

## NAZARETH BOROUGH COUNCIL--REGULAR MEETING--DECEMBER 2, 2013

The regular monthly meeting of the Borough of Nazareth was held on Monday, December 2, 2013 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 Carl Strye Jr., Councilpersons Cynthia Werner, Jack R. Herbst, Carl A. Fischl, Frank S. Maurek, Michael Kopach and Charles A. Donello, Solicitor Alfred S. Pierce, Engineer Aaron Sisler and Chief of Police Thomas Trachta. Absent was Highway Superintendent Robert Reimer.

President Chiavaroli read aloud a letter of resignation received from Christian Audenried stating his immediate resignation from his appointed term as Councilman First Ward, a term which ends on December 31, 2013.

Frank S. Maurek moved and Charles A. Donello seconded a motion to accept the immediate resignation of Councilman Christian Audenried from his appointed term of office as Councilman First Ward.

The motion passed unanimously.

Recognition of Citizens From the Floor :Robert Ciccione of 6866 Chrisphalt Drive Bath, PA presented Council with a cost sheet from the recently completed Spring Street Stormwater Project. Ciccione, the owner of RGC Development Company the contractor for that project spoke of required overlays to Spring Street which sent costs well above budget and the bid price. Ciccione asked if Council might see its way clear to pay an extra eighteen thousand (\$18,000.00) dollars to help his firm with the extra costs which his firm incurred.

Dana Vlasics of 12 Forest Drive asked Council if manpower was available for her Warm Hearts 5K Run in February.

Communications: None.

President Chiavaroli told the assemblage that tonight's meeting was outgoing Councilperson Cynthia Werner's final one. Chiavaroli read a prepared tribute to Werner before inviting her to the center of the Chamber for her farewell to public service and her opportunity to address Council and those in attendance. Werner thanked her peers on Council, other Borough officials and her constituents for giving her the opportunity to serve and help the Borough. An emotional Werner referenced the Borough as her beloved hometown and gave special thanks to her neighbors on Council, Secretary/Treasurer Paul Kokolus and Councilman Jack R. Herbst saying both had helped her through some tough times. Jack R. Herbst then read Resolution No. 12 - 13 - A honoring Werner for her three terms on Council. A standing round of applause greeted her as she took her seat for the final time.

Jack R. Herbst moved and Larry Stoudt seconded a motion to approve Resolution No. 12-13-A as follows:

WHEREAS, the Council of the Borough of Nazareth wishes to recognize those elected and appointed members leaving office, who have given of their time and public service to make a difference in our community,

WHEREAS, three term Councilwoman Cindy Werner did not seek to be reelected but is leaving a substantial legacy of accomplishment from her time in office,

NOW, THEREFORE, BE IT RESOLVED, and it is hereby resolved in Borough Council assembled that Council thanks and lauds Cindy Werner for her vision and hard work and for the many programs she instituted during her twelve years in office. Cindy persevered, often against stiff opposition, to begin a summer recreation program in our Park, to establish a summer concert series and to offer free movies on Sunday evenings in our amphitheater. Additionally, she created the Borough's Culture and Arts Commission and went on to secure the leasing of its new headquarters while working tirelessly for months to refurbish and remodel that facility into our present day Nazareth Center ForThe Arts. During her tenure, grants were acquired to fund the Kiosks which provide information to tourists and residents and for the construction of beach volleyball courts in our Park. She partnered with several of Nazareth's business professionals to create the Nazareth Economic Development Commission then helped secure another grant to fund a downtown business coordinator who is working to revitalize our retail area. Nazareth is undoubtedly in a much better place because of the second woman to have ever served on Borough Council, Cindy Werner. Council congratulates and thanks her for all she has given to our community and reluctantly says goodbye to the gracious and wonderful lady we have all come to know and admire over these last twelve years. As time goes on, her legacy will endure in those who use our Park and its programs and with others who enjoy the music and art at the facility she determinedly helped to create. Her perspective, her charm and leadership will be missed by all on Council but she departs with her fingerprints all over our Borough. And we can all acknowledge that to be a good thing. The Secretary is directed to issue a certificate memorializing this Resolution for presentation to an outstanding citizen and public servant upon completion of her third term of office.

The motion passed unanimously.

The Secretary's minutes for the regular meeting of November 4, 2013 were approved.

