

NAZARETH BOROUGH COUNCIL--REGULAR MEETING--JUNE 6, 2016

The regular monthly meeting of the Borough of Nazareth was held on Monday, June 6, 2016 at 6:00 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 R. Strye Jr., Councilmen John N. Samus, Carl A. Fischl, Frank S. Maurek, Michael Kopach, Charles A. Donello and Brian F. Regn, Assistant Solicitor Scott R. Steirer, Engineer Albert Kortze, Police Commissioner Randall Miller and Highway Superintendent Robert Reimer. Absent was Councilman Lance E. Colondo.

Recognition of Citizens From the Floor: Becky Butz of 37 N. Broad Street had questions about the recent Truck Food Festival and why it was restricted to just Belvidere Street between Broad and Main Streets. Butz asked how much the Borough made in permit fees for the event. Larry Stoudt responded for the Borough saying \$300 was made in fees and that the event should be moved to Veteran's Memorial Square next year to better accommodate the volume of vendors and foot traffic. Butz also asked why lifeguards were given \$.50 per hour raises when the Budget for 2016 called for no raises.

Helen Ziegler of 40 North Broad Street told Council about the overcrowded conditions at the Food Truck Festival.

Councilman Brian F. Regn told Council that he had attended the annual D-Day Event in the Park that morning and was very impressed by the D-Day attendees (6-8 persons attended who had fought during the invasion). Regn stated that the event was fabulous and expressed his thanks to all who served and in particular fought during the D-Day invasion of France. Regn praised "patriots" like frequent meeting attendee Harry Adams calling him a gift to our Borough and then related a story about a D-Day veteran who was on a flight from Raleigh North Carolina to Atlanta. Regn, a captain for Delta Airlines, offered First Class seating to a D-Day veteran after the seat went unoccupied and said it was one of his proudest moments.

Communications: President Chiavaroli read the monthly Report of the Borough's Animal Control Officer, Phil Bell.

President Chiavaroli told Council that he had received a letter of resignation from former Councilman and current Ambulance Board member Reverend William Matz. Chiavaroli asked if someone would propose a motion giving Larry Stoudt regular board member status on the Ambulance Board to take Reverend Matz's place in that position and removing Stoudt as an Ambulance Board alternate.

John N. Samus moved and Carl A. Fischl seconded a motion naming Larry Stoudt to fill the unexpired term of Reverend William Matz as a member of the Nazareth Ambulance Corps Board of Directors. The term ends on December 31, 2016.

The motion passed unanimously.

The Secretary's minutes from the regular meeting of May 2, 2016 were approved as presented.

On a motion by Michael Kopach, seconded by Charles A. Donello, the Treasurer's Report for the month of May 2016 was approved as follows:

General Fund--Cash on Hand April 30, 2016	\$	427,112.58
Waste & Recycling Fund--Cash on Hand April 30, 2016	\$	334,463.70
General Fund--Total Receipts	\$	343,736.38
Waste & Recycling Fund--Total Receipts	\$	17,775.95
General Fund--Total Receipts & Cash	\$	770,848.96
Waste & Recycling Fund--Total Receipts & Cash	\$	352,239.65
General Fund--Total Disbursements	\$	287,241.57
Waste & Recycling Fund--Total Disbursements	\$	98,797.36
General Fund--Cash on Hand May 31, 2016	\$	483,607.39
Waste & Recycling Fund--Cash on Hand May 31, 2016	\$	253,442.29
ESSA Payroll Account	\$	52.92
State Fund Checking Account	\$	-0-
State Fund Money Market (Nat'l Penn)	\$	135,891.22
Improvement Fund	\$	-0-
Park Account	\$	31,758.40
ESSA Loan Account	\$	65.63
Pennsylvania Investment Trust Fund (Reg + Term Investment)	\$	1,125,714.74
Total of All Borough Funds.....	\$	2,030,532.59

Michael Kopach moved and Charles A. Donello seconded a motion to approve the payment of bills totaling \$386,038.93.

The motion passed unanimously.

An Emergency Management Report for the month of May 2016 was not presented.

An Ambulance Report for May 2016 was presented and approved.

Law: John N. Samus moved and Brian F. Regn seconded a motion to vote for a change to the Zoning Ordinance concerning regulations for residential apartments on the first floor of buildings within the downtown business district. . The motion passed unanimously and a "Roll Call" vote followed. Voting "Yes" for passage were Councilmen Samus, Fischl, Maurek, Stoudt, Kopach, Donello and Regn. Eight (8) voting "Yes" and Ordinance #818 is adopted into the Borough Code of Ordinances.

Fire: The Fire Report for the month of May 2016 was approved as presented.

Police: Carl A. Fischl moved and Brian F. Regn seconded a motion to approve the purchase of a Ford Interceptor SUV Utility from a COSTARS bid at a price of \$26,775 from Milham Ford of Hecktown Road. This purchase is covered in the Borough's 2016 Budget and will require three annual payments of \$9,685 plus a one dollar end of contract buyout. The price for the Interceptor SUV is the same as the price for the Interceptor sedan.

