NAZARETH BOROUGH COUNCIL--REGULAR MEETING-AUGUST 6, 2012

The regular monthly meeting of the Borough of Nazareth was held on Monday, August 6, 2012 at 7:00 p.m. at the Nazareth Borough Municipal Building. The meeting was called to order by the President, followed by the recitation of the Pledge of Allegiance to the Flag. Present were President Daniel Chiavaroli, Vice President Larry Stoudt, Mayor Fred C. Daugherty Jr., Councilpersons Cynthia Werner, Jack R. Herbst, Carl A. Fischl, Frank S. Maurek, Michael Kopach, Charles A. Donello, and Reverend William W. Matz, Solicitor Alfred S. Pierce, Engineer Aaron Sisler, Chief of Police Thomas Trachta and Highway Superintendent Robert Reimer.

<u>Recognition of Citizens From the Floor:</u> Earl Keller of 101 N. Fairview Street had questions about the Borough's police coverage. Keller asked if the Pennsylvania State Police were filling open shifts and if a plan for the future of Nazareth policing was in place. Keller also asked if the Borough was attempting to break the police union.

Toni Hummel of 353 S. Broad Street stated that the Borough was not receiving adequate police coverage. Hummel related an incident with her son returning home late at night and witnessed a man with an automatic weapon in his neighborhood.

Roxanne Kissel of Palmer Township, told Council that her son and two young daughters, who previously lived on South Main Street, were approached by a stranger Friday, who was allegedly stalking them. When she called 911, Kissel said she was told there was no borough police coverage and state police couldn't help because Nazareth police previously had been involved in a case with the suspect. Kissel asked if the Borough was aware of the decline of the town and how it was no longer viewed as safe because of incidents like this and the lack of adequate police coverage. She further stated that her son and daughters were leaving Nazareth because of the situation they encountered.

Norman Boell, the tenant at the refreshment stand in the Park, had questions about outside vendors coming into the Park to sell food and drink, specifically a caterer who was there in the Park the day after the Martin on Main Festival.

Harry Lance of 50 S. Fairview Street asked if the Borough could place a mirror somewhere near the Carriage House intersection behind Alexandria Manor on Elm Street. Lance stated that the mirror would help make the intersection safer.

Rose Lichner of 493 E. Center Street asked if the Borough had any plans for the busy intersection adjacent to her home. Lichner cautioned that the start of school would bring with it the usual problems and dangers to students crossing there.

Communications: None.

The Secretary's minutes from the regular meeting of July 2, 2012 were approved as presented.

On a motion by Michael Kopach, seconded by Charles A. Donello, the Treasurer's Report for the month of July 2012 was approved as follows:

General Fund--Cash on Hand July 1, 2012

\$ 218,208.61

Waste & Recycling FundCash on Hand July 1, 2012	\$ 118,229.22
General FundTotal Receipts	\$ 155,853.72
Waste & Recycling FundTotal Receipts	\$ 100,704.22
General FundTotal Receipts & Cash	\$ 374,293.58
Waste & Recycling FundTotal Receipts & Cash	\$ 218,933.44
General FundTotal Disbursements	\$ 293,055.96
Waste & Recycling FundTotal Disbursements	\$ 64,670.31
General FundCash on Hand July 31, 2012	\$ 81,237.62
Waste & Recycling FundCash on Hand July 31, 2012	\$ 154,263.13
Payroll Account	\$ 2,308.77
State Fund Checking Account	\$ 579.32
State Fund Money Market	\$ 86,961.17
Improvement Fund	\$ -0-
Park Account	\$ 103,414.42
Pennsylvania Investment Trust Fund (Reg + Term Investment)	\$ 975,357.54
Total of All Borough Funds	\$ 1,404,121.97

Michael Kopach moved and Charles A. Donello seconded a motion to approve the payment of bills totaling \$357,726.27. The motion passed unanimously.

