

## NAZARETH BOROUGH COUNCIL--REGULAR MEETING--JANUARY 7, 2013

The regular monthly meeting of the Borough of Nazareth was held on Monday, January 7, 2013 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 Fischl, Frank S. Maurek, Michael Kopach, Charles Donello and Christian Audenried, Solicitor Alfred S. Pierce, Engineer Aaron Sisler, Chief of Police Thomas Trachta and Highway Superintendent Robert Reimer.

Mayor Daugherty administered the Oath of Office to Fire Chief Danny Keenhold, 1st Assistant Fire Chief John Deutsch and 2nd Assistant Fire Chief Chris Keenhold.

Mayor Daugherty administered the Oath of Office to Special Fire Police Captain John Gostony, 1<sup>st</sup> Lieutenant Ray Fogel, 2<sup>nd</sup> Lieutenant David Powell, Scott Fogel, Lyle Myers, Larry Stoudt, John Ashworth, Troy Keenhold, Kerry Frey and Cliff Hess.

Mayor Daugherty took the floor and called Harry G. Adams to the front of the Chamber where he read a Borough Resolution dedicated to Harry and presented Mr. Adams with the 2013 Mayor's Award for Citizens in Service to the Borough. A very emotional Mayor Daugherty spoke to Adams' many years of tending to the Veterans Memorial Garden at the Shafer School and his tireless efforts supporting veterans and patriotic causes. A grateful Adams was similarly emotional and most gracious in accepting the award.

Mayor Daugherty then called former Councilman Reverend William Matz to the front of the Chamber. Daugherty then read a Resolution dedicated to honoring Matz for his eleven years on Council and his many contributions to the Nazareth community. Daugherty referenced Matz's lead role in the Borough's Five Year Plan which resulted in the rebuilding of South Green and West Prospect Streets, the new Borough Municipal Building at 134 South Main Street and the soon to be completed new filter system for the Borough Pool. Reverend Matz spoke fondly of his eleven years as a First Ward Councilman and thanked his colleagues for their service to the Borough as well. In closing, Matz challenged Council to move forward with new initiatives for bettering the Borough.

Recognition of Citizens From the Floor: Terry Fehr of West North Street praised the honourees for their contributions to the Borough. Fehr also had safety concerns with the buses parked on West Prospect Street awaiting dismissal of students from the special school on South Main Street next to the Jacksonian Club. Fehr stated that the buses obstruct sight lines for vehicles on South Green Street at the Prospect Street intersection. Fehr also observed a police vehicle responding to an ambulance call that power slid into an intersection causing a potentially dangerous situation.

Becky Butz of 37 N. Broad Street asked if information could be dispensed to residents so that they were aware of what to do regarding snow removal.

Communications: None.

The Secretary's minutes from the regular meeting of December 3, 2012 were approved as presented.

On a motion by Larry Stoudt, seconded by Frank S. Maurek, the Treasurer's Report for the month of December 2012 was approved as follows:

General Fund--Cash on Hand November 30, 2012	\$	153,827.75
Waste & Recycling Fund--Cash on Hand November 30, 2012	\$	50,341.37
General Fund--Total Receipts	\$	219,522.02
Waste & Recycling Fund--Total Receipts	\$	85,663.64
General Fund--Total Receipts & Cash	\$	373,349.77
Waste & Recycling Fund--Total Receipts & Cash	\$	136,005.01
General Fund--Total Disbursements	\$	248,118.15
Waste & Recycling Fund--Total Disbursements	\$	64,131.94
General Fund--Cash on Hand December 31, 2012	\$	125,231.62
Waste & Recycling Fund--Cash on Hand December 31, 2012	\$	71,873.07
Payroll Account	\$	2,308.60
State Fund Checking Account	\$	267.80
State Fund Money Market	\$	1,503.39
Improvement Fund	\$	-0-
Park Account	\$	2,000.00
Highway & Fire Vehicle Account	\$	-0-
Pennsylvania Investment Trust Fund (Reg + Term Investment)	\$	525,272.76
Total of All Borough Funds.....	\$	728,457.24

Larry Stoudt moved and Frank S. Maurek seconded a motion to approve the payment of bills totaling \$312,250.09.

The motion passed unanimously.

The Report of the Zoning & Code Officer for the month of December 2012 was presented and approved.

An Emergency Management Report for the month of December 2012 was presented and approved.

An Ambulance Report for December 2012 was not presented.

