

EMMAUS BOROUGH COUNCIL

**Emmaus Borough Council
Agenda
Monday, July 19, 2010, 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

July 6, 2010
7. Decisions on Bids
8. Communications
 - a. John Donches, 559 Minor St., Emmaus – Proposed stadium at Emmaus Community Park.
 - b. Rev. David Schoen, Bethel Church, 418 Elm St., Emmaus – Street closure for annual block party.
 - c. Wanda Litke, Volunteers of America, 730 Union St., Allentown – Community Park pool request.
 - d. Shelly and Tim Steiner, 1104 W. Jubilee St., Emmaus – Pavilion rental refund request.
 - e. Mary Louis Rosko, 535 Ridge St., Emmaus – Parking restrictions in front of business.
9. Borough Engineer's Report
10. Solicitor's Report
11. Unfinished Business, Part I
 - a. **Ordinance No. 1072 – An Ordinance Amending Chapter 25, Section 105, Dealing with Hazardous Trees on Private Property and Public Areas (1st Reading 6/21/10) (2nd Reading 7/19/10).**
12. New Business
13. Unfinished Business, Part II

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- 14. Items Not on Agenda, Subject to Rule 9
- 15. Mayor's Report
- 16. Committee Reports

Public Works/(Highway, Water & Sewer) (Labenberg, Brown, Gilbert)

Next Meeting – August 5, 2010 at 3:00 p.m.

- a. I & I Elimination Report
- b. Weiders Lane Status
- c. "Share the Road" Signs
- d. S. 12th and W. Jubilee Sts. Sidewalk Installation

Health, Sanitation, and Conservation (Reinhard, Holtzhafer, Waddell)

Next Meeting – August 12, 2010 at 4:00 p.m.

- a. Recycling Events
- b. Refuse/Recycling with Raritan Valley
- c. Emmaus Public Library Energy Audit
- d. Riparian Buffer Ordinance
- e. Bollinger Land/Indian Creek Golf Course
- f. Emmaus and Upper Milford Joint Environmental Advisory Council
- g. Board of Health
- h. Heather Deschenes – Environmental Advisory Council
- i. Lehigh County Municipal Waste Management Plan Review

Parks and Recreation (Barrett, Holtzhafer, Labenberg)

Next Meeting – August 3, 2010 at 3:30 p.m.

- a. Ice Rink/Skate Park
- b. Geese at Furnace Dam
- c. Emmaus Legion Baseball Field Project
- d. **Legion Field Reconstruction Agreement and Leases**

Public Safety (Gilbert, Barrett, Brown)

Next Meeting – August 12, 2010 at 9:00 a.m.

- a. Trailer Truck Parking
- b. Tractor Trailer Unloading
- c. Emergency Operations Plan – Review
- d. Civil Service Commission Rules and Regulations

General Administration (Waddell, Barrett, Labenberg)

Next Meeting – July 28, 2010 at 9:00 a.m.

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- a. **Appointment to the Emmaus Arts Commission: Ellen Wilson (Term expires 2/7/2013 or 2/1/2015).**
- b. Shade Tree--Tree Fund

General Administration (continued)

- c. **Ordinance No. 1072 – Hazardous Trees (2nd Reading 7/19/10).**
- d. Clerical Staff Petition to Unionize
- e. Drug and Alcohol Policy
- f. Special Event Signs Ordinance

Budget and Finance (Holtzhafer, Reinhard, Gilbert)

Next Meeting – August 2, 2010 at 6:45 p.m.

- a. **Bill List – Resolution 2010 – 21**
- b. Per Capita Tax Ordinance
- c. Act 44 Election
- d. Emmaus Police Officers’ Association – Contract Negotiations

Community Relations/Development (Brown, Reinhard, Waddell)

Next Meeting – July 28, 2010 at 4:15 pm.

- a. Parking Deck Feasibility Study
- b. 2009 Anniversary Items and Contents of the 1959 Time Capsule
- c. Emmaus Main Street Program—West End Gateway Sign Presentation
- d. 2009 Anniversary Sign and Planter at Weis Markets
- e. Broad Street Reconstruction
- f. Streetscape Improvement Project
- g. Lanta Metro Meeting Update

Ad Hoc Committees (Holtzhafer, Barrett, Gilbert, Neely, Mayor Iobst)

Next Meeting – To be determined.

