

**NORTH WHITEHALL TOWNSHIP BOARD OF SUPERVISORS
MUNICIPAL BUILDING
MAY 16, 2007**

Chairman Ronald E. Stahley called the meeting to order at 4:00 PM followed by the Pledge of Allegiance to the flag and roll call. In attendance were Supervisors Ronald E. Stahley, Terry P. Stoudt, Ronald J. Heintzelman, Attorney Lisa Young and Secretary/Treasurer Brenda Norder.

APPROVAL OF PREVIOUS MINUTES

The budgeted amount of the grant stated in the April 4, 2007 Board of Supervisors Meeting minutes, under the item *Authorization to Release Grant Funds to Neffs Fire Co.*, should have read \$315,000.00 not \$325,000.00 as recorded.

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the minutes of the following meetings were approved as presented: May 2nd Board of Supervisors Meeting and May 9th Workshop and Bid Opening and the above-mentioned April 4, 2007 minutes were amended. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes.

ANNOUNCEMENTS

1. The Township Offices will be closed Monday, May 28th for the Memorial Day Holiday.
2. As required by Act 67, Lehigh Engineering Associates has notified the Township that they have applied to DEP for an Water Quality Management (Clean Streams Law) Permit for the proposed sanitary sewer facilities associated with the Eagle Ridge Subdivision.
3. Supervisor Stahley noted that June 2nd is Rail Trail Cleanup Day.

COMMENTS FROM THE AUDIENCE: No comments.

TREASURER'S REPORT

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Treasurer's report was approved as presented. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes.

OLD BUSINESS: No Old Business.

NEW BUSINESS:

FAIRLAND FARMS LOT LINE ADJUSTMENT PRELIMINARY/FINAL

Victor Geiger presented the Fairland Farms Lot Line Adjustment Plan for Lots 107, 108, and 109 to the Board. Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Plan was approved as a Preliminary/Final subject to the following conditions:

1. The Developer shall comply with all of the recommendations contained in the letter from the Special Projects Engineer (SSM) dated May 9, 2007.
2. The Developer shall comply with all of the recommendations contained in the letter from the Zoning Officer dated May 10, 2007.
3. The Developer shall comply with all of the recommendations contained in the letter from the Traffic Engineer dated May 8, 2007.
4. The Developer shall comply with all of the recommendations of the Planning Commission Meeting of April 26, 2007.
5. The Developer shall comply with all of the provisions contained in the Planning Administrator's checklist letter dated May 1, 2007.
6. The Developer shall correct the spelling of the name of the owner of Lot 37.

Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

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FAIRLAND FARMS

WAIVER REQUESTS

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Board granted the request from Victor Geiger representing Fairland Farms Lot Line Adjustment, for the following waiver requests:

- 1) relief from SALDO Section 7.03.B.4 and 7.03.C.21, labeling setbacks; and
- 2) relief from Section 7.03.C.22, showing existing sewer & water lines

Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

3651 GOLF COURSE ROAD

PRELIMINARY

Bud Newton presented the Preliminary Plan of 3651 Golf Course Road Subdivision to the Board. Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Plan was approved subject to the following conditions:

1. Developer shall comply with all of the recommendations contained in the letter from the General Planning Engineer dated May 11, 2007.
2. Developer shall comply with all of the recommendations contained in the letter from the Sewage Enforcement Officer dated May 9, 2007.
3. Developer shall comply with all of the recommendations contained in the letter from the Zoning Officer dated May 10, 2007.
4. The Developer shall comply with all of the recommendations contained in the letter from the Traffic Engineer dated May 8, 2007.
5. Developer shall comply with all of the recommendations of the Planning Commission Meeting of April 26, 2007.
6. The Developer shall comply with all of the provisions contained in the Planning Administrator's checklist letter dated May 1, 2007.
7. The Developer shall contribute \$ 5,000.00 to the Recreation Fund.
8. The Developer shall contribute \$ 400.00 to the Traffic Impact Fund
9. The Developer shall remove the lower branches of the white pine trees on Golf Course Road to satisfy sight distance requirements.

Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

3651 GOLF COURSE ROAD SUBDIVISION

WAIVER REQUEST

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Board granted the request from Bud Newton representing the Preliminary Plan of 3651 Golf Course Road Subdivision, for the following waiver request:

- 1) The plan is viewed as a Final as well as a Preliminary.

Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

REDUCTION OF ESCROWS FOR LEGAL & ENGINEERING & IMPROVEMENTS LETTER OF CREDIT

Upon motion by Ronald E. Stahley, seconded by Ronald J. Heintzelman, the Board accepted the written recommendation of the General Planning Engineer Stephen Gitch, dated May 11, 2007 and authorized the release of \$ 68,040.00 from the Improvements Letter of Credit for NWT Industrial Park Lot 15, leaving a balance of \$ 4,800.00 in the account. The developer also requested release of the Legal & Engineering escrow.

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Reduction of escrows continued

Since there will be additional invoices from the Township's General Planning Engineer regarding inspections related to the Improvements Escrow reduction request, a release of the Legal & Engineering escrow is not recommended at this time until all invoices have been received. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

TIMM & NANCY STOUTD EXTENSION OF TIME

Upon motion by Ronald E. Stahley, seconded by Ronald J. Heintzelman, the Board accepted an extension of time, until November 21, 2007, in order for the Board to review the Minor Subdivision Plan of Timm & Nancy Stoudt and so that the Developer can resolve outstanding issues with Lehigh County Authority. Roll call: Terry P. Stoudt - abstained; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

AWARD OF BIDS MATERIALS & IN-PLACE

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the contracts for **PAVING MATERIALS and COARSE AGGREGATES** were awarded to Eastern Industries, at their bid prices of \$159,300.00 and \$59,700.00, respectively. Acquisition costs including transportation and delivery to the municipality were taken into consideration. These costs caused the lower goods price bid to exceed the acquisition price of the lower transportation and delivery cost added to the higher goods price bid. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

Upon motion by Ronald J. Heintzelman, seconded by Terry P. Stoudt, the contract for **MICROSURFACING** was awarded to Asphalt Paving Systems at a bid price of \$144,390.00. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

AUTHORIZATION TO EXECUTE ECMS AGREEMENT NW1

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Board authorized the Chairman to execute an agreement to allow access by the Township to PA DOT's Engineering and Construction Management System (ECMS). This will permit the Township to submit documents related to the NW1 Project to the Department electronically. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

RESOLUTION 05-16-07 EXTENSION OF TIME NW1 ENGINEERING SERVICES

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, Resolution 05-16-07 was adopted. Resolution 05-16-07 grants Lehigh Engineering Associates an extension of time. It extends the time period of the municipal agreement regarding Engineering Services pertaining to Route 309 and Old Packhouse Rd., designated as contract Nos. 050405 and 050405-A by the Commonwealth of PA until June 30, 2008. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

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RESOLUTION 05-16-07A

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, Resolution 05-16-07A was adopted. Resolution 05-16-07A endorses and approves a supplemental federal aid project agreement pertaining to the safety and capacity improvements to Route 309 and Old Packhouse Road designated as contract 050404-E by the Commonwealth and authorized the Chairman to sign the project agreement. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item

AUTHORIZATION TO EXECUTE CO-OP AGREEMENT

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Board authorized the Chairman to enter into an agreement to participate in the US Communities Co-op. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

- The Board discussed the use of Township Park parking lots for auctions, yard sales, etc. by residents. No action was taken.

COMMUNICATIONS

PLGIT Annual Report
PA Bulletin

ADJOURNMENT Meeting adjourned at 4:39 PM.

Respectfully submitted,

Brenda Norder, Secretary