

**NORTH WHITEHALL TOWNSHIP BOARD OF SUPERVISORS
NORTH WHITEHALL TOWNSHIP MUNICIPAL BUILDING
MAY 17, 2011**

Chairman Ronald E. Stahley called the meeting to order at 7:32 PM followed by the Pledge of Allegiance to the flag and roll call. In attendance were Supervisors Jerry Joseph, Ronald J. Heintzelman, Attorney Lisa Young, Planning Engineer Steve Gitch, and Secretary/Treasurer Brenda Norder.

APPROVAL OF PREVIOUS MINUTES

Upon motion by Jerry Joseph, seconded by Ronald J. Heintzelman, the minutes of the following meetings were approved as presented: 1. May 3, 2011, Board of Supervisors Meeting, 2. May 16, 2011, Bid Minutes. Roll call: Jerry Joseph - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes.

ANNOUNCEMENTS

1. The Parkland Community Library is seeking 2 North Whitehall Township residents to fill open seats on the Library's Board of Directors. These are voluntary position. Anyone interested should contact Lynn Feldman at 610-530-9285.

COMMENTS FROM THE AUDIENCE:

- Charles Hoover, Shady Lane, Orefield, inquired about the status and remediation plans for the storm water problem on his street.
- Nick Felegy, Tri Clover Road, Orefield, updated the Board regarding recent developments on the East Penn Trucking Company property.
- Michael Kondravy, Allentown, asked about the agreement the township has with Lehigh Valley Recycling and also stated the sound system in the meeting room needs to be updated.
- Ronald Roth, Schnecksville, also commented on the sound system.

TREASURER'S REPORT

Upon motion by Ronald J. Heintzelman, seconded by Jerry Joseph, the April Treasurer's report was approved as presented and the Treasurer was authorized to disburse checks #4906-4962. Roll call: Jerry Joseph - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes.

- Mark Hill, Laurys Station, suggested putting the expenses on the website.

OLD BUSINESS: No old business.

NEW BUSINESS:

MARILYN ROBERTS LOT LINE ADJUSTMENT PRELIMINARY/FINAL

Donald Lynch, presented the Marilyn Roberts Lot Line Adjustment Plan to the Board.

Upon motion by Jerry Joseph, seconded by Ronald J. Heintzelman, the Board approved the Plan as a Final subject to the following conditions:

1. The Developer shall comply with all of the recommendations contained in the letter from the General Planning Engineer dated May 12, 2011.
2. Developer shall comply with all of the recommendations contained in the letter from the Sewage Enforcement Officer dated May 13, 2011.
3. The Developer shall comply with all of the recommendations contained in the letter from the Zoning Officer dated May 10, 2011.
4. The Developer shall comply with all of the recommendations contained in the letter from the Traffic Engineer dated May 10, 2011.

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MARILYN ROBERTS *LOT LINE ADJUSTMENT continued*

5. The Developer shall comply with all of the recommendations of the Planning Commission Meetings of April 26, 2011.
6. The Developer shall comply with all of the provisions contained in the Planning Administrator's checklist letter dated May 3, 2011.

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

WEIS GAS N' GO LAND DEVELOPMENT PRELIMINARY

Timothy Snyder, John Lerch, John Luciani, Jack O'Hara, Jim Preston, and Joseph Gurney presented the preliminary plan of the proposed Weis Land Development to the Board.

Discussion ensued on various topics including but not limited to: snow removal, dissatisfaction with the traffic flow, traffic in front of the kiosk, pedestrian safety, hydrant placement, and fuel delivery plans.

Upon motion by Ronald E. Stahley, seconded by Ronald J. Heintzelman, the Plan was tabled pending further review by the developer and township consultants and staff.

Roll call: Jerry Joseph - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes.

