

**MINUTES FOR REGULAR MEETING OF NESQUEHONING BOROUGH COUNCIL**  
**Wednesday, March 25, 2026 at 6:00 PM, at Borough Office**  
**114 W. Catawissa Street, Nesquehoning, PA 18240**

President Nalesnik called meeting to order at 6:00PM

**PLEDGE OF ALLEGIANCE**

**ROLL CALL:** COUNCILWOMEN/COUNCILMEN SMITH, SHUBECK, VICE-PRESIDENT KUBA, PRESIDENT NALESNIK, KATTNER, JACOBS, BAMFORD, MAYOR KATTNER, SOLICITOR YURCHAK, CHIEF HESS.

**MINUTES:** Councilwomen Shubeck made a motion to approve the minutes from February 25, 2026 meeting and March 11, 2026 workshop. Vice-President Kuba seconded. All in favor of motion, motion passed.

**HEARING OF VISITORS:** Carol Etheridge from Save Carbon County, we have members in Nesquehoning. Thank you for posting the agenda on the website. I know there is going to be talk about the Data Center Ordinance and I wanted to ask if that is going to be available on the website before the April 22<sup>nd</sup> meeting. President Nalesnik did state that if Council is in acceptance for the Ordinance tonight, it will be posted and available at the office to see. Carol went on to ask about the public meeting. Is it going to be a public hearing, were the board is going to accept or will you be accepting public comment, opinion. Attorney Yurchak stated that public can make public comments. There will not be a presentation at the public hearing. Council will make a decision at the meeting. Marcia Evans, 6 oak court, Nesquehoning. I am coming here today because I sent you a letter for the planning commission in February and there is an attachment of an article about towns in Bethlehem that are handling your data ordinance, I have a copy of the letter. President Nalesnik stated there was no letter sent. Marcia stated that she took it to the post officer herself and was assured that it would be at the borough in the morning. President Nalesnik stated that if the letter is short she may read, if not then deposit it with the secretary for review. She stated, "Dear Borough Council, I request that this letter be read at your March 22, 2026 council meeting. In light of your approval for a data center to be located in Nesquehoning, I hope that you would create responsible limits and boundaries for the operations and location of this data center. In recent articles of data center ordinances, limit data centers reporting recent mountain top municipalities adopting data center ordinance. #1, Limit data centers to industrial zones no more than 1,000 to residential areas. #2, Limit the number of data centers located in the Borough of one (1) mile from each other. #3, require enough acreage for a data center. Experience from other municipalities it should be at least 50 acres are the usual amount. The decommissioning and clean up. Require development of data centers to confirm utilities, water, sewer. Provide a letter from applicable tele-communications. Provide third party water study at least 30 day before application and a 30 day follow up. Traffic impact, noise and impact for the life of the data center. She stated that the man at the post office, Leo, assured me that the letter would be at the borough office the next day. I do have a copy of the national environment impact study that was done in the early

2000 and I have Nesquehoning, Rush Township. Lansford and Summitt and the endangered , that can be impacted. The most important thing for Nesquehoning is the vernal pools and they promote like little frogs. You can also see that the vernal pools can be impacted. President Nalesnik stated that he would like to thank the planning commission because all four of those items were addressed by the planning commission.

Abbie Guardiani, Nesquehoning. I would like to state that what I am going to speak about has nothing to do with anyone personally, however, to me it is a great safety concern for this town. I am going to address the corner of Almond and Catawissa street. That corner, is a school bus stop, it is a place for a senior center and senior high-rise and a very active funeral home. This particular corner, the safety issue of this corner, has been brought to the attention of Council a long time ago. This has been an ongoing issue at this corner. I do have photos, she passed them along to Council. See photos. I have had so many close calls and cars swerving around other vehicles. This person has a fleet of box trucks and behind that a fleet of vehicles. It is impossible to safely pull out into the street to turn. I am making a respective request to Council that this area be posted. The old chief did try and speak with the person about not parking there. That it is not good and it went nowhere. I am requesting to Council whether it be posted no truck parking. I know that he has a business and has a lot of vehicles, but this is a corner that children and vehicles are trying to get out. We have seen a classmate of ours struck and killed on that street and her vision was blocked because of the trucks that were parked there. I can sleep now because I came here to see if something can be done. I would like you to post this corner. Attorney Yurchak stated that instead of posting lets go further and consider doing an Ordinance for safety reason back to Kovatch parking that no parking there. That is not the only intersection that we need to worry about. I would like to put a posting and we are probably going to need to get PENNDOT approval, because it is a state highway. We can run it by PENNDOT, because it is for safety reasons. Abbie stated that there is a vehicle that is out further because of the chunks of road that are torn up. Attorney Yurchak stated mirrors won't work because to far away. I would like to try this with Council's permission. President Nalesnik stated that Attorney Yurchak can proceed.

