

NAZARETH BOROUGH COUNCIL--REGULAR MEETING--DECEMBER 6, 2021

The regular monthly meeting of the Borough of Nazareth was held on Monday, December 6, 2021 at 6:00 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 Carl A. Fischl, Mayor Lance E. Colondo, Councilpersons Carl R. Strye Jr., Kayla Green, Laureen Pellegrino, Michael Kopach, Charles A. Donello. and Christopher Crook, Solicitor Alfred S. Pierce, Borough Engineer Albert Kortze, Police Chief Randall Miller and Public Works Superintendent Keith Knecht. Absent was Councilperson Jessica Teel.

Technology & Economic Development: Kayla Green moved and Carl R. Strye Jr. seconded a motion to approve Resolution 12-21-A , congratulating, honoring and thanking Jim Byrnes, current and retiring President of the Nazareth Food Bank for his many years of volunteer service as follows:

WHEREAS, the Council of the Borough of Nazareth seeks to recognize, publicly honor and thank those who have played a role in impacting the lives of our residents,

WHEREAS, the Nazareth Area Food Bank has done the critical work of feeding those in need in our Borough and the surrounding area through the assistance of community minded volunteers,

WHEREAS, Jim Byrnes has served with distinction and fervor as the operations director of the Nazareth Area Food Bank for the past eleven years and over that period has not only contributed to the operational betterment of the organization but has done so much more and in so many ways to help our community at large,

WHEREAS, Jim Byrnes is retiring from his active role as a devoted and passionate leader of the Nazareth Food Bank,

NOW, THEREFORE, BE IT RESOLVED, and it is hereby resolved by the Borough of Nazareth, in Borough Council assembled, that Jim Byrnes be shown the gratitude of all in Nazareth Borough government for his volunteer contributions and his community service with the Nazareth Area Food Bank spanning a total of fifteen years. Jim oversaw the Food Bank's growth from its humble beginnings in the basement of a church to its wonderful present day facility on South Main Street in our Borough. Countless families and other agencies have benefited from the tireless efforts of Jim Byrnes and his team of volunteers as they collect , store and then distribute food to the needy and our community is a better place because of their kindness and willingness to help others. Jim Byrnes and the staff he directs, extend a helping hand and bring hope to those in need while reassuring them that others truly care about their welfare. To his credit as a giving volunteer, Jim is a man who extends that same helping hand in his role as an usher at Holy Family Church. Council directs the Secretary to issue a citation memorializing this Resolution for presentation to Jim Byrnes upon his recent retirement as Operations Director and we are most

honored by his presence here in the Chamber this evening. We wish Jim Byrnes and his family, only the very best.

The motion passed unanimously.

Mayor Colondo called Jim Byrnes to the front of the Chamber and read the Resolution before presenting it to him. Byrnes thanked the Mayor and Council and the dozens of other Food Bank volunteers who were in attendance to participate in honoring him. An emotional Byrnes also lauded his co-volunteers for their work in making the Nazareth Area Food Bank a wonderful addition to the community and a big contributor to the welfare of our needy citizens. Hearty applause and congratulations followed.

Recognition of Citizens From the Floor: Millie Behn of 6299 Hower Road approached Council about the recent purchase of a farm in Plainfield Township by the Nazareth Borough Municipal Authority. Councilman Christopher Crook informed Ms. Beam that Borough Council has no involvement with the Municipal Authority other than the naming of Board Members. Ms. Beam had concerns about the farm being used for the spread of bio-solids.

Patty Meckler of 6273 Hower Road also told Council of her concerns with the NBMA's purchase of the Plainfield Township farm and the effects that the spread of biosolids would have on the health of residents.

Eric Serfass of 222 Oak Street and the President of Nazareth Youth Baseball gave Council an update about his group's merger with Lower Nazareth and the Bushkill Township's baseball and softball programs.

Communications: None.

The Secretary's Meeting Minutes from the regular meeting of November 1, 2021 were approved as presented.

