

EMMAUS BOROUGH COUNCIL

**Emmaus Borough Council
Agenda
Monday, August 20, 2012, 7:00 PM**

1. Call to Order

2. Pledge of Allegiance

3. Personal Appeals, Part I

4. Community Minute

5. Special Presentations

Howard Lieberman – LERTA Program
John Eyer – EYA – Legion Field

6. Reading of Minutes

July 16, 2012

7. Decisions on Bids

8. Communications

- a. Daniel Kline, 566 Chestnut Street, Emmaus – Resignation from the Emmaus Arts Commission (term expires 2/1/2015).
- b. Teryl Madison, Emmaus Main Street Partners – Request for First Friday Sunset Stroll - September 7th.
- c. Teryl Madison, Emmaus Main Street Partners – Request for Farewell Summer Festival – September 8th.
- d. Kathleen Mintzer, Emmaus Halloween Committee – Request for Parade and Trick-or-Treat Night.
- e. Barb Cole, 802 Lawrence Drive, Emmaus – Emmaus Community Pool Rates.
- f. Laura Fetzer, Friends of the 1803 House – Banner Fee Waiver.
- g. Don Marron, St. Ann Church, Emmaus – Fall Festival Requests –September 6th - 8th.
- h. Louis Serensits, 334 Spruce St., Emmaus – Request for Block Party Street Closure.

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- i. Wesley Barrett, Race Director – Request to conduct the annual KNBT Halloween in Emmaus 5K Race.
- j. Matthew Skekel, Upper Milford Youth Association – Use of Klines Lane Soccer Field and Fee Waiver.
- k. Alan Hawman, 1803 House – Lot Line Adjustment Waiver Request
- l. Vickie Gruver, Parks & Recreation Commission – 2013 Emmaus Community Day Requests

Communications (continued)

- m. Lehigh Engineering Associates – Indian Creek Golf Course
9. Borough Engineer's Report
 10. Solicitor's Report
 11. Unfinished Business, Part I
 - a. **Ordinance No. 1037 – An Ordinance Amending the Provisions of Chapter 2, with the Addition of Sections 501 & 502, Prohibiting the Feeding of Waterfowl on Borough Owned Properties (1st Reading 1/7/08) (Tabled 1/21/08) (1st Reading 6/18/12) (2nd Reading 8/20/12).**
 12. New Business
 - a. **Ordinance No. 1087 – An Ordinance Amending the Code of Ordinances Section, 405(a) of Chapter 15, to Include Regulations Prohibiting the Parking on any Public Street or any Public Area of a Commercial Vehicle, Truck Tractor Or Trailer; and Providing Penalties for the Violation Thereof (1st Reading 8/20/12).**
 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) (Labenberg, Brown, Gilbert)

Next Meeting – September 6, 2012 at 3:00 p.m.

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- a. H2O Grants (electric water meters)
- b. Rules & Regulations (update)
- c. Home inspections/illegal hook-ups
- d. South 2nd Street Reservoir
- e. South 10th Street Culvert
- f. Water Meter rates for multiple units

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

Next Meeting – September 21, 2012 at 3:45 p.m.

- a. Compost Options
- b. Park Recycling Containers

Health, Sanitation, and Conservation (continued)

- c. Emmaus and Upper Milford Joint Environmental Advisory Council
- d. Board of Health
- e. Cintas

Parks and Recreation (Barrett, Holtzhafer, Labenberg)

Next Meeting – September 4, 2012 at 3:30 p.m.

- a. Ice Rink/Skate Park
- b. **Ordinance No. 1037 - Geese at Furnace Dam (2nd Reading 8/20/2012)**
- c. Emmaus Legion Baseball Field Project
- d. Legion Field Reconstruction Agreement and Leases
- e. **Conservancy Trailhead Easement**
- f. **Seven Generations Charter School Pavilion Rental Fee Reduction**
- g. **Lioness Club "Scarf" Shower on Triangle**
- h. **Porter Shimer – One Man Band**
- i. **EMSP Sunset Stroll – September 7th**
- j. **EMSP Farewell Summer Festival – September 8th**

Public Safety (Gilbert, Barrett, Brown)

Next Meeting – September 13, 2012 at 3:00 p.m.

- a. **Ordinance No. 1087 - Tractor Trailer Parking (1st Reading 8/20/12)**
- b. Emergency Operations Plan – Review
- c. Civil Service Commission Rules and Regulations

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- d. 24 Hour Municipal Parking Lot Ordinance
- e. **Donna Nonnemacher Resignation**
- f. Triangle Park Damage

General Administration (Waddell, Barrett, Labenberg)

Next Meeting – August 22, 2012 at 9:00 a.m.