Economic Development & Paving: Cynthia Werner moved and Jack R. Herbst seconded a motion to direct the Secretary to send letters of appreciation to outgoing board and commission members George Daransky and Donna Fox for their years of service to our Borough.

The motion passed unanimously.

Police: Jack R. Herbst moved and Larry Stoudt seconded a motion to vote on an ordinance prohibiting parking on both sides of South Green Street from Easton Road to West Prospect Street.

The motion passed unanimously and a Roll Call vote followed. Voting “Yes” were Councilpersons Chiavaroli, Werner, Herbst, Fischl, Maurek, Stoudt, Kopach, Donello and Audenried. Nine (9) voting “Yes” and Ordinance #784 is adopted into the Borough Code of Ordinances.

Jack R. Herbst moved and Charles A. Donello seconded a motion to approve the re-certification of the Borough’s full and part-time police officers for mandatory First Aid and AED training at a cost of fifteen (\$15.00) dollars per officer.

The motion passed unanimously.

Jack R. Herbst moved and Larry Stoudt seconded a motion to name William Coker to a six(6 yr) year term on the Borough’s Civil Service Commission.

The motion passed unanimously.

Jack R. Herbst moved and Cynthia Werner seconded a motion to name Dr. Barbara Fischl to a four (4 yr) year term on the Borough’s Civil Service Commission.

The motion passed unanimously.

Fire: The Fire Report for the month of December 2012 was approved as presented.

The Fire Report for the Year 2012 was presented and approved as presented.

Carl A. Fischl moved and Charles A. Donello seconded a motion to approve the appointment of Amanda Brazee to a three (3) year term on the Library Board.

The motion passed unanimously.

Carl A. Fischl moved and Jack R. Herbst seconded a motion to appoint Michael Macy to a two (2) year term as an alternate on the Nazareth Ambulance Board.

The motion passed unanimously.

Carl A. Fischl moved and Charles A. Donello seconded a motion to appoint Gail Kromer to a five (5) year term on the Nazareth Ambulance Board.

The motion passed unanimously.

Carl A. Fischl moved and Charles A. Donello seconded a motion to appoint Harry Lance to a one (1) year term on the Borough’s Recreation Commission.

The motion passed unanimously.

Carl A. Fischl moved and Charles A. Donello seconded a motion to appoint Randy Brown to a four (4) year term on the Borough’s Recreation Commission.

The motion passed unanimously.

Carl A. Fischl moved and Jack R. Herbst seconded a motion to appoint Robert Cegin to a five (5) year term on the Borough's Recreation Commission.

The motion passed unanimously.

Carl A. Fischl moved and Larry Stoudt seconded a motion to table the appointment of an Emergency Management Director until the February 2013 Business Meeting.

The motion passed unanimously.

Public Property: Larry Stoudt moved and Charles A. Donello seconded a motion to approve use of the Park by the Girl Scouts of the Greater Lehigh Valley from June 24, 2013 through June 28, 2013 for their annual summer camp.

The motion passed unanimously.

Finance: Michael Kopach moved and Frank S. Maurek seconded a motion to approve Resolution No. 1 - 13 - A as follows:

WHEREAS, Chapter 1, Part 6©, of the Code of Ordinances of the Borough of Nazareth provides for a police pension plan,

WHEREAS, Act No. 600 requires that the elimination of member contributions under the police pension plan be done annually by resolution following authorization by the plan's actuary,

WHEREAS, Conrad M. Siegel, Inc., the auditor of the pension plan has authorized the elimination of member contributions for 2013,

NOW, THEREFORE, BE IT RESOLVED, and it is hereby resolved by the Borough of Nazareth, in Borough Council assembled, that member contributions to the Nazareth Borough Police Pension Plan for the calendar year 2013, are hereby eliminated.

The motion passed unanimously.

Michael Kopach moved and Larry Stoudt seconded a motion to commission Palmer and Company to perform the yearly audit of real estate taxes for Tax Collector Pat Barlieb for the year 2012.

The motion passed unanimously.

Michael Kopach moved and Charles A. Donello seconded a motion to approve the payback of \$6,182 in pension aid received by the Borough plus four hundred and ninety five (\$495.00) dollars of applicable interest compounded annually at 3 ½% from date of receipt. The aid was paid to the Borough in excess of the proper amount for the Year 2010.

The motion passed unanimously.

Michael Kopach moved and Jack R. Herbst seconded a motion to set and advertise parameters, rates, compensation and office rental fees for the tax collector for the term beginning in 2014. Ads will be placed during February of 2013 so that interested persons can register to run for the office of tax collector.

