

NAZARETH BOROUGH COUNCIL--REGULAR MEETING--NOVEMBER 3, 2014

The regular monthly meeting of the Borough of Nazareth was held on Monday, November 3, 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.

President Chiavaroli called all of the members of the Kiwanis Club of Nazareth to the front of the Chamber. Ralph Murante then presented a forty two thousand (\$42,000.00) dollar check to Mayor Strye as the Club's donation for the new Pool. Strye accepted the check and offered his appreciation on behalf of the Borough stating that the funds would be used to subsidize the installation of water features in the Pool. Strye added that a plaque would memorialize the Kiwanis donation so that future generations would know about and appreciate their generosity. Applause followed as Council shook hands with and offered thanks to Kiwanis members in attendance.

Recognition of Citizens From the Floor: Rick Smith, president of the Culture and Arts Commission appeared and presented his quarterly report. Smith thanked Council for their continued support and told Council about three recent grants that the Culture and Arts Center had received.

Communications: The Secretary/Treasurer reported on recent "Thank you's" received from the families of former Mayor/Councilman William Sauerzopf who passed away and also from the Family of former Police Officer Luke Nagy who had also passed away.

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

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

General Fund--Cash on Hand September 30, 2014	\$	240,481.45
Waste & Recycling Fund--Cash on Hand September 30, 2014	\$	132,033.33
General Fund--Total Receipts	\$	215,083.67
Waste & Recycling Fund--Total Receipts	\$	86,784.27
General Fund--Total Receipts & Cash	\$	455,565.12
Waste & Recycling Fund--Total Receipts & Cash	\$	218,817.60
General Fund--Total Disbursements	\$	413,384.17
Waste & Recycling Fund--Total Disbursements	\$	51,229.91
General Fund--Cash on Hand October 31, 2014	\$	42,180.95
Waste & Recycling Fund--Cash on Hand October 31, 2014	\$	167,587.69
ESSA Payroll Account	\$	164.53
State Fund Checking Account	\$	693.26

State Fund Money Market	\$	55,164.97
Improvement Fund	\$	-0-
Park Account	\$	16,910.93
Highway & Fire Vehicle Account	\$	-0-
Pennsylvania Investment Trust Fund (Reg + Term Investment)	\$	400,328.77
ESSA Loan Account	\$	54.56
Total of All Borough Funds.....	\$	683,085.66

Michael Kopach moved and Charles A. Donello seconded a motion to approve the payment of bills totaling \$464,614.08. The motion passed unanimously.

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

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

An Ambulance Report for October 2014 was presented and approved as presented.

Law: John N. Samus moved and Lance E. Colondo seconded a motion to officially cancel the November 2014 and December 2014 Workshop Meetings and to change the starting time for each of the succeeding business meetings...the December 1, 2014 and the January 5, 2015 Business Meeting to 6:00 pm instead of 7:00 pm.

The motion passed unanimously.

John N. Samus moved and Larry Stoudt seconded a motion to direct the Secretary to advertise the cancellation of both the November 2014 and December 2014 Thursday Workshop Meetings and the earlier start time change to 6:00 pm for the December 1, 2014 Business Meeting and the January 5, 2015 Business Meeting.

The motion passed unanimously.

John N. Samus moved and Lance E. Colondo seconded a motion to approve Resolution No. 11-14 authorizing the condemnation of .586 acres of land at 519 Seip Avenue as follows:

A resolution of the Council of the Borough of Nazareth authorizing the condemnation of that certain tract or lot of ground being five hundred eighty-six one thousandths (0.586) acre known as Northampton County Tax Parcel No. J7SE4-6-5, more fully described in Exhibit A, attached hereto and made a part hereof, for the improvements thereon situated for the purpose of public playgrounds, public parks and the erection of buildings and facilities for public purposes, including ambulance service,

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

1. The Borough of Nazareth selects and appropriates the five hundred eighty-six one thousandths (0.586) acre plot more fully described in Exhibit A for the purposes above described.
2. The Solicitor for the Borough of Nazareth is authorized and directed to prepare and file with the appropriate court a Declaration of Taking which shall be executed by the President of Council of the Borough of Nazareth to take any action that may be necessary and desirable to carry out the intent and purpose of this Resolution.
3. The Borough of Nazareth shall acquire fee simple title.
4. The institution of such proceedings and any damages which may be agreed upon or awarded to any party in interest, including the owner of said property, shall be paid out of the general funds of the Borough of Nazareth.