- a. Main Street Partners Resolution/Agreement
- b. Social Media Policy
- c. Commission Requirements Ordinance
- d. **Town Hall Redesign**
- e. **1803 House Banner Fee Waiver**

Budget and Finance (Holtzhafer, Shubzda, Gilbert)

Next Meeting – August 29, 2012 at 3:30 p.m.

- a. **Bill List—Resolution 2012-20**
- b. Swimming Pool Revenue and Expense
- c. Mid Year Budget Review
- d. Water Meter Rates

Budget and Finance (continued)

- e. Policy for Receipts and Packing Slips
- f. Union Negotiations
- g. General Authority Request
- h. Banking and Accounts for All Borough Entities

Community Relations, Planning and Development (Brown, Shubzda, Waddell)

Next Meeting – August 23, 2012 at 4:15 p.m.

- a. Display of 2009 Anniversary Items and Contents of the 1959 Time Capsule
- b. VFW/David's Electric Streetscape Plan
- c. Treevitalize Grant

Ad Hoc Committees (Barrett, Waddell, Holtzhafer, Pepe, Mayor Iobst)

Next Meeting – To be determined.

- 17. **Personal Appeals, Part II**

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18. Borough Manager’s Report

a. **Significant Revenue and Expense Items for First Half of August 2012**

19. President’s Business

Executive Session – Contract Negotiations
Shane Pepe Probationary Period

20. Adjournment

Next Resolution #21
Next Ordinance #1088

The Emmaus Borough Council met in regular session on August 20, 2012 in Borough Council Chambers, 28 S. 4th Street, Emmaus, PA 18049.

CALL TO ORDER

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

Lee Ann Gilbert	Present
Brian Holtzhafer	Present
Michael Waddell	Present
Brent Labenberg	Present
Wesley Barrett	Present
Nathan Brown	Present
Jeffrey Shubzda	Present
Winfield Iobst, Mayor	Present
Jeffrey Dimmich, Solicitor	Present
Shane Pepe, Borough Manager	Present

PERSONAL APPEALS, PART I

A. John Donches, 559 Minor Street – stated that \$100,000 was borrowed to put towards the Legion Baseball Field upgrade. He also stated that there was \$38,000 remaining and asked if the money was used and if so what it was used for. Mrs. Gilbert directed Mr. Donches to place his request in writing.

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B. Teryl Madison, Emmaus Main Street Partners – thanked Council and the Borough of Emmaus for its support. She provided an update on the Emmaus Main Street Partners. She stated that the Partners have 138 dues paying members and have received \$63,500 in community support for membership or special events. She reported that the Program is finalizing a partnership with the Emmaus Farmers' Market. She also reported that the construction work at the old Main Street Gallery will begin shortly. The targeted date for opening will be January, 2013. Ms. Madison provided a calendar of events and committee updates. She reported that the Program is currently discussing a revolving loan pool and will provide further details. The Program is working on the LERTA program, parking issues and will apply for a façade grant.

COMMUNITY MINUTE

Mrs. Gilbert reminded everyone to attend Community Heroes Day on September 11, 2012, from 6:00 p.m. until dark at the Emmaus Community Library. Dr. Waddell thanked everyone who supported the Emmaus Arts Commission's rain barrel project which raised approximately \$1,500. The next Arts Commission event is the Student Horror Film Festival.

SPECIAL PRESENTATIONS

Howard Lieberman – LERTA Program (Local Economic Revitalization Tax Assistance Program), provided Council with informational booklets and an overview of the LERTA Program. Mr. Lieberman stated that if the Borough is interested in participating in the LERTA Program in January 2013, Council must respond by mid-October. Mrs. Gilbert referred the item to the Community Relations, Planning and Development Committee. Mr. Lieberman stated that the cost to hire a consultant to develop a map of the area involved would be approximately \$6,000 - \$7,000.

John Eyer, EYA – Legion Baseball Field Update. Mr. Eyer stated that the EYA is interested in providing an upgrade to the Legion Baseball Field. The upgrade would include providing irrigation to the field and adding two dugouts. There will be approximately 8,000 sq. ft. of soil removed. The football program will be able to use the field during the upgrade. He stated that Bill Butler and the IronPigs' crew will oversee the renovations. Zgura Concrete will donate both dugouts. The estimated cost of the project is between \$50,000 and \$60,000. The renovations will be paid for through various donations along with \$25,000 to \$30,000 funded by the Emmaus Youth Association. If approved, the project will start in mid-September and will take approximately 4 to 5 days to complete. Mr. Barrett clarified that there will not be a fence placed on the field. Mr. Holtzhafer explained that the Public Works Department will help install the water lines for a new irrigation system.