Community/School Relations

- a. Junior Council Member Draft Resolution Review and Application

17. Personal Appeals, Part II

18. Borough Manager’s Report

- a. **Significant Revenue and Expense Items for First Half of July 2010**
- b. **Green Future Fund Letter**

19. President’s Business

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a. **Executive Session**20. Adjournment

Next Resolution #22
Next Ordinance #1073

The Emmaus Borough Council met in regular session on July 19, 2010 in Borough Council Chambers, 28 S. 4th Street, Emmaus, PA 18049.

CALL TO ORDER

President Gilbert called the Meeting to order at 7:00 p.m.

Lee Ann Gilbert, President	Present
Brian Holtzhafer, Vice President	Absent
Michael Waddell	Present
Brent Labenberg	Present
Wesley Barrett	Present
Nathan Brown	Present
R. Erick Reinhard	Present
Winfield Iobst, Mayor	Present
Frank Procyk, Solicitor	Present
Craig Neely, Borough Manager	Present

PERSONAL APPEALS, PART I

A. Joey Schuler, 431 S 12th St., stated that Emmaus needs a skate park for kids. Mr. Barrett stated that there has been interest in a skate park and encouraged Mr. Schuler to attend the next Parks and Recreation Committee Meeting on August 3, 2010. Mr. Labenberg stated that there is no funding for a skate park. Dr. Waddell encouraged Mr. Schuler to research other communities that have skate parks. Mrs. Gilbert asked Mr. Schuler to present his ideas at the next Parks and Recreation Committee Meeting.

B. Pam Hittinger, 1203 W. Jubilee St., thanked the previous personal appeal and questioned what happened to the funds that were previously raised for a skate park. She suggested using part of the money that is allocated for the proposed Legion Baseball Field for a skate park. She thanked Mr. Brown for visiting the neighborhood that could be impacted by the Field improvements. Mr. Labenberg commented that he voted against the baseball field and that the Growing Greener Fund money should be used for all of the parks. Mr. Labenberg commented that the Growing Greener Fund money is no longer available. Ms. Hittinger questioned the Public Works Committee Agenda for listing S. 12th and W. Jubilee Sts. Sidewalk Installation. Mr. Neely replied that the item is on the Agenda but that Borough Council has already decided not to require the installation of sidewalks. Mr. Labenberg commented that the stormwater project will make the drainage better on the streets. Mr. Brown asked how much money was previously raised towards a skate park. Mr. Neely responded that it was between \$12,000 and \$15,000. Mr. Neely clarified that the donors of

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the funds were contacted and were given the option of having the money returned to them or used towards a different project. The donors chose to use the funds towards the Emmaus Community Park walking trail project.

C. Dave Schiaffo & Pam Ballaron, 117 S. 11th St., stated that they rented a Pavilion at Community Park in 2008 and were told that they could not play frisbee on the back soccer field. Mr. Barrett explained that in 2008 the field was closed for approximately three months for reseeding and no one was allowed on the field. He stated that it is not closed as a standard policy and that the field is used for overflow parking. Mr. Schiaffo volunteered to help build a skate park for the youth and commended Mr. Schuler's appeal. Mr. Neely explained that the skating area sought by Mr. Schuler is at the Williams Street basketball court.

D. Giovanni Landi, 869 Frank Drive, clarified that he believes that the Borough could do a better job of communicating with residents. He stated that he is opposed to the proposed Legion Baseball Field for financial reasons and because of the impact on the residents. He commented that putting a skate park in the Borough for the youth would be a better use of funds.

E. John Donches, 559 Minor St., voiced concern about the difficulty of how the public can contact Council Members. He commented that he contacted Council via email and only received two responses. He questioned the availability of parking and where the fact sheet for the Ballfield is that he previously requested. He stated that the maintenance of the Baseball field will be costly. He questioned the wording in the lease agreement between the Borough and the East Penn School District concerning termination of the lease. Mr. Donches noted that Mr. Brown is the only Council Member that visited the neighborhood of the residents that could be directly impacted by the project. Mr. Brown responded that he spoke to residents on W. Jubilee and 12th Streets and asked their opinions of the proposed Ballfield. He stated that the majority of the residents were concerned about parking problems. He noted that there were residents in favor of the ballfield but that the majority were not. He stated that he will vote based on how the majority of the residents feel. Mr. Labenberg stated that he did not visit the neighborhood because he is opposed to the field.

