

**BOROUGH OF FOUNTAIN HILL
COUNCIL MEETING MINUTES**

July 3, 2017

7:00 P.M.

Council members present were: Mr. Rapp, Ms. Jordan, Mr. Trabel, Mr. Blatt, Ms. Halleman, Ms. Gifford, and Mayor Rosado. Mr. Trotter Jr. was absent. Also in attendance were Mr. Peter Lehr, Esq., Police Chief Ed Bachert, Albert Rohrbach, Bethany Sebesta, Jason Quarry, and guests.

Council President Rapp called for the pledge to the flag.

Council President Rapp indicated the next item on the agenda was the approval of minutes:

1. Minutes of the May 24, 2017 Work Session Meeting

| | Motion | 2nd | Yes | No | Abstain | Absent |
|-------------------|--------|-----|-----|----|---------|--------|
| Philip Trabel | | X | X | | | |
| Carolee Gifford | | | X | | | |
| Hellen Halleman | | | X | | | |
| Annamarie Jordon | X | | X | | | |
| Norman Blatt | | | X | | | |
| Doug Trotter | | | | | | X |
| Larry Rapp | | | X | | | |
| Mayor Jose Rosado | | | | | | |

2. Minutes of the June 5, 2017 Regular Meeting

| | Motion | 2nd | Yes | No | Abstain | Absent |
|-------------------|--------|-----|-----|----|---------|--------|
| Philip Trabel | | | X | | | |
| Carolee Gifford | | X | X | | | |
| Hellen Halleman | | | X | | | |
| Annamarie Jordon | X | | X | | | |
| Norman Blatt | | | X | | | |
| Doug Trotter | | | | | | X |
| Larry Rapp | | | X | | | |
| Mayor Jose Rosado | | | | | | |

PRIVILEGE OF THE FLOOR: (agenda items) – None.

MAYOR’S REPORT:

Mayor Rosado announced that the pool and playground has officially opened for the season with no incident and he has been very pleased with everything.

Mayor Rosado read the Police Department's monthly report on incidents and reviewed any significant increases or decreases. Mayor Rosado then read the District Magistrate's report and monthly tickets and reports collections from the Police Department and monthly receipts for tickets and reports submitted by the Department.

EXECUTIVE ADMINISTRATOR'S REPORT:

Council President Rapp announced that a grant for \$100,000 was awarded to the Borough from the DEP for the revitalization of Lechauweki Springs Park. Council President Rapp thanked Mr. Branco for all of his hard work in securing the grant monies. Ms. Halleman stated that she felt the grant money should be used for the previously planned 2013 Stanley Ave. Park Trails Project instead of Lechauweki Springs because more residents visit the Stanley Ave. site. Council President Rapp then announced that \$106,084 has been awarded to the Borough via the Lehigh County Casino Grant for the Police and Fire Departments.

NEW BUSINESS:

Council President Rapp read a request from Republic Services to change the Borough's recycling pick-up days from Monday/Tuesday to Thursday/Friday. Any associated costs to notify residents would be the responsibility of Republic Services. This request comes to Council due to scheduling conflicts and would be effective August 1st. Mr. Blatt made a motion to accept the change. Ms. Gifford seconded the motion and it passed unanimously.

RESOLUTIONS:

RESOLUTION NO. 2017- 28

A RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF FOUNTAIN HILL, LEHIGH COUNTY, PENNSYLVANIA, APPROVING THE CIVIL SERVICE PATROL OFFICER ELIGIBILITY LIST

WHEREAS, The Borough's 2016 examination process for Patrol Officer candidates has been completed and the following eligibility list has been approved by the Civil Service Commission at their July 6, 2016 meeting; and

WHEREAS, The Civil Service Commission is recommending that Borough Council approve the following list as the Borough's Eligibility List for Patrol Officer candidates;

| NAME | SCORE | RANKING |
|-----------------|--------------|----------------|
| Richman Penn | 95.58 | 1 |
| Reza Imrani | 87.06 | 2 |
| Jared Gunshore | 81.61 | 3 |
| Randall McBride | 78 | 4 |
| Jose Vazquez | 75.1 | 5 |
| Tanner Nocecks | 72.97 | 6 |

WHEREAS, the aforementioned list shall be valid for twelve (12) months from the date of approval by the Civil Service Commission, and can be extended for an additional twelve (12) months by formal action of the Civil Service Commission prior to the expiration of the initial twelve-month time frame;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Fountain Hill that the aforementioned Civil Service Patrol Officer Eligibility List be and is hereby approved for an additional twelve months.

Duly Adopted by Borough Council at a meeting held on the 3rd day of July, 2017.

| | Motion | 2nd | Yes | No | Abstain | Absent |
|-------------------|--------|-----|-----|----|---------|--------|
| Philip Trabel | | X | X | | | |
| Carolee Gifford | X | | X | | | |
| Hellen Halleman | | | X | | | |
| Annamarie Jordon | | | X | | | |
| Norman Blatt | | | X | | | |
| Doug Trotter | | | | | | X |
| Larry Rapp | | | X | | | |
| Mayor Jose Rosado | | | | | | |

RESOLUTION NO. 2017 - 29

A RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF FOUNTAIN HILL, LEHIGH COUNTY, PENNSYLVANIA, APPROVING THE APPOINTMENT OF SEASONAL STAFF FOR SUMMER POOL CASHIERS.