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Motion by Mr. Labenberg, seconded by Mr. Barrett to grant permission to the Emmaus Youth Association to proceed with the Legion Field Baseball Field upgrade. There were 7 ayes. Motion carried.

READING OF MINUTES

Motion by Mr. Barrett, seconded by Mr. Labenberg to dispense with the formal reading of the July 16, 2012 Minutes. There were 7 ayes. Motion carried.

Motion by Mr. Barrett, seconded by Dr. Waddell to adopt the July 16, 2012 Minutes as drafted. There were 5 ayes, 2 abstentions (Brown, Barrett). Motion carried.

DECISION ON BIDS – None.

COMMUNICATIONS

a. Daniel Kline, 566 Chestnut Street, Emmaus – Resignation from the Emmaus Arts Commission (term expires 2/1/2015).

Motion by Mr. Labenberg, seconded by Dr. Waddell to accept Mr. Kline's resignation from the Emmaus Arts Commission. There were 7 ayes. Motion carried.

Mrs. Gilbert directed Mr. Pepe to send Mr. Kline a letter of thanks for his service to the Community.

b. Teryl Madison, Emmaus Main Street Partners – Request for First Friday Sunset Stroll – September 7, 2012.

Motion by Mr. Barrett, seconded by Mr. Labenberg to grant the Emmaus Main Street Partners request for First Friday Stroll to be held September 7, 2012 from 4:00 p.m. to 8:00 p.m., at Triangle Park. There were 7 ayes. Motion carried.

c. Teryl Madison, Emmaus Main Street Partners – Request for Farewell Summer Festival – September 8, 2012 from 9:00 a.m. to 9:00 p.m.

Motion by Mr. Barrett, seconded by Mr. Labenberg to grant the Emmaus Main Street Partners request for the Farewell Summer Festival, with the use of four canopies, to be held on Saturday, September 8, 2012 at Triangle Park. There were 7 ayes. Motion carried.

d. Kathleen Mintzer, Emmaus Halloween Committee – Request for Parade and Trick-or-Treat Night. The Halloween Parade is scheduled for Saturday, October 20,

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2012 at 7:30 p.m. with a rain date of Sunday, October 21, 2012 at 6:30 p.m. Trick-or-Treat Night is scheduled for Wednesday, October 31, 2012 from 6:00 p.m. to 8:00 p.m.

Referred to staff. Mrs. Gilbert directed Mr. Pepe to apply for the necessary street closures.

- e. Barbara Cole, 802 Lawrence Drive – Emmaus Community Pool Rates.
- f. Laura Fetzer, Friends of the 1803 House – Banner Fee Waiver Request.

Motion by Dr. Waddell, seconded by Mr. Labenberg to grant the Friends of the 1803 House banner fee waiver request. There were 7 ayes. Motion carried.

g. Don Marron, St. Ann Church, Emmaus – Fall Festival Requests. Mr. Brown asked if St. Ann's donates towards the ambulance corps standby service. Mrs. Gilbert directed Mr. Pepe to discuss the matter with Chief Nonnemacher. Referred to Staff.

h. Louis Serensits, 334 Spruce Street, Emmaus – Request for Block Party Street Closure on Saturday, September 8, 2012 from 2:00 p.m. to 10:00 p.m. Referred to Mayor Iobst.

i. Wesley Barrett, Race Director – Request to conduct the 6th Annual KNBT Halloween in Emmaus 5K Race. Referred to Staff.

j. Matthew Skekel, Upper Milford Youth Association – Use of Klines Lane Soccer Field and Fee Waiver. Referred to the Parks and Recreation Committee. Mr. Barrett stated that the Klines Lane Field is being used by the Hurling Club for most of the fall. He also stated that the next Parks and Recreation Commission Meeting is scheduled for August 28, 2012.

k. Alan Hawman, 1803 House – Lot Line Adjustment Waiver Request. Referred to the General Administration Committee.

l. Vickie Gruver, Parks & Recreation Commission – 2013 Community Day Requests to be held on Saturday, July 20, 2013 from 9:00 a.m. to 8:00 p.m. Referred to the Parks & Recreation Committee. Mr. Barrett thanked Mrs. Gruver and the Parks and Recreation Commission for the success of the 2nd Annual Community Day Event held on July 21, 2012. He stated that the participants in the event tripled in size. Mr. Barrett read a "Thank you" letter drafted by Mrs. Gruver. Mr. Labenberg thanked Mrs. Gruver for her hard work.

m. Lehigh Engineering Associates – Indian Creek Golf Course. Referred to the General Administration Committee.

