

NAZARETH BOROUGH COUNCIL--REGULAR MEETING--SEPTEMBER 2, 2014

The regular monthly meeting of the Borough of Nazareth was held on Tuesday, September 2, 2014 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 John N. Samus, Lance E. Colondo, Carl A. Fischl, Frank S. Maurek, Michael Kopach, Charles A. Donello, and Brian F. Regn, Solicitor Alfred S. Pierce, Borough Engineer Albert Kortze, Chief of Police Thomas Trachta and Highway Superintendent Robert Reimer.

Recognition of Citizens From the Floor: Bernie O'Hare of 68 S. Main Street asked Council about the Nazareth Police Department. O'Hare mentioned the Police Study which the Borough is about to engage in and said it is just another case of kicking the can down the road. O'Hare presented a petition requesting the dismissal of Chief Trachta. O'Hare asked about the 2012 Gaming Grant that the Borough had applied for and received, claiming there was nothing in the grant to benefit Nazareth's citizens.

Sandra Klotz of 481 E. Center Street asked Council if any progress had been made on her drainage problem.

Becky Butz of 37 N. Broad Street asked why the Borough was commissioning another Police Study when it had already had one done.

Communications: None.

The Secretary's minutes for the regular meeting of August 4, 2014 were approved as presented.

On a motion by Michael Kopach seconded by Charles A. Donello, the Treasurer's Report for the month of August 2014 was approved as follows:

General Fund--Cash on Hand July 31, 2014	\$	218,124.17
Waste & Recycling Fund--Cash on Hand July 31, 2014	\$	142,379.85
General Fund--Total Receipts	\$	148,392.00
Waste & Recycling Fund--Total Receipts	\$	6,171.16
General Fund--Total Receipts & Cash	\$	366,516.17
Waste & Recycling Fund--Total Receipts & Cash	\$	148,551.01
General Fund--Total Disbursements	\$	253,664.56
Waste & Recycling Fund--Total Disbursements	\$	12.00
General Fund--Cash on Hand August 31, 2014	\$	112,851.61
Waste & Recycling Fund--Cash on Hand August 31, 2014	\$	148,539.01
ESSA Payroll Account	\$	164.10
State Fund Checking Account	\$	905.27
State Fund Money Market	\$	88,151.03
Improvement Fund	\$	-0-

Park Account	\$	10,975.10
Highway & Fire Vehicle Account	\$	-0-
Pennsylvania Investment Trust Fund (Reg + Term Investment)	\$	625,316.74
Total of All Borough Funds.....	\$	1,019,019.48

Michael Kopach moved and Charles A. Donello seconded a motion to approve the payment of bills totaling \$253,676.56. The motion passed unanimously.

The Report of the Zoning & Code Officer for the month of August 2014 was approved.

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

An Ambulance Report for August 2014 was presented and approved.

Law: John N. Samus moved and Michael Kopach seconded a motion to approve Resolution No. 9 – 14 which establishes a policy for staged parades, races, runs, walks and/or rides through the Borough. Borough residents are exempt from event fees but non-resident individuals are required to pay a twenty five (\$25.00) dollar fee for parades and fifty (\$50.00) dollar fee for all other activities that require an Event Permit. Discussion followed. Carl A. Fischl asked why the Borough should absorb the fees for police protection during events. A “Roll Call” vote followed. Voting “Yes” were Councilmen Samus, Colondo and Stoudt. Three (3) voting “Yes”. Voting “No” were Councilmen Fischl, Maurek, Kopach, Donello, Regn and Chiavaroli. Six (6) voting “No” and the motion is defeated.

John N. Samus moved and Carl A. Fischl seconded a motion to advertise for the repeal of the Borough’s Bus Stop Ordinance.

The motion passed unanimously.

John N. Samus moved and Frank S. Maurek seconded a motion to approve the Fee Schedule for the Borough’s new Landlord/Tenant Ordinance. Discussion followed. Carl A. Fischl reminded Council that the fee would be twenty five (\$25.00) dollars for each unit’s registration.

The motion passed unanimously.

Fire: Lance E. Colondo moved and Carl A. Fischl seconded a motion to pay the Borough’s 2014 contribution of ten thousand (\$10,000.00) dollars to the Nazareth Economic Development Commission to help subsidize the wages of the Downtown Coordinator.

The motion passed unanimously.

The Fire Committee report for the month of August 2014 was approved as presented.

Police: Carl A. Fischl told Council that the Borough of Nazareth has obtained legal representation for all of the pending civil actions and we will readily provide further details as the process continues.”

Carl A. Fischl moved and Charles A. Donello seconded a motion to establish the official starting date for new full time Police Officer Adam Shimer as August 18, 2014.

The motion passed unanimously.