Motion by Mr. Labenberg, seconded by Mr. Barrett to extend Mr. Donches' Personal Appeal time by five minutes. There were 6 ayes. Motion carried.

Mr. Donches asked Borough Council to table the proposed Legion Baseball Field Project. Mr. Labenberg stated that since the Growing Greener Fund is no longer available he is in favor of tabling the Project.

Motion by Mr. Labenberg, seconded by Mr. Brown to table the proposed Legion Baseball Field Reconstruction Project. There were 3 ayes, 3 opposed (Barrett, Waddell, Gilbert). Mayor Iobst cast the tie breaking vote and voted in favor of the motion. Motion carried.

Mr. Labenberg stated that he does not want a permanent outfield fence but is in favor of bringing the field up to PIAA standards. He stated that he is in favor of a scaled down version of the Ballfield. Mayor Iobst stated that he is concerned about parking and does not feel the Borough has the ability to deal with the amount of traffic the Ballfield would draw.

F. Jude Obrieter, 209 N 5th St., asked if a new basketball court was paved and built at Kiwanis Park by the Emmaus Public Library. Mr. Neely stated that a new basketball court

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was not built. Mr. Labenberg clarified that there are two basketball courts at Williams Street that are used by the EYA.

G. Nancy Hill, 119 S. 6th St., commended the young gentlemen who attended the Council Meeting and made the appeal for a skate park. She asked if the \$15,000 that was originally designated for a skate park could be re-appropriated. Mr. Neely explained that the previous skate park concept was not completed because of the size and cost of the proposed skate park. He also explained that the funds for the previous concept were donated from corporations. When the project was not completed, the donors were contacted and asked if they wanted the funds back or would like the funds to be used towards another project. The donors agreed to use the funds for the walking trail at Community Park. Ms. Hill asked Mr. Neely if Council could use some of the funds the Borough borrowed to build a skate park. Mr. Neely stated that the issue could be addressed at the committee level.

H. Scott Hittinger, 1203 W. Jubilee St., stated that maintenance of the proposed Legion Baseball Field will be costly and encouraged Council to study it before the item comes off the table. Mr. Barrett explained that when an item is tabled it is not dead and could be removed from the table at a later date. Mr. Labenberg asked Solicitor Procyk to explain the process for bringing an item off the table. Solicitor Procyk explained that any Council Member can make a motion at any time to bring an item off the table. Mr. Hittinger stated that he was not made aware of the ballfield until Mr. Donches knocked on his door. He asked how he would be made aware when the item will be discussed again. Mr. Labenberg stated that he is against the project. He also stated that the Borough posts the Minutes on its website, has them available at Town Hall, and uploads the webcast of each Council Meeting.

I. Lynn Donches, 559 Minor St., thanked the Borough for placing a flyer at the Kiosk on the Triangle for the Broad Street Reconstruction Project Meeting. She asked how the residents on those streets would be notified. Mr. Labenberg responded that all residents on Broad Street were notified and an ad was placed in the East Penn Press. Ms. Donches voiced concern about the Public Works Department using pesticides. Mr. Labenberg responded that he will discuss it at the next Public Works Committee Meeting. Ms. Donches asked for clarification on how the proposed Legion Baseball Field concept began. Mr. Neely explained how he and the East Penn School District Superintendent began discussions about the project. Mr. Barrett clarified that the initial meetings for the ballfield were addressed at Ad-Hoc Committee Meetings before it was considered by the Parks and Recreation Committee.

Motion by Dr. Waddell, seconded by Mr. Reinhard to extend Ms. Donches' Personal Appeal time by five minutes. There were 6 ayes. Motion carried.

