

Borough of Hellertown
Council Meeting Minutes
Monday, August 19, 2013

I. Call to Order – Philip Weber, 7:03 p.m.

II. Pledge - All

III. Roll Call – Cathy Kichline

John Bate-	Present
Michael McKenna-	Absent with prior notification
Gail Nolf-	Present
Joseph Pampanin-	Present
Thomas Rieger-	Present
Richard Staffieri-	Present
Philip Weber-	Present
Mayor Fluck-	Present

IV. Adoption of Meeting Agendum

Motion made by John Bate, seconded by Thomas Rieger, to approve the meeting agendum as written. Motion carried 6-0.

V. Approval of Meeting Minutes

A. Monday, August 5, 2013, Meeting Minutes

Motion made by Gail Nolf, seconded by Thomas Rieger, to approve the August 19, 2013, Meeting Minutes as written. Motion carried 6-0.

VI. Courtesies of the Floor

A. Pre-Scheduled Appearances- None

B. Agenda Items

David Heintzelman, 326 Main Street- Mr. Heintzelman presented a banner made for Family Fun Day he would like to place in the grassy area in front to the fountain at the Plaza. Mr. Heintzelman will be responsible for the installation and removal of the banner.

Motion made by Thomas Rieger, seconded by John Bate, to allow placement of the banner at the Plaza. Mr. Heintzelman will speak with Joe Delfoe prior to the installation of the banner. Motion carried 6-0.

C. Non-agenda Items

Barry Yonney, 1226 2nd Avenue- Mr. Yonney requested Council take a look at some areas in need of maintenance at our other parks before putting a lot of money into improvements at Water Street Park. Our tot lots need to be refurbished and the sidewalks at Dimmick Park are in disrepair.

Mr. Weber- We will address those items in the budget.

Mr. Yonney- At Water Street Park, Council should choose to keep the grass versus installing more sidewalks and parking areas. People are going to the park to enjoy nature. It is also additional work on the Public Works Department for maintenance.

VII. Reports from Elected Officials

A. President- None

B. Mayor

Mayor Fluck thanked everyone for participating in this year's Community Day.

C. Council- None

VIII. Reports from Appointed Officials

A. Treasurer-

1. Treasurer's Report

Motion made by Thomas Rieger, seconded by Richard Staffieri, to receive the Treasurer's Report. Motion carried 6-0.

2. Monthly Finance Report

Motion made by Gail Nolf, seconded by Thomas Rieger, to receive the Monthly Finance Report. Motion carried 6-0.

B. Engineer

1. Construction Projects Update

Mr. Smith- Barry Isett & Associates is waiting for an updated schedule from the contractor on the installation of the wooden fence and re-installation of the grandstand fence, which was installed improperly.

We are waiting on the light poles for the Borough Hall project so the electrical work can be completed.

The contractor for the Harris Street Bridge project has submitted shop drawings for the project which have been returned with only a few minor comments. Barry Isett & Associates is waiting for a schedule from the contractor.

C. Solicitor

Mr. Corriere- The Borough is still waiting on the final determination letter from Northampton County in regard to the Floodplain Ordinance. I would expect the ordinance to be adopted late this year or early next year.

Received a response from Attorney Shelley in regard to the Chew/Pierce litigation. His clients will not sign the settlement agreement. However, they will be vacating the property as of September 1, 2013, and will not be using the premises as a residential unit. I would recommend having the Zoning Officer perform an inspection on September 3, 2013.

Motion made by Thomas Rieger, seconded by Joseph Pampanin, to revoke the Chew/Pierce settlement offer and direct the Zoning Officer to perform an inspection on September 3, 2013. Motion carried 6-0.

Mr. Corriere- The Lehigh County Authority Board meets this week and will be discussing the Borough's request for a payment in lieu of taxes for the property at 950 Front Street.

Staff has been working on amendments to the SALDO Ordinance and Zoning Ordinance that will address Floodplain, recreation fees and plan submission procedures.

D. Manager

Ms. Kichline had no additional items other than agenda items but did request an Executive Session.

E. Chief of Police

Chief Shupp- In addition to my monthly report, I would like to add that the pool staff has been doing a great job at the pool. There have been very few incidents at the pool this year.

Motion made by Richard Staffieri, seconded by Gail Nolf, to receive the Police Monthly Report and make a part of these minutes.

Motion carried 6-0.

F. Public Works Director

Mr. Henshaw- The Public Works Departments are still paving the streets. We are averaging about 340 tons per day.

I will get my monthly report to Council for the September 3, 2013, meeting.

G. Zoning/Codes Officer

Mr. Russo- I contacted the courthouse in regard to the Velas property. They were assessed fines in excess of \$3,000.00.

Motion made by Richard Staffieri, seconded by Thomas Rieger, to receive the Zoning/Code Enforcement Monthly Report and make a part of these minutes. Motion carried 6-0.

H. Fire Chief- None

I. Emergency Management- None

IX. Unfinished Business

1. Discussion on Public Announcement Signage at Borough Hall

Ms. Kichline- Council was provided with the Administrative Policy and application. Council must decide whether to change or continue with the policy.

Mr. Weber- I think the policy is good and does not need to be changed. Council must decide where to place the signs.

Mr. Rieger- I also feel we should keep the policy as is and put the signs on the side of the building on Water Street.

2. Discussion on Status of Chew/Pierce Litigation

This agenda item was previously discussed under Reports from Appointed Officials, Solicitor.

