

NAZARETH BOROUGH COUNCIL--REGULAR MEETING--SEPTEMBER 4, 2012

The regular monthly meeting of the Borough of Nazareth was held on Tuesday, September 4, 2012 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 Fred C. Daugherty Jr., Councilpersons Cynthia Werner, Jack R. Herbst, Carl A. Fischl, Frank S. Maurek, Michael Kopach, Charles A. Donello, and Reverend William W. Matz, Solicitor Alfred S. Pierce, Engineer Aaron Sisler, Chief of Police Thomas Trachta. and Highway Superintendent Bob Reimer.

Recognition of Citizens From the Floor: Rick Smith of St. Elmo Street told Council that he was the new President of the Culture and Arts Commission and provided an update of what was in store for the Commission and the Arts Center in the coming months.

Debra Rizzotto of 65 South Green Street told Council that she was the mother of a part time police officer and was disappointed by recent statements recounted in the Express Times newspaper. Rizzotto referenced criticisms by the Borough's Police Committee of some of the Borough's officers.

Carl Strye of 703 Seip Avenue and the President of Vigilance Hose Fire Company alerted everyone about the upcoming Halloween Parade on October 13, 2012 and the Fire Company's Money Raffle at the Park on September 8, 2012.

Communications: None.

The Secretary's minutes for the regular meeting of August 6, 2012 were approved as presented.

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

General Fund--Cash on Hand July 31, 2012	\$	81,237.62
Waste & Recycling Fund--Cash on Hand July 31, 2012	\$	154,263.13
General Fund--Total Receipts	\$	319,765.66
Waste & Recycling Fund--Total Receipts	\$	5,435.31
General Fund--Total Receipts & Cash	\$	401,003.28
Waste & Recycling Fund--Total Receipts & Cash	\$	159,698.44
General Fund--Total Disbursements	\$	301,311.66
Waste & Recycling Fund--Total Disbursements	\$	97,952.56
General Fund--Cash on Hand August 31, 2012	\$	99,691.62
Waste & Recycling Fund--Cash on Hand August 31, 2012	\$	61,745.88
Payroll Account	\$	2,308.77
State Fund Checking Account	\$	588.19
State Fund Money Market	\$	80,468.88
Improvement Fund	\$	-0-

Park Account	\$	20,365.52
Highway & Fire Vehicle Account	\$	-0-
Pennsylvania Investment Trust Fund (Reg + Term Investment)	\$	975,370.19
Total of All Borough Funds.....	\$	1,240,539.05

Reverend William Matz moved and Michael Kopach seconded a motion to approve the payment of bills totaling \$399,264.22. The motion passed unanimously.

The Report of the Zoning & Code Officer for the month of August 2012 was approved.

An Emergency Management Report for the month of August 2012 was not presented.

An Ambulance Report for August 2012 was not presented.

Economic Development & Paving: Cynthia Werner reported on the 2012 Pool Season and the Summer Recreation Program.

Police: Jack R. Herbst moved and Michael Kopach seconded a motion to terminate the hiring process for Ray Mead because the time for completing the process has run out.

The motion passed unanimously.

Jack R. Herbst moved and Charles A. Donello seconded a motion to approve the October 13, 2012 5K Blue Dress Run sponsored by S.A.D.D. and the Nazareth Girls Volleyball Team which utilizes several streets in the Borough to include portions of the Halloween Parade route (parade to be held later that day). Requested hours for the “run” are 9:00 am till 11:30 am.

The motion passed unanimously.

Jack R. Herbst moved and Cynthia Werner seconded a motion to remove the “Handicapped Parking Zone” at 30 E. High Street.

The motion passed unanimously.

Jack R. Herbst moved and Frank S. Maurek seconded a motion to remove the “Handicapped Parking Zone” at the residence of Terry Fehr on North Street.

The motion passed unanimously.

Jack R. Herbst moved and Larry Stoudt seconded a motion to add a “Handicapped Parking Zone” at 60 South Street.