The motion passed unanimously.

Carl A. Fischl moved and Michael Kopach seconded a motion to give Chamber of Commerce approval for the July 4, 2016 Kazoo Parade with the Parade to begin at the high school at 9:30 am ending at Council Chambers at 10:30 am. Use of Council Chambers is also requested.

The motion passed unanimously.

Carl A. Fischl moved and Michael Kopach seconded a motion to approve the request of the Nazareth Days Committee to block off the Northwest and Southeast corners of the Circle from vehicular traffic on Saturday, July 16, 2016 from 10:00 am till 4:00 pm...the same pattern that has been used for the past two years. Also, the Committee is requesting a traffic control officer for that day.

The motion passed unanimously.

Carl A. Fischl moved and John N. Samus seconded a motion to approve Resolution No. 6 -16 as follows:

A Resolution of the Council of the Borough of Nazareth to extend a conditional offer of employment to Randall Pompei for the position of full-time patrol officer in the Nazareth Borough Police Department:

WHEREAS, the Borough Council directed the Nazareth Borough Civil Service Commission establish an eligibility list of candidates for the position of patrol officer;

WHEREAS, the Civil Service Commission has certified a list of eligible candidates for the position of patrol officer;

WHEREAS, the Borough Council wishes to extend a conditional offer of employment to a candidate from the certified eligibility list;

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 extends a conditional offer of employment to candidate Randall Pompei for the position of full-time patrol officer;

2. This offer is conditioned upon the following:

(a) The conditional appointee undergoing a physical medical examination by a physician or other qualified medical professional and a determination by said physician or other qualified medical professional that the conditional appointee is capable of performing all essential functions and tasks of a patrol officer, and

(b) The conditional appointee undergoing a psychological medical examination by a psychiatrist or psychologist and a determination by said psychiatrist or psychologist that the conditional appointee is capable of performing all essential functions and tasks of a patrol officer.

3. Upon successful completion of the requirements stated in Paragraph 2(a) and (b) above, the conditional appointee shall be sworn-in to the position of patrol officer on July 1, 2016.

4. The officer's twelve (12) month probation period, seniority for collective bargaining rights, and eligibility for salary and benefits shall all commence effective July 1, 2016.

The motion passed unanimously.

Carl A. Fischl moved and Charles A. Donello seconded a motion to approve Resolution No. 6 - 16 - A as follows:

A Resolution of the Council of the Borough of Nazareth to extend a conditional offer of employment to Tyler Ferri for the position of full-time patrol officer in the Nazareth Borough Police Department:

WHEREAS, the Borough Council directed the Nazareth Borough Civil Service Commission establish an eligibility list of candidates for the position of patrol officer;

WHEREAS, the Civil Service Commission has certified a list of eligible candidates for the position of patrol officer;

WHEREAS, the Borough Council wishes to extend a conditional offer of employment to a candidate from the certified eligibility list;

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 extends a conditional offer of employment to candidate Tyler Ferri for the position of full-time patrol officer;

2. This offer is conditioned upon the following:

(a) The conditional appointee undergoing a physical medical examination by a physician or other qualified medical professional and a determination by said physician or other qualified medical professional that the conditional appointee is capable of performing all essential functions and tasks of a patrol officer, and

(b) The conditional appointee undergoing a psychological medical examination by a psychiatrist or psychologist and a determination by said psychiatrist or psychologist that the conditional appointee is capable of performing all essential functions and tasks of a patrol officer.

3. Upon successful completion of the requirements stated in Paragraph 2(a) and (b) above, the conditional appointee shall be sworn-in to the position of patrol officer on July 2, 2016.

4. The officer's twelve (12) month probation period, seniority for collective bargaining rights, and eligibility for salary and benefits shall all commence effective July 2, 2016.

The motion passed unanimously.

Public Property: Frank S. Maurek moved and Charles A. Donello seconded a motion to approve use of the southwest corner of Veteran's Memorial Square by the Nazareth YMCA for yoga classes. There will be no charge for use of the property.

The motion passed unanimously.

Frank S. Maurek moved and Carl A. Fischl seconded a motion to approve a \$.50 per hour raise for all lifeguards with at least one year of experience. This is a one-time raise and those receiving it will not be eligible for any future raises.

The motion passed unanimously.

Frank S. Maurek moved and Larry Stoudt seconded a motion to approve the purchase of three (3) Stenner Chemical Feed pumps and the installation of two of them from "If It's Water, Inc." of Downingtown PA as backups for our Pool's filtration system. Cost of the installed pumps and the backup is \$1,437.

The motion passed unanimously.

Frank S. Maurek moved and Brian F. Regn seconded a motion to approve the purchase of four (4) "No Smoking" signs for the Pool area. Two (2) of the signs will be placed near or at bridges leading to the Pool entrance, one (1) sign is for the entrance to the Pool Filter Room and one (1) of the signs will be placed at the Bathhouse Pool entry way. Discussion followed. Michael Kopach asked where a person would be allowed to smoke.

