

July 21, 2008

EMMAUS BOROUGH COUNCIL

Emmaus Borough Council  
Agenda  
Monday, July 21, 2008 7:00 PM

1. Call to Order
2. Pledge of Allegiance
3. Personal Appeals, Part I
4. Reading of Minutes

July 7, 2008
5. Decision on Bids
6. Communications
  - a. Mayor Iobst – Sidewalk Veto Letter
  - b. Laurie Moyer, County of Lehigh Community Development, Grants and Housing Manager – Lehigh County Housing Rehabilitation
  - c. Benjamin Fetterman, 104 Elm St., Emmaus – Letter of Interest to Serve on Zoning Hearing Board
  - d. Alan Hawman, Board President, Friends of the 1803 House – Memory Day, September 6, 2008
  - e. Mr. & Mrs. Kevin Rossman, 156 Greenleaf St., Emmaus – Sidewalk Exemption
  - f. Teryl Madison, Executive Director, Main Street Program – Request Permission to hang street banner for Heritage Days
7. Borough Engineer's Report
  - a. **Broad Street Minor Subdivision**
8. Solicitor's Report
  - a. **Ordinance No. 1042 – An Ordinance Amending Chapter 15, Section 406, and Establishing a 15-Minute Parking Zone on Macungie Avenue by 681 Chestnut Street (1<sup>st</sup> Reading 7/21/08)**
  - b. Emmaus Youth Association Storage Shed Agreement
  - c. **Escalation Clause for Paving Project – Resolution-21**
9. New Business
10. Unfinished Business

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11. Items Not on Agenda, Subject to Rule 6
12. Mayor's Report
13. Committee Reports

**Public Works/(Highway, Water & Sewer)** (Labenberg, Neely, Waddell)

1. Committee
  - a. **Ordinance No. 1028 – Sidewalk Ordinance**
  - b. **Resolution-21 – Escalation Clause for Paving Project**
2. Solicitor

**Health and Sanitation** (Holtzhafer, Labenberg, Brown)

1. Committee
  - a. **Recycling Bins at Park Pavilions**
2. Solicitor

**Parks and Recreation** (Barrett, Labenberg, Holtzhafer)

1. Committee
  - a. Raven Mill Property Swap
  - b. Skate Park
  - c. **Park Comp Plan**
  - d. Emmaus Youth Association Storage Shed Agreement
  - e. No Smoking at Parks
  - f. Request by Shops at Emmaus to use Triangle Park on 9/21/08
  - g. Request by Fantastic Faces – Painted Faces/Tattoos
2. Solicitor

**Public Safety** (Gilbert, Barrett, Brown)

1. Committee
  - a. Request for Two-Hour Parking Signs on Macungie Ave. on East/West Side between Chestnut and Green Streets – (Tabled 4/7/08)
  - b. **Fifteen Minute Parking on Macungie Avenue (1<sup>st</sup> Reading – 7/21/08)**
  - c. Request for Permit Parking – 600 Block of Pine Street
  - d. Drug Task Force Contract
  - e. **Advertise for Fire Training Simulator**
2. Solicitor

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**General Administration** (Neely, Gilbert, Barrett)

1. Committee
  - a. Historical Building Ordinance
  - b. Email Correspondence
  - c. **Vacancy on Zoning Hearing Board (Interviews 7/22/08)**
  - d. "Community Minutes"
  - e. **Shade Tree Planting Fund**
2. Solicitor

**Budget and Finance** (Waddell, Gilbert, Holtzhafer)

1. Committee
  - a. **Bill List (Resolution – 20)**
2. Solicitor

**Community Relations/Development** (Brown, Waddell, Neely)

1. Committee
  - a. Downtown Master Plan – Final Plan 8/18/08
  - b. Web Page Update
  - c. Southside Industrial Master Plan
  - d. **Triangle Park Construction – Choosing Options**
  - e. 2009 Anniversary Celebration
  - f. Jr. Council Members
  - g. Emmaus Arts Commission
2. Solicitor