The Report of the Zoning & Code Officer for the month of July 2012 was approved.

An Emergency Management Report for the month July 2012 was not presented.

An Ambulance Report for July 2012 was presented and approved.

Economic Development & Paving: No report.

<u>Police</u>: Jack R. Herbst requested that his motions and reports be delayed until after a Police Personnel hearing scheduled for 8:00 pm. His request was honoured.

Fire: The Fire Report for the month of July 2012 was approved as presented.

Carl A. Fischl reported that two (2) checks have been received from the Vigilance Hose Fire Company No. 1. A check for five thousand (\$5,000.00) dollars has been received as the 2011 payment toward the Tower Truck. Another check for five hundred (\$500.00) dollars was received to help with the use of electricity for the June 2012 Fireman's Carnival.

Carl A. Fischl moved and Cynthia Werner seconded a motion to approve a donation of two hundred and fifty (\$250.00) dollars to the Nazareth Special Fire Police for their work on Nazareth Day and other Borough events.

The motion passed unanimously.

Ecology & Lighting: The Ecology Report for July 2012 was approved as presented.

<u>Public Property:</u> Larry Stoudt moved and Jack R. Herbst seconded a motion to approve the purchase of phones and the base system for the police department and administrative offices from Tech 4 You at a cost of twenty seven hundred and two (\$2,702.00) dollars.

The motion passed unanimously.

Larry Stoudt moved and Jack R. Herbst seconded a motion to approve the request of the Nazareth Moravian Church to deed the small strip of land (approximately 10' x 140') that it wishes to divest itself of, to the Borough of Nazareth.

The motion passed unanimously.

Larry Stoudt moved and Carl A. Fischl seconded a motion to renew the lease for the Nazareth Center for the Arts with a monthly rental of seventy five (\$75.00) dollars.

The motion passed. There was one (1) :No" vote.

Larry Stoudt moved and Michael Kopach seconded a motion to approve the request of the Spring Street Performance Center for use of the Park on August 26, 2012 for a car show and cookout fundraiser to aid a cancer victim.

The motion passed unanimously.

Larry Stoudt moved and Charles A. Donello seconded a motion to allow Barry Hoch to repaint two (2) dugouts at the main baseball field in the Park at "no charge" to the Borough and permit him to add a small sign acknowledging his donation. Discussion followed. Frank S. Maurek told Council that in conversations he had with Barry Hoch, Hoch had stated he would do one (1) dugout.

The motion passed unanimously.

<u>Finance:</u> Michael Kopach moved and Reverend William Matz seconded a motion to direct the Treasurer to bill the Nazareth Ambulance Corps seventeen thousand five hundred (\$17,500.00) dollars for their vehicle insurance within the Borough package and for the effect their driving experience factor has had on the Borough's portion of the package. The seventeen thousand five hundred (\$17,500.00) dollars represents an increase of one thousand (\$1,000.00) dollars over 2011.

The motion passed unanimously.

Highway: The Highway Report for the month of July 2012 was approved as presented.

Charles A. Donello moved and Reverend William Matz seconded a motion to approve the low bid of E.J. Brenneman of thirty four thousand, five hundred and seventy (\$34,570.00) dollars for Full Depth Reclamation Materials for use as base material for the roadbed construction work at Spring Brook Terrace.

The motion passed unanimously.

Charles A. Donello moved to give PennDot approval to proceed with the planning of the proposed 2013 and 2018 changes for the South Broad/Belvidere/Walnut Street area of Route 191. There was "no" second to the motion.

The motion was stricken and it "dies".

