

January 15, 2018

**Emmaus Borough Council
Agenda
January 15, 2018 7:00 PM**



1. Call to Order
2. Pledge of Allegiance
3. Personal Appeals, Part I
4. Community Minute
5. Special Presentations
6. Reading of Minutes
 - 6.a. Minutes - January 2, 2018
7. Decisions on Bids
8. Communications
 - 8.a. Linda Waddell, 976 N. 7th St. Circle - Request reappointment to the Emmaus Arts Commission (term expires 2/1/2018).
 - 8.b. Douglas Hohe, Kiwanis Club of Emmaus - 2018 Annual Easter Egg Hunt at Community Park.
 - 8.c. Jeffrey Baker, 504 E. Berger Street - Request appointment to the Board of Health (vacant term to expires 1/1/2022).
 - 8.d. Dr. David Burmeister, Lehigh Valley Hospital - Notice of resignation from the Board of Health (term expired 1/1/2018).
 - 8.e. Dr. Aaron Ratner, 3775 Leah Drive - Request appointment to the Board of Health (vacant term expires 1/1/23).
 - 8.f. Richard Farmer, 221 N. 3rd Street - Request reappointment to the Emmaus Arts Commission (term expires 2/7/2018).

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- 8.g. Michael Gibson, 230 Ridge Street - Request reappointment to the Emmaus Planning Commission (term expires 4/1/2018).
- 8.h. Nigel Watt, 130 N. 5th Street - Request appointment to the Board of Health (vacant term expires 1/1/2019).
- 9. Borough Engineer's Report
- 10. Solicitor's Report
- 11. Unfinished Business, Part I
- 12. New Business
 - 12.a. Ordinance No. 1170 - An Ordinance Amending the Borough of Emmaus Zoning Ordinance by Amending the Official Zoning Map to Change the Zoning Classification of a 4.11 Acre (More or Less) Tract of Land Forming a Part of a 17.29 Acre Tract Known as "N. 10th St., Emmaus, PA 18049: and Identified by Lehigh County Tax PIN Number 549414909541 1 From the Medium Density Residential (R-M) Zoning District to the Limited Commercial (B-L) Zoning District (Hearing & Ordinance 2/5/2018).
- 13. Unfinished Business, Part II
- 14. Items Not on Agenda
Subject to Rule 9
- 15. Mayor's Report
- 16. Committee Reports
 - Public Works/(Highway, Water & Sewer) (Roy Anders, Teri Sorg-McManamon, Brent Labenberg)
Next Meeting – February 12, 2018 at 3:30 p.m.
 - Health, Sanitation, and Codes (Shubzda, Sorg-McManamon, Anders)
Next Meeting – January 31, 2018 at 4:30 p.m.
 - Appoint Jeffrey Baker to the Board of Health (term expires 1/1/2022)
 - Appoint Nigel Watt to the Board of Health (term expires 1/1/2019)
 - Parks and Recreation (Baumgartner, Anders, Shubzda)
Next Meeting – February 6, 2018 at 4:30 p.m.
 - Public Safety (DeFrain, Barrett, Baumgartner)
Next Meeting – February 13, 2018 at 3:00 p.m.

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General Administration (Labenberg, Barrett, DeFrain)

Next Meeting – January 18, 2018 at 9:00 a.m.

Ordinance No. 1170 – Hearing & Ordinance 2/5/2018

Budget and Finance (Barrett, DeFrain, Labenberg)

Next Meeting – February 5, 2018 at 6:45 p.m.

Resolution 2018-5: Bill List

Community Relations, Planning and Development (Sorg-McManamon, Baumgartner, Shubzda)

Next Meeting – January 18, 2018 at 4:30 p.m.

17. Boards and Commissions

18. Personal Appeals, Part II

19. Borough Manager's Report

19.a. Significant Revenue and Expense Items for First Half of January, 2018

20. President's Business

21. Adjournment

EMMAUS BOROUGH COUNCIL

The Emmaus Borough Council met in regular session on January 15, 2018 in Borough Council Chambers, 28 S. 4th Street, Emmaus, PA 18049.