The motion passed unanimously.

Jack R. Herbst moved and Cynthia Werner seconded a motion to approve the February 13, 2013 Heart Walk 5K Run which utilizes several streets within the Borough.

The motion passed unanimously.

Jack R. Herbst moved and Larry Stoudt seconded a motion to approve the purchase of Safety Lime gloves and caps for the Borough's crossing guards.

The motion passed unanimously.

Jack R. Herbst moved and Charles A. Donello seconded a motion to appoint Alfred S. Pierce as the Borough's arbitrator for the police contract negotiating process.

The motion passed unanimously.

Fire: The Fire Committee report for the month of August 2012 was approved as presented.

Carl A. Fischl moved and Larry Stoudt seconded a motion to approve sending Jamie Thompson to NCACC fire training at a cost of forty (\$40.00) dollars. The approval is for tuition only for the course...\$40.00.

The motion passed unanimously.

Ecology: Frank S. Maurek moved and Charles A. Donello seconded a motion to dissolve the Borough's Shade Tree Commission.

The motion passed unanimously.

Frank S. Maurek moved and Carl A. Fischl seconded a motion to approve the four thousand two hundred and fifty (\$4,250.00) dollar low bid of Hoppes Tree Service for the trimming and pruning of trees and the removal of several stumps in the downtown.

The motion passed unanimously.

Frank S. Maurek moved and Carl A. Fischl seconded a motion to request that the President name a committee to investigate the possible moving of the Borough's Yard Waste facility to a location near the Borough's sewer plant.

The motion passed unanimously.

Frank S. Maurek moved and Charles A. Donello seconded a motion to direct the Engineer to contact PennDot and advise them of the Spring Street Stormwater project and the start date for the work to be done.

The motion passed unanimously.

Public Property: Larry Stoudt moved and Reverend William Matz seconded a motion to direct the Engineer to advertise for procurement bids for equipment which is part of the Pool Filter Replacement Project.

The motion passed unanimously.

Larry Stoudt moved and Charles A. Donello seconded a motion to direct the Secretary to send out bid requests for the purchase of heating oil.

The motion passed unanimously.

Larry Stoudt moved and Charles A. Donello seconded a motion to approve the request of the Girl Scouts to again place scarecrows in the Circle during the latter part of September 2012 and all of October 2012

The motion passed unanimously.

Finance: Michael Kopach moved and Reverend William Matz seconded a motion to approve the 2013 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 2013**

<b>Normal cost percentage</b>	<b>21.89 %</b>
<b>Administrative Expense Percentage</b>	<b>3.80 %</b>
<b>Total Percentage</b>	<b>25.70%</b>
<b>Estimated 2012 Payroll</b>	<b>\$ 292, 800. 00</b>
<b>Annual Cost</b>	<b>\$ 75, 249. 60</b>
<b>Amortization Contribution Requirement</b>	<b>0</b>
<b>Financial Requirement</b>	<b>\$ 75, 249. 60</b>
<b>Member Contributions</b>	<b>\$ 0</b>
<b>10 % of Negative Unfunded Accrued Liability</b>	<b>\$ 237, 759. 00</b>
<b>Minimum Municipal Obligation</b>	<b>\$ 0 **</b>
<b>Interest Rate Used For Adjustment</b>	<b>7 %</b>

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

Based upon 1/1/2011 Actuarial Valuation

The motion passed unanimously.

