

**BOROUGH OF FOUNTAIN HILL
COUNCIL WORK SESSION MINUTES
November 23, 2016
7:00 P.M.**

Council members present were: Mr. Rapp, Mr. Trabel, Ms. Halleman, Ms. Jordan, Mr. Blatt, Mr. Trotter, Jr., and Ms. Gifford. Mayor Rosado was absent. Also in attendance was Anthony Branco, Executive Administrator, Bethany Sebesta, Finance Clerk, Jason Quarry, Public Works Supervisor, Chief Bachert, and visitors.

Council President Rapp called for the pledge to the flag.

Council President Rapp reviewed items to be placed on the November 7, 2016 meeting agenda as follows:

1. Minutes of October 19, 2016 the Work Session Meeting – DRAFT (Please submit revisions in writing to Mr. Branco)
2. Minutes of the November 7, 2016 Regular Meeting – DRAFT (Please submit revisions in writing to Mr. Branco)

Presentations: N/A

Discussion Items:

Councilwoman Halleman questioned why the vote was taken for a new Borough Solicitor at the November 21, 2016 special meeting. Members of Council stated that the meeting was duly advertised and that a motion had been made. It was also noted that Councilwoman Halleman had left the meeting prior to discussion of the candidates and the vote.

First Reading

ORDINANCE # 830

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE BOROUGH OF FOUNTAIN HILL, ESTABLISHING THE REAL ESTATE AND OTHER TAXATION FOR BOROUGH PURPOSES FOR FY 2017.

SECTION I - The Real Estate Tax Rate for all Borough purposes for Fiscal Year 2017 is as follows:

General Fund	6.63 mills (Municipal government operations)
Fire Department	0.08 mills (Debt payment on fire apparatus)
Library Services	<u>0.40 mills</u> (Provision of Library services)
Total	<u>7.11 mills</u>

These taxes are to be levied on all properties in the Borough subject to taxation for Borough purposes.

GENERAL REPEALER

All Ordinances or parts of ordinances, especially Ordinance #822, and all resolutions or part of resolutions, inconsistent herewith shall be and are herewith repealed.

SEVERABILITY

The provisions of this Ordinance are severable. If any provision, sentence, clause, phrase, section or part thereof shall for any reason be found unconstitutional, illegal, or invalid, such unconstitutionality, illegality, or invalidity shall not effect or impair any of the remaining provisions, sentences, clauses, phrases, sections,

or parts thereof, but the same shall remain in effect. It is hereby declared to be the intent of the Borough that this Ordinance shall stand notwithstanding the invalidity of any part included herein.

EFFECTIVE DATE

The provision of this Ordinance shall become effective January 1, 2017.

Councilman Blatt moved for the introduction of Ordinance #830. The motion was seconded by Councilman Trabel, and approved by unanimous vote.

Ordinance # 831

AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CHAPTER 13, LICENSES, PERMITS AND GENERAL BUSINESS REGULATIONS, TO ADD PART 3, SOLICITATION, TO REGULATE SOLICITATION AND TRANSIENT RETAIL BUSINESS WITHIN THE BOROUGH OF FOUNTAIN HILL

Councilwoman Jordan moved for the introduction of Ordinance #831. The motion was seconded by Councilman Blatt, and approved by unanimous vote.

Ordinance # 832

AN ORDINANCE AMENDING AND RESTATING CHAPTER 22 OF THE CODE OF FOUNTAIN HILL, PROVIDING THAT THE BOROUGH COUNCIL OF FOUNTAIN HILL SHALL HAVE FINAL REVIEW AND APPROVAL RIGHTS FOR ALL SUBDIVISION AND LAND DEVELOPMENT APPLICATIONS WITHIN THE BOROUGH OF FOUNTAIN HILL AS OPPOSED TO THE BOROUGH OF FOUNTAIN HILL PLANNING COMMISSION; PROVIDING FOR THE SEVERABILITY OF PARTS OF THIS ORDINANCE DEEMED TO BE INVALID; REPEALING ORDINANCES, RESOLUTIONS, OR PARTS IN CONFLICT WITH THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Borough of Fountain Hill (hereinafter the “Borough”) currently utilizes the Borough Planning Commission to review, modify, and ultimately approve preliminary and final plans for subdivision and/or land development in accordance with Chapter 22 of its ordinances; and

WHEREAS, the Borough desires to amend Chapter 22 such that the Borough Council will be the body tasked with granting or denying approval for any subdivision and/or land development plans and such that the Borough Planning Commission shall serve in an advisory capacity to the Borough Council; and

WHEREAS, the Borough wishes to amend and restate Chapter 22 in its entirety as set forth below to accomplish the foregoing objectives.

Councilwoman Gifford moved for the introduction of Ordinance #832. The motion was seconded by Councilman Trotter, and approved 6 Yea and 1 Nay by Councilwoman Halleman.

Council Action:

RESOLUTION 2016-29

APPROVING THE INCREASE IN FEES FOR THE COLLECTION SEWAGE IN THE SEWER FUND IN THE BOROUGH OF FOUNTAIN HILL

WHEREAS, The 2017 Sewer Fund Budget has been adopted with the Borough levying the appropriate revenue to absorb increases for sewage collection and treatment; and

WHEREAS, in order to balance the Health & Sanitation Fund Budget, the Borough needs to increase rates by \$6.00 per quarter for the 8.07% rate increase by the City of Bethlehem for sewage services.

NOW, THEREFORE, BE IT RESOLVED THAT the following fees will be established for 2017 for these services:

Sewage Collection and Treatment:
 Quarterly increase to cost per dwelling residential unit.....\$6.00

The above fees shall be effective with the 1st Quarter of 2017 billing.

All Resolutions or part of any Resolution conflicting with this Resolution is hereby repealed in its entirety.

Duly Adopted by Borough Council at a meeting held on the 23rd day of November, 2016.

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

RESOLUTION NO. 2016- 28

A RESOLUTION OF THE FOUNTAIN HILL BOROUGH COUNCIL PROVIDING FOR THE FURNISHING OF ELECTRIC STREET LIGHTING SERVICE TO THE BOROUGH OF FOUNTAIN HILL, COUNTY OF LEHIGH, COMMONWEALTH OF PENNSYLVANIA

BE IT RESOLVED that the Borough Council of the Borough of Fountain Hill, and it is hereby resolved by the authority of the same;

That the Borough of Fountain Hill, County of Lehigh, Commonwealth of Pennsylvania, enters into an agreement with PPL Electric Utilities Corp. for the furnishing of all electric street lighting delivery service required to light the streets of the Borough for the period and in accordance with the terms contained in the form of agreement now on file with the Borough Secretary for the furnishing of such service; and that the proper officers of the Borough are hereby authorized and directed to execute and deliver said form of agreement on behalf of the Borough.

Duly Adopted by Borough Council at a meeting held on the 23rd day of November, 2016.

	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						

Councilman Blatt made a motion to adjourn at 7:15 PM, seconded by Councilwoman Gifford

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

By: _____
Lawrence E. Rapp, President of Council

ATTEST:

By: _____
Anthony Branco, Secretary