue Lake Builders, to release the remaining financial security for sewer improvements in the amount of \$35,467 for the Clay School Apartments development in Clay Township. This action is typically authorized by the Ephrata Borough Authority however the improvement agreement is in the name of the Borough. The Ephrata Borough Authority will be asked to conditionally approve the reduction subject to approval by the Borough. The Committee will recommend that Borough Council authorize a reduction in the security deposit at their February 11, 2019 meeting.
2. The Committee reviewed proposed changes to the Borough's Technical Requirements for Customer Owned Generation. The changes are related to the annual true up process and reduce the distribution charge for energy received by the Borough in excess of the amount of energy purchased from the Borough. The Committee supports the proposed changes and will recommend that Borough Council adopt a resolution to amend the Borough's Technical Requirements for Customer Owned Generation at the February 11, 2019 meeting.

In addition the property owner at 110 East Pine Street requested that the Committee apply the new technical requirements to his property beginning with the calendar year 2018. The committee will recommend that Borough Council deny the request for 2018 but will recommend that it be applicable for 2019.

3. The Committee reviewed the following documents associated with assigning the rights to the solar project, TPE Pennsylvania Solar 1, LLC, to a new owner:
 - Collateral Assignment of Lease Agreement
 - Landlord's Release and Waiver Agreement
 - Lease Estoppel Certificate
 - PPA Consent to Assignment
 - Second Amendment to the Lease Agreement

The Committee will recommend that Borough Council authorize the President of Borough Council and the Borough Secretary to execute the documents subject to a form acceptable to the Borough's energy attorney, McNees, Wallace and Nurick, LLC at their February 11, 2019 meeting.

4. The Committee reviewed a request from Eagle Disposal, the Borough's solid waste and recycling contractor. The Borough is in the third year of a three year contract and in addition to options for years 4 and 5 by mutual consent. Eagle informed the Committee that as a result of the recent tariffs on China (the nation's largest importer of recyclable materials); China is no longer accepting recyclable materials from the United States. As a result the markets for recyclable materials have all but dried up. As a result Eagle is now paying to dispose of recyclable materials versus getting paid for the material. Eagle is requesting that the Borough consider paying tipping fees for recyclable materials as established by the LCSWMA. The Committee discussed the request and asked the staff to discuss further with Eagle.
5. Borough Manager Thompsons shared with the Committee the due diligence efforts performed by the staff concerning the proposal to construct a manure to energy facility, at one of the Borough Authority wastewater facilities, offered at the November 19, 2018 Committee meeting. Since then the wastewater team, including the Intermunicipal Group's Technical Committee conducted a conference call with the developer Mike McGolden, Representative David Zimmerman and his chief of staff Priscilla Eberly to answer questions by the wastewater team. In addition staff discussed the project with its energy consultant, GDS, who prepared a project evaluation of the energy generation component, which was reviewed by the Committee. The staff will schedule to meet with the developer when he returns from Russia in mid-February.
6. Borough Manager Thompson reviewed with the Committee an evaluation performed by GDS of a peaking project proposed by AMP. The RICE Peaking Powerpoint was presented to the Committee. The Committee remains interested in the project and the staff will continue to evaluate the project further.
7. Borough Manager Thompson informed the committee that the AMP AFEC gas prepayment strategy discussed at the November 19, 2018 Committee meeting was no longer viable and therefore no longer under consideration.

8. Borough Manager Thompson provided the Committee with the October, November and December 2018 AMP board of directors meeting minutes for their review in order to better understand the business conducted by the board each month. No further action is required by the Committee.
9. Borough Manager Thompson provided an update to the solar project. Construction is essentially completed and the site is being tested. There is one control panel that is to be delivered the beginning of March. The site is expected to be operational in April. A ribbon cutting ceremony is also being planned. No further action is required.
10. The Committee reviewed an email announcement from PMEA asking for nominations for their new Board of Directors. Borough Manager Thompson asked the Committee if they wanted to nominate the Borough to the Board. The Committee felt that the Borough's participation in forming the new PMEA is essential and authorized the Borough Manager to submit the Borough's name.