**PLANNING COMMISSION & ZONING HEARING REPORT:** Vice-President Kuba made a motion to accept the draft of the Data Center Ordinance, to schedule a public hearing at 5:00 pm on April 22, 2026 and to adopt the Data Center Ordinance at the April 22, 2026 meeting. Councilmen Kattner seconded. All in favor of motion, motion a passed.

**SOLICITOR'S REPORT:** Attorney Yurchak stated that he did draft the NFPA Ordinance 75/76 which pertains to data centers, which Mr. McArdle had requested. I am going to publish and we can put on for April 22<sup>nd</sup> meeting.

**TREASURER'S & CD REPORT:** Vice-President Kuba made a motion to approve the Treasurer's, CD's PO's from February 26, 2026 to March 24, 2026 and bills to be ratified; expenditures and deposits from February 26, 2026 to March24, 2026. Councilmen Kattner seconded. All in favor of motion, motion passed.

**COMMUNICATIONS:** None

**COMMITTEE REPORTS:**

**POLICE & PUBLIC SAFETY:** Vice-President Kuba made a motion to approve Resolution 2025-06 to change from \$26,000.00 to \$26,716.00 for New Columbus LSA Grant. Councilwomen Shubeck seconded. All in favor of motion, motion passed. Vice-President Kuba made a motion to approve Resolution 2025-07 to change from \$125,000.00 to \$179,811.66 for LSA Grant for Fire Company. Councilwomen Shubeck seconded. All in favor of motion, motion passed. Boot drive will be April 18<sup>th</sup> from 8-4pm, ran date is the 19<sup>th</sup>. Chief Hess stated that last month we had our night out with the kids at Narrow Valley. We would like to thank them for opening up the facility. The hiring process is still going on and I would ask that we extend the application period to April 30, 2026. Vice-President Kuba did mention that the radar signs are ready to be put up and will be working with the streets department.

**MAYOR'S REPORT:** Mayor Kattner stated about the abandoned vehicles are that around the Borough. I have contact with the police and they are working on what needs to be worked on.

**POLICE REPORT:** Magistrate Dodson: Vehicle code, crimes code & Misc. \$1030.52; Dog: \$22.79; Littering Highway: \$9.12; Local Ordinance: \$140.29; Title-18 Payable to Municipality: \$218.74; Title 75, motor vehicles: \$639.58; Individual Restitution: \$216.67; Carbon County Clerk of Courts: \$169.93; Attorney General's Reimbursement: \$1683.77. Moving permits: \$80.00; Accident Reports: \$75.00; Parking Tickets: \$408.00. Total:\$3,663.89. Traffic Citations: 44; Code complaints: 3; Total calls for the month: 186.

**FIRE REPORT:** 2 AFA; 2 MVA; 2 Dwelling; 1 Odor; 1 Pumping; 1 Vehicle Fire; 4 Mutual Aids: (Jim Thorpe-2; Tamaqua-2) for a total of 13. Total for the year is 41.

**HOUSING & CODE ENFORCEMENT REPORT:** Zoning there were 4 permits and a total of \$1053.00 collected. Code violations issued 5.

**EMERGENCY MANAGEMENT REPORT:** None

Vice-President Kuba made a motion to accept the Police & public safety; mayor report; police report; fire report; code; zoning; and ema report. Councilmen Bamford seconded. All in favor of motion, motion passed.

**STREETS:** Councilmen Kattner made a motion to approve M & J Excavating and extension retro to September 27, 2025 to October 10, 2025 for 2025 road project. Councilmen Bamford seconded. All in favor of motion, motion passed. Councilwomen Shubeck made a motion to approve the depressed curbing for 117,114,110 & 100 East Diaz for curbing. Councilmen Kattner seconded. All in favor of motion, Councilwomen Smith abstain, motion passed. Attorney Yurchak asked that the next motion, be reworded to, Motion to offer employment to

the person that is recommended by the streets committee with conditions. Councilmen Bamford made a motion to hire Warren Seddon for employment with conditions. Councilmen Jacobs seconded. All in favor motion, motion passed. Councilmen Kattner voted no. President Nalesnik mentioned that street sweeping will take place on May 4-8<sup>th</sup>. A schedule will be provided and it will be posted on the office doors and the website. Councilmen Kattner asked about the hydrants. President Nalesnik stated that he would like them flushed after the street sweeping process is done. Councilmen Bamford stated that there is a full amount of dirt at the end of High Street and that it should be picked up and President Nalesnik stated that it will be addressed. He stated that he would like to thank the co-gen for the help with the loader. They are fixing it for free of charge and we are only buying the parts.