BOROUGH ENGINEER'S REPORT - None.

SOLICITOR'S REPORT

Solicitor Dimmich entertained questions about his report.

Progress.

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UNFINISHED BUSINESS, PART I

Ordinance No. 1037 – An Ordinance Amending the Provisions of Chapter 2, with the Addition of Sections 501 & 502, Prohibiting the Feeding of Waterfowl on Borough Owned Properties (1st Reading 1/7/08) (Tabled 1/21/08) (1st Reading 6/18/12) (2nd Reading 8/20/12).

Motion by Mr. Labenberg, seconded by Mr. Brown to read Ordinance No. 1037 in Short Title. There were 7 ayes. Motion carried.

Mrs. Gilbert read Ordinance No. 1037 in Short Title.

Motion by Mr. Barrett, seconded by Mr. Labenberg to adopt Ordinance No. 1037 – An Ordinance Amending the Provisions of Chapter 2, with the Addition of Sections 501 & 502, Prohibiting the Feeding of Waterfowl on Borough Owned Properties on its 2nd Reading. Roll call vote: Mr. Brown, aye, Mr. Shubzda, aye, Dr. Waddell, aye, Mr. Labenberg, aye, Mr. Holtzhafer, aye, Mr. Barrett, aye, Mrs. Gilbert, aye. There were 7 ayes. Motion carried.

Mr. Labenberg stated that there is a fine of not less than \$100.00 and not more than \$300.00 for each offense.

NEW BUSINESS

Ordinance No. 1087 – An Ordinance Amending the code of Ordinances, Section, 405(a) of Chapter 15, to include Regulations Prohibiting the Parking on any Public Street or any Public Area of a Commercial Vehicle, Truck Tractor or Trailer; and Providing Penalties for the Violation Thereof (1st Reading 8/20/12).

Motion by Mr. Barrett, seconded by Mr. Brown to read Ordinance No. 1087 in Short Title. There were 7 ayes. Motion carried.

Mrs. Gilbert read Ordinance No. 1087 in Short Title.

Motion by Mr. Labenberg, seconded by Mr. Barrett to adopt Ordinance No. 1087 – An Ordinance Amending the code of Ordinances, Section, 405(a) of Chapter 15, to include Regulations Prohibiting the Parking on any Public Street or any Public Area of a Commercial Vehicle, Truck Tractor or Trailer; and Providing Penalties for the Violation Thereof on its 1st Reading with the amendment to the Ordinance in Section 405(a), Section (c) to include a \$300 fine for each additional offense after the 3rd offense. Roll call vote: Mr. Labenberg, aye, Mr. Holtzhafer, aye, Mr. Barrett,

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aye, Mr. Brown, aye, Mr. Shubzda, aye, Dr. Waddell, aye, Mrs. Gilbert, aye. Motion carried.

Mr. Labenberg stated that he was originally against the Ordinance but the trucks and tractor trailers are damaging curbs and there are trucks and tractor trailers from out of town parking in the Borough. Mr. Barrett stated that tractor trailer parking is a main concern of the residents in the Borough. Mrs. Gilbert noted that there is a corrected version of the Ordinance and under Section 405(a), Section (c), the maximum fine is \$300.00 upon conviction. Mr. Barrett clarified the gross vehicle weight of the Ordinance. The Ordinance states that it is unlawful for any person to park or allow to remain parked a commercial vehicle, truck tractor, trailer, or combination of both with a gross vehicle weight that could potentially exceed 26,001 pounds or more. Mr. Labenberg questioned the fine rate after the third offense. Mr. Labenberg suggested a fine of \$300 for each additional offense after the third offense.

UNFINISHED BUSINESS, PART II – None.

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

MAYOR'S REPORT

Mayor Iobst reported that the block party on Furnace Street was well attended and ran smoothly.

COMMITTEE REPORTSa. Public Works Committee

Mr. Labenberg reported that the Committee met on August 2, 2012. He entertained questions about the Committee Report.

