

NAZARETH BOROUGH COUNCIL--REGULAR MEETING--FEBRUARY 4, 2014

The regular monthly meeting of the Borough of Nazareth was held on Tuesday, February 4, 2014 at 7:00 p.m. at the Nazareth Borough Municipal Building following a Monday, February 3, 2014 snow cancellation. 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 Carl R. Strye Jr., Councilmen John N. Samus, Carl A. Fischl, Frank S. Maurek, Michael Kopach and Charles A. Donello and Solicitor Alfred S. Pierce and Highway Superintendent Robert Reimer. Absent was Chief of Police Thomas Trachta.

Larry Stoudt moved and Carl A. Fischl seconded a motion to nominate Brian F. Regn as Councilman of the First Ward to serve until the first Monday of January, 2016. Regn will serve the term of elected Councilman Christian Audenried who resigned by personal letter on January 6, 2014. Regn will serve until the next general election.

The motion passed unanimously.

Carl A. Fischl moved and Charles A. Donello seconded a motion to nominate Lance E. Colondo as Councilman of the Third Ward to serve until the first Monday of January, 2016. Colondo will serve the term of elected Councilman Carl R. Strye Jr. who resigned by personal letter on January 6, 2014 in order to accept his elected term as Mayor. Colondo will serve until the next general election.

The motion passed unanimously.

Carl A. Fischl thanked all the Council candidates for their interest in being appointed and stated that each prospective candidate brought good qualities to the selection process making the choice a very difficult one.

President Chiavaroli also thanked the Council candidates and then announced that committee assignments would be forthcoming in the next few days.

Recognition of Citizens From the Floor: Becky Butz of 37 N. Broad Street asked if the Snow Removal Ordinance would be enforced with the stated \$250 fine and if violators of the Snow Emergency declaration would have their cars towed.

Robert Ciccone of RGC Development told Council that his position on a dispute involving inspection fee charges, has not changed. RGC Development is the contractor who did the Borough's Stormwater improvement work on Convent Avenue and Spring Street.

Margaret Barry of Seip Avenue suggested that the Borough add information about snow removal to its Refuse and Recycling bills. Barry stated that there is a spot on the bills where informational updates can be added.

Richard Troxell of 126 E. North Street told Council that the Borough could be making more money from the building permits that it issues.

Communications: None.

The Secretary's minutes from the regular meeting of January 6, 2014 were approved as presented.

On a motion by Michael Kopach, seconded by Frank S. Maurek, the Treasurer's Report for the month of January 2014 was approved as follows:

General Fund--Cash on Hand December 31, 2013	\$	89,937.08
Waste & Recycling Fund--Cash on Hand December 31, 2013	\$	92,417.19
General Fund--Total Receipts	\$	264,428.81
Waste & Recycling Fund--Total Receipts	\$	118,812.20
General Fund--Total Receipts & Cash	\$	354,365.89
Waste & Recycling Fund--Total Receipts & Cash	\$	211,229.39
General Fund--Total Disbursements	\$	215,537.32
Waste & Recycling Fund--Total Disbursements	\$	141,546.22
General Fund--Cash on Hand January 31, 2014	\$	138,828.57
Waste & Recycling Fund--Cash on Hand January 31, 2014	\$	69,683.17
Payroll Account	\$	2,308.14
ESSA Payroll Account	\$	50.00
State Fund Checking Account	\$	1,025.33
State Fund Money Market	\$	40,414.15
Improvement Fund	\$	-0-
Park Account	\$	2,000.60
Pennsylvania Investment Trust Fund (Reg + Term Investment)	\$	125,275.56
Total of All Borough Funds.....	\$	379,585.52

Michael Kopach moved and Frank S. Maurek seconded a motion to approve the payment of bills totaling \$357,083.54. The motion passed unanimously.

A Report of the Zoning & Code Officer for the month of January 2014 was not presented.

An Emergency Management Report for the month of January 2014 was not presented.

An Ambulance Report for January 2014 was presented and approved.

