

NAZARETH BOROUGH COUNCIL--REGULAR MEETING--JUNE 1, 2020

Please Note That This Meeting Was Digitally Recorded

Due to the current public health crises and the Governor's Declaration of Emergency for the state of Pennsylvania and the Borough being part of a "Red" county, the regular monthly meeting of the Borough of Nazareth was held "remotely" on GoToMeeting.com on Monday, June 1, 2020 at 6:00 p.m. 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 Carl A. Fischl, Mayor Lance E. Colondo, Councilpersons Carl R. Strye Jr., Jessica Teel, Kayla Green, David D. Mattei, Michael Kopach, Charles A. Donello. and Christopher Crook, Solicitor Alfred S. Pierce, Borough Engineer Albert Kortze and Police Chief Randall Miller. Absent was Public Works Superintendent Keith Knecht..

President Chiavaroli explained to everyone, the etiquette and protocols for the "virtual" meeting and clarified that questions from e-mails, phoned in questions and video questions from those remotely attending the meeting would be entertained just before the meeting ended. He explained that many potential questions might be answered by the reports given by Council members and the official actions that Council may take.

Communications: None.

The Secretary's minutes from the regular meeting of April 30, 2020 were approved as presented.

On a motion by Jessica Teel seconded by Michael Kopach, the Treasurer's Report for the month of May 2020 was approved.

On a motion by Jessica Teel, seconded by Michael Kopach, the Treasurer's Report for the month of May 2020 was approved as follows:

General Fund--Cash on Hand April 30, 2020	\$	1,271,722.46
Waste & Recycling Fund--Cash on Hand April 30, 2030	\$	372,329.66
General Fund--Total Receipts	\$	283,930.87
Waste & Recycling Fund--Total Receipts	\$	16,431.75
General Fund--Total Receipts & Cash	\$	1,555,653.33
Waste & Recycling Fund--Total Receipts & Cash	\$	388,761.41
General Fund--Total Disbursements	\$	237,273.82
Waste & Recycling Fund--Total Disbursements	\$	57,433.96
General Fund--Cash on Hand May 31, 2020	\$	1,318,379.51
Waste & Recycling Fund--Cash on Hand May 31, 2020	\$	331,327.45

ESSA Payroll Account	\$	305.30
Embassy Bank State Fund Checking Account	\$	314,914.46
Embassy Bank Park Account	\$	18,687.46
Embassy Bank Reserve Account	\$	1,130,049.62
Pennsylvania Investment Trust Fund (Reg + Term Investment)	\$	25,664.30
Total of All Borough Funds.....	\$	3,139,328.10

Jessica Teel moved and Carl A. Fischl seconded a motion to approve the payment of bills totaling \$294,707.78.

The motion passed unanimously.

The Report of the Zoning & Code Officer for the month of May 2020 was not presented.

An Emergency Management Report for the month of May 2020 was approved as presented.

An Ambulance Report for May 2020 was not presented.

Public Property: Carl R. Strye Jr. began his report by addressing the opening of the Borough Pool. Strye explained that his Committee had met along with Pool Manager Diane Mullen to discuss all possible outcomes for opening the Pool to include health concerns, social distancing, liability issues, the enforced limiting of patrons, hiring and management of lifeguards and staff and issues of cleanliness and sanitizing. Councilman Strye also explained that in conversations with the Borough's insurer, Brown & Brown, he was told that although we will continue to be covered for regular liability claims, no coverage exists or can be written for direct COVID-19 claims of contracting the virus from our Pool water or contact with other Pool patrons. Strye stated that nearly all summer activities have been cancelled to include Nazareth Day, the Fireworks Show, the Kazoo Parade, Martin on Main and Legion Baseball in the Park. Councilman Strye also stated that in his opinion, all parks, playgrounds, tennis and basketball courts and walking trails should be opened when the County enters the "Yellow" Stage of the state's Reopening Plan.

Carl R. Strye Jr. moved and Carl A. Fischl seconded a motion to close the Borough Pool for the 2020 summer season. Discussion followed. Christopher Crook asked for clarification of the insurance coverage for communicable diseases from the Pool. Crook requested a document, in writing, stating specifics of our liability coverage for the Pool. Crook stated that he would vote "No" for closure of the Pool believing it to be an important outdoor summer recreation opportunity for residents. President Daniel Chiavaroli had further questions about a virus resurgence and costly unemployment claims if the Pool opened but then had to shut down. Vice President Carl A. Fischl stated that the negatives far outweighed the positives and that pool closure was necessary and sensible. Kayla Green asked if a delayed opening was a possibility. Michael Kopach stated that

opening the Pool would not be wise and that playgrounds and parks presented a liability and should also remain closed.