Ms. Donches asked the difference between tabling a motion and "killing" a motion. Mr. Barrett responded that tabling an item makes it temporarily dormant and at some point the item could be removed from the table. Once the item is removed from the table, it can remain on the agenda for further discussion or a final vote can be taken. He stated that there is no definite time frame for the process. Ms. Donches asked if the East Penn School District will receive a letter that the item has been tabled. Mr. Neely stated that he will have a discussion with the Superintendent to advise him of the motion made this evening. Mr. Labenberg encouraged mailing the School District a letter advising them of the action. Ms. Donches asked if Council would take the item off the table and then make a motion to terminate the Project. Ms. Gilbert responded that the item could be taken off the table at a future Council Meeting. Ms. Donches asked if the Parks and Recreation Committee could meet at a different

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time other than 3:30 p.m. so that more residents could be involved in the conversation about the Ballfield. Mr. Barrett responded that the time has been set at 3:30 p.m. to accommodate the Committee Members' schedules. Ms. Donches asked if there are minutes available from the meeting. Mr. Neely responded that there is a written record available for all Committee Meetings. Mr. Barrett added that if a vote is taken at the committee level it must be presented to Council for a final vote.

J. Richard Gerhart, 107 Dell St., commended the youth for attending the meeting and suggesting a skate park. He voiced concerns about skaters on the Triangle and in front of businesses.

K. Keith Dubs, 106 S 12th St., asked for a timeline for roadwork being completed throughout the Borough. Mr. Dubs asked when the S. 12th Street stormwater project will be complete. Mr. Labenberg commented that he will ask for an update at the next Public Works Committee Meeting. Mr. Neely responded that the S. 12th Street project began early in 2010 and is anticipated for completion by the end of October. Mr. Neely also noted that there are several other projects being completed by the Public Works Department. Mr. Neely stated that the Borough was contacted by PennDot about a paving project being completed on S 4th Street from Broad Street to Fifth Street and Fifth Street to the Mountain and because of this the Public Works Department was pulled from other projects. He also stated that UGI decided to replace service lines on several Borough streets, which also pulled the Public Works Department employees off of the South 12th Street project.

L. Julian Stolz, 4630 Mill Road, Emmaus, PA, thanked the members of Borough Council for responding to the residents' personal appeals concerning the proposed Legion Baseball Field Reconstruction Project. He commended Council for broadcasting its Meetings. He stated that he hopes communication will be better between the School District, the Borough, and the residents when the baseball field is brought off the table. Mr. Stolz stated that he is in favor of the ballfield being renovated to meet PIAA standards.

M. Camela London, 176 Main St., asked why the residents of the Borough do not get to vote on important items such as the Ballfield. Dr. Waddell responded that a motion would be needed to place the issue on a referendum. Ms. London stated that some of the money for the Ballfield should be allocated towards the Emmaus Public Library. Mr. Neely explained that the Library received the exact amount of funding that it requested from the Borough.

COMMUNITY MINUTE

Dr. Waddell reported that the 2009 Anniversary Celebration Commemorative Book is being offered for sale at the Anniversary Office in Town Hall, the Emmaus Jewel Shop, and Out of Our Hands Gallery. It sells for \$10.00. A DVD set is available with 6.5 hours of recorded memories selling for \$20.00. He commended Rich Chartrand and his daughter, Julie, for their work on the DVD. He commented that in the 1959 Time Capsule there were audio tapes that have been reproduced onto an 8 CD set selling for \$30.00 or as an MPS set for \$10.00. Dr. Waddell stated that there will be an event on the Triangle on August 7, 2010 in collaboration with the Emmaus Main Street Program, where the items will be available for purchase. He reminded that there are limited quantities of the souvenirs.

SPECIAL PRESENTATIONS – None.

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READING OF MINUTES

Motion by Mr. Labenberg, seconded by Mr. Brown to dispense with the formal reading of the July 6, 2010 Minutes. There were 6 ayes. Motion carried.

Mr. Reinhard noted that his name had not been listed on the Call to Order Section of the Council Minutes since Mr. DeFrain's resignation from Council, but mentioned that it was listed on the July 6, 2010 Minutes.

Motion by Mr. Labenberg, seconded by Mr. Reinhard to adopt the July 6, 2010 Minutes as drafted. There were 5 ayes and 1 abstention (Waddell). Motion carried.