The motion passed unanimously.

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

Charles A. Donello moved and Frank S. Maurek seconded a motion to officially rename the Borough's Highway Department as the Borough's Public Works Department.

The motion passed unanimously.

Ecology & Lighting: The Ecology Report for December 2012 was approved as presented.

Frank S. Maurek moved and Charles A. Donello seconded a motion to appoint Robert N. Mertz to a five (5) year term on the Nazareth Borough Municipal Authority.

The motion passed unanimously.

Frank S. Maurek moved and Charles A. Donello seconded a motion to approve a lease agreement with the Nazareth Borough Municipal Authority for use of a portion of their land for the Borough's Recycling Center.

The motion passed unanimously.

Frank S. Maurek moved and Cynthia Werner seconded a motion to direct the Engineer to draw up plans and seek state approval for soil testing and other mandatory requirements for the transfer of the Recycling Center to land leased to us by the Municipal Authority.

The motion passed unanimously.

Law: Jack R. Herbst moved and Larry Stoudt seconded a motion to set and advertise times and dates for Borough Workshops and General Business Meetings during 2013. Workshops will be held on the Thursday before the first Monday of each month beginning at 7:00 p.m.. Regular Business Meetings will be held on the first Monday of each month to begin at 7:00 p.m.. When the first Monday of the month is a Holiday, the Regular Business Meeting will be held on the next night, Tuesday, at the regular times. Any cancellation, postponement or time change of a regularly scheduled meeting will be advertised by the Secretary.

The motion passed unanimously.

Jack R. Herbst moved and Larry Stoudt seconded a motion to direct the Secretary to advertise in a publication of general circulation, the dates for Borough Workshops and General Business Meetings during 2013.

The motion passed unanimously.

Jack R. Herbst moved and Larry Stoudt seconded a motion to approve the appointment of Harry Lance to the Planning Commission for a four (4) year term.

The motion passed unanimously.

Jack R. Herbst moved and Larry Stoudt seconded a motion to approve the appointment of John Huber to a three (3 yr) term on the Zoning Hearing Board.

The motion passed unanimously.

Jack R. Herbst moved and Charles A. Donello seconded a motion to approve the appointment of Gail Kromer to a one (1) year term on the Vacancy Board.

The motion passed unanimously.

Jack R. Herbst moved and Larry Stoudt seconded a motion to approve Resolution No. 1-13-B honoring Harry G. Adams as follows:

WHEREAS, the Borough of Nazareth seeks to honor those individuals who have given of themselves in service to Borough government and to projects and causes which benefit our citizenry,

WHEREAS, the Borough of Nazareth has instituted an annual award to honor those devoted individuals and named it "The Mayor's Award for Citizens in Service to the Borough",

WHEREAS, the Borough of Nazareth has benefitted from the efforts and sacrifices of time and service given to it by a devoted public servant, Harry G. Adams,

NOW, THEREFORE, BE IT RESOLVED, and it is hereby resolved by the Borough of Nazareth in Borough Council assembled, that, Harry G. Adams be commended and thanked for his selfless devotion to the Borough of Nazareth and his enduring efforts to make our Borough a better place in which to live and work. Mr. Adams, for sixteen years, volunteered his services to maintain the Veteran's Memorial Garden at the Shafer School and has steadfastly appeared before Council to champion the flying of the American Flag and all the patriotic causes and celebrations that our Borough conducts. For many years, Council has benefitted from the support, contributions and the input Mr. Adams has willingly offered particularly in times of controversy and crises. The wisdom of Harry Adams' years often set Council on the proper path to reasoned solutions and for that and all else we are most thankful. A kind and gracious man, Harry has endeared himself to all who are fortunate enough to have known him and Council is indeed honored to bestow him with this award. This "man for all seasons" is a decorated World War II veteran, a beloved father and grandfather, an avid skier, gardener and fisherman but most of all, a man whom the Borough of Nazareth is most proud to call its own. The citizens and Council of the Borough of Nazareth are indebted to Harry Adams and the Secretary is entrusted to memorialize this Resolution for presentation to a truly deserving and worthy public servant.

The motion passed unanimously.