Werner Fornos Jr. of Seip Avenue referred to the current state regulations limiting patronage to 25 pool patrons and asked how the Pool management would limit the number of attendees. Fornos said that the Pool should remain closed but the Parks should be opened.

Jerry Luckenbach of the Borough told Council that there would be too many potential problems with the Pool being opened and that Council should vote to keep it closed

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

Carl R. Strye Jr. moved and Charles A. Donello seconded a motion to approve the purchase of a new slide for Kokolus Park at a cost of \$8,900.00. Funding of the purchase will come out of the Borough's Rec Funds.

The motion passed unanimously.

Carl R. Strye Jr. moved and David D. Mattei seconded a motion to approve the request of the NEDC and Downtown manager Liz Wyant to designate the second Saturday of each month's Farmer's market Event in the Circle as a promotional day for Nazareth businesses. The initiative would require the closure of the southwest sector of the Circle so that other businesses could set up displays. Discussion followed. Christopher Crook asked if the Lehigh Valley Chamber, the Moravian Parsonage and Mark Parseghian, all property owners or tenants in that quadrant, had been talked to about this initiative. Crook also had concerns about weddings and funerals at the adjacent Moravian Church. Kayla Green asked if a conditional approval for the motion could be sought after speaking with all of the parties who would be affected and getting their approval. President Chiavaroli asked if Councilman Strye wished to amend his motion to agree to the conditional approval before final approval. Strye consented to the amendment to the motion with the approval of the Moravian Church.

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

Carl R. Strye Jr. moved and Michael Kopach seconded a motion to cancel Nazareth Day scheduled for July 18, 2020.

The motion passed unanimously.

Carl Strye moved to approve the purchase of two (2) Porta potties for use in the Park. There was "No" second to the motion. Discussion followed. Christopher D. Crook asked for a listing of what parks and facilities would be opened. Carl A. Fischl stated that the Borough Park should remain closed making the Porta Potties unnecessary. Charles A. Donello asked if we would be liable for the Porta Potties. the President requested a Roll Call vote. Voting "Yes" for passage was Councilman

Carl R. Strye Jr.. Voting "No" were Councilpersons Teel, Fischl, Green, Mattei, Kopach, Donello, Crook and Chiavaroli. Eight (8) voting "No", one (1) voting "Yes" and the motion was defeated.

Carl R. Strye Jr. moved and Michael Kopach seconded a motion to approve the issuing of refunds for all pre-purchased 2020 Pool Passes.

The motion passed unanimously.

Carl R. Strye Jr. moved and Michael Kopach seconded a motion to approve Operation BBQ in our Park from 3:15 pm to 4:15 pm on June 11, 2020 for the distribution of food by Northampton County DCED.

The motion passed unanimously.

Carl R. Strye Jr. moved and Michael Kopach seconded a motion to establish necessary health and access protocols and provide the guidelines to be followed for the Municipal Offices at 134 S. Main Street when the building officially reopens for public entry.

The motion passed unanimously.

Finance: Jessica Teel moved and Charles A. Donello seconded a motion to approve the renewal of all Borough insurances for the period June 1, 2020 through May 31, 2021. This annual renewal of all Borough insurances with Brown & Brown of the Lehigh Valley will have a total cost of \$186,593. The renewal includes liability, vehicles, inland marine, contractor's equipment, workmen's compensation and police and public officials errors and omissions with Brown & Brown of the Lehigh Valley and the Susquehanna Municipal Trust Fund, the State Worker's Fund for Fireman's coverage and also Greenwich Insurers for our Public Officials Policy and Employee Practices. CNA Pack and UMB Nationwide will provide the general liability and vehicle policies while Greenwich Insurers will also provide Law Enforcement coverage. Total cost of the Municipal Entity Insurance Package to include Worker's Compensation coverage is \$186,593. Last year's cost was \$188,281 while the 2018 - 2019 package cost was \$177,630. The new total with all approvals will show a decrease of \$1,687 or .008%. The renewal includes professional services for administering the Borough's Worker's Compensation coverage with both the State Fund for our volunteer firemen, administering the regular Borough Worker's Compensation with Susquehanna Municipal Trust...\$44,832 in 2020-2021, that coverage was \$40,567 in 2019-2020, \$43,148 in 2018 premiums. The renewal rate of \$58,512 for 2020-2021 includes the Vigilance Hose premiums with SWIF, administering benefits services for health insurances and their yearly renewals plus Human Resource consulting and compliance counseling. Total one year decrease from last year is \$1,687 before additional decreases for the removal of seven Borough vehicles and credit given for removing liability coverage for the Pool.