Carl A. Fischl moved and Brian F. Regn seconded a motion to submit a letter of request to the Governor's Center for Local Government Services asking for technical assistance and for that group to conduct a Management Study of our Police Department.

The motion passed unanimously.

Public Property: Frank S. Maurek moved and Brian F. Regn seconded a motion to approve Application Three (General Contracting #3) for payment in the amount of fifty two thousand, four hundred eighty nine (\$52,489.63) dollars and sixty three cents to Bracy Contracting for work done on the Pool.

The motion passed unanimously.

Frank S. Maurek moved and Brian F. Regn seconded a motion to approve Application Three (Aquatic #3) for payment in the amount of twenty eight thousand, four hundred and eighty five (\$28,485.00) dollars to Vincent Pools for their work done on the Pool

The motion passed unanimously.

Frank S. Maurek moved and Charles A. Donello seconded a motion to approve Application Three (Mechanical #3) for payment in the amount of three thousand, four hundred and thirty three (\$3,433.50) dollars and fifty cents to KC Mechanical for work done on the Pool.

The motion passed unanimously.

Frank S. Maurek moved and Larry Stoudt seconded a motion to approve Application Three (Electrical #3) for payment in the amount of sixteen thousand, nine hundred and fifty eight (\$16,958.62) dollars and sixty two cents to Ace Electric for work done on the Pool.

The motion passed unanimously.

Frank S. Maurek moved and Michael Kopach seconded a motion to approve use of the ballfield at Veteran's Memorial Square on Thursday October 16, 2014 from noon till 8:00 pm by Moravian Hall Square for their annual employee event.

The motion passed unanimously.

Frank S. Maurek moved and Brian F. Regn seconded a motion to direct the Solicitor to draw up legal wording for the development of a sign advising guests at our Park that the premises is now under video surveillance.

The motion passed unanimously.

Frank S. Maurek moved and Lance E. Colondo seconded a motion to grant Michael Fauerbach and his group, permission to do remedial work on the Skate Park. Fauerbach will be required to provide the names of his co-workers to the Borough Secretary.

The motion passed unanimously.

Frank S. Maurek moved and Carl A. Fischl seconded a motion to allow an 11 & 12 year old tournament softball team and their manager Jeremy Setzer, use of the small softball field at the Park.

The motion passed unanimously.

Frank S. Maurek moved and Brian F. Regn seconded a motion to establish January 1, 2015 as the starting date for new parking rates for all Borough off-street parking and the start for the renting of spaces for the parking lot at the rear of 76 S. Main Street.

The motion passed unanimously.

Frank S. Maurek moved and Larry Stoudt seconded a motion to direct the Secretary to send letters of appreciation to two of the principals from Hercules Cement Company thanking them both for the contributions of fill material for the blasting event at the Pool.

The motion passed unanimously.

Frank S. Maurek moved and Brian F. Regn seconded a motion to grant permission to the Nazareth Ambulance Corps for use of Council Chambers on September 24, 2014 from 18:00 to 22:00 hundred hours, on October 4, 2014 from 8:00 to 17:00 hundred hours and for the Borough Park on October 11, 2014 from 8:00 to 16:00 hundred hours.

The motion passed unanimously.

Finance: Larry Stoudt moved and Frank S. Maurek seconded a motion to seek a Human Resource consultant.

The motion passed unanimously.

Larry Stoudt moved and Carl A. Fischl seconded a motion to approve the 2015 Police Pension Budget which requires no Borough contribution due to its “over funded” status as follows:

**BOROUGH OF NAZARETH
POLICE ASSOCIATION PENSION PLAN
BUDGET FOR 2015**

Normal cost percentage	21.00 %
Administrative Expense Percentage	6.50 %
Total Percentage	27.50%
Estimated 2014 Payroll	\$ 354, 220. 00

Annual Cost	\$ 97,410.50
Amortization Contribution Requirement	\$ 0
Financial Requirement	\$ 97,410.50
Member Contributions	\$ 0
10 % of Negative Unfunded Accrued Liability	\$ 223,602.00
Minimum Municipal Obligation	\$ 0 **
Interest Rate Used For Adjustment	7 %

**** Minimum Municipal Obligation = \$ 0.00 ...since assets exceed Present Value of Future Benefits.**

Based upon 1/1/2013 Actuarial Valuation

The motion passed unanimously.