Progress.

b. Health, Sanitation, and Conservation Committee

Mr. Shubzda reported that the Committee will meet on August 17, 2012. The Committee discussed the Compost Site and issues that have arisen there this year. The Committee also discussed the new recycling containers and will have a presentation at the September 4, 2012 Council Meeting. The Committee discussed the heating system at the Police Station and the air conditioning units at Town Hall.

Progress.

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c. Parks and Recreation Committee

Mr. Barrett reported that the Committee received a letter and a Personal Appeal from Michael Gibson, representing the Seven Generations Charter School. The school is requesting the use of the Arts Pavilion from September 4 to September 14 from 7:30 a.m. to 3:30 p.m., excluding weekends. Mr. Gibson requested a fee waiver or fee reduction for the use of the Arts Pavilion. Mr. Barrett stated that historically the Arts Pavilion has not had fee waivers granted. Mr. Barrett also stated that the Committee recommends charging the Seven Generations Charter School a fee of \$275.00, which is equivalent to one day rent, and community service to the Borough for the use of the pavilion. Mr. Brown asked the reason the school wanted to rent the pavilion. Mr. Barrett responded that the use of the pavilion fits the curriculum for that time period. Mr. Holtzhafer recommended that Mr. Clapper is made aware of the use of the pavilion by the school. Mr. Pepe reported that Mr. Gibson will contact Mr. Clapper about the school performing community service for the use of the pavilion.

Motion by Mr. Barrett, seconded by Mr. Labenberg to grant the Seven Generations Charter School's request for a fee waiver reduction of \$275.00 for the use of the Arts Pavilion from September 4 to September 17 from 7:30 a.m. to 3:30 p.m., excluding weekends. There were 7 ayes. Motion carried.

Mr. Barrett reported that the Committee received a letter from the Lioness Club to host an event on the Triangle to distribute scarves to the needy. The Committee recommends the event be held either October 7 or 14, 2012. The Club can choose either of the dates. The event will be held from 8:00 a.m. until 2:00 p.m. Mr. Barrett reported that the Club filled out an Event Information Sheet.

Motion by Mr. Barrett, seconded by Mr. Labenberg to grant the Lioness Club's request the use of Triangle Park for a "Scarf" shower to be held on either October 7 or October 14, 2012 from 8:00 a.m. until 2:00 p.m. There were 7 ayes. Motion carried.

Mr. Barrett reported that Porter Shimer has requested the use of electricity at Triangle Park to play an electric keyboard on Thursdays and Fridays from 7:00 p.m., until 9:00 p.m.

Motion by Mr. Barrett, seconded by Mr. Holtzhafer to grant Porter Shimer's request to use the electricity at Triangle Park to play a musical instrument on Thursdays and Fridays from 7:00 p.m. until 9:00 p.m. There were 7 ayes. Motion carried.

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Mr. Pepe reported that Solicitor Dimmich has been working with the Solicitor of the Wildlands Conservancy to prepare a Joint Use and Access Easement Agreement between the Borough of Emmaus and the Wildlands Conservancy.

Motion by Mr. Labenberg, seconded by Mr. Barrett to approve the Joint Use and Access Agreement between the Borough of Emmaus and the Wildlands Conservancy. There were 7 ayes. Motion carried.

Mr. Barrett reported that the next Committee Meeting is August 7, 2012.

Progress.

d. Public Safety Committee

Mrs. Gilbert reported that the Committee received a letter of resignation from Donna Nonnemacher of the Emmaus Ambulance Corps. Mrs. Gilbert read Ms. Nonnemacher's letter of resignation.

Motion by Mr. Barrett, seconded by Dr. Waddell to accept the resignation of Donna Nonnemacher from the Emmaus Ambulance Corps. There were 7 ayes. Motion carried.

Mrs. Gilbert directed Mr. Pepe to send Ms. Nonnemacher a letter of thanks for her many years of service and stated that she has been a valuable asset to the department. Dr. Waddell also thanked Ms. Nonnemacher for her years of service and the many lives she has touched..

Mrs. Gilbert reported that in a recent Press Release it was reported that the Emmaus Police Department announced the passing of former Police K9 "Ajax." K9 Ajax peacefully entered eternal rest on June 18, 2012. Mrs. Gilbert also reported that on July 11, 2012, the Emmaus Police Department received unanimous approval from the Pennsylvania Law Enforcement Accreditation Commission for reaccreditation for the next three years. This is the second consecutive time that the department has been reaccredited.

Mrs. Gilbert reported that Triangle Park has received damage on several occasions. The Police Department is monitoring the situation.