On a motion by Michael Kopach seconded by Charles A. Donello, the Treasurer's Report for the month of November 2021 was approved.

On a motion by Michael Kopach seconded by Charles A. Donello, the Treasurer's Report for the month of November 2021 was approved as follows:

General Fund--Cash on Hand October 31, 2021	\$	525,093.67
Waste & Recycling Fund--Cash on Hand October 31, 2021	\$	614,255.16
General Fund--Total Receipts	\$	266,983.27
Waste & Recycling Fund--Total Receipts	\$	10,721.11
General Fund--Total Receipts & Cash	\$	792,076.94

Waste & Recycling Fund--Total Receipts & Cash	\$	624,976.27
General Fund--Total Disbursements	\$	373,377.24
Waste & Recycling Fund--Total Disbursements	\$	56,347.42
General Fund--Cash on Hand November 30, 2021	\$	419,699.70
Waste & Recycling Fund--Cash on Hand November 30, 2021	\$	568,628.85
ESSA Payroll Account	\$	2,027.27
Embassy Bank State Fund Checking Account	\$	254,888.35
Embassy Bank Park Account	\$	240,184.05
Embassy Bank - American Rescue Plan	\$	298,592.11
Embassy Bank Reserve Account	\$	1,132,889.68
Pennsylvania Investment Trust Fund (Reg + Term Investment)	\$	25,685.33
Total of All Borough Funds.....	\$	2,942,595.34

Michael Kopach moved and Carl R. Strye Jr. seconded a motion to approve the payment of bills totaling \$428,724.66.

The motion passed unanimously.

Public Property: Carl R. Strye Jr. moved and Carl A. Fischl seconded a motion to approve the following 2022 Pool rates. ...Adults weekdays \$10, weekends and holidays \$12...Juniors ages 4 - 17 weekdays \$8...weekends and holidays \$9...Senior Citizens ages 62 and older - weekdays \$7... weekends and holidays \$9 - Children under 4 yrs - Free

The motion passed unanimously.

Carl R. Strye Jr. moved and Carl A. Fischl seconded a motion to approve the following 2022 Pool Pass rates. Pool Pass rates for a Family of four people are \$250 and \$15 for each family member above four...proof of family affiliation will be required with names being added to the actual Passes. There is no residency requirement. Senior Adult (Ages 18-61)Pool Passes will be \$175, Junior Pool Passes (Ages 5-17) will be \$150 and Senior Citizen Pool Passes will be \$125. There will be no "pre-season" incentive discounts.

The motion passed unanimously.

Carl R. Strye Jr. moved and Charles A. Donello seconded a motion to approve "Free" Pool admission on July 4, 2022 for all veterans and active military personnel and one dollar (\$1) Pool admission for everyone on Nazareth Day, Saturday, July 16, 2022.

The motion passed unanimously.

Carl R. Strye Jr. moved and Michael Kopach seconded a motion to approve the following rental rates for Borough Pavilions...Large Pavilion \$50 for each of two quadrants, Small Pavilion \$100, Park Gazebo \$50, Kiwanis Park Pavilion \$50 and Essroc Park Pavilion \$50.

The motion passed unanimously.

Carl R. Strye Jr. moved and Carl A. Fischl seconded a motion to approve the request of Nazareth Youth Soccer for use of Essroc Fields for 2022 Spring Soccer practices, games and clinics. Approval will allow use from March 21, 2022 through July 1, 2022. Insurance certifications, a signed contract and a one hundred (\$100.00) dollar deposit are in the Borough's possession.

The motion passed unanimously.

Carl R. Strye Jr. moved and Carl A. Fischl seconded a motion to cancel the January Workshop Meeting scheduled for December 30, 2021.

The motion passed unanimously.

Carl R. Strye Jr. moved and Charles A. Donello seconded a motion to direct the Secretary to advertise the cancellation of the January Workshop Meeting in the Nazareth Key and a publication of general circulation.