Community Services Committee

1. The Committee reviewed the Warwick to Ephrata Rail Trail application for trail use through multiple municipalities. The Warwick Recreation Center will maintain a calendar of all requests for trail use through multiple municipalities as well as those for use in only one municipality. This will ensure there aren't any conflicts in booking. Mr. Thompson will obtain the most recent verbiage on the form prior to the Council voting session. Mr. Thompson will also clarify the amount of any fees that will be charged.
2. The Committee reviewed the application from St. Boniface for an Amazing St. BoniRace benefiting Camp No Limits. The Committee will recommend the race concept be approved with the following conditions: confirmation of the date of the event, all race participants must sign waivers and have safety briefing, a media release for public awareness and the final course must be reviewed and approved by Chief Harvey.
3. The Committee reviewed the 2019 Cultural Arts Grant proposed awards. The Committee will recommend approval of the following awards at the February council meeting.

Ephrata Public Library	\$3,000
EPAC	\$1,800
Ephrata Concert Band	\$2,000
Ephrata Cloister Associates	\$850
Historical Society	\$950
Ephrata Rec Center	\$1,200
Eicher Arts Center	\$700

NEW BUSINESS ITEMS

Consent Agenda

Vice President Reinhold advised the items on tonight's consent agenda have been discussed in detail at their respective committee meetings and were brought forward for additional discussion at last week's Work Session. These items are considered routine in nature and voted upon under one umbrella. These items are not open for discussion unless an individual or Council Member wishes to have the item removed from the consent agenda. If an item is removed it will be handed over to the Committee under which it was originally discussed during the standing

committee recommendations.

1. That Borough Council adopt Resolution 2019-1, concerning the disposition of Borough records. All records will be disposed of according to guidelines established by the PA Historic and Museum Commission Bureau of Archives & History approved December 16, 2008. (Budget and Finance)
2. That Borough Council adopt Resolution 2019-2, exonerating the Borough from paying real estate taxes on various Borough properties. (Budget and Finance)
3. That Borough Council authorize the release of \$8,391.00 escrowed by 1111 State Street LP for the land development improvements associated with the construction of a new commercial building at South State Street and Rothsville Road. (Development Activities)
4. That Borough Council conditionally approve the January 2019 request from Make-A-Wish Philadelphia, Delaware & Susquehanna Valley for their 30th Annual Mother's Day Convoy traveling through the Borough of Ephrata on Sunday, May 12, 2019 subject to Borough receipt of a satisfactory certificate of insurance naming the Borough as additional insured and the Borough Solicitor's review and approval of the organizer's Event Permit and Indemnification Agreement. (Highway)

It was unanimously passed to adopt, authorize and/or approve/conditionally approve the items listed on the Consent Agenda.

STANDING COMMITTEE RECOMMENDATIONS

Budget and Finance Committee

It was moved by Vice President Reinhold, seconded by Mr. Weiler, and unanimously passed via roll call vote that Borough Council approve adding the Winter's Memorial electric to the Borough paid Free Electric list of properties effective December 3, 2018.

Development Activities Committee

It was moved by Mr. Weiler, seconded by Mr. Barr, and unanimously passed that Borough Council authorize the President of Borough Council and the Borough Secretary to execute the annual agreement with HRG for Professional Services for 2019.

It was moved by Mr. Weiler, seconded by Mr. Zimmerman, and unanimously passed that Borough Council authorize the Borough Manager to execute the Stormwater Management Plan Consulting Services Agreement with Harbor Engineering subject to it being in a form acceptable to the solicitor.

Public Safety Committee

It was moved by Mr. Ressler, seconded by Mr. Zimmerman, and unanimously passed that Borough Council adopt Resolution #2019-3 adopting the 2019 Lancaster County Hazard Mitigation Plan.

