

**BOROUGH OF FOUNTAIN HILL
COUNCIL MEETING MINUTES**

December 3, 2018
7 P.M.

Council members present were: Ms. Jordan, Mr. Atkinson, Mr. Blatt, Mr. Trotter, Mayor Gifford, Mr. Trabel, and Ms. Halleman. Also, in attendance were Anthony Branco (Executive Administrator), Cordula Voges (Finance Officer, Sgt. Hochwater, and guests. Council President Rapp was absent.

Vice President Mr. Blatt called the meeting to order and asked for everyone to rise for the Pledge to the Flag.

Mr. Blatt asked Council for approval of the following minutes;

Minutes October 10, 2018 (Budget Meeting)

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

Minutes October 22, 2018 (Budget Meeting)

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

Minutes October 24, 2018

	Motion	2nd	Yes	No	Abstain	Absent
Annamarie Jordan			x			
Leo Atkinson		x	x			
Norman Blatt			x			
Doug Trotter	x		x			
Larry Rapp						x

Philip Trabel			x			
Helen Halleman			x			
Mayor Gifford						

Minutes October 29, 2018 (Budget Meeting)

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

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

MAYOR'S REPORT

The mayor read the November 2018 Police Report.
 Mayor Gifford thanked the Fire, Police, Public Works Departments, Epic Church, and Mr. Branco for the great job with the Christmas Tree lighting

PRESENTATION(s)

EXECUTIVE ADMINISTRATOR’S REPORT

1. Recommendation by Chief Ed Bachert, Albert Rohrbach, and Jason Quarry to make Oak and Church Streets No Parking.
2. Delinquent sewer and garbage notices have been sent out advising residents that they are delinquent, and that shut off notices will follow if no attempt to satisfy the money owed is paid.

RESOLUTIONS – none.

ORDINANCES

SECOND READING

ORDINANCE # 846

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 2019.

SECTION I - The Real Estate Tax Rate for all Borough purposes for Fiscal Year 2019 is as follows:

General Fund	8.63 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>9.11 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 #839, 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, 2019.

DULY ENACTED AND ORDAINED on this 3rd day of December, 2018, by the Borough of Fountain Hill in lawful session duly assembled.

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

SECOND READING

ORDINANCE NO. 847

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE BOROUGH OF FOUNTAIN HILL, CHAPTER 18, SEWERS AND SEWAGE DISPOSAL, PART 2, RATES AND CHARGES, SECTION 210, COLLECTION OF SEWER RENTS, SUBSECTION B, PARAGRAPH 2, DELINQUENT RENTALS, SUBPARAGRAPH (d),

MONTHLY PAYMENT PLANS, AMENDING CERTAIN PROVISIONS RELATING TO PAYMENT PLANS.

WHEREAS, the Borough of Fountain Hill wishes to amend Chapter 18, Part 2, Section 210, Subsection B, Paragraph 2, Subparagraph (d), of the Codified Ordinances of the Borough of Fountain Hill regarding payment plans associated with delinquent sewer rentals;

WHEREAS, the Borough of Fountain Hill wishes to allow payment plans for delinquent rentals equal to or greater than \$1,000.00, as more fully set forth in this Ordinance; and

WHEREAS, the Borough of Fountain Hill has determined that it is in its best interests of the residents of the Borough of Fountain Hill to adopt such an ordinance.

NOW THEREFORE, BE IT DULY ENACTED and ORDAINED by the Borough Council of the Borough of Fountain Hill:

Chapter 18, Part 2, Section 210, Subsection B, Paragraph 2, Subparagraph (d) of the Code of the Borough of Fountain Hill shall be amended in its entirety as follows:

- (d) The monthly payment plans shall be completed as follows:
 - (i) If the total amount of delinquent rentals is less than \$500.00, the property owner may enter into a repayment plan not to exceed ninety (90) days, with a minimum monthly payment equal to the total amount outstanding divided by three (3).
 - (ii) If the total amount of delinquent rentals is equal to or greater than \$500.00 but less than \$1,000.00, the property owner may enter into a repayment plan not to exceed one hundred twenty (120) days, with a minimum monthly payment equal to the total amount outstanding divided by four (4).
 - (iii) If the total amount of delinquent rentals is equal to or greater than \$1,000.00, the property owner may enter into a repayment plan not to exceed one hundred eighty (180) days, with a minimum monthly payment equal to the total amount outstanding divided by six (6).

GENERAL REPEALER

All ordinances or parts of ordinances, and all resolutions or parts 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 affect 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 of Fountain Hill that this Ordinance shall stand notwithstanding the invalidity of any part included herein.

EFFECTIVE DATE

The provisions of this Ordinance shall become effective in accordance with the Borough Code, 8 Pa.C.S.A. §3301.3, the date when the Mayor approves the Ordinance, or the date of enactment by the Council over the veto of the Mayor, or for an Ordinance not returned by the Mayor at the next scheduled meeting of council occurring at least ten days (10) after the meeting at which the Ordinance was enacted by the Council, the date of the succeeding scheduled meeting of Council.

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

MOTIONS

Motion to release \$95,680.80 for the Lechauweki Springs phase 2 project to Land-Tech Enterprises

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

OLD BUSINESS

- UCC Appeals Board (9/18/17)

SOLICITOR'S REPORT

- The Hosey closing will be on October 14, 2018

COMMITTEE REPORTS

A. Finance (Trotter, Blatt, Jordan)

Mr. Trotter asked for approval of the October check payments made from the General, Health & Sanitation, Sewer, and Liquid Fuels funds.

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

B. Public Works (Jordan, Rapp, Trotter)

Ms. Jordan read the Public Works employees’ November hours worked as submitted by Mr. Quarry, the Public Works Supervisor.

C. Police (Rapp, Trotter, Blatt) – none.

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

E. Fire (Atkinson, Trabel, Halleman) – none –

F. Recreation (Trabel, Jordan, Blatt)

Mr. Trabel mentioned that St. Luke’s would like to donate money towards the Lechauweki Springs Park. Mr. Branco informed Council that St. Luke’s will be donating \$25,000 to the Lechauweki Springs Park. They have requested a naming opportunity. Staff has recommended naming the walking trail after the hospital. Mr. Branco will notify the hospital and notify Council on the outcome.

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

Ms. Halleman read the October 2018 collections for Sewer and Garbage fees.

H. Personnel (Trotter, Blatt, Rapp) – none

SPECIAL OR SELECT COMMITTEES – none.

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

Executive Session – as needed

ADJOURNMENT

At 7:35 PM, Mr. Atkinson made the motion to adjourn, seconded by Mr. Trabel and unanimously approved

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

By: _____
Norman E. Blatt Jr., Vice-President of Council

ATTEST:

By: _____
Anthony Branco, Executive Administrator

Next Ordinance – 848
Next Resolution – 2018-36