The motion passed unanimously

Carl R. Strye Jr. moved and Carl A. Fischl seconded a motion to approve the purchase and installation of two (2) enclosed bulletin boards. One bulletin board is to be placed at Council Chambers near the entrance and the second one will be placed at the Main Street entrance of the Nazareth Borough Government Center at 134 S. Main Street. The combined purchase of the two is not to exceed \$9,999.99 and they will be used to post Agendas, Meeting Schedules and other announcements.

The motion passed unanimously.

Carl R. Strye Jr. moved and Christopher D. Crook seconded a motion to approve the request of Nazareth Middle School Baseball for use of the field in the Park from mid February through mid May of 2022.

The motion passed unanimously.

Finance: Carl R. Strye Jr. moved and Charles A. Donello seconded a motion to approve a "Final" 2022 Borough Operating Budget which contains "No" tax increase. The Borough's Real Estate tax rate for 2022 will again be 16 Mills.

The motion passed unanimously.

Carl R. Strye Jr. moved and Michael Kopach seconded a motion to approve Resolution No. 12-21 the Borough's Budget Resolution for 2022 calling for "No" tax increase and re-establishing a real estate tax rate of sixteen (16) Mills for all of 2022. The Borough's updated total real estate tax assessment for all properties for 2022, effective November 9, 2021, is \$125,638,700 as follows:

WHEREAS, Act No. 2019-51 provided in Section 1302a that a resolution is allowed for taxes levied at the same rate as the previous fiscal year,

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

SECTION I: That an annual Tax for the current year, Two Thousand Twenty-two, upon all real property within the limits of the Borough of Nazareth, made taxable by the laws of the Commonwealth of Pennsylvania for County rates and levies, by levied and collected on each Dollar of the valuation assessed for County purposes, within the limits of the Borough of Nazareth, to be used for general Borough purposes, identical to fiscal year 2021 to wit: a Tax for the current or fiscal year of 2022 of sixteen (16) mills on each Dollar of assessed valuation of real property.

SECTION II: That for the faithful performance of their respective duties and subject to conditions and requirements fixed by law or ordinance or imposed or agreed upon at the time of appointment, the following annual compensation, payable semi-monthly, except as otherwise herein provided, is hereby fixed: Mayor, Five Thousand (\$5,000.00) Dollars, payable monthly; Borough Council President, Three Thousand (\$3,000.00) Dollars, payable monthly; Councilmen, Two Thousand Five Hundred (\$2,500.00) Dollars, payable monthly; Borough Secretary/Treasurer, Sixty-one Thousand (\$61,000.00) Dollars, payable bi-weekly; Public Works Superintendent, Seventy-eight Thousand Thirty (\$78,030.00) Dollars; Chief of Police, Ninety-five Thousand (\$95,000.00) Dollars; Temporary Acting Supervisors, One Hundred Sixty-five Thousand Six Hundred Thirty-two (\$165,632.00) Dollars; Regular Patrolmen with at least six (6) years of service, Eighty-one Thousand Six Hundred Forty-nine (\$81,649.00) Dollars; Regular Patrolmen with at least four (4) years of service, Seventy-six Thousand Six Hundred Thirteen (\$76,613.00) Dollars; Regular Patrolmen with at least two (2) years of service, Seventy-three Thousand Four Hundred Twenty-one (\$73,421.00) Dollars; Regular Patrolmen with at least one (1) year of service, Sixty-seven Thousand Four Hundred Eighty-six (\$67,486.00) Dollars; Patrolmen, hiring rate, Sixty-two Thousand Six Hundred Two (\$62,602.00) Dollars; Assistant Secretary/Treasurer, Sixty Thousand Five Hundred (\$60,500.00) Dollars; Police Administrative Clerk, Forty-five Thousand Seven Hundred (\$45,700.00) Dollars; Parking Enforcement Personnel, Fifteen (\$15.00) Dollars per hour; Highway, Class No. 1 (Foreman), Fifty-five Thousand Eight Hundred Eighteen (\$55,818.00) Dollars;