DECISION ON BIDS – None.

COMMUNICATIONS

a. John Donches, 559 Minor St., Emmaus – Proposed stadium at Emmaus Community Park.. Mr. Neely stated that Mr. Donches raised three specific questions about the proposed baseball field project.

b. Rev. David Schoen, Bethel Church, 418 Elm St., Emmaus – Request for street closure for annual block party on Saturday, September 25, 2010. Referred to Staff and Mayor Iobst.

c. Wanda Litke, Volunteers of American, 730 Union St., Allentown – Community Park pool request. Referred to the Parks and Recreation Committee.

d. Shelly and Tim Steiner, 1104 W. Jubilee St., Emmaus – Pavilion rental refund request. Referred to the Parks and Recreation Committee. Mr. Labenberg stated that the rules and regulations for renting a pavilion need to be reviewed. Mr. Barrett questioned if this is a Parks and Recreation Committee issue or for the Budget and Finance Committee. Mrs. Gilbert responded that guidelines need to be developed for renting pavilions and Mr. Reinhard agreed. Dr. Waddell asked if the Parks and Recreation Committee will consider refunding the money or only looking at the guidelines for renting a pavilion. Mrs. Gilbert directed that the Parks and Recreation Committee consider the refund request.

e. Mary Louise Rosko, 535 Ridge St., Emmaus – Request for 2 hour parking restrictions in front of business. Referred to the Public Safety Committee.

f. Larry Newhard, Secretary, Allentown Scottish Rite Cathedral, 1533 Hamilton Street, Allentown, PA – Permission to set up a moon bounce, cotton candy machine, sno-cone machine, dunk tank, and fish fling in the area around the Rotary and Moser Pavilions at Emmaus Community Park on Saturday, August 7, 2010. Mr. Barrett asked Council Members if they remember previous requests for a moon bounce or dunk tank and, if so, was permission granted? Mr. Reinhard replied that there was a dunk tank at the Dodgeball event held the previous weekend. Mr. Barrett stated that he would prefer that the item be discussed at the Parks and Recreation Committee Meeting on August 3. Mr. Labenberg stated that he would prefer to grant the request because of the short time frame between the Committee Meeting and the event.

Motion by Mr. Labenberg, seconded by Mr. Reinhard to grant the Allentown Scottish Rite Cathedral permission to set up a moon bounce and dunk tank in the area

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around the Rotary and Moser Pavilions at Emmaus Community Park on Saturday, August 7, 2010. There were 5 ayes, 1 opposed (Barrett). Motion carried.

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- g. Andrew Silfies – Pavilion Request.

BOROUGH ENGINEER’S REPORT – None.

SOLICITOR’S REPORT

Progress.

UNFINISHED BUSINESS, PART I

Ordinance No. 1072 – An Ordinance Amending Chapter 25, Section 105, Dealing with Hazardous Trees on Private Property and Public Areas (1st Reading 6/21/10) (2nd Reading 7/19/10).

Motion by Dr. Waddell, seconded by Mr. Reinhard to read Ordinance No. 1072 in short title. There were 6 ayes. Motion carried.

Dr. Waddell read Ordinance No. 1072 in short title.

Dr. Waddell clarified that if the tree is on an area of private property over which the Shade Tree Commission does not exercise jurisdiction, then pursuant to the revised Ordinance the Shade Tree Commission is authorized to provide notice to the property owner that the tree is hazardous. Mr. Labenberg stated that he will be voting against the Ordinance because he does not feel that government should be involved with a person’s private property.

Motion by Dr. Waddell, seconded by Mr. Barrett to adopt Ordinance No. 1072 - An Ordinance Amending Chapter 25, Section 105, Dealing with Hazardous Trees on Private Property and Public Areas on its 2nd Reading. Roll call vote: Mr. Brown, aye, Mr. Reinhard, aye, Dr. Waddell, aye, Mr. Barrett, aye, Mr. Labenberg, nay, Mrs. Gilbert, aye. There were 5 ayes, 1 opposed (Labenberg). Motion carried.

NEW BUSINESS – None.

UNFINISHED BUSINESS, PART II – None.

