NORTH WHITEHALL TOWNSHIP BOARD OF SUPERVISORS
NORTH WHITEHALL TOWNSHIP MUNICIPAL BUILDING
MAY 3, 2021

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, Manager Chris Garges, Secretary/Treasurer Brenda Norder, Engineer Steve Gitch, and Administrative Assistant Jessica Koenig. Via Zoom Attorney Lisa A. Young.

APPROVAL OF PREVIOUS MINUTES
Upon motion by Mark Hills, seconded by Dennis Klusaritz, the minutes of the Board of Supervisors Meeting of April 5, 2021 and the minutes of the bid opening of April 28, 2021 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 31st for the Memorial Day Holiday.
2. The Conditional Use Hearing for the Strawberry Acres Active Adult Residential Community is scheduled for May 27, 2021 at 7 PM.
3. Atty. Young announced an Executive Session would be held after tonight's meeting to discuss personnel matters.

TREASURER'S REPORT
Upon motion by Ronald J. Heintzelman, seconded by Dennis Klusaritz, the April Treasurer's report and checks #16094-16174 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:

Supervisor Heintzelman recessed the regular meeting in order to conduct a Public Hearing to hear comments on the following proposed Ordinance.

ORDINANCE 2021-2 AMEND BURNING ORDINANCE
Ordinance 2021-2 revised and expanded Ordinances 2008-2 and 2018-1. Atty Young noted that the Ordinance was duly advertised and gave a brief synopsis of Ordnance 2021-2.
A stenographer recorded the proceedings; a copy of the transcript shall be placed in the Minute Book. Upon motion by Mark Hills, seconded by Dennis Klusaritz, the Board adopted Ordinance 2021-2. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes. There were no public comments on this item.

Supervisor Heintzelman resumed the regular meeting.

SCRIBBLES AND DRIPS WAIVER
Bob Hoppes, on behalf of the Scribbles and Drips Land Development Plan, requested the following waiver:

Sect. 5.02 A. 1- The Plan is viewed as a Final as well as a Preliminary;

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

SCRIBBLES AND DRIPS LAND DEVELOPMENT PRELIMINARY/FINAL

Bob Hoppes, on behalf of the Scribbles and Drips Land Development Plan, presented the Plan to the Board. Upon motion by Dennis Klusaritz, seconded by Mark Hills, 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 and Sewage Enforcement Officer dated March 18, 2021.
2. The Developer shall comply with all of the recommendations contained in the letter from the Zoning Officer dated March 2, 2021.
3. The Developer shall comply with all of the recommendations of the Planning Commission Meeting of March 23, 2021.
4. The Developer' engineer shall coordinate the location of the storm water infiltration area in order to establish the required drainage utility easements.
5. The Developer shall receive the approvals of outside agencies including PADOT HOP and LVPC Act 167 compliance.
6. The Developer shall pay traffic and recreation fees, as determined by the Township Engineer.

Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes.

- Rich Semmel, Clearview Rd, Coplay, stated he was in favor of waiving the traffic fee requirement.
- Brian Horwith, Springfield Dr., Coplay, spoke in favor of the developer paying the traffic fee.

SPRING HILL DR RV PARKING LOT LAND DEVELOPMENT WAIVER

Steve Pany, on behalf of the Spring Hill Dr RV Parking Lot Land Development Plan, requested the following waiver:

Sect. 5.02 A. 1- The plan is viewed as a Final as well as a Preliminary;

Upon motion by Dennis Klusaritz, seconded by Mark Hills, the Board granted the request. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes.

- Tom Van Vreede, Church Drive, Coplay, inquired if the RV lot would be open to everyone or just the apartment residents.
- Brian Horwith, Springfield Dr., Coplay, asked for clarification on the easement issue.

SPRING HILL DR RV PARKING LOT LAND DEVELOPMENT PRELIMINARY/FINAL

Steve Pany, on behalf of the Spring Hill Dr RV Parking Lot Land Development Plan, presented the Plan to the Board. Upon motion by Dennis Klusaritz, seconded by Mark Hills, 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 and Sewage Enforcement Officer dated March 18, 2021.
2. The Developer shall comply with all of the recommendations contained in the letter from the Zoning Officer dated March 2, 2021.
3. The Developer shall comply with all of the provisions contained in the Planning Administrator's checklist letter dated April 20, 2021.
4. An additional 5-foot-wide easement, beyond the roadway right-of-way, shall be shown on the Plan.

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

DANIEL LOCH, et.al. SUBDIVISON TIME EXTENSION
Upon motion by Ronald J. Heintzelman, seconded by Dennis Klusaritz, the Board accepted an extension of time, until August 2, 2021, in order for the Board of Supervisors to review the Plan. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes. There were no public comments on this item.