**Ad Hoc Committees** (Holtzhafer, Gilbert, Barrett, Fosselman, Mayor Iobst)

Community/School Relations

14. Personal Appeals, Part II
15. Borough Manager's Report
  - a. Significant Revenue and Expense Items for First Half of July 2008
16. President's Business
  - a. Garden Club (Thank You)

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17. Adjournment

Next Resolution #22  
Next Ordinance #1043

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The Emmaus Borough Council met in regular session on July 21, 2008 in Borough Council Chambers, 28 S. 4<sup>th</sup> Street, Emmaus, PA 18049.

CALL TO ORDER

Council President Waddell called the meeting to order at 7:00 p.m.

Michael Waddell, President	Present
Craig Neely, Vice-President	Present
Brent Labenberg	Present
Lee Ann Gilbert	Present
Wesley Barrett	Present
Nathan Brown	Present
Brian Holtzhafer	Present
Winfield Iobst, Mayor	Present
Frank Procyk, Solicitor	Present
Bruce Fosselman, Borough Manager	Present

COMMUNITY MINUTE

The 2009 Committee is looking for volunteers: Musical Events Coordinator & Theater Events Coordinator. The Committee is also looking for a lockable glass display case. The 2009 Anniversary website is [www.2009Emmaus.org](http://www.2009Emmaus.org).

PERSONAL APPEALS, PART I

- A. Margaret Geosits 435 Dalton St.** asked Council to reconsider their votes on the sidewalk ordinance and uphold the Mayor's veto for safety and fairness. Additionally, she said that the previously granted exemptions were granted under an invalid ordinance. Ms. Geosits feels that the Borough has spend a significant amount in legal fees and that with the revised ordinance the Borough will need to spend additional legal fees needlessly. She also said that the Borough could spend significant money installing sidewalks, which will result in property liens and then chasing the property owners for years to recover the funds.
- B. Glenn Schwoyer 138 E. Main St.** opposes an override of Mayor's veto on the sidewalk ordinance. He feels it is not safe to have a sidewalk in front of his home and said there is nowhere to place shoveled snow.
- C. Marie Heller 130 E. Main St.** agreed with Mr. Schwoyer's appeal.
- D. Neil Schaffer 124 E. Main St.** understands that the sidewalk ordinance is for connectivity, but doesn't feel that many people are interested in walking to the

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Remembrance Garden, the Knauss House or the baseball fields. Mr. Schaffer said that he doesn't mind installing sidewalk, but doesn't see it benefiting anyone.

- E. Liz Hieter 152 Pine St.** asked Council to uphold and support the Mayor's veto.
- F. Thomas Fegley 150 E. Main St.** asked Council to not override the Mayor's veto on the sidewalk ordinance. He and his neighbors have been victims of many accidents that damaged their homes and feels it is an unsafe place for pedestrians.
- G. Julius Fruhwirth 156 Pine St.** sides with the Mayor and the community. He would like the sidewalk ordinance veto to stand.
- H. Virginia DeLorenzo 535 Dalton St.** requests that Council not override the Mayor's veto of the new sidewalk ordinance. She said there are too many flaws in the ordinance that was shot down twice by the courts.
- I. Bob Roth 151 Berger St.** asked Council to not override the Mayor's veto.
- J. Otto Slozer 121 E. Elm St.** thanked Borough Manager Fosselman for his prompt response for the Triangle Improvement information he requested and confirmed with Mr. Fosselman that the Borough did not keep any unused grant money. Regarding the sidewalk ordinance being important for connectivity, Mr. Slozer asked how it is possible when there are four major tracts of the Borough that are totally exempt and other areas are exempt only on one side of the street or certain sections of a street are exempt. He is concerned that the new ordinance may be challenged and feels that Council could have accomplished what they wanted to with the old ordinance.
- K. Chris DeFrain 181 Harrison St.** thanked the Park and Recreation Commission and others for their assistance with the Williams Street Coke Wagon. He reported that \$837.00 will be donated to the Borough and requested that the money be used in the parks program or movie night. Mr. DeFrain, on behalf of his wife, Suzanne DeFrain, donated \$200.00 from the Upper Lower Macungie Knee-Hi League, who used the Emmaus baseball fields. Ms. DeFrain also requested that the money be used for the baseball fields. Council Member Barrett thanked Mr. DeFrain for organizing and running the Coke Wagon. He assured Mr. DeFrain that the money will be used towards the requested funds. President Waddell thanked Mr. DeFrain and his volunteers for all they've done.

