

**NORTH WHITEHALL TOWNSHIP BOARD OF SUPERVISORS
NORTH WHITEHALL TOWNSHIP MUNICIPAL BUILDING
SEPTEMBER 10, 2012**

Chairman Ronald J. Heintzelman called the meeting to order at 7:30 PM followed by the Pledge of Allegiance to the flag and roll call. In attendance were Supervisors Steve Pany, Mark Hills, Manager Jeff Bartlett, Attorney Lisa Young and Secretary/Treasurer Brenda Norder.

APPROVAL OF PREVIOUS MINUTES

Upon motion by Steve Pany, seconded by Ronald J. Heintzelman, the minutes of the following meetings were approved as presented: August 6, 2012 Board of Supervisors Meeting Minutes and August 21, 2012 Hearing Continuation Minutes. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Steve Pany - yes. There were no public comments on this item.

ANNOUNCEMENTS

1. The annual Senior Activity Day will be held September 13th at the Schnecksville Fire Company Pavilion.
2. Community Preparedness Day will be held at the PA Expo Building in South Whitehall Township on September 15th, from 11 AM to 3 PM.
3. The Township received a Recycling Performance Grant from DEP, for the calendar year 2010, for \$17,979.00.
4. Supervisor Hills noted that while the Board is entitled to have a pay raise, based on the population increase, as stated in the Second Class Township Code, the Board has decided that they will not take a pay raise.
5. The Board held an Executive Session on August 23, 2012 to discuss personnel matters.

TREASURER'S REPORT

Upon motion by Steve Pany, seconded by Ronald J. Heintzelman, the July and August Treasurer's reports were approved as presented and the Treasurer was authorized to disburse checks # 6591-6598. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Steve Pany - yes. There were no public comments on this item.

NEW BUSINESS:

AUTHORIZATION TO ATTEND SEMINAR & MILEAGE REIMBURSEMENT

Upon motion by Steve Pany, seconded by Mark Hills, the Board authorized Planning Commission Chairman Rich Celmer to attend a PSATS Comprehensive Plan seminar and for mileage reimbursement. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Steve Pany - yes. There were no public comments on this item.

AUTHORIZATION TO SIGN FSA REIMBURSEMENT AMENDMENT

Upon motion by Steve Pany, seconded by Ronald J. Heintzelman, the Board authorized the Secretary to sign the required Reimbursement Services Agreement with Wage Works. Wage Works will be providing the FSA services instead of AFLAC and the agreement allows us to transition our account to them. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Steve Pany - yes. There were no public comments on this item.

WELL ISOLATION DISTANCE EXEMPTION & GROUNDWATER STUDY WAIVER REQUEST

Sewage Enforcement Officer, Scott Bieber submitted a letter dated July 30, 2012, to the Board, requesting a well isolation distance exemption and groundwater study waiver for 4928 Shankweiler Road, Orefield, a 4-unit apartment house, be granted. Upon motion by Steve Pany, seconded by Ronald J. Heintzelman, the Board granted the well-sewage system isolation distance exemption and groundwater waiver request. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Steve Pany - yes. There were no public comments on this item.

**NORTH WHITEHALL TOWNSHIP BOARD OF SUPERVISORS
MUNICIPAL BUILDING
SEPTEMBER 10, 2012 PAGE 2**

AUTHORIZATION TO DISTRIBUTE BUDGETED ALLOCATIONS EMS & SR. CLUBS

Supervisor Heintzelman made a statement noting that he would abstain from voting due to a potential conflict as he is a member of one of the fire companies.

Upon motion by Steve Pany, seconded by Mark Hills, the Treasurer is authorized to distribute the 2012 budgeted allocations to the Emergency Service Organizations and the Senior Citizens as follows:

Each fire company	\$28,000.00	Laurys Station Keen-agers	700.00
ESO	12,000.00	Schnecksville Senior Citizens	950.00

Roll call: Mark Hills - yes; Ronald J. Heintzelman - abstain; Steve Pany - yes. There were no public comments on this item.

AUTHORIZED ADVERTISING OF PREEMPTION EQUIPMENT BID

Upon motion by Steve Pany, seconded by Mark Hills, the Board authorized the advertisement for bids for preemption equipment for 4 traffic signals. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Steve Pany - yes. There were no public comments on this item.

MANAGER'S REPORT: Manager Jeff Bartlett presented the following items:

- Encouraged residents to participate in the Community Preparedness Day, sponsored by the emergency agencies of South Whitehall, North Whitehall, and Upper Macungie townships on September 15th.
- Fiber optic utility replacement work will start next week at Sand Spring Road and Route 309.
- Most of the township's paving projects, for this season, have been completed.

SOLICITOR'S REPORT: Atty. Young presented the following items:

• **APPOINTED THE MANAGER TO SERVE AS ZONING OFFICER**

Upon motion by Steve Pany, seconded by Mark Hills, the Board appointed Jeff Bartlett to assume the duties of Zoning Officer and Codes Enforcement. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Steve Pany - yes. There were no public comments on this item.