Charles A. Donello moved and Reverend William Matz seconded a motion to approve Resolution No. 8 - 12, the Gaming Grant Resolution which certifies the Borough's commitment to do the needed work and add the necessary funding for the project proposed in the grant. The grant, filed on July 27, 2012, requests fifty thousand (\$50,000.00) dollars to extend G.W. Stoudt Boulevard from its current terminus at the Highway Garage to intersect with Gracedale Boulevard to the west and to also have it cross the southern portion of the ballfield at Sauerzopf Park to intersect with West Prospect Street to the east, as follows:

WHEREAS, the Council of the Borough of Nazareth recognizes that the Borough could improve traffic and roadway conditions by adding to an existing street; and

WHEREAS, the Northampton County Gaming Revenue and Economic Development Authority has established the Uncommitted Funds Municipal Gaming Grant Program; and

WHEREAS, the program provides for funding grants that may be used by the municipality to do Public Infrastructure Improvements; and

WHEREAS, the Borough of Nazareth, Northampton County, Pennsylvania wishes to participate in the Uncommitted Funds Municipal Gaming Grant Program; and

WHEREAS, the municipality will have available \$220,000.00, considerably more than the required match and will budget in 2013 for the additional needed monies,

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Borough of Nazareth, Northampton County, Pennsylvania, as follows;

1. That the Borough of Nazareth, Northampton County, Pennsylvania hereby approves the filing of an application for fifty thousand (\$50,000.00) dollars in funds under the Uncommitted Funds Municipal Gaming Grant Program.

2. That Borough Secretary/Treasurer Paul A. Kokolus, is hereby authorized and directed to execute and file the appropriate forms with the Northampton County Gaming Revenue and Economic Development Authority .

The motion passed unanimously.

Law: No report.

At 8:00 pm, at the direction of the Solicitor, the meeting was adjourned to a Police Hearing in the lower level of Council Chambers for personnel. The hearing was not open to the public but the public was advised that the balance of the business meeting would resume following the hearing and would resume with the Police Committee report and its motions.

The Business Meeting resumed at 8:36 pm.

<u>Police:</u> Jack R. Herbst moved and Charles A. Donello seconded a motion to terminate the hiring process for Connie McGinness because the time for completing the process has run out. Discussion followed. Reverend William Matz asked the Chief of Police if there was protocol regarding the normal length of the hiring process. Reverend Matz asked for a specific length of time for the hiring process and similarly requested where that "time period" was detailed. He continued to request if it was outlined in a police manual or "standard operating procedure". A "Roll Call" vote followed. Voting "Yes" to terminate the hiring process were Councilpersons Chiavaroli, Werner, Herbst, Fischl, Maurek, Kopach and Donello. Voting "No" to not terminate or end the hiring process were Councilpersons Stoudt and Reverend Matz. Seven (7) voting "Yes" and two (2) voting "No".

The motion passes.

Jack R. Herbst moved and Charles A. Donello seconded a motion to approve sending the Police Administrative Assistant to special training for the Visual Alert system. Cost of the training is two hundred and fifty (\$250.00) dollars.

The motion passed unanimously.

Jack R. Herbst moved and Cynthia Werner seconded a motion to approve the September 8, 2012 St. Luke's Trauma Center 5K Run which utilizes several streets in the Borough's west end. Requested hours for the "run" are 8:30 am till 10:00 am.

The motion passed unanimously.

Jack R. Herbst moved and Charles A. Donello seconded a motion to approve the suspension of Police Officer Frederick Lahovski from July 18, 2012 to August 6, 2012, with pay.

The motion passed unanimously.

Jack R. Herbst moved and Larry Stoudt seconded a motion to approve the suspension of Police Officer Frederick Lahovski from August 6, 2012 to August 27, 2012, without pay.

The motion passed unanimously.

Mayor: No report.

Solicitor: No report.

Engineer: No report.

Chief of Police: No report.

Old Business: None.

New Business: None.

There being no further business at 8:51 pm, on a motion by Larry Stoudt, seconded by Jack R. Herbst, the meeting was adjourned to an "executive session" meeting on August 27, 2012 at 7:00 pm at Council Chambers.

Paul A. Kokolus, Secretary

Daniel Chiavaroli, President