READING OF MINUTES

**Motion by Council Member Labenberg, seconded by Council Member Barrett to dispense with the formal reading of the July 7, 2008 minutes. There were 7 ayes. Motion carried.**

Council Member Neely pointed out on page 103, third line down in his motion should be "assented" not accented. Minutes corrected.

**Motion by Council Member Gilbert, seconded by Council Member Brown to adopt the July 7, 2008 minutes with correction. There were 7 ayes. Motion carried.**

DECISION ON BIDS – None

COMMUNICATIONS

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- a. Mayor Iobst – Sidewalk Veto letter
- b. Laurie Moyer, County of Lehigh Community Development, Grants and Housing Manager – Lehigh County Housing Rehabilitation Program. Available at Town Hall.
- c. Benjamin Fetterman, 104 Elm St., Emmaus – Letter of interest to serve on the Zoning Hearing Board. Referred to the General Administration Committee.
- d. Alan Hawman, Board President, Friends of the 1803 House – Memory Day scheduled for September 6, 2008. Multiple requests for the event. Referred to Mayor and Staff.
- e. Mr. & Mrs. Kevin Rossman, 156 Greenleaf St., Emmaus – Sidewalk exemption request.
- f. Teryl Madison, Executive Director, Main Street Program – Request permission to hang street banner for Heritage Days. Permission already granted from PPL and Verizon.

**Motion by Council Member Brown, seconded by Council Member Holtzhafer to approve the request from Teryl Madison to hang a banner for Heritage Days from August 25, 2008 to September 8, 2008 at 10<sup>th</sup> and Chestnut Streets. There were 7 ayes. Motion carried.**

- g. Linda Destan – Letter of interest for the Shade Tree Commission. Referred to the General Administration Committee.
- h. Diane Proach, Emmaus Midget Football Organization – Request to use ez-up tents at park for a competition event.

**Motion by Council Member Barrett, seconded by Council Member Labenberg to approve the request from Diane Proach to use 4-5 tents on August 17, 2008.**

Council Member Holtzhafer confirmed that the request is for Community Park. Council Member Barrett said the event was approved by the Park and Recreation Commission. Council Member Brown said this competition will be great for the community. He said it brings in a lot of competition and a lot of kids.

**There were 7 ayes. Motion carried.**

- i. Frances Larash, Emmaus Public Library – The Fundraising Committee for the library expansion is looking for a way to reach all the residents. Referred to the General Administration Committee.
- j. Corrine Durdock, East Penn Press – Request permission for street banner. Referred to the General Administration Committee.
- k. Kathy Haney – Commended Emmaus Police Department for correcting parking situation.
- l. Debbie Rothenberger – Request to close Long Street for auction. Previously approved by Mayor Iobst.

BOROUGH ENGINEER'S REPORT

Borough Engineer Tony Ganguzza reviewed the subdivision plan for 350-352 Broad Street, which will be subdivided into two lots. Currently the lot is 11,400 SF and will be

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subdivided to 5,300 SF for lot #1 and 6,100 SF for lot #2. A single family dwelling is proposed on lot #2 with at least a one car garage; to satisfy the parking requirement. The plan was before the Planning Commission in March 2008, which received a recommendation along with one waiver. One shade tree is required along the frontage of both properties, but due to conflicts the developer is requesting to move the tree to the rear of the property on lot #2 and behind the parking pad on lot #1. This was the recommendation of the Planning Commission and the Shade Tree Commission. Mr. Ganguzza stated that the owner's and surveyor's certification need to be signed.