Highway Committee

It was moved by Mr. Barr, seconded by Mr. Ressler, and unanimously passed that Borough Council conditionally approve the October 2, 2018 e-mail request from Kim Malmer to conduct the 5th Annual "Pain in the Butt" Benefit 5K & 10K race and fun run of one mile or less on Saturday, March 30, 2019 in the Lincoln Heights section of the Borough subject to Chief

Harvey's approval and Borough receipt of a satisfactory certificate of insurance naming Ephrata Borough as additional insured.

It was moved by Mr. Barr, seconded by Mr. Richard, and unanimously passed that Borough Council conditionally approve the January 4, 2019 request from the Ephrata Recreation Center to conduct the 2nd Annual Memorial Day 5K race in the Lincoln Heights section of the Borough on Monday, May 27, 2019 subject to pre-race notification to impacted residents within the Lincoln Heights area and Borough receipt of a satisfactory certificate of insurance naming the Borough as additional insured.

It was moved by Mr. Barr, seconded by Mr. Ressler, and unanimously passed that Borough Council approve a disposition of asset for a 2003 Ford Explorer, VIN #1FMZU72KX3UC00279 and authorize staff to transfer title for the aforementioned vehicle to the Ephrata Borough Authority.

It was moved by Mr. Barr, seconded by Mr. Richard, and unanimously passed that Borough Council enact Ordinance No. 1545 amending the Code of the Borough of Ephrata, Vehicles and Traffic, Section 305-100, Schedule XVII: Parking Prohibited at all Times by adding the north side of West Locust Street between Park Avenue and Spruce Alley.

Municipal Enterprises Committee

It was moved by Mr. Richard, seconded by Ms. Martin, and unanimously passed that Borough Council approve the request, from Blue Lake Builders, to release the remaining financial security for sewer improvements in the amount of \$35,467 for the Clay School Apartments development in Clay Township.

It was moved by Mr. Richard, seconded by Vice President Reinhold, and unanimously passed via roll call vote that Borough Council adopt Resolution 2019-4 revising the technical requirements for customer-owned generation.

It was moved by Mr. Richard, seconded by Ms. Martin, and unanimously passed via roll call vote that Borough Council deny the request from David Beazley to apply the Technical Requirements for Customer Owned Generation, revised February 11, 2019 to his property at 110 East Pine Street, beginning with the calendar year 2018.

It was moved by Mr. Richard, seconded by Vice President Reinhold, and unanimously passed via roll call vote that Borough Council recommend that the Technical Requirements for Customer Owned Generation, revised February 11, 2019 shall apply to the property at 110 East Pine Street, beginning with the calendar year 2019.

It was moved by Mr. Richard, seconded by Ms. Martin, and unanimously passed via roll call vote that Borough Council authorize the President of Borough Council and the Borough Secretary to execute the following documents according to the Power Purchase Agreement, dated December 6, 2017 and Lease Agreement, dated December 6, 2017, as amended June 11, 2018, between the Borough and TPE Pennsylvania 1, LLC, subject to a form acceptable to the Borough's energy attorney, McNees, Wallace and Nurick, LLC:

- Collateral Assignment of Lease Agreement
- Landlord's Release and Waiver Agreement
- Lease Estoppel Certificate

- PPA Consent to Assignment
- Second Amendment to the Lease Agreement

Community Services Committee

It was moved by Ms. Martin, seconded by Mr. Ressler, and unanimously passed that Borough Council approve the Warwick to Ephrata Rail Trail application for trail use through multiple municipalities. The Warwick Recreation Center will maintain a calendar of all requests for trail use through multiple municipalities as well as those for use in only one municipality. This will ensure there aren't any conflicts in booking.

It was moved by Ms. Martin, seconded by Mr. Ressler, and unanimously passed that Borough Council approve the application from St. Boniface for an Amazing St. BoniRace benefiting Camp No Limits with the following conditions: confirmation of the date of the event, all race participants must sign waivers and have safety briefing, a media release for public awareness, Borough receipt of a satisfactory certificate of insurance naming Ephrata Borough as additional insured and the final course must be reviewed and approved by Chief Harvey.

