

**STOCKERTOWN BOROUGH COUNCIL  
MINUTES OF DECEMBER 3, 2012**

THE BOROUGH OF STOCKERTOWN HELD A MEETING ON MONDAY, DECEMBER 3, 2012, AT 7:30 PM AT BOROUGH HALL.

**Attendance**

- Council members present were: Council President Amy Richard, Council Vice President Paul Zaboy, Sr., Mr. Carl Zito, Mr. Joe Gosnell, Ms. Cindy Hower, Mrs. Rosemarie Wenzelberger, and Ms. Kathleen Zdonowski.
- Borough Solicitor Gary Asteak, Esq., was present.
- Police Chief/Zoning Officer John Soloe and Secretary Chris Burmood were in attendance.
- Patrolman Vrael was present to preserve the meeting.

**Meeting called to order at 7:32 PM by Council President Amy Richard, followed by the pledge of allegiance.**

**Public Comment**

- Eric Wenzelberger, of 111 Center Street, thanked everyone who donated to and showed up for the SYA Christmas party.
- Mr. Wenzelberger requested clarification from Mr. Asteak regarding the destruction of draft budgets used during public meetings. Mr. Burmood read the applicable exemptions under the PA Open Records act that preclude pre-decisional materials pertaining to budgets from being distributed to the public. Ms. Richard stated that no future paper draft budgets would be distributed to council members.
- Lawrence Paul Lopresti, an engineer from West Easton, PA, advised that he was preparing a plan to separate 10 acres from the Letson farm to a neighbor for agricultural purposes. He indicated he was advising Council as a courtesy, but the process he was undertaking would require no zoning approval. He inquired as to what Borough Council would prefer. Mr. Asteak indicated that he and Council would prefer to see the plan, along with the details for the remaining parcel. Mr. Asteak also asked for a deed-specific covenant for the 10 acre parcel to be for agricultural use only, not building. He advised that the County tax assessor's office would want to see the plan before issuing a new Tax ID number.
- Mr. Lopresti then requested clarification on the Right-to-Know and how it applies to Zoning/SALDO Ordinances and Codes. Per Mr. Asteak, there is no need for a Right-to-Know request.
- Rich Wagner, from Public Works, asked Council to consider voting to pay all employees for the impending holidays.
- Mr. Wagner also asked if there was a list of tasks for Public Works, as staff has repeatedly been sent home early due to weather or other issues, such as not being allowed to work alone. Ms. Richard advised that there is a list and would follow up.

**Council Comments**

- None

**Secretary/Treasurer Report**

- **Motion** by Carl Zito, seconded by Paul Zaboy, Sr., to approve the minutes of the November 28, 2012 meeting, as amended below. Motion carried unopposed.
  - On page 1, under Attendance, remove the reference to Mr. Zaboy arriving at 7:48, as that was from a previous meeting. Let the record indicate Mr. Zaboy was present for the meeting in its entirety.

### Public Works Report

- Per Ms. Richard, the green dump truck had been sent to SMF for an estimate for refinishing, like the yellow dump truck. The quote was around \$14,000.00, which seemed a little high. Rich Wagner said the clutch had been repaired and reportedly operates better. He suggested that we should run the green dump truck as is. He was asked if we could install new floor plates in house. He indicated it was possible.

### Police Report

- None

### Zoning Report

- None

### Solicitor Report

- The Budget has been advertised, with approval scheduled for December 17<sup>th</sup>. Mr. Kocher stated the advertisement was in the December 1 issue of the Express-Times. Mr. Asteak also indicated that the 2013 Real Estate Tax Rate Ordinance was ready for advertisement, and requested approval to do so, with adoption to occur on December 17<sup>th</sup>, as well. **Motion** by Paul Zaboy, Sr., seconded by Carl Zito, to authorize Mr. Asteak to advertise the 2013 Real Estate Tax Rate Ordinance for adoption on December 17<sup>th</sup>. Motion carried unopposed.

### New, Old, or Unfinished Business

- Mr. Zaboy had nothing new to report on the recreational trail project or the manhole replacement project.
- Council discussed the 2013 meeting calendar, and agreed on a few changes. Mr. Burmood to submit updated calendar to Sean Dooley of the Planning Commission for his input. Calendar to be approved at next meeting.
- Earl Kocher, of 300 Old Easton Road, asked if Council was cancelling the remaining budget meetings. Ms. Richard advised that the December 5<sup>th</sup>, December 12<sup>th</sup>, and December 28<sup>th</sup> budget meetings would be cancelled. Upon reflection, she advised that one of those dates may remain scheduled, but for a closed Executive Session to address the Personnel Handbook and other related matters. The date to be chosen would be decided at the end of tonight's Executive Session.
- Several Council members inquired about the Mayor's health.

### Executive Session – Personnel

- **Motion** at 7:57 pm by Carl Zito, seconded by Paul Zaboy, Sr., to adjourn to executive Session for Personnel issues. Motion Carried unopposed.
- **Motion** at 10:34 pm by Paul Zaboy, Sr., seconded by Carl Zito, to exit Executive Session and return to regular session. Motion Carried unopposed.

### Adjournment

- **Motion** by Carl Zito, seconded by Kathleen Zdonowski, to adjourn the meeting at 10:35 pm. Motion carried unopposed.

The next regular meeting of Borough Council will be held on Monday, December 17, 2012 at 7:30 pm.

An Executive Session meeting for personnel matters is scheduled for Wednesday, December 12, 2012 at 7:30 pm.

The foregoing were approved the 17<sup>th</sup> day of December, 2012.

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President of Council

Attest: \_\_\_\_\_