WHEREAS, Each year the Borough is in need of Part-Time Staff to assist in the Pool; and

WHEREAS, Borough Council has received the hiring recommendations from the Executive Administrator of individuals to fill the various staff positions;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Fountain Hill does hereby approve the appointment of the following staff for the Summer:

POOL CASHIERS

| | | | |
|-----------------|---------|----|------|
| Shannon Connley | Cashier | \$ | 7.25 |
| Cailin Connley | Cashier | \$ | 7.25 |

Duly Adopted by Borough Council at a meeting held on the 3rd of July, 2017.

| | Motion | 2nd | Yes | No | Abstain | Absent |
|-------------------|--------|-----|-----|----|---------|--------|
| Philip Trabel | | | X | | | |
| Carolee Gifford | X | | X | | | |
| Hellen Halleman | | | X | | | |
| Annamarie Jordon | | X | X | | | |
| Norman Blatt | | | X | | | |
| Doug Trotter | | | | | | X |
| Larry Rapp | | | X | | | |
| Mayor Jose Rosado | | | | | | |

ORDINANCES:

Second Reading:

ORDINANCE NO. 836

**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 SECTION 302 (c) (3), BY APPROVING THE ADDITION & DELETION OF THE FOLLOWING HANDICAPPED PARKING SPACES

ADD:

| STREET | SIDE | LOCATION |
|--------------|-------|----------|
| Kieffer St. | Front | 820 |
| Cherokee St. | Front | 823 |

DELETE:

| | | |
|------------------|-------|------|
| 1116 Stanley Ave | Front | 1116 |
|------------------|-------|------|

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 July 3, 2017. The provisions of this Ordinance shall become effective immediately from the date of passage of this Ordinance.

Date of Borough Council Public Hearing: July 3, 2017

DULY ENACTED AND ORDAINED on this 3rd day of July, 2017, by the Borough of Fountain Hill in lawful session duly assembled.

Motion 2nd Yes No Abstain Absent

| | | | | | | |
|-------------------|---|---|---|--|--|---|
| Philip Trabel | | X | X | | | |
| Carolee Gifford | | | X | | | |
| Hellen Halleman | | | X | | | |
| Annamarie Jordan | X | | X | | | |
| Norman Blatt | | | X | | | |
| Doug Trotter | | | | | | X |
| Larry Rapp | | | X | | | |
| Mayor Jose Rosado | | | | | | |

Second Reading:

ORDINANCE NO. 837

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

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE BOROUGH OF FOUNTAIN HILL, CHAPTER 15, PART 3, SCHEDULE 1, PROHIBITING PARKING AT ALL TIMES IN CERTAIN LOCATIONS

BE IT ORDAINED by the Borough Council of the Borough of Fountain Hill, Lehigh County, Commonwealth of Pennsylvania, that Chapter 15, Part 3, Schedule 1 shall be amended as follows:

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

ADD:

| STREET | SIDE | BETWEEN |
|-----------------|-------|---|
| Delaware Avenue | South | 90 feet east and 90 feet west of the intersection with North Bergen Street. |
| Delaware Avenue | North | 90 feet east and 90 feet west of the intersection with North Bergen Street. |
| Delaware Avenue | South | 90 feet east and 90 feet west of the intersection with North Lynn Street. |
| Delaware Avenue | North | 90 feet east and 90 feet west of the intersection with North Lynn Street. |

GENERAL REPEALER

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

- 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.

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| | Motion | 2nd | Yes | No | Abstain | Absent |
|-------------------|--------|-----|-----|----|---------|--------|
| Philip Trabel | X | | X | | | |
| Carolee Gifford | | | X | | | |
| Hellen Halleman | | | X | | | |
| Annamarie Jordon | | | X | | | |
| Norman Blatt | | X | X | | | |
| Doug Trotter | | | | | | X |
| Larry Rapp | | | X | | | |
| Mayor Jose Rosado | | | | | | |

MOTIONS: NONE

OLD BUSINESS:

Ms. Halleman believes that the paving restoration that was completed by UGI on Cherokee and Seneca streets is unacceptable because only one half of the street was paved. Council President Rapp explained to Ms. Halleman that UGI paid for the repairs, the Borough did not.

COUNCIL PRESIDENT’S REPORT: N/R

SOLICITOR’S REPORT: N/R

COMMITTEE REPORTS:

- Finance Committee:
Mr. Blatt reviewed the bills paid in each Fund, and made a motion for the approval of the bills. The motion was seconded by Ms. Gifford and was approved unanimously.
- Public Works Committee:

Ms. Jordan presented the June Public Works report and made a motion to hire Ernest Liabe contingent on his passing both the background check and drug screen. The motion was seconded by Mr. Blatt and approved unanimously.

- Police Committee: N/R
- House & Ordinance Committee:
 - Draft Marijuana Ordinance – Mr. Blatt directed Ms. Sebesta to set up a House and Ordinance Committee Meeting.
- Fire Committee: Mr. Trabel presented the June Fire Report.
- Recreation Committee: Ms. Gifford announced that the pool and playground are open and seem better than ever. On August 2nd, there will be another Borough Clean-Up.
- Health & Sanitation Committee: Ms. Halleman read the June Sewer and Sanitation report.
- Personnel Committee: N/R

SPECIAL OR SELECT COMMITTEES: N/R

PRIVILEGE OF THE FLOOR (non-agenda items):

Ms. Pat Viera of 1135 Moravia Street addressed Council on Ordinance 791 regarding backyard fire pits. Ms. Viera is requesting that the Ordinance be amended to completely abolish fire pits in the Borough. Mr. Blatt stated that the current Ordinance makes it nearly impossible to have a fire pit due to distance restrictions, but the House and Ordinance Committee would review her request.

Ms. Gifford made the motion to adjourn at 7:33 PM. Mr. Trabel seconded the motion and it was approved unanimously.

Respectfully Submitted,

Bethany Sebesta, Assistant to the Executive Administrator

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

By: _____
Lawrence E. Rapp, President of Council

ATTEST:

By: _____
Anthony Branco, Executive Administrator