Law: John N. Samus moved and Larry Stoudt seconded a motion to approve payment to RGC Development of the remaining portion of the "Retainage", (the 5% of the \$360,390.56 total project cost) for the Spring Street Stormwater Project **less** the costs of state required inspection fees for the project already paid by the Borough. The "Retainage" payment amount is eighteen thousand, eighteen (\$18,018.53) dollars and fifty three cents and that amount will be reduced by ten thousand, five hundred sixty five (\$10,565.38) dollars and eighty eight cents. The balance due RGC will be seven thousand four hundred and fifty three (\$7,453.15) dollars and fifteen cents.

The motion passed unanimously.

John N. Samus moved and Carl A. Fischl seconded a motion to direct the Solicitor to proceed with arranging for a new “Codification” of Borough ordinances.

The motion passed unanimously.

Police: Carl A. Fischl moved and Charles A. Donello seconded a motion to hire a “taser instructor” for training our officers at a cost of two hundred (\$200.00) dollars

The motion passed unanimously.

Carl A. Fischl moved and Lance E. Colondo seconded a motion to renew memberships for all our police officers at Keystone Rod & Gun Club for 2014 at a cost of thirty (\$30.00) dollars per officer.

The motion passed unanimously.

Carl A. Fischl moved and Charles A. Donello seconded a motion to approve the purchase of taser batteries & cartridges at a cost of six hundred ninety four (\$694.00) dollars.

The motion passed unanimously.

Carl A. Fischl moved and Charles A. Donello seconded a motion to approve the purchase of pistol ammunition at a cost of one thousand one hundred ninety one (\$1,191.96) dollars and ninety six cents.

The motion passed unanimously.

Carl A. Fischl moved and Charles A. Donello seconded a motion to approve the purchase of rifle ammunition at a cost of one thousand and five (\$1,005.96) dollars and ninety six cents.

The motion passed unanimously.

Carl A. Fischl moved and Lance E. Colondo seconded a motion to send officers for MPOETC training at a cost of fifteen (\$15.00) dollars per officer.

The motion passed unanimously.

Fire: The Fire Report for the month of January 2014 was approved as presented.

Public Property: Frank Maurek moved and Brian F. Regn seconded a motion to approve use of Essroc Fields by Nazareth Soccer for Spring soccer practice and games from March 1, 2014 through July 31, 2014. Hours approved from March 1st through June 1st are weekdays 3:00 pm till dusk, Saturdays 8:00 am till dusk and Sundays noon till dusk. From June 1st to July 31st all days are approved for 8 am till dusk. Approval is not granted for the use of Kraemer Field as Spring baseball retains use of that field. Nazareth Soccer has agreed to post “No Parking” signs and provide the Borough with a new certificate of co-insurance.

The motion passed unanimously.

Frank S. Maurek moved and Lance E. Colondo seconded a motion to approve the request of the Nazareth Area Chamber of Commerce to hold a Rock Rhythm Concert from 3:00 pm till 8:00 pm with use of the bandstand behind the refreshment stand in the Park on July 12, 2014.

The motion passed unanimously.

Frank S. Maurek moved and Charles A. Donello seconded a motion to approve the request of the Great Valley Girl Scouts for use of the Park to hold their annual Summer Day Camp from June 23, 2014 through June 27, 2014.

The motion passed unanimously.

Frank S. Maurek moved and Larry Stoudt seconded a motion to send Pool/Park Manager Jeanette Hartzell to Pool Operator Training on February 25, 2014 and February 26, 2014. Cost for the 2-day training session is three hundred (\$300.00) dollars.

The motion passed unanimously.

Frank S. Maurek moved and Larry Stoudt seconded a motion to allow the Nazareth Ambulance Corps to conduct EMS training at Council Chambers, evenings from 7:00 pm to 9:00 pm and on days which do not conflict with use by Nazareth Borough Council.

The motion passed unanimously.

Frank S. Maurek moved and Michael Kopach seconded a motion to direct the Borough's Pool Architect, Spillman Farmer, to proceed with Option 2 and with Option 2 (alternate) and have plans more than 50-75% complete by the Borough's March 3, 2014 business meeting.

The motion passed unanimously.

Frank S. Maurek moved and Lance E. Colondo seconded a motion to close the Borough's Skate Park on an annual basis on December 1st of each year for a three month period. The Skate Park will then reopen each year on March 1st for the Spring season.