The next Committee Meeting is September 13, 2012.

Progress.

e. General Administration Committee

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Dr. Waddell reported that the Committee met on July 25 and August 8, 2012. Mr. Pepe presented a cost proposal of approximately \$15,000 to move offices and make Town Hall more secure. Dr. Waddell explained that the plan includes utilizing the old jail cell and creating a copy room. Mr. Brown asked if installing central air conditioning for Town Hall will be addressed at the same time. Mr. Pepe responded that the heating system and the windows in the building should be addressed. He stated that he believes the project is a multi-phase project. Dr. Waddell stated that a main concern is safety in the building. Mr. Brown asked Mr. Pepe if there is grant money available for this project. Mr. Pepe responded that he will research available grant money.

Motion by Mr. Labenberg, seconded by Mr. Barrett to approve Proposal #1 to renovate Town Hall and the costs associated with it. There were 7 ayes. Motion carried.

The next Committee Meeting is August 23, 2012.

Progress.

f. Budget and Finance Committee

Mr. Shubzda read Resolution 2012-20, authorizing payment of the August 20, 2012, Bill List, as follows:

Bill List	\$	597,467.69
Payroll #15&16	\$	227,780.29
Payroll Taxes	\$	<u>77,370.50</u>
Total	\$	902,618.48

Done this 20th day of August 2012.

Motion by Holtzhafer, seconded by Mr. Shubzda to approve the August 20, 2012 Bill List. There were 7 ayes. Motion carried.

Mr. Holtzhafer reported that the Bill List is in a different format due to the accounting upgrade. He stated that the report is much more detailed than previously. He stated that Mr. Pepe presented the Committee with a 6-Month Budget Review Memorandum. The Borough is in a fairly stable position at this point. He reported that Union Negotiations are continuing. He also reported that the Committee discussed different accounts for Commissions and will continue to discuss this.

The next Committee Meeting is August 29, 2012 at 3:30 p. m.

Progress.

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g. Community Relations, Planning and Development Committee

Mr. Brown reported that July's Committee Meeting was cancelled due to a scheduling conflict. He reported that the next Committee Meeting is August 23, 2012 at 4:15 p.m.

Mr. Brown reported that the Treevitalize Grant and VFW/David's Electric Streetscape Plan are in the final closing stages. He also reported that the Committee will discuss LERTA.

Progress.

h. Ad Hoc-Community/School Relations Committee

Progress.

PERSONAL APPEALS, PART II

A. Kathy Mintzer, 524 North Street – noted that in the July 16, 2012 Minutes it states that Community Day is Saturday, July 2, 2012 and should state Saturday, July 21, 2012. She also noted that in a memorandum she provided Council it incorrectly states the day of the week for Trick-or-Treat. She stated that Trick-or-Treat will be held on Wednesday, October 31, 2012 from 6:00 p.m. to 8:00 p.m.

B. John Donches, 559 Minor Street – asked if the tractor trailer Ordinance is for certain hours. Mr. Pepe responded that it is not. Mr. Donches also asked if a permit could be obtained if an individual cannot unload their truck and must park on the street overnight. He believes that it is a grey area in the Ordinance. Mr. Donches stated that he believes the Committee Meeting Agendas should be posted on the Borough website.

BOROUGH MANAGER'S REPORT

Mrs. Gilbert reported that the Significant Revenue and Expense Items for July 2012 are in the Council binders and offered to entertain questions about it.

Mr. Labenberg thanked Mr. Pepe for providing Council with Minutes from the Safety Committee Meeting. Mr. Labenberg stated that in the last General Administration Committee Meeting it was discussed that the Solicitor could be excused if he is not needed during the Executive Session. Mr. Labenberg asked if the Solicitor is needed for tonight's Executive Session. Mrs. Gilbert responded that he is not needed and she will excuse him.

Progress.

PRESIDENT'S BUSINESS

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Mrs. Gilbert recessed for an Executive Session at 8:55 p.m. to discuss contract negotiations and the expiration of Mr. Pepe's probationary period, with no official action anticipated.

Mrs. Gilbert reconvened the Meeting at 10:55 p.m. with no official action needed.

Motion by Mr. Barrett, seconded by Mr. Shubzda to adjourn. There were 7 ayes. Motion carried.

The August 20, 2012 Meeting of the Emmaus Borough Council adjourned at 10:56 p.m.

Shane Pepe
Borough Manager

Transcribed by: Paula Weiant
Administrative Assistant
August 22, 2012