**SEWER:** Councilmen Bamford made a motion to approve the purchase of Fuel Breaker in the amount of \$2899.00. Councilwomen Shubeck seconded. All in favor of motion, motion passed. Councilwomen Smith made a motion to approve purchase of a 14ft trailer from Kutz Farm in the amount of \$7394.50. Councilmen Bamford seconded. All in favor of motion, motion passed. Councilmen Kattner made a motion to approve GIS services 2/3 for the Borough at \$46367.00. Councilwomen Shubeck seconded. All in favor of motion, motion passed. Vice-President Kuba made a motion to approve the Sewer/Sanitation Adjustment report for February. Councilwomen Smith seconded. All in favor of motion, motion passed. Vice-President Kuba made a motion to authorize Attorney Yurchak to amend the Sewer Ordinance for purpose of amending the tapping fee. Councilmen Jacobs seconded. All in favor of motion, motion passed.

**BUILDINGS & GROUNDS:** Councilmen Kattner stated that they street crew put the sink in at the police department. The carpet at the front of the building was fixed. Nothing on the apartment upstairs. President Nalesnik stated that he has a new sign for the police department and that will be coming up.

**SANITATION & QUALITY OF LIFE:** Councilwomen Smith made a motion to approve the tonnage of 117.39 tons from Casella Waste for February. Councilwomen Shubeck seconded. All in favor of motion, motion passed. There were Notice of Violations sent out for the fires on Catawissa. We did have the properties roped off for safety issues. We are still waiting on funds from the insurance companies. We ask that people come into the building, with their code complaints so we can get out there and try to solve issue and look forward to working with ARRO on the code. President Nalesnik stated that three out of the four properties on East Catawissa we either have the insurance money in hand or en route, the fourth was uninsured and we will pursuing that as well. Vice-President Kuba mentioned about the clean up with Blue Print on April 25, 2026. There will be a recycling event on Wednesday, May 27<sup>th</sup> for electronics.

**RECREATION:** Councilwomen Shubeck stated that the reminder of the breakfast with the Easter Bunny is on April 4<sup>th</sup>. The Recreation Commission will be purchasing garbage cans for New Columbus Park and Johnson park. President Nalesnik asked about possibly adding Hauto Village Community Park. Councilwomen Shubeck stated she would ask for maybe one or two of them. The website is all up to date with the Recreation Commission. Vice-President Kuba mentioned

that ARRO will be putting in for a grant for the Hauto Village Park to start it. That will probably be a 2 or 3 phase.

**BUDGET & FINANCE:** Vice-President Kuba mentioned that taxes will start coming. The CD's will be coming up in May and we will get that calculations. Budget and Finance will meet sometime in May to go over the first four months of the year as to how we are doing.

**PERSONNEL & SAFETY:** Councilwomen Shubeck mentioned that we have filled the position for the street crew. Vice-President Kuba stated that we are going to have our solicitor start the police contract negotiations. Solicitor Yurchak will reach out to the union and start the ball rolling.

**WATER DEPT TRANSITION:** Councilman Kattner stated that there was a committee meeting and that was to bring everyone up to date with what is happening. He stated that he would like to meet monthly. Solicitor Yurchak stated no update on when transition will take place and that he needed to gather more information. Attorney Yurchak mentioned that he is working on getting some information on the properties for the takeover of the water authority. President Nalesnik asked about the Dam Inspection, but Councilmen Kattner stated that they have not received yet.

**NEW BUSINESS:** The motion for a vacancy seat with COG has been tabled for now by Councilwomen Shubeck.

**OLD BUSINESS:** None

**ADJOURNMENT:** Councilman Kattner made a motion to adjourn. Councilwomen Shubeck seconded. Meeting ended at 6:50 PM.

**Deborah DelFranco**  
**Secretary/Treasurer**