CALL TO ORDER

Mr. Labenberg called the Meeting to order at 7:00 p.m.

Roy Anders	Present
Wesley Barrett	Present
Shana Baumgartner	Present
Chris DeFrain	Present
Brent Labenberg	Present
Jeffrey Shubzda	Present
Teri Sorg-McManamon	Present
LeeAnn Gilbert, Mayor	Present
Jeffrey Dimmich, Solicitor	Present
Shane Pepe, Borough Manager	Present

PERSONAL APPEALS, PART I

A. Craig Smith and Gloria Krupa, 1345 Arch Street – voiced concern about their neighbor owning a meat smoker. Mr. Smith stated that his house becomes filled with smoke when the neighbor uses the smoker. Mr. Labenberg responded that the Borough has a burning Ordinance regulating outside smokers and referred the item to staff.

COMMUNITY MINUTE – None.

SPECIAL PRESENTATIONS – None.

READING OF MINUTES

Motion by Mr. Anders, seconded by Ms. Baumgartner to adopt the January 2, 2018 Council Minutes as drafted. There were 7 ayes. Motion carried.

DECISION ON BIDS – None.

COMMUNICATIONS

a. Linda Waddell, 976 N. 7th St. Circle – Request reappointment to the Emmaus Arts Commission (term expires 2/1/2018).

Motion by Mr. Anders, seconded by Mr. Shubzda to reappoint Linda Waddell to the Emmaus Arts Commission to a term expiring on 2/1/2021. There were 7 ayes. Motion carried.

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b. Douglas Hohe, Kiwanis Club of Emmaus – 2018 Annual Easter Egg Hunt at Community Park. Mr. Labenberg referred the item to Staff.

c. Jeffrey Baker, 504 E. Berger Street – Request appointment to the Board of Health (vacant term to expire 1/1/2022).

Motion by Mr. Shubzda, seconded by Ms. Baumgartner to appoint Jeffrey Baker to the Board of Health to a term expiring on 1/1/2022. There were 7 ayes. Motion carried.

d. Dr. David Burmeister, Lehigh Valley Hospital – Notice of resignation from the Board of Health (term expired 1/1/2018).

e. Dr. Aaron Ratner, 3775 Leah Drive – Request appointment to the Board of Health (vacant term expires 1/1/2023).

Motion by Mr. Shubzda, seconded by Mr. DeFrain to appoint Dr. Aaron Ratner to the Board of Health to a term expiring on 1/1/2023. There were 7 ayes. Motion carried.

f. Richard Farmer, 221 N. 3rd Street – Request reappointment to the Emmaus Arts Commission (term expires 2/7/2018).

Motion by Mrs. Sorg-McManamon, seconded by Mr. Barrett to reappoint Richard Farmer to the Emmaus Arts Commission to a term expiring on 2/7/2021. There were 7 ayes. Motion carried.

g. Michael Gibson, 230 Ridge Street – Request reappointment to the Emmaus Planning Commission (term expires 4/1/2018).

Motion by Mr. Shubzda, seconded by Mr. Anders to reappoint Michael Gibson to the Emmaus Planning Commission to a term expiring on 4/1/2022. There were 7 ayes. Motion carried.

h. Nigel Watt, 130 N. 5th Street – Request appointment to the Board of Health (vacant term expires 1/1/2019).

Motion by Mr. Anders, seconded by Mr. Shubzda to appoint Nigel Watt to the Board of Health to a term expiring on 1/1/2019. There were 7 ayes. Motion carried.

i. Nancy O’Keefe, 447 Chestnut Street – Letter of resignation from the Emmaus Library Board. Mr. Labenberg directed Mr. Pepe to mail Ms. O’Keefe a letter of thanks for her service.

j. Emmaus Arts Commission, SnowBlast Winter Arts Festival – request to serve alcohol at Triangle Park.