Council Member Labenberg said the requirement is for a street tree and feels that it is an undue burden on the property owner to require the street tree to be placed somewhere else on the property. Council Member Neely confirmed with Mr. Ganguzza that the request was for a waiver for the tree location. Council Member Brown confirmed with Mr. Ganguzza that there is an existing tree on lot #1 that will be removed for a parking pad. Plan Developer, Tiffany of Home Choice Surveyors, said the Shade Tree Commission recommended replacing the existing 14" maple tree because it was too close to the proposed parking pad. Mr. Neely said that Council can grant a waiver for a street tree, but neither Council nor the Shade Tree Commission can require that a tree be planted in the back yard. Mr. Ganguzza agreed and said that Emmaus does not have an ordinance requiring that a street tree be relocated.

**Motion by Council Member Labenberg, seconded by Council Member Neely to approve a waiver for two street trees for the 350-352 Broad Street Subdivision Plan.**

Council Member Brown confirmed that the waiver is for both lots 1 & 2. Council Member Holtzhafer confirmed that there is an ordinance requiring street trees and that this motion is to grant a waiver for the two street trees.

**There were 5 ayes, 2 opposed (Holtzhafer, Barrett). Motion carried.**

Council Member Labenberg stated that he would be in favor of moving the street trees, but that is not required by Borough ordinance. Council Member Holtzhafer confirmed with Tiffany where the utilities are for lots 1 & 2 and the parking requirements. Mr. Holtzhafer finds it disappointing that a parking pad must be placed off Broad Street.

**Motion by Council Member Neely, seconded by Council Member Labenberg to grant Preliminary/Final approval for the minor subdivision of 350-352 Broad Street with the removal of any requirement for the proposed 2 ½" red maple tree on lot #1 and the 3 ½" red maple tree on lot #2. There were 5 ayes, 2 opposed (Holtzhafer, Barrett). Motion carried.**

SOLICITOR'S REPORT

Solicitor Procyk presented Ordinance No. 1042 for its 1<sup>st</sup> Reading, but feels that the Ordinance needs to be revised.

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**Motion by Council Member Gilbert, seconded by Council Member Labenberg to table Ordinance No. 1042 so that it can be revised with the correct address. There were 7 ayes. Motion carried.**

Solicitor Procyk presented Resolution 2008-21, which is an escalator clause for bituminous materials. Since it was passed last year, it must automatically be approved this year.

**Motion by Council Member Labenberg, seconded by Council Member Gilbert to adopt Resolution 2008-21.**

Council Member Holtzhafer asked what the resolution was for. Council Member Neely recalls that this is a requirement of PennDOT as part of the liquid fuels program. Borough Manager Fosselman explained that most of the paving money comes from state liquid fuels money and the Borough needs to abide by PennDOT's ruling on the escalator clause.

**There were 7 ayes. Motion carried.**

Progress

NEW BUSINESS – None

UNFINISHED BUSINESS – None

ITEMS NOT ON AGENDA, subject to Rule 6 – None

MAYOR'S REPORT – Progress

COMMITTEE REPORTS

a. Public Works Committee

Motion by Council Member Labenberg, seconded by Council Member Neely to overrule the veto for Ordinance No. 1028.