On a motion by Jack R. Herbst, seconded by Michael Kopach, the Treasurer's Report for the month of November 2012 was approved as follows:

General Fund--Cash on Hand October 31, 2013	\$	175,091.22
Waste & Recycling Fund--Cash on Hand October 31, 2013	\$	127,344.09
General Fund--Total Receipts	\$	339,640.49
Waste & Recycling Fund--Total Receipts	\$	9,590.06
General Fund--Total Receipts & Cash	\$	514,731.71
Waste & Recycling Fund--Total Receipts & Cash	\$	139,934.15
General Fund--Total Disbursements	\$	386,512.88
Waste & Recycling Fund--Total Disbursements	\$	80.00
General Fund--Cash on Hand November 30, 2013	\$	128,218.83

Waste & Recycling Fund--Cash on Hand November 30, 2013	\$	136,854.15
Payroll Account	\$	2,308.14
State Fund Checking Account	\$	1,147.34
State Fund Money Market	\$	60,904.20
Improvement Fund	\$	-0-
Park Account	\$	15,053.97
Pennsylvania Investment Trust Fund (Reg + Term Investment)	\$	275,411.55
Total of All Borough Funds.....	\$	619,898.18

Jack R. Herbst moved and Frank S. Maurek seconded a motion to approve the payment of bills totaling \$386,592.88. The motion passed unanimously.

The Report of the Zoning & Code Officer for the month of November 2013 was not presented.

An Emergency Management Report for the month of November 2013 was not presented.

An Ambulance Report for November 2013 was presented and approved.

Economic Development & Paving: Cynthia Werner moved and Jack R. Herbst seconded a motion to set rates for picnic tables and the rental of the Log Cabin in the Park for the 2014 Summer Season. Table rentals will be six (\$6.00) dollars per day and rental of the Log Cabin will be sixty five (\$65.00) dollars per day for events and parties.

The motion passed unanimously.

Police: Jack R. Herbst moved and Larry Stoudt seconded a motion to approve a “handicapped parking” space at 21 W. Center Street for Donna Johnston.

The motion passed unanimously.

Jack R. Herbst moved and Charles A. Donello seconded a motion to purchase “in-car” cameras for the police vehicles at a cost of nine thousand, seven hundred and forty (\$9,740.00) dollars.

The motion passed unanimously.

Fire: The Fire Committee report for the month of November 2013 was presented and approved.

Public Property: Frank S. Maurek moved and Jack R. Herbst seconded a motion to approve the request of the Nazareth Area Chamber of Commerce to hold their third annual Bike Fest on Saturday, May 17, 2014 in the downtown area from 1:00 pm till 7:00 pm.

The motion passed unanimously.

Frank S. Maurek moved and Larry Stoudt seconded a motion to schedule a December Pool Oversight Committee meeting to be held on December 18, at 6:00 pm at the Solicitor’s Office.

The motion passed unanimously.

Frank S. Maurek moved and Charles A. Donello seconded a motion to approve the use of Essroc Fields at Kim Kromer Park by the Nazareth Soccer Club for Spring Soccer. Discussion followed. Several on Council expressed reservations about the use of the soccer fields at Kim Kromer Park. Unattended children, illegal parking and other situations have gone on despite Council warnings about the dangers they pose. Council decided that more answers and assurances were needed from the Nazareth Soccer Club before permission would be granted.

Carl A. Fischl moved and Charles A. Donello seconded a motion to rescind the previous motion for Spring Soccer use approval. All on Council agreed that more information was needed.

Frank S. Maurek moved and Jack R. Herbst seconded a motion to approve the use of Council Chambers on Saturday, February 8, 2014 from 12:30 pm till 3:00 pm for Baseball signups.

The motion passed unanimously.

Frank S. Maurek moved and Jack R. Herbst seconded a motion to approve the use of Council Chambers on certain Sunday evenings throughout the year for coach's meetings.

The motion passed unanimously.

Frank S. Maurek moved and Jack R. Herbst seconded a motion to approve the use of the Park on Sunday May 4, 2014 for baseball pictures.

The motion passed unanimously.

Finance: Larry Stoudt moved and Charles A. Donello seconded a motion to approve Resolution No. 12-13, the 2014 Budget Resolution as follows:

RESOLUTION NO. 12 – 13

General Operating Funds--Estimated Receipts:

Cash and Securities for Appropriation	\$	90,000	
Receipts from Current Tax Levy	\$	1,474,431	
Receipts from Taxes of Prior Years	\$	35,000	Other
Revenue Receipts	\$	3,331,227	
Miscellaneous Non-Revenue Receipts	\$	<u>2,631,054</u>	
Total Receipts and Cash	\$	7,561,712	

<u>Operation &amp; Appropriations:</u>	<u>Capital</u>	<u>Maintenance</u>	<u>Outlay</u>	<u>Total</u>
General Government:				
Administration.....		\$ 293,870		\$ 293,870
Tax Collector.....		24,000		24,000
Municipal Buildings.....		<u>127,600</u>	<u>10,500</u>	<u>138,100</u>
		\$ 445,770	\$10,500	\$ 456,270
Protections to Persons & Property:				

