

**BOROUGH OF FOUNTAIN HILL  
COUNCIL MEETING MINUTES  
November 20, 2019  
7:00 PM**

Council members present were: Ms. Jordan, Mr. Ferencin, Mr. Blatt, Mr. Trotter, Mr. Atkinson, Mr. Trabel, and Ms. Halleman. Also, in attendance were Anthony Branco (Borough Manager), Cordula Voges (Finance Director), Ed Bachert (Police Chief) and guests. Mayor Gifford was absent.

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

The documents listed below have been provided to Council as part of the agenda or as a separate document for the November 20, 2019 Council meeting:

- Draft Minutes of 11/4/2019 Council Meeting
- Fountain Hill Stormwater Authority – Quitclaim Deed
- Fountain Hill Stormwater Authority – Management Agreement between Borough & Authority

**DRAFT MINUTES**

- Minutes of November 4, 2019 Council Meeting – DRAFT
- 

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

PRESENTATION(S) - None.

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

RESOLUTIONS – None.

ORDINANCES – None.

**MOTIONS**

Council members were asked to make a motion to adopt and advertise the 2020 Proposed Budget.

However, Chief Bachert raised concerns that 12-Hour shifts could not be filled with the current number of full-time officers.

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

#### OLD BUSINESS

- 4-way Stop Sign at the intersections of N Clewell and Cherokee and at N. Clewell and Seneca

Mr. Branco noted that a traffic study would be needed. Traffic studies are costly and can run up to several thousand dollars. Before a traffic study is initiated, Council suggested to get an accidents history from the Police. Also – moving the line of sight by extending the “No Parking” area might be an option. Council decided that more discussion was needed on this subject.

- 928 Dodson St. – Bennick Subdivision – **Motion to Deny**

The Zoning Hearing Board denied the application based upon the applicant's need for variances. The proposal, pursuant to Section 508 of the Zoning Ordinance, dealing with steep slopes, had certain requirements of information that needed to be provided to the Borough when steep slopes are to be altered.

Section 508.E of the Zoning Ordinance delineates various requirements with regard to development on steep slope areas and the criteria that must be submitted to the Borough.

Section 111.D of the Zoning Ordinance sets standards for applicants to meet in order to receive variances in relief of provisions of the municipal Zoning Ordinance. The applicant did not provide compelling documentation that development of the proposed lots would not alter the essential character of the neighborhood or district in which the property is located, nor substantially or permanently impair the appropriate use or development of adjacent property, nor be detrimental to the public welfare; and the applicant also did not show that the proposed variances would represent the minimum variance that will afford relief and represent the least modification possible of the regulation in issue. The applicant has failed to submit this material to the Borough and, therefore, has not complied with the Zoning Ordinance in this matter. Based upon the applicant's failure to address these concerns and/or the denial of relief requested before the Zoning Hearing Board, the subject plan is officially denied by the Borough of Fountain Hill, in light of no appeal to the zoning decision being taken and no plans

further addressing the issues being officially submitted.

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

DISCUSSION ITEMS (NEW BUSINESS)

- **Draft Management Agreement** by and between Borough of Fountain Hill and the Fountain Hill Stormwater Authority
- **QUIT-CLAIM DEED**

**THIS DEED** is made the 2<sup>nd</sup> day of December, in the year Two Thousand Nineteen (2019)

**BETWEEN**

**BOROUGH OF FOUNTAIN HILL**, a Municipal Corporation and Borough, with its office at 941 Long Street, Fountain Hill, Lehigh County, Pennsylvania ("**Grantor**"), AND **FOUNTAIN HILL STORMWATER AUTHORITY**, a Municipal Authority, with its office at 941 Long Street, Fountain Hill, Lehigh County, Pennsylvania ("**Grantee**"),

Both the Draft Management Agreement and the Quit-Claim Deed, as prepared by the Borough Solicitor, are shared with Council to be finalized and approved via ordinance by Council respectively at the 12/2/2019 Council Meeting.

- The Borough of Fountain Hill is approved for a Multimodal Transportation Fund Grant of \$1,000,000 for the Broadway Pedestrian Safety Initiative.

Mr. Branco mentioned that the construction work will be coordinated with projects related to the sanitary sewer and stormwater lines.

- Council President Atkinson acknowledged and noted that the Borough intends to timely publicize approved Minutes and strictly follow the established rules for public Council Meetings.

PRIVILEGE OF THE FLOOR – Discussion on Non - Agenda Items

- Mr. Patrick Figueroa inquired about repainting of yellow road lines. Public Works has not established a timeline for 2020.
- Mr. Mike Spencer informed that the past Borough Library referendum was non-binding and suggested that Council might be able to review its contract with the Bethlehem Area Public Library.

Mr. Spencer also asked Council members to review the Council Minutes before approval.

EXECUTIVE SESSION – as needed – None.

ADJOURNMENT

At 7:40 pm Council President Atkinson asked for a motion to adjourn the Council meeting. Ms. Jordan made the motion and Mr. Blatt seconded it and the motion passed unanimously.

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

By: \_\_\_\_\_  
Leo Atkinson - President of Council

**SUBMITTED BY**

By: \_\_\_\_\_  
Cordula Voges, Finance Director

**ATTEST:**

By: \_\_\_\_\_  
Anthony Branco, Borough Manager

Next Resolution 2019-34  
Next ordinance #855