Council Member Neely said there are four options when dealing with the sidewalk ordinance: 1) remain with the old sidewalk ordinance, which Mr. Neely feels is impractical because it requires every property to install sidewalk 2) not require sidewalks anywhere, but is another impractical option 3) current properties with sidewalk should have sidewalk and current properties without sidewalk don't have to have sidewalk, but Mr. Neely feels this is not any fairer than what Council tried to do with the new ordinance and would also treat one person different than another 4) try to find a middle ground, which is what Council tried to do with the new ordinance. Mr. Neely said there are 4,500 properties in the Borough and with the new ordinance there are only 25 properties remaining that have no final decision made on sidewalk installation. He wonders if it is worth fighting over 25 properties. Mr. Neely stated that he disagrees with the Mayor's reason for the veto and most of the comments made from

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the podium and feels that the problem comes down to paying for the sidewalks. Council Member Barrett supports the idea of sidewalks and would like to see more of them. He said that some of the reasons given to be exempted from sidewalks are issues that residents who have sidewalks already deal with; don't want sidewalks, won't look nice, where to put the snow. He stated that he will vote for the Mayor's veto because he feels that the sidewalk ordinance will open the Borough to another lawsuit, which will not complete Council's goal of connectivity. Mr. Barrett feels that even though the old ordinance was not enforced, it should be used as a starting point and add an appeal process. Council Member Labenberg said Council has already done that. He said Council worked on the new sidewalk ordinance for years and added the appeal process and wanted to fill in the gaps and have connectivity. Council Member Brown is looking out for public safety, but feels that the sidewalk ordinance is discriminatory and should not have any exemptions. Council Member Gilbert said the sidewalk ordinance was not enforced fairly and she will support the Mayor's veto. She stated that she will not vote for sidewalks on State Rd., Dalton St, E. Main St. and Keystone Ave. Ms. Gilbert said the car dealers have macadam for pedestrians, which is no different than the Catholic War Vets and a property on S. 1<sup>st</sup> Street. She said that she cannot justify spending any more tax dollars on writing and rewriting the sidewalk ordinance. Ms. Gilbert suggests that sidewalk be installed at new properties and when a street is redone. Solicitor Procyk stated that Ordinance No. 989 has not been repealed by the court as unconstitutional. The decisions in the Geosits case and Hieter case were limited to a reversal of Council's decisions, which denied those requests for exemptions; not render the sidewalk ordinance unconstitutional. Specifically, the court held that the process that the Borough invited and acted on in dealing with exemptions was flawed from a constitutional standpoint; so Ordinance 989 is still valid. Mr. Neely said the current Council is exercising the same authority as previous Councils since 1859 and maybe the sidewalk situation is something that cannot be resolved. He said that the goals of the new sidewalk ordinance are the right thing to do and he would love to see it go through and create a solution, but maybe there is none. Council Member Brown also feels that when a street is reconstructed, that is when sidewalk can be installed. Mr. Neely said back in 2001, when County Heights was going to be repaved, is when this whole thing started. Borough Manager Fosselman said that 23 years ago Borough Council discussed how to solve this issue that was caused by years of neglect when subdivisions were put in and struggled for months to find a resolution; he will find copies of these minutes. President Waddell expressed his appreciation for the comments and discussions on this tough issue, but feel that this issue needs to be resolved for the benefit of the residents in 20-30 years. He doesn't agree with the statements that sidewalks are more unsafe than having people walk in the streets. Regarding connectivity, Dr. Waddell said it will never be 100%, but is Council's obligation to have the highest percentage of connectivity. Council Member Labenberg stated that if the sidewalk ordinance is vetoed he will not address this again in his committee.

Roll Call Vote: Brown nay, Neely nay, Gilbert nay, Labenberg aye, Holtzhafer nay, Barrett nay, Waddell aye. Motion denied.

Progress

b. Health and Sanitation Committee

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Council Member Holtzhafer attended the last Board of Health meeting and was impressed with the Board and the Enforcement Officer, Gary Ritter. Mr. Holtzhafer will accompany Mr. Ritter during some inspections to learn more about the process.

Recycling bins were placed at each pavilion at Community Park.

