NORTH WHITEHALL TOWNSHIP BOARD OF SUPERVISORS
NORTH WHITEHALL TOWNSHIP MUNICIPAL BUILDING
MAY 6, 2019

Chairman Ronald J. Heintzelman called the meeting to order at 7:30 PM followed by the Pledge of Allegiance and a moment of silence. In attendance were Supervisors Mark Hills and Dennis Klusaritz, Attorney Lisa A. Young, Manager Jeff Bartlett and Secretary/Treasurer Brenda Norder.

APPROVAL OF PREVIOUS MINUTES
Upon motion by Mark Hills, seconded by Dennis Klusaritz, the minutes of the Board of Supervisors Meeting of April 1, 2019, Re-zoning Ordinance Hearing of April 4, 2019, and the minutes of the bid openings of April 25, 2019 were approved. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes. There were no public comments on this item.

ANNOUNCEMENTS
1. The Municipal Offices will be closed Monday, May 27th for the Memorial Day Holiday.
2. Propane Bids for April 25 were rejected after review of the bids for incompleteness. A request for new propane bids has been advertised and bids will be publicly opened on May 30th at approximately 9 AM.
3. An Executive Session was held on April 12, 2019 to discuss pending litigation matters.

TREASURER'S REPORT
Upon motion by Mark Hills, seconded by Ronald J. Heintzelman, the April Treasurer's report and checks #14100-14192 were approved as presented. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes. There were no public comments on this item.

OLD BUSINESS: No Old Business.

NEW BUSINESS:

SIGN REQUEST
Supervisor Mark Hills reported that several residents on River Drive have requested the township erect "dead end" or 'no turn around" signs to deter drivers from entering River Drive and then turning around on their front yards. Upon **motion** by Mark Hills, seconded by Dennis Klusaritz, the installation of "dead end" or 'no turn around" signs was approved. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes. There were no public comments on this item.

4916 ORCHARD ROAD SUBDIVISION WAIVER & DEFERRAL REQUESTS
Bud Newton, representing the 4916 Orchard Road Plan, requested the following waiver and deferrals:

Waiver
1. The plan is viewed as a Final as well as a Preliminary, waiving Sects. 5.02 & 6.02.

Deferrals
1. Sects. 5.03/6.03: landscape and erosion & sedimentation plan; and
2. Sect. 10.18: grading plan, erosion & sedimentation plan & Appendix F stormwater management.

Upon motion by Mark Hills, seconded by Dennis Klusaritz, the waiver and deferrals were granted until future plans are submitted to build on the new lot. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes. There were no public comments on this item.

4916 ORCHARD ROAD SUBDIVISION PRELIMINARY/FINAL

Bud Newton presented the 4916 Orchard Road Plan to the Board. Upon motion by Mark Hills, seconded by Dennis Klusaritz, 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 General Planning Engineer dated March 14, 2019.
2. Developer shall comply with all of the recommendations contained in the letter from the Sewage Enforcement Officer dated March 20, 2019.
3. The Developer shall comply with all of the recommendations contained in the letter from the Zoning Officer dated March 13, 2019.
4. The Developer shall comply with all of the recommendations of the Planning Commission Meeting of March 26, 2019.
5. The Developer shall comply with all of the provisions contained in the Planning Secretary's checklist letter date April 17, 2019.
6. The Developer shall contribute $200.00 to the Traffic Impact Fund.
7. The Developer shall contribute $2,500.00 to the Recreation Fund.

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

ISHIKA REALTY LLC (BINNY MART) 2-LOT CONSOLIDATION

Brian Wiedaw and Kalpesh Patel presented the Ishika Realty LLC (Binny Mart) Lot Consolidation Plan to the Board. Upon motion by Dennis Klusaritz, seconded Mark Hills, the Board approved the Plan 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 February 12, 2019.
2. Developer shall comply with all of the recommendations contained in the letter from the Sewage Enforcement Officer dated February 19, 2019.
3. The Developer shall comply with all of the recommendations contained in the letter from the Zoning Officer dated February 14, 2019.
4. The Developer shall comply with all of the recommendations of the Planning Commission Meetings of February 26, 2019.

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

ISHIKA REALTY LLC (BINNY MART) WAIVER REQUEST

Brian Wiedaw and Kalpesh Patel representing Ishika Realty LLC requested the following waiver:

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

Upon motion by Dennis Klusaritz, seconded Mark Hills, the Board approved the waiver. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes. There were no public comments on this item.

WITHDRAWAL OF PLAN & RELEASE OF LEGAL & ENGINEERING ESCROW RASPBERRY HILL

Upon motion by Mark Hills, seconded by Ronald J. Heintzelman, the Board accepted the withdrawal request from the Developer for the Raspberry Hill Subdivision Plan and authorized the Treasurer to return the legal and engineering escrow balance of $1,041.25 to the Developer.

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

RECREATION ALLOCATIONS

Upon motion by Dennis Klusaritz, seconded by Ronald J. Heintzelman, the Board accepted the recommendation of the Recreation Board and authorized the partial distribution of the following 2019 budgeted allocations to 3 organizations:

North Parkland Athletic Association	$ 3,000.00
Ormrod Playground Association	5,000.00
Laurys Athletic Association	5,000.00

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

RAYAN ESTATES EXTENSION OF TIME

Upon motion by Mark Hills, seconded by Ronald J. Heintzelman, the Board accepted an extension of time until August 1, 2019 in order for the Board to review the Rayan Estates Plan.
Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes. There were no public comments on this item.

