

## NAZARETH BOROUGH COUNCIL--REGULAR MEETING--AUGUST 4, 2014

The regular monthly meeting of the Borough of Nazareth was held on Monday, August 4, 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: Communications: Raymond Orwig of Orwig Property Management expressed his concerns over the Borough's proposed Landlord /Tenant Ordinance. Orwig asked about the fees and how they would be used. Orwig asked if another person would be hired to administer the registrations and told Council that his worry would be that landlords like him would have to carry the load for others whose rental units are not up to standards. Orwig also stated that the proposed fees are too high for those in the property rental business and they would be a burden for him in January of 2015 when he would have to register and have inspected all of his 400 units in the Borough.

Jay Orwig of Nazareth expressed his concerns about the Landlord/Tenant Ordinance. He stated that his love for the Borough keeps him restoring and renting properties in the Borough. He also told Council that being in the property rentals business is very difficult. Orwig asked if the collected fees for registrations and inspections will be used constructively. He asked if Council has a plan or long range vision in place for the Borough.

Lori Deutsch of North Green Street asked when the rental and inspection fees would be assessed. Deutsch asked if the fees will be charged every year.

Brad Molten of 142 Spring Street had several questions about the Landlord/Tenant Ordinance. Molten asked when the inspections would begin and how often they would occur. He asked if he could read the Ordinance and was provided with a copy. Molten also had a noise complaint about the use of the street sweeper at 4:30 in the morning.

Michael Fauerbach of the Nazareth area asked if the Borough had received answers about insurance liability and the costs of insurance coverage for the volunteer work he was proposing to do on the Skate Park.

Becky Butz of 37 N. Broad Street stated that resident Bernie O'Hare appeared in July and at that time made some very serious allegations about the Borough's Chief of Police. Butz asked if the Borough had acted or was planning to act on those allegations.

Communications: The Secretary/Treasurer reported that he had written a grant for the Northampton County Gaming Authority seeking funding for a "paved" picnic patio at the northeast corner of the Pool enclosed area. The Borough is seeking \$39,750 in funding for a project estimated to cost approximately \$80,000. The patio area was part of the original pool bid process but was written off as too costly when bids were awarded in May of 2014.

The Secretary's minutes from the regular meeting of July 7, 2014 were approved as presented.

On a motion by Michael Kopach seconded by Larry Stoudt, the Treasurer’s Report for the month of July 2014 was approved as follows:

General Fund--Cash on Hand June 30, 2014	\$	264,282.15
Waste & Recycling Fund--Cash on Hand June 30, 2014	\$	205,986.03
General Fund--Total Receipts	\$	248,771.15
Waste & Recycling Fund--Total Receipts	\$	88,606.40
General Fund--Total Receipts & Cash	\$	513,053.30
Waste & Recycling Fund--Total Receipts & Cash	\$	294,592.43
General Fund--Total Disbursements	\$	294,929.13
Waste & Recycling Fund--Total Disbursements	\$	152,212.58
General Fund--Cash on Hand July 31, 2014	\$	218,124.17
Waste & Recycling Fund--Cash on Hand July 31, 2014	\$	142,379.85
ESSA Payroll Account	\$	162.73
ESSA Loan Account	\$	50.00
State Fund Checking Account	\$	4,936.46
State Fund Money Market	\$	92,141.46
Improvement Fund	\$	-0-
Park Account	\$	10,506.26
Pennsylvania Investment Trust Fund (Reg + Term Investment)	\$	625,300.85
Total of All Borough Funds.....	\$	1,093,601.78

Michael Kopach moved and Larry Stoudt seconded a motion to approve the payment of bills totaling \$447,141.71.

The motion passed unanimously.

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

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

An Ambulance Report for July 2014 was presented and approved.