It was moved by Ms. Martin, seconded by Mr. Ressler, and unanimously passed that Borough Council approve the 2019 Cultural Arts Grant awards as follows:

Ephrata Public Library	\$ 3,000
EPAC	\$ 1,800
Ephrata Concert Band	\$ 2,000
Ephrata Cloister Associates	\$ 850
Historical Society	\$ 950
Ephrata Rec Center	\$ 1,200
Eicher Arts Center	\$ 700

APPROVAL OF CHECKS 36698 THROUGH 37086 AND THE ACH REGISTER DATED FEBRUARY 1, 2019

Mr. Richard sought clarification as to what various expenses for vehicle repairs were for; in which, Mr. Thompson advised every now and again, vehicles are taken to the body shop and that he does not know the specifics of the reason, however, there is nothing noteworthy to report. Additionally, Mr. Richard requested additional information regarding a payment listed for the Ephrata Recreation Center; in which Mr. Thompson advised he would look into the matter and provide more detailed information.

It was moved by Mr. Ressler, seconded by Ms. Martin, and unanimously passed that Borough Council ratify the payment of bills performed by the staff since the last regular Council meeting in the aggregate amount of \$2,088,275.41.

OPPORTUNITY FOR CITIZENS TO BE HEARD

Mr. Dave Beazley, 110 E. Pine Street, Ephrata, thanked Mr. Thompson for all of his hard work in resolving some of the issues regarding the Borough's net metering policy. Mr. Beazley additionally advised that he believes adjustments could still be made with the policy as far as it comes to the annual true up. In conclusion, Mr. Beazley extended his appreciation to Borough Council stating, "... it's nice to see civil government at work."

Mr. Richard thanked Mr. Beazley for attending tonight's meeting and extended his appreciation for his kind words.

DISCUSSION/ANNOUNCEMENTS

Ms. Martin provided an update on the EDO's new name; further advising that an unfortunate glitch in Facebook "leaked" the new name which is "Mainspring of Ephrata." Ms. Martin advised Ms. Withum, Ephrata Development Organization's Executive Director, will be establishing a date and time in the near future for a short presentation regarding the process of getting to where they currently are. President Rowe extended her appreciation to Ms. Martin for her service with the EDO.

Mr. Barr cautioned all present at tonight's meeting to be safe "out there" in this "crazy" weather.

Vice President Reinhold extended his appreciation to Mr. Beazley for attending tonight's meeting. Additionally, Vice President Reinhold extended his appreciation to the Borough's Public Works crews who work hard to keep the roads clean and safe.

In response to Mr. Richard's earlier inquiry regarding a payment made to the Ephrata Recreation Center, Mr. Zimmerman clarified that the payment was for the HVAC system.

Mr. Ressler advised he has been exploring the new downtown eateries, Griddle & Grind and Scratch Bakery. Mr. Ressler further advised he was happy to see the respective businesses thriving with customers and he is looking forward to the opening of The Pressed Plate later this month.

Mayor Mowen inquired if the Borough could possibly take care of the snow removal from the Veteran's Plaza as it is currently being done by him and "... it is becoming apparent my body is aging and I am not as young as I used be." President Rowe requested this topic be added to the next Development Activities Committee meeting agenda for further discussion.

Chief Harvey expressed his appreciation for his "surprise" service award.

Mr. Thompson reminded Council that next week's Committee meetings will be held on Tuesday, February 19, 2019, as the Borough Office is closed on Monday, February 18, 2019, for Presidents' Day.

President Rowe extended her appreciation to the Pioneer Fire Company for their invitation to attend their annual banquet this past weekend; further advising she had "a very enjoyable evening as always."

ADJOURNMENT

It was moved by Mr. Barr, seconded by Mr. Richard, and unanimously passed that Borough Council adjourn. The meeting was adjourned at 8:01 PM.

Respectfully submitted,

D. Robert Thompson, Secretary