The motion passed unanimously.

John N. Samus moved and Brian F. Regn seconded a motion to condemn the property at 519 Seip Avenue.

The motion passed unanimously.

John N. Samus moved and Larry Stoudt seconded a motion to approve an Agreement of Sale for the property at 519 Seip Avenue.

The motion passed unanimously.

Fire: Lance E. Colondo moved and Carl A. Fischl seconded a motion to approve the appointment of Mayor Carl R. Strye Jr. as the Borough's contact for weather related information which the Nazareth COG will relay to municipalities.

The motion passed unanimously.

Lance E. Colondo moved and Carl A. Fischl seconded a motion to formally approve Troy Keenhold as the Borough's EMA Director following receipt of a letter of approval from Governor Corbett.

The motion passed unanimously.

The Fire Committee Report for the month of October 2014 was approved as presented.

Police: Carl A. Fischl moved and Lance E. Colondo seconded a motion to direct the Secretary to advertise for "Alternate" crossing guards.

The motion passed unanimously.

Carl A. Fischl moved and Charles A. Donello seconded a motion to send Officer Frederick Lahovski to a Spanish Survival Training Course on December 2nd, December 3rd and December 4th, 2014.

The motion passed unanimously.

Carl A. Fischl moved and Charles A. Donello seconded a motion to send Officer Frederick Lahovski to Powerpoint Training in Montgomery County on December 10, 2014 and December 11, 2014.

The motion passed unanimously.

Public Property: Frank S. Maurek moved and Larry Stoudt seconded a motion to approve Application Five (General Contracting #5) for payment in the amount of one hundred and twenty five thousand, eight hundred and eighty six (\$125,886.40)dollars and forty cents to Bracy Contracting for work done on the Pool.

The motion passed unanimously.

Frank S. Maurek moved and Lance E. Colondo seconded a motion to approve Application Five (Aquatic #5) for payment in the amount of one hundred and fifty seven thousand, six hundred and fifty seven (\$157,657.50) dollars and fifty cents to Vincent Pools for their work done on the Pool.

The motion passed unanimously.

Frank S. Maurek moved and Brian F. Regn seconded a motion to approve Application Five (Mechanical #5) for payment in the amount of fifty two thousand, six hundred and fifty (\$52,650.00)dollars to KC Mechanical for work done on the Pool.

The motion passed unanimously.

Frank S. Maurek moved and Lance E. Colondo seconded a motion to approve Application Five (Electrical #5) for payment in the amount of forty seven thousand, one hundred and seventy three (\$47,173.77) dollars and seventy seven cents to Ace Electric for work done on the Pool.

The motion passed unanimously.

Frank S. Maurek moved and Charles A. Donello seconded a motion to approve Application Six (General Contracting #6) for “Retainage Reduction” in the amount of eighteen thousand, sixty one (\$18,061.71) dollars and seventy seven cents to Bracy Contracting for work done on the Pool. This “Retainage Reduction” is approved by Spillman Farmer because the job is now more than 50% complete. The contractor has submitted a separate payment application for this.

The motion passed unanimously.

Frank S. Maurek moved and Brian F. Regn seconded a motion to approve Application Six (Aquatic #6)) for “Retainage Reduction” in the amount of thirty thousand, eight hundred and eighty (\$30,880.50) dollars and fifty cents to Vincent Pools for work done on the Pool. This “Retainage Reduction” is approved by Spillman Farmer because the job is now more than 50% complete. The contractor has submitted a separate payment application for this.

The motion passed unanimously.

Frank S. Maurek moved and Lance E. Colondo seconded a motion to approve Application Six (Electric #6)) for “Retainage Reduction” in the amount of seven thousand, five hundred and eighty seven (\$7,587.46) dollars and forty six cents to Ace Electric for work done on the Pool. This “Retainage Reduction” is approved by Spillman Farmer because the job is now more than 50% complete. The contractor has submitted a separate payment application for this.

The motion passed unanimously.

Frank S. Maurek moved and Charles A. Donello seconded a motion to approve a Certificate of Substantial Completion for Bracy Contracting for the work they have done on the Pool and Bathhouse.

The motion passed unanimously.

Frank S. Maurek moved and Brian F. Regn seconded a motion to approve a Certificate of Substantial Completion for KC Mechanical for the work they have done on the Pool and Bathhouse.