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

MAYOR’S REPORT

Progress.

COMMITTEE REPORTS

- a. Public Works Committee

The next Committee Meeting will be on August, 5, 2010 at 3:00 p.m.

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Progress.

b. Health, Sanitation, and Conservation Committee

Mr. Reinhard reported that the Committee met prior to the Council Meeting and interviewed Heather Deschenes for a vacancy on the Joint Environmental Advisory Council. The position has been vacant since February 2010. The Committee voted 2-0 to nominate Ms. Deschenes for the vacant position.

Motion by Mr. Reinhard, seconded by Dr. Waddell to appoint Heather Deschenes to the Joint Environmental Advisory Council for a term expiring 3/7/11. There were 6 ayes. Motion carried.

Mr. Reinhard reported that Lehigh and Northampton Counties were considering a Bi-County Board of Health. He referenced an article that was in the Morning Call. He suggested mailing a letter to request information. Mr. Barrett recommended that Mr. Neely telephone and request the information.

Motion by Mr. Reinhard, seconded by Mr. Labenberg to request Mr. Neely to draft a letter requesting information about a Bi-County Board of Health. There were 3 ayes, 3 opposed (Brown, Barrett, Gilbert). Mayor Iobst cast the tie breaking vote and opposed the motion. Motion failed.

Mr. Neely stated that he will contact the Board of Health via phone or email and request further information.

The next Committee Meeting is August 12, 2010 at 4:00 p.m.

Progress.

c. Parks and Recreation Committee

Mr. Barrett reported that the Legion Field Reconstruction Agreement and Leases are on the Agenda and suggested that they remain so for further discussion by the Committee at its August 3, 2010 Meeting.

Progress.

d. Public Safety Committee

Motion by Mr. Brown, seconded by Mr. Labenberg to hire Jeffrey Potts as an Auxiliary Park Police Officer. There were 6 ayes. Motion carried.

Mrs. Gilbert requested rescheduling the August 12, 2010 Committee Meeting to Thursday, August 19, 2010 at 9:00 a.m.

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Progress.

e. General Administration Committee

Dr. Waddell reported that the Committee recommends appointing Ellen Wilson to the Emmaus Arts Commission for a term expiring on 2/1/15.

Motion by Dr. Waddell, seconded by Mr. Labenberg to appoint Ellen Wilson to the Emmaus Arts Commission for a term expiring on 2/1/15. There were 6 ayes. Motion carried.

Dr. Waddell noted that several residents have suggested improvements needed to the Borough website and suggested placing the item on the Committee's Agenda. Mr. Labenberg commented that he was on vacation for the last Committee Meeting and noted that the H2O PA Grant was previously on the Public Works Committee Agenda. He asked why it was considered by the General Administration Committee and then referred to the Budget and Finance Committee. He stated that the Public Works Committee discussed it and did not recommend any action. He believes that the item should remain on the Public Works Committee Agenda. Dr. Waddell responded that it was referred to the Budget and Finance Committee to discuss the financial ramifications of the MXU Installation Program. Mr. Barrett noted that there is a substantial cost savings utilizing the Grant. Mr. Labenberg responded that in order to be eligible for the Grant, the Borough would need to borrow money and place a surcharge on residents' water bills.

Progress.

f. Budget and Finance Committee

Mr. Reinhard read Resolution 2010-21, authorizing payment of the July 19, 2010 Bill List, as follows:

Bill List	\$	50,340.40
Payroll #14	\$	132,053.99
Payroll Taxes	\$	<u>40,796.56</u>
Total	\$	223,190.95

Done this 19th day of July, 2010.

Motion by Mr. Reinhard, seconded by Dr. Waddell to adopt the July 19, 2010 Bill List. There were 6 ayes. Motion carried.

Mr. Reinhard asked Mr. Neely for an update of the Borough's 2010 Budget Performance. Mr. Neely noted that everything is fine. Expenditures are down. Mr. Labenberg commented that \$6,471.75 has been spent on the proposed Legion Baseball Field Reconstruction Project.

Progress.