Larry Stoudt moved and Carl A. Fischl seconded a motion to approve the 2015 Non-Uniformed Pension Plan Budget which calls for a Borough contribution of thirteen thousand, eight hundred and twenty two (\$13,822.90) dollars and ninety cents, after the receipt of state aid as follows:

**BOROUGH OF NAZARETH
EMPLOYEE ASSOCIATION PENSION PLAN
BUDGET FOR 2014**

NORMAL COST PERCENTAGE:	BOROUGH:	9%
	NBMA:	7%
ESTIMATED 2013 PAYROLL:	BOROUGH:	\$ 575,810.00
	NBMA:	\$ 345,220.00
ANNUAL COST:	BOROUGH:	\$ 51,822.90
	NBMA:	\$ 24,165.40
STATE ALLOCATION:	BOROUGH:	\$ 38,000.00
	NBMA:	\$ 0
BOROUGH ALLOCATION:		\$ 13,822.90
NBMA ALLOCATION:		\$ 24,165.40

The motion passed unanimously.

Larry Stoudt moved and Brian F. Regn seconded a motion to direct the Treasurer to withdraw \$101,366.75 from our ESSA borrowing and pay all approved invoices from Payment Application #3 as requested by Pool Architect Spillman Farmer and approved by the Borough Engineer.

The motion passed unanimously.

Larry Stoudt moved and Brian F. Regn seconded a motion to direct the Treasurer to pay all invoices from Payment Application #3 as specified and approved by the Pool Architect and

Borough Engineer. Payment is approved for our General Contractor, our Aquatic Contractor, the Mechanical Contractor and the Electrical Contractor.

The motion passed unanimously.

Larry Stoudt moved and Frank S. Maurek seconded a motion to approve a new protocol for police visits to the Borough Administrative Office. The Police Administrative Assistant and the Chief of Police only will deliver documents, parcels and communications to the Borough Clerk and the Borough Clerk will only sign off on “mailed” documents. Hand delivered police grievances and police legal documents will not be accepted and signed for by either the Borough Clerk or her assistant.

The motion passed unanimously.

Larry Stoudt moved and Lance E. Colondo seconded a motion to form a Skateboard Commission.

The motion passed unanimously.

Larry Stoudt moved and Lance E. Colondo seconded a motion to bill the Nazareth Ambulance Corps twenty two thousand five hundred (\$22,500.00) dollars for facility rental, vehicular insurance and for the effect their driving record has on the Borough’s overall vehicle coverage.

The motion passed unanimously.

Larry Stoudt moved and Charles A. Donello seconded a motion to rescind a 2009 motion requiring the Treasurer to report to Council twice yearly, any six month delinquency of any Borough employee for Refuse & Recycling billing, sewer payments and real estate taxes.

The motion passed unanimously.

Larry Stoudt moved and Lance E. Colondo seconded a motion to refund forty (\$40.18) dollars and eighteen cents to James F. Mihalski of 113-115 North Broad Street following a property reassessment.

The motion passed unanimously.

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

Michael Kopach moved and Charles A. Donello seconded a motion to approve the trade/purchase for a T590 Compact Tri-Motor on Tracks Bestline Skidsteer. The Borough’s outlay for this purchase after the trade-in of our current Skidsteer is ten thousand, two hundred and twelve (\$10,212.68) dollars and sixty eight cents.

The motion passed unanimously.

Ecology: The Ecology Report for the month of August 2014 was approved as presented.

Charles A. Donello moved and Brian F. Regn seconded a motion to obtain bids for electrical wiring to the four (4) poles around the outer Circle connecting to the existing electrical meter box in the Circle. The bids will also include saw cutting across the street which is required at each outer pole.

The motion passed unanimously.

Charles A. Donello moved and Brian F. Regn seconded a motion to request bids for the 2015 Refuse and Recycling Contract both for a two (2) year contract period and a three (3) year contract period. The bids are to be submitted to the Borough no later than 4:00 pm, Thursday, October 2, 2014 and are to be publicly opened that same evening at 7:00 pm at the Borough's October 2, 2014 Workshop Meeting.

The motion passed unanimously.

Charles A. Donello moved and Brian F. Regn seconded a motion to compensate Robert Oswald the sum of four hundred (\$400.00) dollars for compacting and composting the Borough's leaves.

The motion passed unanimously.

Technology: Brian F. Regn moved and Lance E. Colondo seconded a motion to proceed with Stage II of the installation of the Park Video Security System. To date, twenty thousand one hundred and fifty two (\$20,152.00) dollars of the budgeted fifty thousand (\$50,000.00) dollars has been spent.

The motion passed unanimously.

Mayor: The Police Report for the month of August 2014 was approved as presented.

Solicitor: No report.

Engineer: Borough Engineer Albert Kortze told Council that the shot-crete process for forming the walls of the new Pool will begin September 3, 2014

Old Business: None.

New Business: Carl A. Fischl told Council that Curt's Cyclery has approached him about placing a bike fix-it station in the vicinity of the YMCA.

There being no further business, on a motion by Larry Stoudt, seconded by Lance E. Colondo, the meeting was adjourned at 8:50 p.m.

Paul A. Kokolus, Secretary

Daniel Chiavaroli, President