The motion passed unanimously.

Frank S. Maurek moved and Lance E. Colondo seconded a motion to approve a Certificate of Substantial Completion for Ace Electric for the work they have done on the Pool and Bathhouse.

The motion passed unanimously.

Frank S. Maurek moved and Larry Stoudt seconded a motion to approve use of Council Chambers on the evening of Thursday December 11, 2014 by Nazareth Baseball Inc.

The motion passed unanimously.

Frank S. Maurek moved and Lance E. Colondo seconded a motion to approve the request of the Moravian Historical Society to hold “Christmas In Nazareth” in the downtown on Saturday, December 13, 2014 from 12 noon till 7:00 pm. The approval includes free parking in the downtown from noon till 7:00 pm on that day, the decorating of parking meters not to include the meter heads and use of the Circle from 9:00 am till 6:00 pm.

The motion passed unanimously.

Frank S. Maurek moved and Carl A. Fischl seconded a motion to approve a one year rental lease with the Culture and Arts Commission for rental of 30 Belvidere Street. The monthly rental fee will remain at seventy five (\$75.00) dollars.

The motion passed unanimously.

Frank S. Maurek moved and Brian F. Regn seconded a motion to approve a gas conversion for the furnace at Council Chambers at a cost of four thousand one hundred and seventy five (\$4,175.00) dollars. Discussion followed. Charles Donello had questions about the conversion and suggested further investigation.

Frank S. Maurek moved to rescind the motion and Larry Stoudt seconded it. The motion was rescinded.

Finance: Larry Stoudt moved and Frank S. Maurek seconded a motion to direct the Treasurer to withdraw \$383,367.67 from our ESSA borrowing and pay all approved invoices from Payment Application #5 as requested by Pool Architect Spillman Farmer and approved for payment by the Borough Engineer.

The motion passed unanimously.

Larry Stoudt moved and Lance E. Colondo seconded a motion to direct the Treasurer to pay all invoices from Payment Application #5 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 Brian F. Regn seconded a motion to direct the Treasurer to withdraw to withdraw \$56,529.67 from our ESSA borrowing and pay all the approved invoices from Payment Application #6 "Retainage" as requested by Pool Architect Spillman Farmer and approved by the Borough Engineer.

The motion passed unanimously.

Larry Stoudt moved and Lance E. Colondo seconded a motion to direct the Treasurer to pay all invoices from Payment Application #6 "Retainage" as specified and approved by the Pool Architect and Borough Engineer. Payment is approved for our General Contractor, our Aquatic Contractor and the Electrical Contractor.

The motion passed unanimously.

Larry Stoudt moved and Brian F. Regn seconded a motion to approve payment of the September invoice from Advantage Engineers for inspection and testing services at the Borough Park. The amount due for the September billing is six thousand, forty five (\$6,045.80) dollars and eighty cents.

The motion passed unanimously.

Larry Stoudt moved and Frank S. Maurek seconded a motion to accept with regret, the resignation of Pool/Park Manager and Summer Recreation Program Director Jeanette Hartzell.

The motion passed unanimously.

Larry Stoudt moved and Carl A. Fischl seconded a motion to approve Resolution 10-14-C certifying the Borough's sponsorship of the Memorial Library of Nazareth and Vicinity for the Monroe County LSA Grant Program.

The motion passed unanimously.

Larry Stoudt moved and Brian F. Regn seconded a motion to approve a "Proposed" 2015 Budget containing a two (2 Mil) tax increase and containing the purchase of a dump truck, repairs to the refreshment stand in the Park, repairs to a bridge in the Park, the extension of GW Stoudt Boulevard, the procuring of a two hundred thousand (\$200,000.00) dollar Volunteer Loan and the use of two hundred seventy five thousand (\$275,000.00) dollars of the funds remaining in the ESSA borrowing. The President requested a "Roll Call" vote. Voting "Yes" for passage of the "Proposed Budget" were Councilmen John N. Samus, Carl A. Fischl, Larry Stoudt, Charles A. Donello, Brian F. Regn and Daniel Chiavaroli. Voting "No" were Councilmen Lance E. Colondo, Frank S. Maurek and Michael Kopach. Six (6) voting "Yes" and three (3) voting "No".

The motion carries.