KORNFIEND REALTY APARTMENTS TIME EXTENSION
Upon motion by Ronald J. Heintzelman, seconded by Dennis Klusaritz, the Board accepted an extension of time, until December 9, 2021, in order for the Board of Supervisors to review the Plan. 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
Bids were received from one bidder, Asphalt Maintenance Solutions LLC, as follows: **CRACK SEAL** $57,000.00, **BITUMINOUS SEAL COAT** $480,624.09, **HIGH PERFORMANCE CHIP SEAL W/QUICK SET FOG SEAL** $91,123.04 and **ULTRA THIN BONDED WEARING COURSE** $206,096.32. After review of the bids, the Manager recommended deleting the High-Performance Chip Seal w/Quick Set Fog Seal and the Single Application #8 Bituminous Seal Coat, in order to stay within the budgetary limits for highway maintenance.
Upon motion by Dennis Klusaritz, seconded by Mark Hills, Asphalt Maintenance Solutions LLC was awarded the following contracts at their low bid prices: **CRACK SEAL** $57,000.00, **BITUMINOUS SEAL COAT** $470,654.79, and **ULTRA THIN BONDED WEARING COURSE** $206,096.32. Total award in the amount of $733,751.11.
Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes. There were no public comments on this item

RESOLUTION 05-03-21 2021 FEE SCHEDULE AMENDED
Upon motion by Mark Hills, seconded by Dennis Klusaritz, Resolution 05-03-21 was adopted. Resolution 05-03-21 amends and revises the 2021 fee schedule, adopted by Resolution 01-04-21 as follows:

1) Change Road Opening Permit heading to Highway Occupancy Permit
2) Change Highway Occupancy Permits heading to Driveway Permits
3) Remove section 2C

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

MANAGER'S REPORT

- **RESOLUTION 05-03-21A APPROVAL TO EXECUTE GRANT DOCUMENTS**
  Upon motion by Mark Hills, seconded by Dennis Klusaritz, Resolution 05-03-21A was adopted. With Resolution 05-031-21A the Board approved the Manager and the Secretary to pursue the Greenways, Trail & Recreation Matching Grant and authorized them to execute all documents. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes. There were no public comments on this item

- **AUTHORIZE CHAIRMAN TO SIGN FUNDING COMMITMENT LETTER**
  Upon motion by Dennis Klusaritz, seconded by Ronald J Heintzelman, the Board authorized the Chairman to execute the funding commitment letter for the Greenways, Trail & Recreation Matching Grant. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes. There were no public comments on this item.

- **APPROVED NEW PUBLIC WORKS HIRE**
  Upon motion by Ronald J. Heintzelman, seconded by Mark Hills, the Board approved the hiring of Brandon Gehringer for the Public Works Department, starting May 10, 2021. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes. There were no public comments on this item.

- **APPROVED INSTALLATION OF SIGNS**
  Upon motion by Mark Hills, seconded by Ronald J Heintzelman, the Board approved the installation of 2 “Bus Stop Ahead” signs, at the request of the Parkland School District, in the vicinity of Parkland Estates. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes. There were no public comments on this item.

- **AUTHORIZE MANAGER TO APPLY FOR A FORM M990AA**
  Upon motion by Mark Hills, seconded by Dennis Klusaritz, the Board authorized the Manager to apply for a PADOT HOP form M950AA on behalf of the Township for Balliet Street. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes. There were no public comments on this item.

- **AUTHORIZE MANAGER TO REQUEST FUNDING FOR TOWNSHIP ROAD PROJECTS**
  Upon motion by Dennis Klusaritz, seconded by Mark Hills, the Board authorized the Manager to send letters to Metropolitan Planning Organization, State Representative Gary Day, State Senator Pat Browne, US Representative Susan Wild and US Senator Pat Toomey for PADOT Road Project Funding for the Coffeetown Road Bridge and the Rts. 329/873/Neffs Laurys Road intersection. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes.
    - Dan Nemeth, Clearview Rd., Coplay, and Brian Horwith, Springfield Dr., Coplay, both suggested adding US Senator Robert Casey.

- Mr. Garges reported on the following:
  vandals damaged one of the fields at Kolapechka Park;
  the dog park is closed for turf repair and will reopen on June 1;
  updated the status of the brake retarder study;
  a meeting will be held May 4 with Lehigh County Conservation District and Wildlands Conservancy to discuss a Growing Greener Grant project;
  the township received security grant funding;
  a township drive-around will be conducted on May 12 at 4 PM;
  the Zoning Hearing Board will meet May 19 at 7:30 PM;
  the Planning Commission will meet April 27 at 7:30 PM; and
  a joint electronics recycling program will be held with South Whitehall on May 22, 9-noon.

SOLICITOR’S REPORT

- **AUTHORIZE CHAIRMAN TO SIGN AGREEMENTS SCHNECKSVILLE SCHOOL**
  Upon motion by Mark Hills, seconded by Dennis Klusaritz, the Board authorized the Chairman to sign the Schnecksville Elementary School Improvements Agreement. Roll call: Mark Hills - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes. There were no public comments on this item.

COMMENTS FROM THE FLOOR (Non-agenda items

- Lynnette Allen, Donna Dr., Coplay, asked Supervisor Hills to clarify his remarks about taxes.
- Dan Nemeth, Clearview Rd., Coplay, questioned the Board on the following items: the effectiveness of Ordinance 2016-3; what happens when a developer submits an erroneous traffic study; and would the Board consider an outside review of any studies submitted.
- Robert Allen, Donna Dr., Coplay, inquired if the Conditional Use Hearing would be on Zoom or in person ad will the public be allowed to speak for more than 5 minutes.
- Brian Horwith, Springfield Dr., Coplay, commented on Mr. Nemeth's comments and suggested he attend the Planning Commission meetings when they review the Comprehensive Plan.
- Tom Van Vreede, Church Drive, Coplay, asked if the Developer for Strawberry Acres AARC will be allowed to present additional testimony and will residents be allowed to respond.
- Dan Nemeth, Clearview Rd., Coplay, also asked if the Developer be allowed to clarify points previously made and will residents be allowed to offer comments.

ADJOURNMENT Meeting adjourned at 9:01PM.

Respectfully submitted,

Brenda Norder, Secretary/Treasurer