Michael Kopach moved and Reverend William Matz seconded a motion to approve the 2013 Non-Uniformed Pension Plan Budget which calls for a Borough contribution of twelve thousand, eight hundred and fifty (\$12,850.75) dollars and seventy five cents, after the receipt of state aid as follows:

**BOROUGH OF NAZARETH  
EMPLOYEE ASSOCIATION PENSION PLAN  
BUDGET FOR 2013**

<b>NORMAL COST PERCENTAGE:</b>	<b>BOROUGH:</b>	<b>9%</b>
	<b>NBMA:</b>	<b>7%</b>
<b>ESTIMATED 2012 PAYROLL:</b>	<b>BOROUGH:</b>	<b>\$ 542, 786.20</b>
	<b>NBMA:</b>	<b>\$ 295, 840.32</b>
<b>ANNUAL COST:</b>	<b>BOROUGH:</b>	<b>\$ 48, 850.75</b>
	<b>NBMA:</b>	<b>\$ 20, 708.82</b>
<b>STATE ALLOCATION:</b>	<b>BOROUGH:</b>	<b>\$ 36, 000.00</b>
	<b>NBMA:</b>	<b>\$ -0-</b>
<b>BOROUGH ALLOCATION:</b>		<b>\$ 12,850.75</b>
<b>NBMA ALLOCATION:</b>		<b>\$ 20, 708.82</b>

The motion passed unanimously.

Michael Kopach moved and Charles A. Donello seconded a motion to approve the payment of seven thousand, seven hundred (\$7,700) dollars to Upper Nazareth Township as the Borough's share of the Saint Elmo Street /Spring Brook Terrace stormwater project. The motion replaces/overrides a 2011 approved Council motion which established a Borough maximum payment of five thousand (\$5,000.00) dollars for its share of the work. Discussion followed. Frank S. Maurek told Council that an agreement was in place calling for the payment of five thousand (\$5,000.00) dollars and that should be the extent of what the Borough pays. Charles a. Donello stated that the Borough cooperates with Upper Nazareth Township in other ventures and that it should pay the full amount that Upper Nazareth Township is seeking (\$12,514.50). The Motion to pay seven thousand seven hundred (\$7,700.00) dollars remained unchanged. A Roll Call vote followed. Voting "Yes" to pay seven thousand seven hundred (\$7,700.00) dollars were Councilpersons Chiavaroli, Werner, Fischl, Stoudt, Kopach, Donello and Reverend Matz. Voting "No" were Councilpersons Herbst and Maurek. Seven (7) voting "Yes" and two (2) voting "No".

The motion passes.

Michael Kopach moved and Jack R. Herbst seconded a motion that the Council of the Borough of Nazareth exercise its authority under 1121 (a) (2) of the Borough Code, to remove Officer Frederick J. Lahovski Jr. from the Nazareth Borough Police Department.

The motion passed unanimously.

Highway: Charles A. Donello moved and Larry Stoudt seconded a motion to approve expenditures of up to ten thousand (\$10,000.00) dollars with Telco Inc. for the installation of the left turn arrow on the traffic signal at South Broad Street and Route 248. The project could cost as little as six thousand five hundred (\$6,500.00) dollars but uncertainties about existing technology setups could take the costs to the aforementioned \$10,000. Funding for the Project is supported by a five thousand dollar Automated Red Light Grant which the Borough applied for and received in 2011.

The motion passed unanimously.

The Highway Report for the month of August 2012 was approved as presented.

Mayor: The Police Report for the month of August 2012 was approved as presented.

Solicitor: No report.

Engineer: No report.

Old Business: Carl A. Fischl told Council that he had composed a letter to be sent to delinquent downtown property owners urging them to take better care of their properties and to be aware of grass and weeds growing out of cracks in the sidewalk. Fischl told Council that he had thirty (30) letters ready to be sent.

Daniel Chiavaroli told Council that he would like to arrange a meeting between the Borough's Public Property Committee and the Ambulance Board to discuss the Ambulance Corps' pending plans for the construction of a new facility at Sauerzopf Park.

New Business: Frank S. Maurek told Council that there is a dead tree in front of Attorney DeWalt's Office on Center Square. Maurek related that the dead tree is on a tiny parcel which the Borough owns.

The Meeting was adjourned to two (2) "Executive Sessions" at 7:32 pm.

There being no further business, on a motion by Larry Stoudt, seconded by Jack R. Herbst, the meeting was adjourned at 7:49 p.m.

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Paul A. Kokolus, Secretary

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Daniel Chiavaroli, President