• **LITIGATION SETTLEMENT – DOSCH KING/APS**

Upon motion by Steve Pany, seconded by Mark Hills, the Board authorized the Chairman to execute the settlement agreement related to the Dosch King-Asphalt Paving Systems lawsuit. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Steve Pany - yes. There were no public comments on this item.

• **AUTHORIZED ADVERTISING OF PUBLIC HEARING**

PIB LOAN

Upon motion by Steve Pany, seconded by Mark Hills, the Board authorized the Solicitor to advertise for a public hearing on October 1, 2012 for a proposed ordinance regarding the PIB loan. Roll call: Mark Hills – yes; Ronald J. Heintzelman - yes; Steve Pany - yes. There were no public comments on this item.

OLD BUSINESS:

PUBLIC HEARINGS:

Chairman Heintzelman recessed the regular meeting in order to hold a Public Hearing on the proposed adoption of Ordinances 2012-1 and 2012-2.

**NORTH WHITEHALL TOWNSHIP BOARD OF SUPERVISORS
MUNICIPAL BUILDING
SEPTEMBER 10, 2012 PAGE 3**

ORDINANCE 2012-1 SIDEWALK MAINTENANCE

Attorney Lisa Young gave a brief update of Ordinance 2012-1, an ordinance regarding the maintenance, cleaning and snow removal of all sidewalks in the township. Atty. Young noted that the Ordinance was duly advertised and reviewed by the Planning Commission.

Supervisor Heintzelman then opened the floor to comments from the audience.

A stenographer recorded the proceedings and a copy of the transcript of the hearing shall be placed in the Minute Book.

Upon motion by Steve Pany, seconded by Ronald J. Heintzelman, the Board adopted Ordinance 2012-1. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Steve Pany - yes. There were no public comments on this item. The Ordinance will become effective within 5 days of adoption.

ORDINANCE 2012-2 LOCAL SERVICES TAX COLLECTION AGREEMENT AMENDMENT

Attorney Lisa Young gave a brief update of Ordinance 2012-2, an ordinance regarding the contract amendment for the reduction of the collection fee, by the Parkland School District, for the collection of the Local Services Tax. Atty. Young noted that the Ordinance was duly advertised.

Supervisor Heintzelman then opened the floor to comments from the audience.

A stenographer recorded the proceedings and a copy of the transcript of the hearing shall be placed in the Minute Book.

Upon motion by Steve Pany, seconded by Ronald J. Heintzelman, the Board authorized the Chairman to sign the contract and adopted Ordinance 2012-2. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Steve Pany - yes. There were no public comments on this item. The Ordinance will become effective within 5 days of adoption.

PUBLIC HEARING CONTINUATION CONDITIONAL USE LEHIGH COUNTY AUTHORITY

The purpose of this meeting was the continuation of the Public Hearing to hear comments on the conditional use request of Lehigh County Authority. The Applicant is proposing to construct a sewage treatment plant on property located at 3127 Jordan Road. A stenographer took testimony of the hearing; a copy of the transcript of the hearing shall be placed in the Minute Book.

The Board continued the Hearing until September 18, 2012 at 7:30 PM.

Chairman Heintzelman resumed the regular meeting.

COMMENTS FROM THE FLOOR (Non-agenda items):

- Ronald Roth, Route 309, Schnecksville, suggested the Board use the money they are saving by not taking a pay raise and apply it to purchasing a new sound system.
- Jeanene Bauer, 3216 Jordan Rd, Orefield, stated her opinion that there seemed to be a rush to close the record, that it should be reopened to allow more comments and that the letter from the Lowhill Township Board of Supervisors should have been read to everyone.
- Dennis Komlos, 3211 Jordan Rd, Orefield, also expressed concern that not all residents understood the difference between offering comments versus testimony.
- Harold Smith, Park Valley Road, Neffs, expressed his concern that people who have recently moved into the township are trying to change everything and that it needs to stop.
- Michaelyn Mohr, 3488 Apollo Rd, Orefield, also commented on the sound system and the difficulty in hearing the request for more comments.
- Charlie Hoover, Shady Lane, Orefield, stated he had comments for the LCA representatives but did not want to testify and thought everyone would be allowed to comment at the end of the proceedings. He encouraged the Board to review Ms. Bauer's exhibits.

**NORTH WHITEHALL TOWNSHIP BOARD OF SUPERVISORS
MUNICIPAL BUILDING
SEPTEMBER 10, 2012 PAGE 4**

- Jeanene Bauer, 3216 Jordan Rd, Orefield, felt the plan's approval was pre-determined and asked the Board what promises have been made and who made them to eventually approve this plan. She asked the Board to judge the plan on the merit of need or lack there of.

Supervisor Heintzelman asked that residents observe a day of remembrance for the 9-11 victims and fly their flags at half-staff on Tuesday.

COMMUNICATIONS

Benecon Health Newsletter
Securian Compliance Notice
PSATS News Bulletin

ADJOURNMENT Meeting adjourned at 10:08 PM.

Respectfully submitted,

Brenda Norder, Secretary/Treasurer