

BOROUGH OF SLATINGTON

The Regular Meeting of Council was held on **Monday, October 12, 2015** at 7:00 P.M. in Council Chambers, 125 S. Walnut Street, Slatington, PA 18080.

Presiding: Gwyneth Jones: President of Council

Recording Secretary: Bryon Reed, President Pro Tem

The meeting was called to order by President Jones at 7:00 P.M. with the following in attendance:

ROLL CALL:

PRESENT

Jon Rinker
Bob Steets
Bryon Reed
Gwyneth Jones
David Schnaars
Joseph Wechsler
Galen Freed

ABSENT

OTHERS PRESENT

Mayor Niedermeyer
Ed Healy
Brian Gasda
Duane Dellecker
Chief Rachman

VISITORS

Carol Gildner Mel Gildner
Kris Burek Ed Ziegler
Kelley Andrade (Times News)
Robert Stettner Crystal Hausman
Jeffrey Hausman Monica Manbey
Robert Herzog, Jr.
Rodney Moreira Debbie Moreira
Mildred Kistler
Brandon Gianopulos
Nick Gianopulos, Jr.
Nick Gianopulos
Christine Gianopulos

EXECUTIVE SESSION – None

MINUTES OF PREVIOUS MEETINGS – Councilor Freed made a motion, duly seconded by Councilor Steets, to accept the following minutes: Council Meeting – September 14, 2015; Committee Meetings – September 21, 2015 and September 28, 2015. President Jones declared the motion passed following a Roll Call, voting as follows:

ROLL CALL

AYES

NAYS

ABSTAIN

Bob Steets Galen Freed
Bryon Reed Joseph Wechsler
David Schnaars Jon Rinker
Gwyneth Jones

None

None

COURTESY OF THE FLOOR (Agenda and Non-Agenda items)

You will have five minutes to address Council from the podium. If you reach the five minute limit, you will be given thirty seconds to conclude your remarks. The five minutes applies to your time at the podium. If you exit the podium, you have yielded the floor, and any time you have remaining.

Kris Burek signed in and was recognized to speak. She spoke on the recent letter to the editor, the proposed rules on recording devices at meetings and a recent ACLU lawsuit.

Mel Gildner signed in and was recognized to speak. He questioned when the 2014 audit would be completed and budget costs regarding the Sunshine Law.

Ed Ziegler signed in and was recognized to speak. He questioned flag decorum, raised concerns about kids on bicycles at 10pm without lights in the middle of Fourth Street and the condition of the Morgan Bridge abutments. He plans on contacting PENNDOT regarding the Bridge abutments.

REPORTS

The reports of various committees, officials and officers are on file in Borough Hall and are available for public inspection.

APPROVAL OF ACCOUNTS PAYABLE/TRANSFER

Councilor Freed made a motion, duly seconded by Councilor Schnaars, to approve payment of the Bills and transfers as presented by the Treasurer. President Jones declared the motion passed following a Roll Call, voting as follows:

<u>ROLL CALL</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>
	Gwyneth Jones Galen Freed	None	None
	Bryon Reed Bob Steets		
	David Schnaars Joseph Wechsler		
	Jon Rinker		

MAYORS/POLICE CHIEF’S REMARKS

The Mayor reported on his appearances and activities for the last month. Further, he reported that the county will soon have available an update to the property mapping program.

The Chief shared the concerns of Mr. Zeigler about kids riding bicycles after dark without lights. Councilor Schnaars asked about multiple calls to the elementary school on the same day. The Chief said it was an alarm system malfunction at the school.

At this time, President Jones asked Councilor Rinker to present his agenda items.