Highway, Class No. 1, Fifty-three Thousand Six Hundred Seventy-six (\$53,676.00) Dollars;
 Highway, Class No. 2, Fifty-one Thousand Six Hundred Ninety-seven (\$51,697.00) Dollars;
 Highway, Hiring Rate, Forty-two Thousand Five Hundred Thirty-five (\$42,535.00) Dollars; Part-time Police, Twenty-six (\$26.00) Dollars per hour; Part-time Assistant Borough Clerk, Twenty-two (\$22.00) Dollars per hour; School Crossing Guards, Thirteen (\$13.00) Dollars per shift; Tax Collector, Eleven Thousand Five Hundred (\$11,500.00) Dollars for collection of real estate taxes; one and one-half (1½%) percent of the amount collected on the Local Services Tax and the Borough Earned Income tax; Recorder or Deeds, two (2%) percent of the amount collected of the Borough Real Estate Transfer Tax; Fire Chief, Five Thousand Five Hundred (\$5,500.00) Dollars, payable monthly; First Assistant Fire Chief, Four Thousand Two Hundred Fifty (\$4,250.00) Dollars, payable monthly; Second Assistant Fire Chief, Three Thousand Two Hundred Fifty (\$3,250.00) Dollars, payable monthly; Emergency Management Director, Two Thousand One Hundred (\$2,100.00) Dollars, payable monthly; Code Enforcement Officer, One Hundred Six Thousand Eighty (\$106,080.00) Dollars; Engineer, One Hundred Eight and fifty one-hundredths (\$108.50) Dollars per hour of service; Borough Solicitor, One Hundred Ten (\$110.00) Dollars per hour of service.

SECTION III: That having complied with the legal requirements relating thereto, the following Appropriations Schedule is adopted for the fiscal year of 2022:

General Operating Funds--Estimated Receipts:

Cash and Securities for Appropriation	\$ 90,000
Receipts from Current Tax Levy	\$ 2,010,219
Receipts from Taxes of Prior Years	\$ 40,000
Other Revenue Receipts	\$ 3,700,374
Miscellaneous Non-Revenue Receipts	<u>\$ 211,400</u>
Total Receipts and Cash	\$ 6,051,993

<u>Appropriations:</u>	<u>Operation & Maintenance</u>	<u>Capital Outlay</u>	<u>Total</u>
General Government:			
Administration.....	\$ 404,000		\$ 404,000
Tax Collector.....	15,800		15,800
Municipal Buildings.....	<u>134,500</u>	<u>120,000</u>	<u>254,500</u>
	\$ 554,300	\$120,000	\$ 674,300
Protections to Persons & Property:			
Police.....	\$1,247,860	136,565	\$1,384,425
Fire.....	157,500		157,500
Building Regulation & Zoning	<u>15,000</u>	<u> </u>	<u>15,000</u>
	\$1,420,360	136,565	\$1,556,925

Health, Sanitation & Ecology:			
Garbage Collection & Recycling.....	\$ 808,200	\$ 120,000	\$ 928,200
Highways:			
Highways.....	\$ 125,000	\$ 90,000	\$ 215,000
Snow and Ice Control.....	\$ 28,500		\$ 28,500
Street Lighting.....	\$ <u>73,500</u>		<u>73,500</u>
	\$227,000	\$ 90,000	\$ 317,000
Recreation:			
Parks and Playgrounds.....	\$ 103,700	22,000	\$ 125,700
Swimming Pool & Other Facilities.....	142,500		142,500
	<u>\$ 246,200</u>	<u>22,000</u>	<u>\$ 268,200</u>
Library:.....	\$ 78,653		\$ 78,653
Miscellaneous:			
Investments	\$	\$	\$
Social Security Taxes.....	\$ 170,000		\$ 170,000
All Other + Insurance.....	<u>\$2,058,715</u>		<u>\$2,058,715</u>
	\$2,228,715	\$	\$2,228,715
TOTAL OPERATION, MAINTENANCE & CAPITAL OUTLAY:			
	\$ 5,563,428	\$488,565	\$ 6,051,993
TOTAL BUDGET FOR 2022 =	\$ 6,051,993		