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g. Community Relations, Planning and Development Committee

Mr. Brown reported that the Committee will meet with Langen Engineering concerning the Park Deck Feasibility Study on July 21, 2010 at 3:00 p.m. He stated that the deadline for completion of the study is August 1, 2010. He also stated that the Committee will present an update at the August 2, 2010 Council Meeting. Mrs. Gilbert clarified that the Meeting will be on July 20, 2010 at 3:00 p.m.

Mr. Brown reported that the Emmaus Main Street Program will present its 2nd Quarter Financial Report at the August 2, 2010 Council Meeting.

The next Committee Meeting is July 28, 2010 at 4:15 p.m.

Progress.

h. Ad Hoc-Community/School Relations Committee – None.PERSONAL APPEALS, PART II

A. Pam Ballaron, 117 S. 11th St – asked Council for a date when Council Members' names, email addresses and phone numbers will be posted on the website. Mr. Neely responded that he will gather Council's phone numbers and update the website by July 23, 2010.

B. Otto Slozer, 121 E. Elm St., - asked if the grant for the electronic read water meter project is a private grant or a public grant. Mr. Neely responded that it is a government grant through PA DEP.

C. Frank Sadrovitz, 130 N. 4th St., - asked which street will be closed for the Bethel Bible Fellowship Church block party. Mr. Neely responded that the item was referred to Mayor Iobst, but that the streets that Pastor Schoen requested are Elm Street between Third and Fifth Street and where Warren and Lehigh Street intersect with North Street. Mr. Sadrovitz suggested that 4th and Long Street should not be closed. Mr. Neely advised that the request does not involve Long Street. Mr. Sadrovitz asked why trees have not been replanted at Emmaus Community Park to replace the trees that were uprooted during a storm in 2009. Mr. Neely responded that the Borough's Casualty Insurance does not cover the replacement of trees. Mayor Iobst commented that he misses the trees at Community Park. Mr. Sadrovitz voiced concern about parking during the summer concert on July 18.

D. John Donches, 559 Minor St., - read the letter that he drafted dated July 7, 2010.

E. Lynn Donches, 559 Minor St., - asked if the Borough submitted a grant application through representative Reichley's office for the Ballfield. Mr. Neely explained that no grant application was submitted.

F. Pamela Hittinger, 1203 W. Jubilee St., - asked Council to consider the neighborhood homeowners and place the Ballfield item on a referendum in November.

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BOROUGH MANAGER'S REPORT

Mr. Neely advised that the Significant Revenue and Expense Items for the 1st half of July 2010 are in the Council binders, and offered to entertain any questions about them.

Mr. Neely stated that the letter he wrote to Lehigh County Executive Don Cunningham is no longer relevant because the Ballfield item was tabled. Dr. Waddell responded that the letter is relevant and should still be sent. Mr. Brown stated that the Green Future Fund impacts other projects beside the Ballfield and feels that the letter should be sent.

Motion by Mr. Brown, seconded by Dr. Waddell directing Mr. Neely to send the drafted letter to County Executive, Don Cunningham.

Mr. Labenberg stated that the Green Future Fund was voted on by the Lehigh County residents and that the money was promised to the Borough. Mr. Neely responded that the letter is not relevant because it was drafted in reference to the Ballfield and a motion would need to be made to bring the item off of the table. Mr. Barrett asked if a letter could be sent deleting references to the Ballfield but still requesting the funds.

Mr. Brown withdrew his motion and Dr. Waddell withdrew his second.

Motion by Mr. Labenberg, seconded by Mr. Reinhard directing Mr. Neely to send a letter to the County Executive, Don Cunningham, removing references to the proposed Legion Ballfield Reconstruction Project and the specific amount and requesting that Lehigh County fulfill its obligations pursuant to the Green Future Fund. There were 6 ayes. Motion carried.

Progress.

PRESIDENT'S BUSINESS

Mrs. Gilbert cancelled a brief Executive Session, with no official action anticipated.

Motion by Dr. Waddell, seconded by Mr. Barrett to adjourn. There were 6 ayes. Motion carried.

The Meeting of the Emmaus Borough Council adjourned at 9:50 p.m.

Craig B. Neely
Borough Manager

Transcribed by: Paula Weiant
Administrative Assistant
July 22, 2010