

**STOCKERTOWN BOROUGH COUNCIL
MINUTES OF APRIL 16, 2012**

THE BOROUGH OF STOCKERTOWN HELD A MEETING ON MONDAY, APRIL 16, 2012, AT 7:30 PM AT BOROUGH HALL.

Attendance

- Councilors present were: Council President Amy J. Richard, Mr. Carl Zito, Mr. Jack Fatzinger, Mr. Joe Gosnell, Ms. Cindy Hower, and Mrs. Rosemarie Wenzelberger.
- Attorney Steven Mills attended on behalf of Borough Solicitor Gary N. Asteak.
- Additionally present were Police Chief/Zoning Officer John Soloe, Acting Public Works Supervisor Paul Zaboy, Jr., and Secretary Chris Burmood.
- Patrolman Soloe was on hand to preserve the meeting.
- Council Vice-President Paul Zaboy, Sr. arrived at 7:40 pm.

Meeting called to order at 7:35 PM by Council President Amy J. Richard, followed by the pledge of allegiance.

Public Comment

- Eric Wenzelberger, of 111 Center Street, stated that he wanted to thank Royce and Charlie. Ms. Richard advised that the time for that would come later in the meeting.
- Robert Suranofsky, of 108 Winona, inquired about the status of the citizen complaint filed by his mother regarding the abandoned/junked vehicles and recently installed fence at 111 Center Street. He advised that during the fence's construction, rats had been witnessed in and around the area. Ms. Richard advised that the Police Department had the complaint and would be acting upon it. Mr. Wenzelberger attempted to rebut Mr. Suranofsky by stating that there are no rodents on the property.

Council Comments

- None

Secretary/Treasurer report

- **Motion** by Jack Fatzinger, seconded by Carl Zito, to approve the minutes of the April 2, 2012 meeting with correction as noted. Motion carried 6 to 1, with Mr. Zaboy casting the "Nay" vote due to not having completed his review of the minutes.
 - Page 2, last bullet point under Agenda Items, delete "0" from "Right-to-0Know".
- **Motion** by Paul Zaboy, Sr., seconded by Carl Zito, to pay the payables as of April 10, 2012. Motion carried unopposed.

Mayoral Report

- Mayor Metzgar indicated he had nothing to report, but would supply a later statement regarding the census.

Public Works Report

- Paul Zaboy, Jr. (PJ) had submitted to the office a quote by ACR Products regarding sewer jetter equipment. Ms. Richard inquired about the previously suggested idea of making our own jetter. Per PJ, the cost differential would only be approximately \$200.00, so the Borough would not gain by embarking on that as a project. The jetter he had a quote for could double as a power washer, even though we already have a small power washer for cleaning equipment. The quote was for a jetter system that we could mount on a trailer as needed. There were two models he had quotes for, a 3500 PSI – 5.5 gallon per minute unit priced at \$5126.97, and a 3000 PSI – 8 gallon per minute unit priced at \$5926.97.
- Additionally, per PJ, the sand filter at the sewer plant is still binding, requiring attention nearly daily with heavy equipment.
- (Agenda item) Mr. Kevin Franks, WWTP operator, stated that over the past 4-5 days, we've experienced a substantial fish kill in the #2 lagoon. The cause is unknown at this time. A large number of goldfish and carp have died towards the edges of the lagoon. Mr. Franks advised that sampling is going on presently. They will try to determine if this is from toxic overload or a population overload. The rate of death has diminished over the past day or so. Paul Zaboy, Sr. advised the meeting attendees not to put items or chemicals into the sewer system that do not belong. Mr. Franks expounded on this by stating that chemicals that can kill fish can also kill the biologic materials that break down the wastewater.

Police Report

- Chief Soloe recited the number and type of police calls logged over the past month. He presented a written copy to Council.

Zoning Report

- Mr. Soloe had nothing to report.

Solicitor Report

- (Agenda item) In reference to the letter received from Allentown Mayor Pawlowski regarding the NIZ and pending lawsuit, Mr. Mills discussed the options open to the Borough. Mr. Soloe advised that the deadline for intervening in the lawsuit is before the end of the month. After discussion of which other towns are presently intervening, Paul Zaboy, Sr. recommended that the Borough join in the lawsuit. Mr. Mills advised that the cost to the Borough would be an initial \$1,000 to \$1,500 for the Petition to Intervene, plus approximately a quarter of the cost for any appearance before the Court in Harrisburg, as Mr. Asteak would be representing four municipalities. Mr. Mills indicated that such an appearance would last approximately one hour. **Motion** by Paul Zaboy, Sr., seconded by Jack Fatzinger, to intervene in the NIZ lawsuit. Motion carried unopposed.

Agenda Items

- Introduced by Attorney Mills, the Borough had received a letter from Allentown Mayor Pawlowski regarding the NIZ lawsuit.
- The Stockertown Borough Planning Commission has presented proposed Engine Brake Ordinance, along with an engineering draft. A copy of the proposed ordinance was given to Council members with discussion of the ordinance tabled until the next meeting.
- Discussion was scheduled regarding the fish kill at lagoon #2 of the wastewater treatment plant. This discussion took place during the Public Works report.

Agenda Items, cont'd.

- Ms. Richard stated that we “are here tonight to recognize the retirement of both Charlie Davis and Royce Getz.” Ms. Richard then gave a prepared statement of thanks and gratitude to Charlie and Royce. Several other attendees also made statements.

New, Old, or Unfinished Business

- Earl Kocher, of 300 Old Easton Road, requested copies of approved meeting minutes.

Adjournment

- **Motion** by Paul Zaboy, Sr., seconded by Carl Zito, to adjourn the meeting. Motion carried unopposed at 8:08 pm.

The next regular meeting of Borough Council will be held on Monday, May 21, 2012 at 7:30 PM.

The foregoing were approved the 7th day of May, 2012.

President of Council

Attest: _____