Law: John Samus moved and Carl A. Fischl seconded a motion to vote on an ordinance which would establish regulations and standards for landlords and tenants within the Borough. The motion passed unanimously. A Roll Call vote followed. Voting “Yes” were Councilmen Chiavaroli, Samus, Colondo, Fischl, Maurek, Stoudt, Kopach, Donello and Regn. Nine (9) voting “Yes” and Ordinance #799 is adopted into the Borough Code of Ordinances.

Fire: The Fire Report of monthly activity for the month of July 2014 was approved as presented.

Lance E. Colondo moved and Brian F. Regn seconded a motion authorizing a donation of five hundred (\$500.00) dollars to the Nazareth Special Fire Police for the help they provided on Nazareth Day, the Block Party, Martin on Main and with traffic control for the Fireworks Display.

The motion passed unanimously.

Lance E. Colondo moved and Carl A. Fischl seconded a motion to approve repairs to a fire vehicle done by Fire Pump Systems at a cost of four hundred and seventeen (\$417.00) dollars.

The motion passed unanimously.

Police: Carl A. Fischl moved and Lance E. Colondo seconded a motion to allow the Police Committee to hire four (4) Alternate Crossing Guards.

The motion passed unanimously.

Carl A. Fischl moved and Charles A. Donello seconded a motion to authorize the Police Hiring Committee to proceed with their process and hire no more than two (2) part-time police officers. The final hiring is to occur following interviews and is contingent on the passage of background checks and the possession of all other necessary certifications.

The motion passed unanimously.

Carl A. Fischl moved and Charles A. Donello seconded a motion to direct Mayor Strye to reinstate Officer Frederick Lahovski to the police schedule on August 18, 2014.

The motion passed. There were two (2) "No" votes.

Carl A. Fischl moved and Lance E. Colondo seconded a motion to proceed with the hiring of a full time police officer now that three (3) names have been received from the Borough's Civil Service Commission. One of the candidates on the Civil Service list is a veteran and I therefore move that the Borough hire Adam Shimer as a full time officer subject to a one year probation period.

The motion passed unanimously.

Public Property: Frank S. Maurek moved and Lance E. Colondo seconded a motion to approve the request of the Nazareth Area Chamber of Commerce for use of the Park on September 19, 2014 for their Jazz Festival. Approved hours are 11:00 am till 7:00 pm, not the requested 8:00 pm finish time due to a conflict with posted Park hours of operation. The Chamber is also required to present the Borough with proof of insurance.

The motion passed unanimously.

Frank S. Maurek moved and Carl A. Fischl seconded a motion to require all those holding races, walks and downtown and Park events to present an appropriate certificate of co-insurance naming the Borough as "additional" insured.

The motion passed unanimously.

Frank S. Maurek moved and Brian F. Regn seconded a motion to approve the request of the Nazareth Football Booster Club for use of the Circle on Friday, August 22, 2014 for the "Paint the Town Blue" event. Proof of insurance is required.

The motion passed unanimously.

Frank S. Maurek moved and Charles A. Donello seconded a motion to accept the donation of four (4) metal tables by the Nazareth Kiwanis Club for use at Kiwanis Park.

The motion passed unanimously.

Frank S. Maurek moved and Brian F. Regn seconded a motion to approve Application Two (General Contracting #2) for payment in the amount of forty seven thousand, two hundred twenty four (\$47,224.63 ) dollars and sixty three cents to Bracy Contracting for work done on the Pool.

The motion passed unanimously.

Frank S. Maurek moved and Larry Stoudt seconded a motion to approve Application Two (Aquatic #2) for payment in the amount of one hundred and four thousand, three hundred and fifty nine(\$104,359.50) 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 Two (Mechanical #2) for payment in the amount of seventeen thousand, five hundred and fifty (\$17,550.00) dollars 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 Two (Electrical #2) for payment in the amount of twenty one thousand, eight hundred and forty three (\$21,843.13) dollars and thirteen cents to Ace Electric for work done on the Pool.

The motion passed unanimously.

Frank S. Maurek moved and Brian F. Regn seconded a motion to accept the low bid of Eugene Hankee & Sons for a one year heating and air conditioning (HVAC) maintenance contract.