The motion passed unanimously.

Finance: Larry Stoudt moved and Brian F. Regn seconded a motion to approve a real estate tax refund of \$ 884.40 to John Theodoropoulos, owner of the Nazareth Diner, because of a billing error found through the audit of our outgoing tax collector.

The motion passed unanimously.

Larry Stoudt moved and Frank S. Maurek seconded a motion to approve a rollover distribution of funds from the Borough of Nazareth Non-Uniform Pension Plan as required by the Qualified

Domestic Relations Order of the Court of Common Pleas of Northampton County dated June 6, 2013. The Non-Uniformed Pension Board also recommends the rollover.

The motion passed unanimously.

Larry Stoudt moved and Carl A. Fischl seconded a motion to approve a salary of ten thousand (\$10,000.00) dollars for the 2014 season for Jeanette Hartzell as Pool/Park Manager and Director of the Summer Recreation Program. Discussion followed. Michael Kopach asked for details of her duties and for estimates of the time spent on the job.

The motion passed unanimously.

Larry Stoudt moved and Brian F. Regn seconded a motion to issue an eleven thousand, seven hundred and seventy five (\$11,775.12) dollar and twelve cents refund of escrow monies to Morningstar for the West North Street Land Development Plan. That total amount has been reduced by \$971.25 to cover inspection fee reimbursements owed for the work of the Engineer and already paid by the Borough.

The motion passed unanimously.

Public Works: The Public Works Report for the month of January 2014 was approved as presented.

Michael Kopach moved and Lance E. Colondo seconded a motion to send Erin Bowers to the upcoming two day Pool Operator course at a cost of three hundred dollars.

The motion passed unanimously.

Ecology & Lighting: The Ecology Report for January 2014 was approved as presented.

Charles A. Donello moved and Lance E. Colondo seconded a motion to approve Resolution No. 2 – 14 as follows:

A Resolution of the Council of the Borough of Nazareth authorizing Rules and Regulations.

WHEREAS, Chapter 20, Section 112 of the Nazareth Borough Code of Ordinances provides for Rules and Regulations to be passed by Council; and

WHEREAS, Council desires to impose Rules and Regulations relating to enforcement procedures for snow and ice removal.

NOW, THEREFORE, BE IT RESOLVED, and it is hereby resolved by the Borough of Nazareth, in Borough Council assembled, that:

1. All reports received by the Borough, whether from members of the Public Works Department, the Police Department or from Borough citizens, regarding the failure of an owner of a property to remove snow or ice from the sidewalks of the property as

required by the Borough's Code of Ordinances, shall be forwarded to the Borough's Code Enforcement Officer.

2. Upon receipt of such a report, the Code Enforcement Officer shall promptly inspect the property. If the Code Enforcement Officer determines after inspection that the property has not been cleared of snow and ice as required, the Code Enforcement Officer shall then conspicuously post a notice on the property that informs the owner that the snow or ice must be cleared within twenty-four (24) hours from the time of the notice or a citation shall be issued against the owner.

3. Upon expiration of the twenty-four (24) hour notice period, the Code Enforcement Officer shall re-inspect the property. If the Code Enforcement Officer determines after re-inspection that the property has yet to be cleared of snow and ice as required, the Code Enforcement Officer shall then issue a citation against the owner in the amount of Two Hundred and Fifty (\$250.00) Dollars plus court costs and fees.

The motion passed unanimously.

Charles A. Donello moved and John N. Samus seconded a motion to direct the Secretary to advertise the new Snow Removal policy and fine structure.

The motion passed unanimously.

Law: No report.

Mayor: Mayor Strye presented the Police Report for January 2014. Strye stated he is directing the placing of ads for more part-time police officers.

Solicitor: No report.

Engineer: No report.

Old Business:

New Business: Brian F. Regn asked if the Borough has an ordinance for parking trucks and oversized vehicles on Borough streets.

There being no further business at 8:26 pm, on a motion by Larry Stoudt, seconded by Carl A. Fischl, the meeting was adjourned.

Paul A. Kokolus, Secretary

Daniel Chiavaroli, President