STANDING COMMITTEES

B. Public Safety

Councilor Jon Rinker

1. Police – Appointment of Part-Time Officer – Brandon Gianopulos – Councilor Rinker made a motion, duly seconded by Councilor Schnaars, to ratify the appointment of Brandon Gianopulos to the position of Part-Time Police Officer. President Jones declared the motion passed following a Roll Call, voting as follows:

<u>ROLL CALL</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>
	Gwyneth Jones Galen Freed	None	None
	Bryon Reed Bob Steets		
	David Schnaars Joseph Wechsler		
	Jon Rinker		

2. Generator Service Agreements - Councilor Rinker made a motion, duly seconded by Councilor Wechsler, to accept the proposal from Emergency System Service Company to combine the five (5) generator service agreements covering generators at the WWTP, pumping station, water plant, Fire Company and Borough Hall at a total annual cost of \$3,170. President Jones declared the motion passed following a Roll Call, voting as follows:

<u>ROLL CALL</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>
	Gwyneth Jones Galen Freed	None	None
	Bryon Reed Bob Steets		
	David Schnaars Joseph Wechsler		
	Jon Rinker		

3. Fire Truck Tires – Councilor Rinker informed Council that the four (4) rear tires on the 1993 KME pumper truck need to be replaced. The two (2) outer tires are heavily worn; the two (2) inner tires will be saved for use on another truck. Councilor Rinker made a motion, duly seconded by Councilor Schnaars, to purchase four (4) tires from McCarthy Tire at a cost of \$491.37 each for a total cost of \$1965.48 plus installation at \$85 per hour and disposal of old tires. President Jones declared the motion passed following a Roll Call, voting as follows:

<u>ROLL CALL</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>
	Gwyneth Jones Galen Freed	None	None
	Bryon Reed Bob Steets		
	David Schnaars Joseph Wechsler		
	Jon Rinker		

A. Highway

Councilor Galen Freed

1. Engineer Street Project Inspections – Release 10% – The final engineering inspection having been completed, Councilor Freed made a motion, duly seconded by Councilor Steets, to release the 10% withholding on E. Washington Street (\$8,924.81), Center Alley (\$2,099.30) and paving under the carport (\$500). President Jones declared the motion passed following a Roll Call, voting as follows:

ROLL CALL	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>
	Jon Rinker Galen Freed	Gwyneth Jones	None
	Bryon Reed Bob Steets		
	David Schnaars Joseph Wechsler		

Councilor Jones expressed concerns with the storm water drainage at the intersection of E. Washington Street & Park Avenue. A discussion ensued. Councilor Schnaars made a motion, duly seconded by Councilor Reed, to rescind the motion to release the 10% withholding for the E. Washington Street project until after the engineer retests the storm water drainage. President Jones declared the motion passed following a Roll Call, voting as follows:

ROLL CALL	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>
	Jon Rinker Galen Freed	None	Gwyneth Jones
	Bryon Reed Bob Steets		
	David Schnaars Joseph Wechsler		

2. Crack Sealing Program – An e-mail from Larry Turoscy outlines a proposal from AMS (Asphalt Maintenance Solutions) to skin patch (water based emulsifier) roadways in the Borough for an estimated cost of \$3,000 per day plus cost of stone. Councilors Freed made a motion, duly seconded by Councilor Reed, to authorize up to \$25,000 to skin patch various roads in the Borough. This project will use liquid fuel funds. President Jones declared the motion passed following a Roll Call, voting as follows:

ROLL CALL	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>
	Gwyneth Jones Galen Freed	None	None
	Bryon Reed Bob Steets		
	David Schnaars Joseph Wechsler		
	Jon Rinker		

3. PENNDOT Business Partner – A Business Partner Agreement is necessary to access the Engineering and Construction Management System (ECMS) associated with PENNDOT grant projects. Councilor Freed made a motion, duly seconded by Councilor Steets, to authorize the agreement and approve the President of Borough Council as signator. President Jones declared the motion passed following a Roll Call, voting as follows:

ROLL CALL	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>
	Gwyneth Jones Galen Freed	None	None
	Bryon Reed Bob Steets		
	David Schnaars Joseph Wechsler		
	Jon Rinker		

4. PENNDOT Application for Traffic Signal Approval – As part of the ARLE (Automated Red Light Enforcement) grant to replace the Main & Church Street traffic signal, Resolution R-11-15 is necessary to submit an application for traffic-signal approval. Councilor Freed made a motion, duly seconded by Councilor Schnaars, to adopt Resolution R-11-15. President Jones declared the motion passed following a Roll Call, voting as follows:

ROLL CALL	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>
	Gwyneth Jones Galen Freed	None	None
	Bryon Reed Bob Steets		
	David Schnaars Joseph Wechsler		

Jon Rinker

- 5. Main Street Sidewalk & Traffic Signal Project – Authorize Public Meeting - Larry Turoscy would like to schedule a public meeting to notify and discuss these projects with affected residents. Councilor Freed made a motion, duly seconded by Councilor Reed, to authorize and schedule such a meeting at the convenience of Mr. Turoscy. President Jones declared the motion passed following a unanimous voice vote.

C. Human/Community Services

Councilor David Schnaars

- 1. Ordinance #670 – Northern Lehigh Recreation Authority – Councilor Schnaars made a motion, duly seconded by Councilor Wechsler, to adopt Ordinance #670 to organize a joint authority with Washington Township, under the provisions of the Municipalities Authorities Act, P53 PA.C.S. Chapter 56, setting forth and authorizing the execution of Articles of Incorporation, appointing and fixing the terms of the first members of the board of such authority and authorizing all other necessary action. President Jones declared the motion passed following a Roll Call, voting as follows:

ROLL CALL	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>
	Gwyneth Jones Bob Steets	None	None
	Bryon Reed Joe Wechsler		
	David Schnaars Jon Rinker		
	Galen Freed		

- 2. Parks & Recreation – Appoint Lisa Fisher – Councilor Schnaars made a motion, duly seconded by Councilor Steets, to appoint Ms. Lisa Fisher, 111 E. South Street, to the Parks & Recreation Committee. She will fill the remainder of the term of Ms. Corena Oslin which expires January, 1, 2018. President Jones declared the motion passed following a Roll Call, voting as follows:

- 3. 2017 Class Fundraiser – The Northern Lehigh Class of 2017 has submitted a request to conduct a one-mile haunted walk fundraiser on Saturday, October 17, 2015, on the Slate Heritage Trail from the Slatington Trail Head to Tucker Mill from 6:30-9:30pm. Councilor Schnaars made a motion, duly seconded by Councilor Freed, to authorize conducting this fundraiser subject to providing a certificate of insurance. President Jones declared the motion passed following a Roll Call, voting as follows:

ROLL CALL	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>
	Gwyneth Jones Bob Steets	None	None
	Bryon Reed Joe Wechsler		
	David Schnaars Jon Rinker		
	Galen Freed		

- 4. Food Inspector Resignation – George “Dick” Briner has tendered his resignation as Health Officer/Food Inspector for the Borough due to health reasons. Councilor Schnaars made a motion, duly seconded by Councilor Reed, to accept his resignation with regret. President Jones declared the motion passed following a Roll Call, voting as follows:

ROLL CALL	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>
	Gwyneth Jones Bob Steets	None	None
	Bryon Reed Joe Wechsler		
	David Schnaars Jon Rinker		
	Galen Freed		

- 5. Food Inspector Appointment – Councilor Schnaars made a motion, duly seconded by Councilor Rinker, to appoint Ms. Lynn Zakos of Bethlehem to the position of Health Officer/Food Inspector, subject to the same terms of employment as Mr. Briner. President Jones declared the motion passed following a Roll Call, voting as follows:

ROLL CALL	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>
	Gwyneth Jones Bob Steets	None	None
	Bryon Reed Joe Wechsler		
	David Schnaars Jon Rinker		
	Galen Freed		

6. Cameras in Council Chambers – Councilor Schnaars expressed concerns over tri-pods in the meeting rooms creating safety hazards in case of emergency. However, he requested the revised draft be tabled for further Committee review.
7. Lands of Theresa Jones – Ms. Theresa Jones submitted a letter offering to donate 18 parcels of land as shown on a survey map, between Victory Park and South Street, to the Borough in memory of her late husband John “Jack” D. Jones. Additional information is required in order to make a decision on this donation.
8. D&L Half Marathon – Borough Council previously approved this request on April 13, 2015. This is a revised request to change the route in order to eliminate traffic tie-ups in the Borough. Councilor Schnaars made a motion, duly seconded by Councilor Freed, to approve the route change as requested. President Jones declared the motion passed following a Roll Call, voting as follows:

ROLL CALL	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>
	Gwyneth Jones Galen Freed	None	None
	Jon Rinker Bob Steets		
	David Schnaars Joseph Wechsler		
	Bryon Reed		

9. Victory Park Pavilion Roof – A quote was reviewed for replacing six (6) support columns and installing a metal roof on the pavilion at Victory Park. Councilor Schnaars made a motion, duly seconded by Councilor Rinker, to authorize W.S. & Sons Construction of Kutztown to do the work listed in their quote at a cost of \$7,920. President Jones declared the motion passed following a Roll Call, voting as follows:

ROLL CALL	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>
	Gwyneth Jones Galen Freed	None	None
	Jon Rinker Bob Steets		
	David Schnaars Joseph Wechsler		
	Bryon Reed		

D. Finance

Councilor Joseph Wechsler

1. Ordinance #669 – IPMC Landlord Responsibility – This Ordinance modifies the International Property Maintenance Codes (IPMC) by holding landlords and tenants both responsible for the condition of property. Councilor Wechsler made a motion, duly seconded by Councilor Freed, to approve Ordinance #669. President Jones declared the motion passed following a Roll Call, voting as follows:

ROLL CALL	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>
	Gwyneth Jones Galen Freed	None	None
	Jon Rinker Bob Steets		
	David Schnaars Joseph Wechsler		
	Bryon Reed		

2. Standing Committee Authority - Councilor Wechsler requested this proposed ordinance, to modify the Slatington Borough Code to add authority over respective department operations to Committee Chairpersons when vacancy exists in the office of Borough Manager, be table for further discussion by Committee.

3. BMP Maintenance Agreement – Zeigler Land Development – The Engineer and Attorney explained that approval of the BMP (Best Management Practice) maintenance agreement is required as part of the LVPC (Lehigh Valley Planning Commission) review process in dealing with storm water management. Councilor Wechsler made a motion, duly seconded by Councilor Freed, to approve this agreement and authorize the President of Borough Council as signator. President Jones declared the motion passed following a Roll Call, voting as follows:

ROLL CALL	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>
Gwyneth Jones	Galen Freed	None	None
Jon Rinker	Bob Steets		
David Schnaars	Joseph Wechsler		
Bryon Reed			

4. Newsletter – Councilor Wechsler made a motion, duly seconded by Councilor Schnaars, to authorize the preparation, printing and distribution of the winter Newsletter. President Jones declared the motion passed following a Roll Call, voting as follows:

ROLL CALL	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>
Gwyneth Jones	Galen Freed	None	None
Jon Rinker	Bob Steets		
David Schnaars	Joseph Wechsler		
Bryon Reed			

5. Budget Workshop – The Office Manager requested consideration for the 2016 budget schedule as presented. After discussion, Councilor Wechsler made a motion, duly seconded by Councilor Schnaars, to approve the schedule. President Jones declared the motion passed following a unanimous voice vote.

6. Vigilant – Gas Service – Councilor Wechsler made a request to extend the natural gas line to the Vigilant in order to eventually change service from oil to gas. President Jones noted how much the Vigilant saves the Borough. Most recently, they replaced the rear doors. Councilor Wechsler made a motion, duly seconded by Councilor Rinker, to approve extending the gas line at an estimated cost of \$4,000. President Jones declared the motion passed following a Roll Call, voting as follows:

ROLL CALL	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>
Gwyneth Jones	Galen Freed	None	None
Jon Rinker	Bob Steets		
David Schnaars	Joseph Wechsler		
Bryon Reed			