The motion passed unanimously.

Frank S. Maurek moved and Carl A. Fischl seconded a motion to accept the low bid for fuel oil for the next twelve months of Lehigh Fuel. Lehigh Fuel's bid price was \$3.17 per gallon "fixed" for the contract period.

The motion passed unanimously.

Frank S. Maurek moved and Charles A. Donello seconded a motion to approve and pay for “Change Order#1” for Vincent Pools in the amount of thirty two thousand, sixty six (\$32,066.00) dollars.

The motion passed unanimously.

Frank S. Maurek moved and Larry Stoudt seconded a motion to approve “Change Order#1” for Advantage Engineers in the amount of five thousand, two hundred and sixty one (\$5,261.00) dollars.

The motion passed unanimously.

Frank S. Maurek moved and Lance E. Colondo seconded a motion to approve a month to month lease with National Penn Bank for rental of the parking lot behind the former Main Street Bank at 76 South Main Street. The Borough will be leasing, monitoring and administering off-street parking at that location until the facility is sold.

The motion passed unanimously.

Frank S. Maurek directed the Solicitor to communicate with Morningstar and inform them that their proposed work in connecting to the Borough’s Sewer system by traversing the Park, be delayed until Pool work is complete for this year in early November.

Finance: Larry Stoudt moved and Frank S. Maurek seconded a motion to direct the Treasurer to withdraw two hundred and twenty eight thousand, three hundred and four (\$228,304.26) dollars and twenty six cents from our ESSA borrowing and pay all approved invoices from Payment Application #2 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 #2 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 payment also includes “Change Orders” for Vincent Pools and Advantage Engineers.

The motion passed unanimously.

Larry Stoudt moved and Frank S. Maurek seconded a motion to direct the Borough’s Chief of Police to wear a white uniform shirt when on duty and for Borough meeting attendance. Discussion followed. Carl A. Fischl asked if Chief Trachta would need to wear a white shirt while doing undercover work or for a drug bust.

The motion passed unanimously.

Larry Stoudt moved and Lance E. Colondo seconded a motion to amend a previous motion adjusting the Borough’s rate for “off-street’ parking behind the Municipal Offices at 134 S. Main

Street and 30 Belvidere Street. The new rate will be thirty (\$30.00) dollars per month with no pre-pay discount.

The motion passed unanimously.

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

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

Technology: Brian F. Regn moved and Lance E. Colondo seconded a motion to allow the Recreation Commission to sponsor an event at the Borough Dog Park on Saturday, September 27, 2014 from noon to 3:00 pm. The event is called “Pups in the Park”.

The motion passed unanimously.

Mayor: Mayor Carl Strye Jr. presented the Police Report for July 2014.

Mayor Strye then introduced the Borough’s newest full-time police officer, Adam Shimer. Mayor Strye thanked and praised the Borough’s Civil Service Commission for their work throughout the hiring process.

Lance E. Colondo moved and Charles A. Donello seconded a motion to approve paying for the advertising for the “engraved” commemorative bricks that will be sold for placement at the Park.

The motion passed unanimously.

Solicitor: No report.

Engineer: No report.

Old Business: Michael Kopach asked the Treasurer for details on this year’s Summer Recreation Program. Kopach requested the number of participants and the final profit and loss numbers for 2014.

Frank S. Maurek praised Pool/Park Manager Jeanette Hartzell for her work at our Park despite the trying circumstances stemming from the closing of our Pool.

New Business: Larry Stoudt questioned Councilman John Samus and asked if he was on Council when the Borough’s “low income” senior housing was approved at 23 Belvidere Street. Stoudt told Council that he had been told that there were residents living there who were underage.

There being no further business at 9:12 pm, on a motion by Larry Stoudt, seconded by Lance E. Colondo, the meeting was adjourned.

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Paul A. Kokolus, Secretary

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Daniel Chiavaroli, President