Police.....	\$ 813,380		\$ 813,380
Fire.....	124,349	600,000	724,349
Building Regulation & Zoning	<u>40,000</u>		<u>40,000</u>
	\$ 977,729	600,000	\$ 1,577,729
Health, Sanitation & Ecology:			
Garbage Collection & Recycling.....	\$ 672,367	\$ 60,000	\$ 732,367
Highways:			
Snow and Ice Control.....	\$ 25,000		\$ 25,000
Streets and Bridges.....	171,000	154,000	325,000
Street Lighting.....	<u>80,000</u>		<u>80,000</u>
	\$ 276,000	\$154,000	\$ 430,000
Recreation:			
Parks and Playgrounds.....	\$ 222,000		\$ 222,000
Swimming Pool & Other Facilities.....		2,500,000	2,500,000
	<u>\$ 222,000</u>	<u>2,500,000</u>	<u>\$2,722,000</u>
Library:.....	\$ 87,600		\$ 87,600
Miscellaneous:			
Investments	\$	\$	\$
Social Security Taxes.....	\$ 74,254		\$ 74,254
All Other + Insurance.....	<u>\$1,481,492</u>		<u>\$1,481,492</u>
	\$1,555,746	\$	\$ 1,555,746
TOTAL OPERATION, MAINTENANCE & CAPITAL OUTLAY:			
	\$ 4,237,212	\$3,324,500	\$ 7,561,712
TOTAL BUDGET FOR 2013 = \$ 7,561,712			

2014 Tax Rate -- 13.0 Mills

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

Larry Stoudt moved and Jack R. Herbst seconded a motion to approve enrolling in the Pennsylvania Unemployment Solvency Fund for the year 2014. Cost for the insurance for one year is \$2,738.50.

The motion passed unanimously.

Larry Stoudt moved and Jack R. Herbst seconded a motion to hire Palmer & Company to do the annual Borough Audit at an approximate yearly cost of \$14,000.

The motion passed unanimously.

Larry Stoudt moved and Carl A. Fischl seconded a motion to vote on an ordinance which establishes salaries for all Borough employees and public officials for 2014 known as the Annual Tax and Levy Ordinance. The motion passed unanimously. A Roll Call vote followed. Voting "Yes" were Councilpersons Chiavaroli, Werner, Fischl, Maurek, Stoudt and Donello. Voting "No" were Councilman Kopach and Councilman Herbst. Six (6) voting "Yes" and two (2) voting "No" and Ordinance #793 is adopted into the Borough Code of Ordinances.

Public Works: The Public Works Report for November 2013 was approved as presented.

Michael Kopach moved and Charles A. Donello seconded a motion to approve the payment of sixty eight thousand, four hundred and twenty nine (\$68,429.52) dollars and fifty two cents for Application - Payment No. 4 to RGC Development, LP for storm sewer work done on Convent Avenue and Phoenix Street.

The motion passed unanimously.

Ecology: The Ecology Report for November 2013 was approved as presented.

Charles A. Donello moved Carl A. Fischl seconded a motion to direct the Secretary to advertise that "seasonal holiday" trees will be picked up on January 2, 2014, January 8, 2014 and January 15, 2014.

The motion passed unanimously.

Charles A. Donello moved Jack R. Herbst seconded a motion to accept the twenty nine hundred (\$2,900.00) dollar bid of Gregor's Tree Removal.

The motion passed unanimously.

Law: Cynthia Werner moved and Jack R. Herbst seconded a motion to direct the Secretary to advertise the bi-annual Reorganization Meeting to be held at 7:00 pm on January 6, 2014 at 7:00 pm at Council Chambers.

The motion passed unanimously.

Cynthia Werner moved and Jack R. Herbst seconded a motion to revise the policy for rentals and the rules for payment for the rental of the picnic tables in the Park and for use of the Log Cabin. The motion passed unanimously.

Cynthia Werner moved and Jack R. Herbst seconded a motion to vote on an ordinance to remove the five minute parking zone in front of 60 S. Main Street and place a regular meter and parking zone there. The motion passed unanimously. A Roll Call vote followed. Voting "Yes" were Councilpersons Chiavaroli, Herbst, Werner, Fischl, Maurek, Stoudt Kopach and Donello. Eight (8) voting "Yes" and Ordinance #794 is adopted into the Borough Code of Ordinances.

Mayor: Mayor Strye presented the Police Report for November 2013.

Solicitor: No report.

Old Business:

New Business: Cynthia Werner again graciously thanked everyone for the tributes offered to her this evening and the support she received while a councilwoman. Werner wished to go on record, opposing Option No. 2 being proposed for the new Pool. Werner maintains that Option No. 2 is too small for the amount of customers who support the Pool.

There being no further business, on a motion by Larry Stoudt, seconded by Jack R. Herbst, the meeting was adjourned at 8:52 pm.

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Paul A. Kokolus, Secretary

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Daniel Chiavaroli, President