E. Sewer/Solid Waste

Councilor Bob Steets

1. Ordinance #671 – Guaranteed Sewer Revenue Note – Attorney Healy explained this Ordinance is required as part of restructuring the PennVest loan. Councilor Steets made a motion, duly seconded by Councilor Schnaars, to adopt Ordinance #671. President Jones declared the motion passed following a Roll Call, voting as follows:

ROLL CALL	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>
Gwyneth Jones	Galen Freed	None	None
Bryon Reed	Bob Steets		
David Schnaars	Joseph Wechsler		
Jon Rinker			

2. Data Logger Purchase Request – The data logger at the WWTP failed and a new one was purchased to replace it. This is a request to purchase a new data logger as a spare. Council asked the Office Manager to contact the manufacturer to see if the old one is repairable and at what cost.

3. Sludge Hauling RFP – Mr. Schreiter submitted a draft RFP for a three (3) year sludge hauling contract. After discussion, Councilor Schnaars made a motion, duly seconded by Councilor Steets, to authorize the Sewer Committee advertise the RFP subject to review by Attorney Healy. President Jones declared the motion passed following a Roll Call, voting as follows:

ROLL CALL	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>
	Gwyneth Jones Galen Freed	None	None
	Bryon Reed Bob Steets		
	David Schnaars Joseph Wechsler		
	Jon Rinker		

4. Pump Station Roof – Mr. Schreiter reported the roof at the pump station is leaking. Council discussed that it may be a flashing problem as the leak is only evident during heavy rains. The Office Manager was directed to contact roofing contractors for an opinion on the flashing & have a work order prepared directing the Road Foreman to have the roof cleaned and check the drains.

5. Authority Bills - Councilor Steets made a motion, duly seconded by Councilor Freed, to authorize the affirmation of the Authority’s Transfer request in the amount of \$5,715.48; Steckel & Stopp \$823.70 (July), Steckel & Stopp \$2,159.78 (August), Rettew Assoc. \$1,357.00 (July 10), Rettew Assoc. \$893.50 (Aug. 7), Rettew Assoc. \$356.50 (Sept 4) and Joan Cheesbrough \$125.00 (July minutes). President Jones declared the motion passed following a Roll Call, voting as follows:

ROLL CALL	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>
	Gwyneth Jones Galen Freed	None	None
	Bryon Reed Bob Steets		
	David Schnaars Joseph Wechsler		
	Jon Rinker		

6. Pump Station Pump #1 Replace – The Committee forwarded a quote from Axiom to install replacement of pump #1 at a cost of \$2,358.50 at the pump house. After discussion, this issue was tabled pending the Flow Data evaluation of the pump house. The Office Manager was directed to contact Flow Data for an estimated completion date.

A discussion ensued regarding securing a second opinion from other engineering firms on evaluating the operations of the WWTP to generate options and costs for discharge compliance. The Office Manager was directed to develop an RFP and contact engineering firms on this issue.

F. Water/Special Sewer Committee **Councilor Bryon Reed**

1. Water Test Statement – Water was tested and found safe for human consumption.

G. Slatington Sesquicentennial Committee **Councilor David Schnaars**

Nothing to report.

UNFINISHED BUSINESS - None

EXECUTIVE SESSION – President Jones called for an Executive Session and recessed the Regular Meeting at 9:07 pm. At 9:38 pm she reconvened the Regular Meeting. In Executive Session, matters of personnel and legal issues were discussed.

Councilor Schnaars made a motion, duly seconded by Councilor Steets, to authorize Solicitor Healy & President Jones to supervise and direct the Road Foreman to initiate the I&I inspections required by the joint memo from the Highway & Sewer Committee Chairmen dated 7/29/15 in the manner directed by

Engineer Karl Schreiter. President Jones declared the motion passed following a Roll Call, voting as follows:

<u>ROLL CALL</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>
	Gwyneth Jones Jon Rinker	Galen Freed	None
	Bryon Reed Bob Steets		
	David Schnaars Joseph Wechsler		

At 9:40 pm Councilor Reed made a motion to adjourn the meeting.

Karen Gill
Assistant Borough Secretary