- Mark Hills, Laurys Station, stated that he felt Weis should have to conform to parking lot standards the same as Wal-Mart had to conform.
- Ronald Roth, Schnecksville, voiced concerns regarding the fuel delivery truck driving in front of the store and pedestrian safety. He also questioned if Jay King's name was on the plan.
- Leonard Nuss, Coplay, noted concern with the tanker fueling area and over-sized cars parked in the compact spaces sticking out in the driving lane.
- Ricky Harring, Schnecksville, asked why this wasn't built in 2005 when it was first proposed and can fuel delivery be mandated to occur at off-peak hours.
- Ronald Roth, Schnecksville, inquired about the township's liability if this plan is approved and someone is hurt or killed by the delivery truck.
- Ricky Harring, Schnecksville, commented that fuel delivery would be impossible during holidays with increased traffic in the parking lot.
- Charles Horwith, Schnecksville, inquired about the tanker's registration with DEP and if Jay King's name is on the plan as the property owner.
- Mark Hills, Laurys Station, asked how many spaces would be blocked when the fuel is being delivered.
- Ronald Roth, Schnecksville, asked what was the vote count for the Planning Commission members.
- Ricky Harring, Schnecksville, commented that the only way this plan would work is if Weis came up with more square footage of property.

WELL ISOLATION DISTANCE EXEMPTION & GROUNDWATER STUDY WAIVER REQUEST

Sewage Enforcement Officer, Scott Bieber submitted a letter dated May 11, 2011, to the Board, recommending that the request for the well isolation distance exemption and groundwater study waiver for Robert & Jodie Stetz, 4441 Mauch Chunk Rd, Coplay, be granted.

Upon motion by Ronald E. Stahley, seconded by Ronald J. Heintzelman, the Board accepted the written recommendation of the Sewage Enforcement Officer and granted the well-sewage system isolation distance exemption and groundwater waiver request. Roll call: Jerry Joseph - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

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REQUEST FOR EXONERATION FROM COLLECTION OF DELINQUENT R. E. TAXES

Upon motion by Jerry Joseph, seconded by Ronald J. Heintzelman, the Board granted the request of the Lehigh County Tax Claim Bureau and exonerated them from the collection of the delinquent real estate taxes for the following properties:

4406 Sybil Dr	2009	\$ 3.05	2010	3.05
4202 Silver Fox Ct	2008	11.15	2009	11.15

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

AUTHORIZED CHAIRMAN TO SIGN EASEMENT & AGREEMENT

Upon motion by Jerry Joseph, seconded by Ronald J. Heintzelman, the Board authorized the Chairman to sign a temporary construction easement and agreement, as it related to lands of Joe Konsko and Linda Adams. Roll call: Jerry Joseph - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

AWARD OF IN-PLACE BIDS

Atty. Young noted that although Dosch King was the apparent low bidder for the bituminous seal coat bid, their bid would be disallowed because they did not meet the bid specification requirement of having a pre-bid meeting with the township and because there was a prior quality of work issue that necessitated legal action.

Upon motion by Ronald J. Heintzelman, seconded by Jerry Joseph, the contracts for **CRACK SEAL and BITUMINOUS SEAL COAT** were awarded to Asphalt Maintenance Solutions at their low bid of May 16, 2011. Roll call: Jerry Joseph - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman – yes.

Upon motion by Ronald J. Heintzelman, seconded by Jerry Joseph, the contract for **MICROSURFACING** was awarded to EJ Breneman at their low bid of May 16, 2011. Roll call: Jerry Joseph - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman – yes.

ADDITIONAL COMMENTS

- Ronald Roth, Schnecksville, noted that the Morning Call listed North Whitehall Township's candidates under Lynn Township.
- Mark Hills, Laurys Station, questioned the Board about being in agreement before approaching a department head about a problem and how the Board felt about an individual using the township as a weapon against another individual.

COMMUNICATIONS

Benecon Health Newsletter
PADOT Newsletter

ADJOURNMENT Meeting adjourned at 9:54 PM.

Respectfully submitted,

Brenda Norder, Secretary/Treasurer