AWARD OF BIDS GAS AND DIESEL FUEL BIDS

Fuels bids were advertised, received and reviewed through the Lehigh Valley Cooperative Purchasing Council bids for diesel and gas. Upon motion by Mark Hills, seconded by Ronald J. Heintzelman, the Board awarded the 2019-2020 contracts for gasoline fuel at $0.1418 total fixed cost and diesel fuel at $0.1579 total fixed cost to PAPCO Inc. through the LVCPC. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes. There were no public comments on this item.

AWARD PAVING BIDS IN-PLACE PROJECTS

Upon motion by Mark Hills, seconded by Dennis Klusaritz, Asphalt Maintenance Solutions was awarded the following contracts at their low bid prices: **CRACK SEAL** $58,000.00, **BITUMINOUS SEAL COAT** $445,844.12, and **ULTRA THIN BONDED WEARING COURSE** $219,482.75.

Upon motion by Mark Hills, seconded by Dennis Klusaritz, the contract for **MICROSURFACING** was awarded to Asphalt Paving Systems at their low bid of $128,000.88. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes.

- Rich Semmel, Clearview Road, Coplay, inquired if these were the same companies that were awarded the bid last year.

REQUEST TO USE FIRE POLICE

Upon motion by Mark Hills, seconded by Dennis Klusaritz, the following requests to use the North Whitehall Fire Police were approved. A Certificate of Liability Insurance was presented where necessary.

IRT 5K walk/run, June 9, 2019;
Macungie Antique Truck Show, June 14 & 15, 2019;
Schnecksville Fair, June 18-22, 2019;
Macungie Das Awkscht Fest Car Show, August 2, 3, & 4, 2019;
Macungie Wheels of Time Car Show, August 23, 24 & 25, 2019.

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

TAX CREDIT FOR VOL. FIRE COMPANY MEMBERS

Upon motion by Mark Hills, seconded by Dennis Klusaritz, the Board approved eligible fire company members for a 20% 2018 Real Estate tax refund and the eligible fire company members for a 2018 EIT credit, up to $500.00, as per Ordinance 2018-4. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes.

- Ken Muth, Woodlane Ave., Orefield, asked who is overseeing the refund of the money.

MANAGER'S REPORT

- Mr. Bartlett announced that the electric has been installed in the Ironton Rail Trail pavilion and it is being prepped for the pouring of the concrete slab.
- He also presented a synopsis of the Farmland Preservation-Open Space referendum that is on the May 21st primary ballot.
    - Bruce Stettler, Steeple Chase Dr., Schnecksville, asked if the tax can be raised in the future without going to the voters.
    - Mike Basta, Crestwood Dr., Schnecksville, inquired if more than 50% of the votes are needed to pass the referendum.
    - Tom Van Vreede, Church Drive, Coplay, asked what the anticipated income is from a 1/10 of a mil increase.
    - Gene Wolfgang, Faye Drive, Orefield, questioned whether the property owner could buy out of the program at a later time.
    - Ken Muth, Woodlane Ave., Orefield, asked if the land owner paid taxes if the land is preserved and noted that land in the 319 program is opened to the public.
    - Heather Skorinko, Clearview Rd., Coplay, gave a brief background of the creation of the Ag Security districts.
    - Joe Kuleski, Cassidy Dr., Schnecksville, inquired if property owners' taxes decreased if their land was preserved.
    - Rich Getz, Mauch Chunk Rd., Coplay, questioned would it be legal to get out of the 319 program and subdivide the land.

SOLICITOR'S REPORT

- Atty. Young announced that she is working on a new property maintenance ordinance.
    - Dan Grim, Ridge Rd., Slatington, asked what the changes to the property maintenance ordinance are. He would like to see stiffer conditions placed on problem properties and presented the Solicitor with examples of possible modifications for the ordinance.
    - Richard Townsend, Kirk St., Slatington, stated he was curious how the new regulations will change the enforcement of nuisance properties and asked what is the time frame to get such properties cleaned up.
    - Frank Sorg, Kirk St., Slatington, asserted he doesn't see the township using the enforcement remedies in the current ordinance.
    - Brian Hardner, Kirk St., Slatington, stated he hoped the new ordinance moves forward as soon as possible.

COMMENTS FROM THE FLOOR (Non-agenda items):

- Bruce Stettler, Steeple Chase Dr., Schnecksville, asked if there was any truth to the rumor the township was buying Dr. Cherry's office building.
- Ken Muth, Woodlane Ave., Orefield, told the Board about how his pond is being affected by the water runoff situation on Shady Lane. He noted this is a decades old problem and wants to know why nothing is being done about it and how is it different from the Ancinetta detention pond.
- Bruce Stettler, Steeple Chase Dr., Schnecksville, commented that the township was paid to take over the Ancinetta pond.
- Pat Carl, Shady Lane, Orefield, stated he does not understand how Shady Lane and Woodlea Road water runoff is not a township-created problem.
- Jim Morris, Riverview Rd., Slatington, reported on his efforts to get several unnamed township streams named. He has compiled documentation to submit to the US Board of Geographical Names in Washington DC. He requested the Board draft a resolution of support to submit to the agency. He offered to work with the Solicitor to draft a resolution using the language acceptable to the agency.
- Kristie Wilk, Director of NOVA, reported that NOVA responded to 906 calls in April, 320 of which were in North Whitehall. She reminded everyone of various fund raisers and the election day sale.
- Dan Grim, Ridge Rd., Slatington, asked if there was a time limit on the placement of a dumpster on a person's property.

ADJOURNMENT Meeting adjourned at 9:18 PM.

Respectfully submitted,

Brenda Norder, Secretary/Treasurer