Progress

c. Parks and Recreation Committee

There were over 200 individuals that attended Movie Night on July 16<sup>th</sup>. Council Member Labenberg commented on the great sound system and affordable snacks. Council Member Barrett thanked the Park and Recreation Commission and all that were involved.

It was reported that the Summer Park Program is having another successful year.

Borough Manager Fosselman and Council Member Holtzhafer attended the Park Comp Plan Public Hearing at Macungie Institute. Once the plan is adopted, each Council Member will receive a copy of the plan, which Council needs to vote on. Once the plan is adopted the Borough can tap into the \$550,000 County matching grant money. Mr. Holtzhafer stated that the Borough is in good shape for the plan.

Progress

d. Public Safety Committee

The Fire Department needs to advertise for bids for the construction of the Fire Training Simulator. Solicitor Procyk explained that there is a law that requires contracts for public works to use steel products that are manufactured in the United States; however, one of the sections of the statute provides for a waiver to be written by the head of the public agency if it determines that the steel products, as defined under the act, are not produced in the United States with sufficient quantities to meet the requirements of the specific contract. Mr. Procyk received a letter from WHP Training Towers stating that the majority of the structural components for this facility are from Canada; however, the other building components would be US produced.

**Motion by Council Member Gilbert, seconded by Council Member Brown to advertise for the Fire Training Simulator Request for Proposal. There were 7 ayes. Motion carried.**

**Motion by Council Member Gilbert, seconded by Council Member Brown to authorize the waiver for construction materials of the PA Steel Products Procurement Act Section 1884.**

Council Member Holtzhafer confirmed with Ms. Gilbert that even though this job will be out for bid, WHP Training Towers is the only company in this area that builds the

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structures. Borough Manager Fosselman said that the lowest qualified bid will be accepted, which could include someone using all American products.

**There were 6 ayes, 1 opposed (Holtzhafer). Motion carried.**

Borough Manager Fosselman said the Borough received \$245,000 from the County for the training simulator project.

On July 18<sup>th</sup> Council Member Gilbert and Police Chief Faust attended the graduation ceremony of the 82<sup>nd</sup> Police Training Class. Ms. Gilbert announced that Patrolmen Quintero and Knoblauch started their field training today and will be by themselves in six weeks.

Progress

e. General Administration Committee

The Committee will interview on July 22<sup>nd</sup> for the vacancy on the Zoning Hearing Board.

The Committee unanimously agreed to set up the Shade Tree Planting fund. This fund will be monitored by the Borough Manager and is allocated for planting shade trees in the Borough. President Waddell confirmed that there was money donated to start that fund and Mr. Neely added that there is a potential County Grant that is being processed.

**Motion by Council Member Neely, seconded by Council Member Gilbert to establish a Shade Tree Planting Fund for the purpose of setting aside money for the planting of shade trees.**

Council Member Labenberg, referring to the money donated to start the fund from the Alpine Street subdivision, said is another example of not planting street trees and donating money. He confirmed with Borough Manager Fosselman that the developer was not required to donate the money and that they donated on their own.

**There were 7 ayes. Motion carried.**

Progress

f. Budget and Finance Committee

**Motion by Council Member Gilbert, seconded by Council Member Holtzhafer to adopt the July 21, 2008 Bill List.**

<b>Bill List</b>	<b>\$ 199,672.07</b>
<b>Payroll #15</b>	<b>\$ 127,422.92</b>
<b>Payroll Taxes</b>	<b>\$ 40,940.26</b>
<b>Total</b>	<b>\$ 368,035.25</b>

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**Done this 21<sup>st</sup> day of July 2008. There were 7 ayes. Motion carried.**

The Committee will meet on July 23<sup>rd</sup> at 9 a.m. to start the budget process.