Jack R. Herbst moved and Larry Stoudt seconded a motion to approve Resolution No. 1-13-C honoring retired former Councilman Reverend William Matz as follows:

WHEREAS, Reverend William Matz, Councilman of the First Ward, has faithfully and proudly served the Borough of Nazareth, for his third elected term of office,

WHEREAS, Reverend William Matz has left his distinguished tenure of service with Nazareth Borough Government by resignation on November 13, 2012,

NOW, THEREFORE, BE IT RESOLVED, and it is hereby resolved by the Borough of Nazareth, in Borough Council assembled, that the Council of the Borough of Nazareth recognizes and appreciates the contributions of time and service Councilman Reverend William Matz has given to our community. While serving as the head of various committees and as a member of several others, Reverend Matz has brought honor to public office and has sacrificed his time and efforts to proudly and unselfishly represent his constituents. As a Councilman, Reverend Matz has devoted his efforts to making our Borough a better place in which to work and live and for that and all else he has accomplished, the Borough of Nazareth and Borough Council are grateful.

AND NOW, this seventh day of January, 2013, Nazareth Borough Council commends and honors former Councilman Reverend William Matz for eleven years of outstanding public service and tireless dedication to our community and directs the Secretary to issue a certificate memorializing this Resolution for presentation to an outstanding citizen and public servant upon completion of his term of office.

The motion passed unanimously.

Mayor: Mayor Daugherty presented the Police Report for December 2012. Mayor Daugherty then stated that he will be honored to serve as the Borough's Mayor in 2013.

Solicitor: No report.

Engineer: No report.

Old Business: Larry Stoudt moved and Jack R. Herbst seconded a motion to approve Resolution No. 1 - 13 which appoints members of the various commissions and boards for 2013 as follows:

NOW, THEREFORE, BE IT RESOLVED, and it is hereby resolved by the Borough of Nazareth, in Borough Council assembled, that the Council nominates and appoints the following persons to the various boards and commissions of the Borough of Nazareth as hereby provided:

PLANNING COMMISSION:

Glenn Boerstler  
Martin Clark  
Fred C. Daugherty Jr.  
Joseph Biernat  
Harry Lance

4 - Year Terms Expire

12/31/13  
12/31/14  
12/31/15  
12/31/15  
12/31/16

RECREATION COMMISSION:

Harry Lance  
Royce Getz Jr.  
Donald D. Broad  
Carole F. Bowers  
Kerry Frey  
Randy Brown  
Robert Cepin

5 - Year Terms Expire

12/31/13  
12/31/13  
12/31/14  
12/31/15  
12/31/15  
12/31/16  
12/31/17

NAZARETH BOROUGH MUNICIPAL AUTHORITY:

Thomas J. Itterly  
Robert Stoudt  
Robert Rasley (Upper Nazareth)  
James A. Gordon  
Robert L. Krause

5 - Year Terms Expire

12/31/13  
12/31/14  
12/31/14  
12/31/15  
12/31/16

ZONING HEARING BOARD:

Cathy Huber  
Anthony Todora (appointed April 2, 2012)  
John Huber

3 - Year Terms Expire

12/31/13  
12/31/14  
12/31/15

LIBRARY BOARD:

John D. Reinhart  
Dr. Barbara Fischl  
Helen Ziegler  
Amanda Brazee

3 - Year Terms Expire

12/31/13  
12/31/14  
12/31/14  
12/31/15

CIVIL SERVICE COMMISSION:

Jeffrey Corpora  
Barbara Fischl  
-Vacant-

6 - Year Terms Expire

12/31/15  
12/31/16  
12/31/18

VACANCY BOARD:

Gail Kromer

1 - Year Term Expires

12/31/13

EMERGENCY MANAGEMENT:

-Vacant-

1 - Year Term Expires

12/31/13

NAZARETH VOLUNTEER AMBULANCE BOARD

-Vacant - (alternate - 1 year term)  
Nancy Shiffert Herman  
Fred C. Daugherty Jr.  
Michael Macy (alternate - 2 year term))  
Daniel Chiavaroli  
Reverend William Matz  
Gail Kromer

5 - Year Terms Expire

12/31/13  
12/31/13  
12/31/14  
12/31/12  
12/31/15  
12/31/16  
12/31/17

BOROUGH AUDITOR

-Vacant-

Joseph Lichner

Thomas Heckman (Elected to a six year term)

Terms - Expire

12/31/13

12/31/13

12/31/17

The motion passed unanimously.

New Business: Frank S. Maurek asked if the Borough had police service on New Year's Eve and for the reason if service was not provided.

The meeting was adjourned to an "executive session" at 8:05 p.m.

There being no further business, on a motion by Larry Stoudt, seconded by Jack R. Herbst, the meeting was adjourned at 8:29 p.m.

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Paul A. Kokolus, Secretary

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Daniel Chiavaroli, President