The motion passed unanimously.

Frank S. Maurek moved and Larry Stoudt seconded a motion to approve the final Pool payment...Application #11 General Contracting... to Bracy Contracting in the amount of \$12,362.52 completing all payments to the Pool's General Contractor. The Borough Engineer has approved this payment.

The motion passed unanimously.

Frank S. Maurek told Council about problems with a person who told him she has been using the Gazebo in the Park for the past 20 years without paying a rental fee. Maurek told the woman that things have changed and every reservation goes through the Park Manager and a fee is charged for use. Larry Stoudt asked why a fee would be charged when the Park would not be officially opened until school has ended. Mayor Strye added that an official Park opening date should be established so that the reservation and fee process could be enforced.

Finance: Larry Stoudt moved and Charles A. Donello seconded a motion to approve a real estate tax refund of \$686.49 to David W. and Betty J. Yost to rectify a duplicate tax payment.

The motion passed unanimously.

Larry Stoudt moved and Brian F. Regn seconded a motion to repay \$5,543 in state pension aid to the Pennsylvania Auditor General's Office for excess pension aid received by the Borough in 2010 and 2012.

The motion passed unanimously.

Larry Stoudt moved and Brian F. Regn seconded a motion to approve the renewal of all Borough insurances with Brown & Brown of the Lehigh Valley at a total cost of \$227,343. The renewal includes liability, vehicles, inland marine, contractor's equipment, workmen's compensation and police and professional errors and omissions with Brown & Brown of the Lehigh Valley and the State Workers Insurance Fund and also Ironsure Insurers. Total cost of the Municipal Entity Insurance Package to include Worker's Compensation coverage is \$227,343. The 2015 - 2016 package cost was \$175,961 and in 2016-2017 the new total with all approvals will now be \$227,343. The renewal includes professional services for administering the Borough's Worker's Compensation coverage with both the State Fund for our volunteer firemen...an added \$15,614 not in the total, administering the regular Borough Worker's Compensation with the recently joined Susquehanna Municipal Trust, administering benefits services for health, dental, optical and life insurances and their yearly renewals plus Human Resource consulting and compliance counseling. Total one year increase from last year is \$51,382(just under 1/2 Mill)...a 29.2% increase over 2015-2016.

The motion passed unanimously.

Larry Stoudt moved and Frank S. Maurek seconded a motion to direct the Treasurer to borrow an additional \$12,362.52 from the Borough's Escrow Account with ESSA Bank. This borrowing will be designated as Escrow Withdrawal #4.

The motion passed unanimously.

Larry Stoudt moved and Frank S. Maurek seconded a motion to direct the Treasurer to pay Application #11 General Contracting to Bracy Contracting for \$12,362.52 from the original Pool General Contracting agreement This amount would be the final Bracy Pool payment.

Public Works: The Public Works Report for the month of May 2016 was approved as presented

Michael Kopach moved and Charles A. Donello seconded a motion to direct the Secretary to advertise for additional Summer help for the Borough's Public Works Department.

The motion passed unanimously.

Ecology: The Refuse and Recycling Report for the month of May 2016 was approved as presented.

Technology: No report.

President Chiavaroli reopened the floor to citizens who had arrived late and were unaware of the earlier (6:00 pm) meeting start time.

Holly Bennett, the new Librarian at the Memorial Library of Nazareth and Vicinity introduced herself to Council and the assemblage and complimented the Borough on the wonderful Library facility we have.

Fire Chief Danny Keenhold had complaints about the new employee rate for firefighters saying it was much too high and not a reward to volunteer firefighters who are not paid for answering fire calls.

Becky Butz of 37 N. Broad Street told Council that the new Pool Pass rate for employees was too high and in particular for firefighters. Butz also told Council that the meeting time change should have been advertised.

Mayor: The Police Report for May 2016 was presented by Mayor Strye. Mayor Strye commended and thanked Council for the hiring of two (2) full time police officers.

Larry Stoudt moved and Brian F. Regn seconded a motion to accept the Report of the Zoning & Code Officer for the month of May 2016.

The motion passed unanimously.

Solicitor: No report.

Engineer: No report.

Old Business: None.

New Business: Frank S. Maurek told Council that the Library's investigation and Engineering charges into adding parking should be billed directly to the Library Board and not the Borough. Maurek stated that the Borough had not been paid back for the 40 ton chiller air conditioning unit it had installed in 2015 at a cost of over \$48,000 and therefore future costs and billings should all go directly to the Library Board and not be rebilled by the Borough.

There being no further business at 7:49 pm, following two (2) Executive Sessions, on a motion by Larry Stoudt, seconded by Carl A. Fischl, the meeting was adjourned.

Paul A. Kokolus, Secretary

Daniel Chiavaroli, President