2021 R/E TAX RATE

16 Mills

SECTION IV: That the several appropriations above made are for so much thereof as may be necessary for the specific purposes mentioned, and the unexpended balance, if any, remaining at the end of the fiscal year of any such appropriations, shall revert to and be retained in the Treasury of the Borough of Nazareth unless otherwise appropriated as provided by law.

SECTION V: Nothing contained in this Ordinance shall prevent or preclude Borough Council from borrowing or expending money in any lawful way or for any lawful purposes, upon compliance with legal requirements; nor shall prevent Council from transferring from one fund to another fund, or from any fund for an emergency or unusual use, by a majority vote of a quorum of Council.

The motion passed unanimously.

Carl R. Strye Jr. moved and Charles A. Donello seconded a motion to approve again enrolling the Borough in the State Unemployment Solvency Fund for 2022 which removes the Borough's obligation to pay for layoffs and reduced scheduling unemployment claims from other employers. The Borough is still responsible for its own layoffs and hourly reductions. One year costs for membership in the Solvency Group is \$2,739.04.

The motion passed unanimously.

Carl R. Strye Jr. moved and Kayla Green seconded a motion to approve the re- hiring of Barry Isett Engineering as the Borough Zoning Officer, for all of 2022.

The motion passed unanimously.

Carl R. Strye Jr. moved and Michael Kopach seconded a motion to approve the re-hiring of Barry Isett Engineering as the Borough Code Enforcement Officer, for all of 2022.

The motion passed unanimously.

Carl R. Strye Jr. moved and Michael Kopach seconded a motion to approve the hiring of Barry Isett Engineering as the Borough Inspection Official for the Borough's Residential Rental Property Registration and Inspection Ordinance, effective January 1, 2022.

The motion passed unanimously.

Carl R. Strye Jr. moved and Carl A. Fischl seconded a motion to appoint Barry Isett & Associates, Inc. as Nazareth Borough's Building Code Official to perform all duties under the PA Uniform Construction Code.

The motion passed unanimously.

Carl R. Strye Jr. moved and Kayla Green seconded a motion to appoint Barry Isett & Associates, Inc. as the exclusive 3rd party agency to perform all Construction Code Official duties under the PA Uniform Construction Code.

The motion passed unanimously.

Carl R. Strye Jr. moved and Carl A. Fischl seconded a motion to approve a tax refund following reassessment for HP Nazareth LLC for 126 Belvidere Street in the amount of \$12,660.80

The motion passed unanimously.

Carl R. Strye Jr. moved and Michael Kopach seconded a motion to approve a tax refund following reassessment for Gary Lambert et al for 43 Belvidere Street in the amount of \$74.40.

The motion passed unanimously.

Carl R. Strye Jr. moved and Michael Kopach seconded a motion to approve a tax refund following reassessment for John & Heather Day of 1-03 Main Street in the amount of \$11.20.

The motion passed unanimously.

Carl R. Strye Jr. moved and Charles A. Donello seconded a motion to approve a tax refund following reassessment for Joseph Tavianini for Parcel J7SE3C 10 22 in the amount of \$11.33

The motion passed unanimously.

Police: Carl A. Fischl moved and Kayla Green seconded a motion to direct the Civil Service Commission to begin advertising for full time Police Officer candidates

The motion passed unanimously.

Carl A. Fischl moved and Christopher D. Crook seconded a motion to approve the hiring of a Part Time Investigator on an "as needed" basis.

The motion passed unanimously.

Carl A. Fischl moved and Christopher D. Crook seconded a motion to approve the immediate 2021 ordering and purchase of a Dodge Charger Pursuit Police sedan from Reagle Dodge/Ram of Pen Argyl, PA. Cost of the vehicle is \$27,932.87.