Progress

g. Community Relations/Development Committee

The Committee discussed public parking that was suggested by Derck & Edson on the Downtown Master Plan. The Committee suggests placing signage at Chestnut & 4<sup>th</sup>, 6<sup>th</sup> & Chestnut and 4<sup>th</sup> & Jubilee to guide people to the existing public parking located on Jubilee Street, between 4<sup>th</sup> and 6<sup>th</sup> Streets. Council Member Brown said the sign would be a double sided street sign with a red background and a big white "P" and directional arrow.

The Committee will be meeting on July 23<sup>rd</sup> at 4 p.m. to discuss the Triangle Park kiosk options.

Council Member Brown congratulated the Emmaus Garden Club, who was voted #1 for the plantings at the Triangle Park and the Gateway sign. President Waddell said that pictures were submitted to a competition and based on those and other efforts the Garden Club was voted #1 in the United States. Borough Manager Fosselman will write a letter.

Progress

h. Ad Hoc Committees

Community School Relations

A meeting will be scheduled for the end of August.

Progress

PERSONAL APPEALS, PART II

- A. Otto Slozer 121 E. Elm St.** appreciated Council's debate tonight on the sidewalk ordinance and feels empathy for Council in making a difficult decision. He said that with the old ordinance he witnessed many sidewalk appeals when he served on Council. The only difference was that the appeal process didn't involve Council making the decision; it was referred to the engineer, who made a decision and worked with staff. Then if a decision needed to be made on street repairs or sidewalk issues it would be worked out with staff. After that, if needed, Council would vote on a deferral. Mr. Slozer said the old ordinance required construction of sidewalk if a street was being reconstructed; not resurfaced.
- B. Walter Holtzhafer 325 N. 2<sup>nd</sup> St.** confirmed with Solicitor Procyk that there is still a sidewalk ordinance on the books that has a sidewalk installation deadline of January

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17, 2009, but Mr. Procyk feels that Council should revisit this ordinance. Council Member Neely agreed that Council needs to revisit the sidewalk ordinance and feels that Council cannot enforce the current sidewalk ordinance.

- C. **Chris DeFrain 181 Harrison St.** disagrees with Council Member Neely's earlier comment that he's tired of fighting about the sidewalks and that it's better to move on. He said that sometimes someone needs to be the bad guy for the better of the community. Mr. DeFrain said that even though it has been done one way over 150 years, doesn't mean it has to stay that way forever. He hopes that Council continues to move forward.
- D. **Vickie Gruver 672 Chestnut St.** reported that neighbors are burning chimineas with flames 2 stories high and throwing fireworks into the fire. Council urged Ms. Gruver to call the police when this is happening.
- E. **Liz Hieter 152 Pine St.** thanked Council for not overriding the Mayor's veto and thanked Council Member Gilbert and the Public Works Committee for the stop sign on Keystone Ave.
- F. **Glen Schwoyer 138 E. Main St.** expressed his appreciation to Council for all they do and said that the sidewalk issue is not all about money. He feels that his area is dangerous and a guardrail is needed. The Public Safety Committee will address Mr. Schwoyer's concerns.
- G. **Frank Sadrovitz 130 N. 4<sup>th</sup> St.** confirmed with Council that there is an ordinance for bicycles to follow. Mr. Sadrovitz reported there are cyclists that ride 5-6 wide and do not stop at stop signs. Mayor will forward report to Police Chief.

BOROUGH MANAGER'S REPORT – Progress

PRESIDENT'S BUSINESS

The 2009 Anniversary Committee meeting is scheduled for July 26<sup>th</sup> at 8:30 a.m. for the Steering Committee and 9:30 a.m. for the Project Teams.

Council Member Labenberg attended the Sentinel's practice, which was exciting and well attended.

Progress

ADJOURNMENT

**Motion by Council Member Gilbert, seconded by Council Member Barrett to adjourn. There were 7 ayes. Motion carried.**

The meeting of the Emmaus Borough Council adjourned at 9:05 p.m.

Bruce Fosselman  
Borough Manager

Transcribed by: Renea Flexer  
Administrative Assistant  
July 30, 2008