

**BOROUGH OF FOUNTAIN HILL COUNCIL
COUNCIL MEETING MINUTES**

February 4, 2019
7 P.M.

Council members present were: Ms. Jordan, Mr. Ferencin, Mr. Blatt, Mr. Trotter, Council President Atkinson, Mr. Trabel, and Ms. Halleman. Also, in attendance were Mayor Gifford, Anthony Branco (Executive Administrator), Cordula Voges (Finance Officer), Jason Quarry (Public Works Supervisor), Ed Bachert (Police Chief), the Borough Solicitor (Mr. Lehr), the Bethlehem Press representative and guests.

Council President Atkinson called the meeting to order and asked for everyone to rise for the Pledge to the Flag.

Mr. Atkinson asked for a motion to approve of the

- Minutes of December 19, 2018 Council Meeting
- Minutes of January 7, 2019 Council Meeting
- Minutes of Special Meeting of January 18, 2019

	Motion	2nd	Yes	No	Abstain	Absent
Annamarie Jordan	x		x			
Francis Ferencin			x			
Norman Blatt			x			
Doug Trotter		x	x			
Leo Atkinson			x			
Philip Trabel			x			
Helen Halleman			x			
Mayor Gifford						

PRIVILEGE OF THE FLOOR – Discussion on Agenda Items - none.

MAYOR'S REPORT

Ms. Gifford read January's Police and Magistrate's reports.

Mayor Gifford announced that a "Community Day" will be held at the Stanley Avenue Park and asked for volunteers to assist with this event. A date for Community Day is not set yet.

She also thanked the Public Works Department for a job well-done keeping the Borough's roads cleaned and safe during the recent bad weather spell.

EXECUTIVE ADMINISTRATOR'S REPORT

Broughal Middle School had asked to get permission to use the Softball field for the spring softball season. Mr. Branco asked for a motion to grant permission.

	Motion	2nd	Yes	No	Abstain	Absent
Annamarie Jordan			x			

Francis Ferencin
 Norman Blatt
 Doug Trotter
 Leo Atkinson
 Philip Trabel
 Helen Halleman
 Mayor Gifford

	x	x			
		x			
		x			
		x			
x		x			
		x			

NEW BUSINESS – none.

RESOLUTIONS – none.

ORDINANCES

Second reading

ORDINANCE NO. 848

**BOROUGH OF FOUNTAIN HILL
 LEHIGH COUNTY, PENNSYLVANIA**

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE BOROUGH OF FOUNTAIN HILL, CHAPTER 15, PART 3, PROHIBITING PARKING AT VARIOUS TIMES, AMENDING SCHEDULE 1 (A) TO PROHIBIT PARKING ON OAK STREET FROM THE INTERSECTION WITH CHURCH ALLEY TO THE INTERSECTION WITH HILL STREET

BE IT ORDAINED by the Borough Council of the Borough of Fountain Hill, Lehigh County, Commonwealth of Pennsylvania, that Chapter 15, Part 3, shall be amended as follows:

- Schedule 1(A), Parking Prohibited at All Times in Certain Locations, shall be amended as follows:

ADD:

STREET	SIDE	BETWEEN
Oak Street intersection with	East	Intersection of Church Alley going North to the Hill Street (no parking, no stopping)
Oak Street intersection with	West	Intersection of Church Alley going North to the Hill Street (no parking, no stopping)

- GENERAL REPEALER.** All Ordinances or parts of ordinances, and all resolutions or part of resolutions, inconsistent herewith shall be and are herewith repealed.

3. **SEVERABILITY.** It is hereby declared to be the legislative intent that if a court of competent jurisdiction declares any provisions of this Ordinance to be invalid or ineffective in whole or in part, the effect of such decision shall be limited to those provisions which are expressly stated in the decision to be invalid or ineffective, and all other provisions of this Ordinance shall continue to be separately and fully effective. Borough Council hereby declares that it would have passed this Ordinance and each section or

part thereof, other than any part declared invalid, if it has advance knowledge that any part would be declared invalid.

4. PROCEDURAL DEFECTS IN ENACTMENT. Any procedural challenge shall be filed in accordance with applicable law.

5. ENACTMENT. Under Authority of Law, Borough Council of Fountain Hill hereby enacts and ordains into an Ordinance the attached documents this date of January 23, 2019. The provisions of this Ordinance shall become effective immediately from the date of passage of this Ordinance.

	Motion	2nd	Yes	No	Abstain	Absent
Annamarie Jordan	x		x			
Francis Ferencin			x			
Norman Blatt			x			
Doug Trotter		x	x			
Leo Atkinson			x			
Philip Trabel			x			
Helen Halleman			x			
Mayor Gifford						

To meet the provisions of Ordinance No 848 the Public Works Department is ordering “No Parking Signs”.

In addition, Ms. Halleman encouraged a general clarification on the “No Parking” situation in the Borough ensuring that there is less impediment by people on the public Right of Way. Mr. Branco confirmed that apron parking - broadly referring to the practice of parking in the space between one’s driveway and the street - is legal.