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Motion by Mrs. Sorg-McManamon, seconded by Mr. Shubzda to grant the Emmaus Arts Commission's request to serve alcohol at Triangle Park during the SnowBlast Winter Arts Festival to be held on February 3, 2018. There were 6 ayes, 1 abstention (Sorg-McManamon). Motion carried.

BOROUGH ENGINEER'S REPORT – None.

SOLICITOR'S REPORT

Solicitor Dimmich reported that he attended a meeting with Mr. Pepe and Mr. Youst regarding ongoing issues with LCA and Allentown. Mr. Pepe stated that he will be attending a meeting with Solicitor Dimmich, LCA and Allentown on January 17, 2018.

Progress.

UNFINISHED BUSINESS, PART I – None.

NEW BUSINESS

Mr. Labenberg reported that Ordinance No. 1170 will have its 1st Reading on February 5, 2018.

UNFINISHED BUSINESS, PART II – None.

ITEMS NOT ON AGENDA, subject to Rule 9 – None.

MAYOR'S REPORT

Progress.

COMMITTEE REPORTS

a. Public Works Committee

Mr. Anders reported that the next Committee meeting is February 12, 2018 at 3:30 p.m.

Progress.

b. Health, Sanitation, and Codes Committee

Mr. Shubzda reported that the next Committee meeting is January 31, 2018 at 4:30 p.m.

Progress.

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c. Parks and Recreation Committee

Ms. Baumgartner reported that the next Committee meeting is February 6, 2018 at 4:30 p.m.

Progress.

d. Public Safety Committee

Mr. DeFrain reported that the next Committee meeting is February 13, 2018 at 3:00 p.m.

Progress.

e. General Administration Committee

Mr. Labenberg reported that the next Committee meeting is January 18, 2018 at 9:00 a.m.

Progress.

f. Budget and Finance Committee

Resolution 2018-05, authorizing payment of the January 15, 2018 Bill List, as follows:

Bill List	\$	167,625.13
Payroll #1	\$	126,730.37
Payroll Taxes	\$	<u>44,958.37</u>
Total	\$	339,313.87

Done this 15th day of January 2018.

Motion by Mr. Barrett, seconded by Mr. DeFrain to adopt Resolution 2018-05. There were 7 ayes. Motion carried.

Progress.

g. Community Relations, Planning and Development Committee

Mrs. Sorg-McManamon reported that the next Committee meeting is January 18, 2018 at 4:30 p.m.

Progress.

PERSONAL APPEALS, PART II – None.

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BOROUGH MANAGER'S REPORT

Mr. Pepe reported that the Significant Revenue and Expense Items for the first half of January, 2018 are in the iPads and entertained questions about them. He stated that Mrs. Snyder will complete the end of year numbers by January 26, 2018, at which time Mrs. Yaindl will compile the 2018 Budget books. He also stated that the General Administration Committee meeting to be held on Thursday, January 18, 2018 will be very lengthy, as there are many items to discuss.

Mr. Labenberg asked Mr. Pepe for a status of the fines that will be imposed on JP Mascaro. Mr. Pepe responded that he witnessed JP Mascaro combining refuse and recycling at approximately 80 houses. He stated that JP Mascaro was fined \$50.00 per house, which amounted to a fine of over \$4,000. He also stated that the President of JP Mascaro was made aware of the situation. JP Mascaro informed Mr. Pepe that several individuals will lose their jobs because of the issue. Mr. Pepe stated that he invited representatives from JP Mascaro to attend the next Health, Sanitation and Codes Committee meeting to be held on January 31, 2018 to discuss the matter in detail.

Progress.

PRESIDENT'S BUSINESS

Progress.

ADJOURNMENT

Motion by Mr. Barrett, seconded by Mr. DeFrain to adjourn the January 15, 2018 Emmaus Borough Council Meeting. There were 7 ayes. Motion carried.

The Meeting adjourned at 7:25 p.m.

Shane M. Pepe
Borough Manager

Transcribed by: Paula Weiant
Administrative Assistant
January 18, 2018