Larry Stoudt moved and Carl A. Fischl seconded a motion to direct the Secretary/Treasurer to advertise that the "Proposed" 2015 Budget will be available for inspection for ten (10) days from November 15, 2014 through November 26, 2014. The President once again requested a "Roll Call" vote. Voting "Yes" for advertising the availability of the "Proposed Budget" were Councilmen John N. Samus, Carl A. Fischl, Larry Stoudt, Charles A. Donello, Brian F. Regn and Daniel Chiavaroli. Voting "No" were Councilmen Lance E. Colondo, Frank S. Maurek and Michael Kopach. Six (6) voting "Yes" and three (3) voting "No".

The motion carries.

Larry Stoudt moved and Lance E. Colondo seconded a motion to direct the Secretary/Treasurer to advertise for applicants for the Pool/Park Manager's position and the Summer Recreation Program Director's position.

There were four (4) "No" votes but the motion carries.

Larry Stoudt moved and Frank S. Maurek seconded a motion to issue a tax refund of \$487.53 to the Moravian Historical Society following a reassessment of their property holdings in the Borough.

The motion passed unanimously.

Larry Stoudt moved and Frank S. Maurek seconded a motion to approve the payment of seventeen hundred and eighty one (\$1,781.00) dollars to Nazareth COG as the Borough's portion of the assessment needed to fund a comprehensive review and implementation report for the Nazareth Area Multi-Municipal Comprehensive Plan.

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

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

Michael Kopach moved and Lance E. Colondo seconded a motion to approve Resolution No. 11-14 certifying the Borough's approval of PennDot's current Winter Maintenance Agreement with our Borough.

The motion passed unanimously.

Michael Kopach moved and Charles A. Donello seconded a motion to approve the repair of a "plow hitch". The repair price of the hitch will be limited to a range of fifteen hundred to twenty five hundred (\$1,500.00 - \$2,500.00) dollars.

The motion passed unanimously.

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

Charles A. Donello moved and Michael Kopach seconded a motion to award to J. P. Mascaro & Sons, a three (3 yr) year contract as per Base Bid #2 in the amount of one million three hundred and six thousand, one hundred and fifty five (\$1,306,155.00) dollars. That total equates to an average yearly obligation to the Borough of four hundred and thirty five thousand, three hundred and eighty five (\$435,385.00) dollars.

The motion passed unanimously.

Charles A. Donello moved and Lance E. Colondo seconded a motion to award to J. P. Mascaro & Sons, the one (1 yr) year option as per Base Bid #2 in the amount of four hundred, forty seven thousand, six hundred and twenty (\$447,620.20) dollars and twenty cents . The awarding of this option would add a fourth year to the contract solely at the discretion of Nazareth Borough Council.

The motion passed unanimously.

Charles A. Donello moved and Brian F. Regn seconded a motion to establish new rates for Refuse and Recycling collection in the Borough. Effective January 1, 2015, quarterly rates for homeowners will be reduced to seventy five (\$75.00) dollars from the current eighty (\$80.00) dollars.

The motion passed unanimously.

Technology: Brian F. Regn moved and John N. Samus seconded a motion to approve completion of Phase III of the Borough's Video Surveillance project installing fiber optic lines and four cameras at the bathhouse. Cost of Phase III is thirteen thousand (\$13,000.00) dollars.

The motion passed unanimously.

Brian F. Regn moved and Lance E. Colondo seconded a motion to install a Web Content Monitor system to determine use of the Borough's computers and each unit's browsing history at a

cost of seven hundred and sixty (\$760.00) dollars. Monthly maintenance on the system is fifty (\$50.00) dollars.

The motion passed unanimously.

Brian F. Regn moved and Carl A. Fischl seconded a motion to raise parking meter rates in the Borough to twenty five (\$.25) cents per hour and to enact a new time frame for meter use. The new hours for required meter use will be 9:00 am till 6:00 pm with a two (2 hr) hour limit for a vehicle in one parking space.

The motion passed unanimously.

Mayor: The Police Report for the month of October 2014 was approved as presented. Mayor Strye again commended the Kiwanis Club for their generosity

Solicitor: No report.

Engineer: No report.

Old Business: None.

New Business: John N. Samus asked for details about the plaque honoring the Kiwanis donation.

The Meeting was adjourned to an “executive session” at 8:16 pm.

There being no further business, on a motion by Larry Stoudt, seconded by Brian F. Regn, the meeting was adjourned at 9:25 p.m.

Paul A. Kokolus, Secretary

Daniel Chiavaroli, President