X. New Business

1. Outstanding Obligations- Approval of Payments

Motion made by John Bate, seconded by Thomas Rieger, to approve the payments. Motion carried 6-0.

2. Approval of Plan for Saucon Valley Manor Independent Living Apartments Land Development- Council Action

Mr. Smith- In the original plans, six building were to be developed each with 16 units. The plans have been revised to remove one

building footprint and change one 16 unit building to 31 units. This plan conforms with all the variances previously awarded.

David Harte- The revised plan is for one thirty-one unit building for independent living. Residents would be 75 years of age or older and must be able to live independently. We are eliminating a 16 unit building. There will be two, two bedroom units and the remainder would be all one bedroom units. The traffic and stormwater will remain the same and the building footprint remains unchanged.

Mr. Bate- What is the size of the elevator.

Mr. Harte- I am not sure of the exact size but it is ADA compliant.

Mr. Rieger- Have all the fees been paid?

Mr. Smith- The Planning Commission is recommending approval. One of the conditions of approval will be that all recreation fees be paid before any permits be issued.

Mr. Rieger- Would our Residential Rental inspections apply to this building?

Mr. Corriere- No, they would not.

Mr. Smith- In addition to the payment of fees, the Planning Commission is recommending that a traffic study be completed before and after the buildings are erected and that the condos have an age restriction.

Mr. Smith- The plan provides for additional greenspace as well as two connections to the Saucon Valley Rails to Trails.

Ms. Nolf- What fees are due?

Mr. Smith- The Recreation Fees in the amount of \$96,000.00 are due before any permits can be obtained.

Mr. Harte- The traffic should be a wash going from two sixteen unit buildings to one thirty-one unit building. We are expecting less traffic giving the age restriction that will be placed on the unit.

Motion made by Thomas Rieger, seconded by Richard Staffieri, to approve the plan for Independent Living Apartments contingent upon the compliance with revised Engineer's Letter dated August 9, 2013, payment of all outstanding Recreation Fees, completion of a traffic study, and the addition of an age restriction in the condominium documents.

XI. Announcements- None

XII. Executive Session

Motion made by Thomas Rieger, seconded by Joseph Pampanin, to adjourn to Executive Session at 7:36 p.m. Motion carried 6-0.

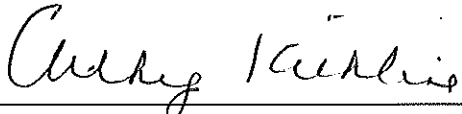
Mr. Corriere advised that the Executive Session is being held to discuss potential litigation, personnel matters, and contract negotiations.

Council reconvened the meeting at 8:25 p.m. Mr. Corriere reiterated that the Executive Session was held to discuss personnel matters, litigation, and contract negotiations.

XIII. Adjournment

Motion made by Thomas Rieger, seconded by John Bate, to adjourn the meeting at 8:30 p.m.

Adopted by the Hellertown Borough Council this 3rd Day of September, 2013.


Borough Secretary



BOROUGH OF HELLERTOWN

Zoning and Codes Office

685 Main Street

Hellertown, Pennsylvania 18055-1745

Hellertownborough.org

610-838-7041 * Fax 610-838-0500

Monthly Report August 2013

Local permits issued: 19

BIA permits issued: 22

Residential Rental Inspections completed: (2)

53 W. Saucon-fail, 127 Main-pass, 1550 Riegel-pass

Complaints received from citizens, public works, and police: 27

Violation Letters Mailed: 20

Citations: (11) 801 Front-rental license, 120 Saucon-rental license, 1111 Main-rental license, 1459 Hilcrest-rental license, 1368 Main-rental license, 1014 3rd-rental license, 768 Delaware-rental license, Oasis Sun Spa-bus license, Society of Little Learners-bus license, Rickies Custom Construction-bus license, Salisbury Behavioral Health-bus license

Planning Commission activity: Condos at Saucon Valley Manor: Planning to recommend approval by council.

ZHB activity: NONE

Meetings/Classes attended: 2 Borough Council 0 Z.H.B.

1 Planning Commission

Court Appearances: (0)

Other Information:

-The above listed citations are related to properties not paying the yearly fees associated with rental and business licenses. These fees are due in the beginning of the year and are well overdue.

-Velas property update: Hearing scheduled for August 19th.

Business Activity:

American Family Services-Out Of Business

HELLERTOWN POLICE DEPARTMENT MONTHLY REPORT

July 2013

This is the monthly report for the Hellertown Police Department from July 1st through July 31st, 2013.

During the month of July the Police received 436 calls for service. We did receive 4 Theft, 14 Domestic/Assault, 1 Fraud, 4 Harassment, 1 Public Drunkenness, 1 Sex Offense, 1 Weapons Possession and 13 traffic collision calls. We wrote 112 citations.

The Police Department filed 40 charges including 3 for Narcotics Possession, 10 for DUI 2 for Theft and 1 for Indecent Exposure/Open Lewdness.

In the month of July we did have one call to the pool for Indecent exposure / Open lewdness but other than that the pool has been exceptionally good this year, the staff there has done a great job. The second round of committed grant applications are due by August 30th and we will be submitting a grant for new TASERS due to Taser International informing everyone they will no longer be selling or servicing the X-26 Taser. We may also be submitting a grant for e-citations but I am waiting for further information on possible yearly costs associated with this. Musikfest was quiet for us this year, we only had one public drunkenness arrest. The Hellertown Library was burglarized and did have money stolen, Officer Donato has made one arrest in this case and is working on possibly arresting a second suspect. Any questions feel free to call or stop in.

Chief Robert Shupp III