MOTIONS

- Request of Beverly A. Gasper for a handicap sign at 623 Greene Court, Apt. 1 because of medical reasons (all documentation was provided to the Executive Administrator).

Ms. Halleman asked to present the medical records to the public. However, Mr. Lehr, the solicitor, advised against it

	Motion	2nd	Yes	No	Abstain	Absent
Annamarie Jordan	x		x			
Francis Ferencin			x			
Norman Blatt			x			
Doug Trotter		x	x			
Leo Atkinson			x			
Philip Trabel				x		
Helen Halleman				x		
Mayor Gifford						

- Land Tech Enterprises – final payment of \$14,117.00 for Phase II work completed at Lechauweki Springs Park. Phase II was funded by DCNR and DCED Grants and a \$25,000 St.Luke’s Hospital contribution. Phase III is still coming up.

	Motion	2nd	Yes	No	Abstain	Absent
Annamarie Jordan			x			
Francis Ferencin		x	x			
Norman Blatt			x			
Doug Trotter	x		x			
Leo Atkinson			x			
Philip Trabel			x			
Helen Halleman			x			
Mayor Gifford						

OLD BUSINESS

- UCC Appeals Board (9/18/17) – need 3 members
Mayor Gifford informed she might have a member volunteering to serve on the UCC Appeals Board.
- Fire Inspection Appeals Board – need 2 members

Mr. Mayrosh applied for membership on the Fire Inspection Appeals Board.

Mr. Branco explained that the Fire Inspection Appeals Board checks on building compliance according to the UCC Code. The Fire Marshall investigates fires in the Borough but cannot be on the Fire Inspection Appeals Board at the same time. A Borough Council Member can be on the Fire Inspection Appeals Board.

Generally speaking, any School Board or Council member can be on a Civil Service Board.

- Disruptive Conduct Appeals Board – need 3 members

COUNCIL PRESIDENT’S REPORT

Applications for leading the Summer Recreation Program are coming in. Council President Atkinson also reported that a partnership with the local Elementary School is sought for recreational activities.

SOLICITOR'S REPORT

Mr. Lehr reported that a lien was filed for three years of unpaid Garbage fees for 1327 Church Street. Since payment was received, the lien was removed.

COMMITTEE REPORTS

A. Finance (Trotter, Blatt, Jordan)

Mr. Trotter read the Check Detail reports for January 2019 and asked for a motion to approve of the expenditures.

	Motion	2nd	Yes	No	Abstain	Absent
Annamarie Jordan			x			
Francis Ferencin			x			
Norman Blatt		x	x			
Doug Trotter	x		x			
Leo Atkinson			x			
Philip Trabel			x			
Helen Halleman			x			
Mayor Gifford						

B. Public Works (Jordan, Atkinson, Trotter)

Ms. Jordan read the Public Works Hours Worked reports for the month of January.

C. Police (Atkinson, Trotter, Blatt)

Mr. Atkinson read January's Police report.

D. House & Ordinances (Blatt, Halleman, Jordan)

Mr. Blatt noted that the issue with feral cats is reviewed again.

E. Fire (Trabel, Ferencin, Halleman)

Mr. Trabel read January's Fire report.

F. Recreation (Ferencin, Atkinson, Trabel)
- none -

G. Health & Sanitation (Halleman, Ferencin, Trabel)

Ms. Halleman read January's reports for collections of Sewer and Garbage rents.

H. Personnel (Trotter, Blatt, Jordan)
- none -

SPECIAL OR SELECT COMMITTEES

Library – Ms. Jordan informed that the City of Bethlehem Public Library offers multiple new programs, among others Book Clubs for adults. The Borough website offers a link to the Library.

Recreation – Because of the concession stand within the Pool premises, visitors were not allowed to bring food items. The committee is considering bringing in Food Trucks as an alternative.

Fire – The committee thanked the Voluntary Fire Department for selling Christmas trees in the Pool area.

PRIVILEGE OF THE FLOOR – Discussion on Non - Agenda Items

Mr. Lugardo on 16 Warren St. asked about the Police ticketing vehicles parked across the street. Council President Atkinson pointed out that from November 1 to March 31 parking was only allowed on one side of the street to give clearance for the snow plow.

Mr. Arnold on 12 Warren St. reported that visitors were ticketed by the Police for a parking violation across the street while parked before the end of March, but after the bad winter weather. He referred to and inquired about a verbal agreement of “no enforcement” of parking violations during warm weather.

The Executive Administrator and the Police Chief will look further into the issue. The option of having a “Snow Emergency” sign to avoid “No Parking” will be reviewed.

EXECUTIVE SESSION (if needed) – none.

ADJOURNMENT

At 7:50 PM, Mr. Atkinson made the motion to adjourn, seconded by Mr. Ferencin and unanimously approved.

**BOROUGH OF FOUNTAIN HILL
LEHIGH COUNTY, PENNSYLVANIA**

By: _____
Leo Atkinson - President of Council

SUBMITTED BY

By: _____
Cordula Voges, Finance Officer

ATTEST:

By: _____
Anthony Branco, Executive Administrator