The motion passed unanimously.

Carl A. Fischl moved and Christopher D. Crook seconded a motion to determine that the Borough's 2013 Ford Interceptor sedan, damaged during a recent accident, is "totaled". An approval of this decision is not an acceptance of the proposed terms and amounts of the proposed settlement.

The motion passed unanimously.

Carl A. Fischl moved and Christopher D. Crook seconded a motion to accept the "totaled" vehicle valuation for the Ford Interceptor involved in the deer strike for \$11,799.00.

The motion passed unanimously.

Fire: Laureen Pellegrino moved and Kayla Green seconded a motion to accept the Fire Chief's Report for November 2021.

The motion passed unanimously.

Laureen Pellegrino moved and Kayla Green seconded a motion to accept the Emergency Management Report for November 2021.

The motion passed unanimously.

Laureen Pellegrino moved and Kayla Green seconded a motion to accept the Ambulance Report for November 2021.

The motion passed unanimously.

Environmental Steering & Lighting: Charles A. Donello moved and Christopher D. Crook seconded a motion to approve the Environmental Steering Report for November 2021.

The motion passed unanimously.

Charles A. Donello moved and Carl R. Strye Jr. seconded a motion to direct the Secretary to advertise that Christmas trees will be picked up on Thursday, December 30, 2021, Thursday, January 6, 2022 and Thursday, January 13, 2022. The ad should also contain the information that residents can drop off trees at the Sage Street parking lot, at any time. Discussion followed. Kayla Green asked if trees could be dropped at the Sage Street lot at any particular time or were there hours of operation to do so.

The motion passed unanimously.

Charles A. Donello moved and Carl R. Strye Jr. seconded a motion to set pay increases for Nazareth Borough Municipal Authority Board members. The Municipal Authority Board President will receive an additional \$50 per month and other Board members will receive a monthly increase of \$30.00 only upon reappointment to their new terms.

The motion passed unanimously.

Technology: Kayla Green moved and Laureen Pellegrino seconded a motion to approve the upgrading of two computer firewalls at a cost of \$2,301.36

The motion passed unanimously.

Kayla Green moved and Charles A. Donello seconded a motion to approve the purchase of two PC's for the Police Squad Room at a total cost of \$3,233.64. The final price includes installation.

The motion passed unanimously.

Public Works: Christopher D. Crook moved and Kayla Green seconded a motion to approve the Public Works Report for the month of November 2021.

The motion passed unanimously.

Christopher D. Crook moved and Kayla Green seconded a motion to approve a new, negotiated 5 Year Contract Settlement with the Public Works Bargaining Group, to be effective January 1, 2022. A "Roll Call" vote followed. Voting "Yes" for passage and acceptance of the new agreement were Councilpersons Pellegrino, Donello, Green and Crook. Four (4) voting "Yes" for passage. Voting "No" were Councilpersons Strye, Fischl, Kopach and Chiavaroli. Four (4) voting "No" to defeat the motion. The motion was deadlocked. Mayor Lance E. Colondo was then called upon for his vote to "break the tie". Mayor Colondo voted "Yes" and the motion passed.

Law: Michael Kopach moved and Kayla Green seconded a motion to approve the Report of the Zoning and Code Enforcement Officer for November 2021.

The motion passed unanimously.

Michael Kopach moved and Charles A. Donello seconded a motion to advertise for an ordinance amending Chapter 21, Streets and Sidewalks, prohibiting obstructions on public sidewalks and pedestrian rights-of-way within the Borough.

The motion passed unanimously.

Mayor: Mayor Lance E. Colondo presented the Police Report for November 2021.

Solicitor: No report.

Engineer: No report.

Police Chief: No report.

Old Business: None.

New Business: None.

There being no further business at 7:43 pm, on a motion by Carl A. Fischl seconded by Kayla Green, the Meeting was adjourned.

Paul A. Kokolus, Secretary

Daniel Chiavaroli, President