The motion passed unanimously.

Police: Carl A. Fischl moved and Jessica Teel seconded a motion to approve Resolution No. 6-20 which terminates the non-enforcement period of the Borough's parking meter ordinance." The Resolution reinstates meter parking with fees charged and violations issued within the entire metered zone, effective Monday, June 8, 2020. the Police Department will begin issuing warnings to parked cars alerting car owners about the June 8th start of enforcement.

The motion passed unanimously.

Technology & Economic Development: Kayla Green reported on the great start that the Farmer's Market is experiencing and also stated that a second line for Police Department video recordings is being sought.

Fire: Kayla Green presented the Fire Chief's Report for May 2020 and it was approved as presented.

Law: Michael Kopach reported to Council about the proposed Feral Cat Ordinance. Discussion followed. Christopher Crook stated that he had concerns about the proposed ordinance and the fact that feeding is not addressed. Kopach also stated that his committee was addressing the overnight and long term parking of vehicles at Bill Gold Field. Kopach advised Council that signage is coming to regulate the problem.

Environmental Steering: Charles A. Donello presented the Environmental Steering Report for May 2020 and it was approved as presented.

Public Works: The Public Works Report for the month of May 2020 was approved as presented.

Christopher D. Crook moved and Michael Kopach seconded a motion to approve the low rebid of New Enterprise Stone for aggregate materials pending the approval of the Borough Engineer. This is a second bid solicitation as there were no bids received for the April 2020 Request for Bids. The motion passed unanimously.

Christopher D. Crook moved and Kayla Green seconded a motion to direct the Public Works Superintendent to seek vendors and prices for rental equipment. Two advertised bid solicitations resulted in no bids.

The motion passed unanimously.

Christopher D. Crook moved and Charles A. Donello seconded a motion to restart the Borough's street sweeping program with the restoration of parking restrictions on Tuesday, June 9, 2020. The Secretary is directed to place that information on the Borough website.

The motion passed unanimously.

Mayor: Mayor Lance E. Colondo presented the Police Report for May2020. Mayor Colondo also reported that the Neighborhood Watch Program will not have a Second Quarter Meeting due to the Pandemic. Colondo congratulated the graduates of Nazareth High School and the Eighth Grade Class of Holy Family School.

Solicitor: No report.

Engineer: Albert Kortze reported that he would be holding a Planning Commission Meeting in June and that Zoning requests have seen a huge uptick.

Chief of Police: Randy Miller reported that the new radar speed signs purchased through a 2019 Monroe County LSA Gaming Grant, had been received and were awaiting installation.

Old Business: Charles A. Donello reported that the new lights that are being added to the Circle are almost completely installed.

New Business: Carl A. Fischl reported on the Library's collection of books, their cancellation of the Summer Reading Program and their reopening under the Green Phase of the state's plan.

Kayla Green commented about the recent turning off of power in the downtown by Met-Ed. Green stated that no one was informed about the suspension of power.

Tara Burnett of Camp Cake of 143 South Main Street requested permission to add tables to the sidewalks in front of her cupcake shop. Discussion followed. Christopher Crook asked if anyone had the dimensions used for the approval given to Birthright Brewing for sidewalk use before this approval could be considered. Carl R. Strye Jr. stated .that an approval should be issued as long as Camp Cake's area of use falls in line with what was allowed for Birthright Brewing.

Carl R. Strye Jr. moved and Charles A. Donello seconded a motion to allow Camp Cake of 143 S. Main Street to move forward with the placing of tables on the sidewalk in front of the business in compliance with the same standards that apply to Birthright Brewing.

The motion passed unanimously.

There being no further business at 8:30 pm, on a motion by Michael Kopach, seconded by Kayla Green, the Meeting was adjourned to an Executive Session Meeting on Tuesday, June 2, 2020 at 6:00 pm

Paul A. Kokolus, Secretary

Daniel Chiavaroli, President

