NORTH WHITEHALL TOWNSHIP BOARD OF SUPERVISORS
NORTH WHITEHALL TOWNSHIP MUNICIPAL BUILDING
JULY 11, 2022

Chairman Al Geosits called the meeting to order at 7:30 PM followed by the Pledge of Allegiance and a moment of silence. In attendance, were Supervisor Dennis Klusaritz, Supervisor Ronald J. Heintzelman, Township Manager Randy Cope, Attorney Lisa A. Young, Engineer Steve Gitch, Secretary/Treasurer Brenda Norder, and Administrative Assistant Jessica Koenig.

APPROVAL OF PREVIOUS MINUTES
Upon motion by Dennis Klusaritz, seconded by Al Geosits, the minutes of the Board of Supervisors Meeting of June 6, 2022. Roll call: Al Geosits - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes. There were no public comments on this item.

ANNOUNCEMENTS
1. Executive sessions were held on June 9, & June 13, 2022, for the purpose of personnel matters.
2. Congratulate Jess on her successful completion of a leadership training course, titled Effective Leadership Development.

TREASURER'S REPORT
Upon motion by Al Geosits, seconded by Ronald J. Heintzelman, the June Treasurer's report and checks # 17259-17364 were approved as presented. Roll call: Al Geosits - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes. There were no public comments on this item.

OLD BUSINESS: No Old Business.

NEW BUSINESS:

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

ORDINANCE 2022-1 AMENDING THE TOWNSHIP ZONING ORDINANCE 2002-3
Ordinance 2022-1 amended the Township Zoning Ordinance 2002-3 amended, to include definitions for craft beverage, craft beverage production facilities, tasting rooms, and brewpubs. Atty. Young noted that the Ordinance was duly advertised and gave a brief synopsis of Ordnance 2022-1. A stenographer recorded the proceedings; a copy of the transcript shall be placed in the Minute Book. Upon motion by Dennis Klusaritz, seconded by Al Geosits, the Board adopted Ordinance 2022-1. Roll call: Al Geosits - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes.

- Heather Skorinko, Clearview Rd., Coplay, thanked the Board for considering this Ordinance in support of small farms.

ORDINANCE 2022-4 ORDINANCE CODIFICATION OF TOWNSHIP ORDINANCES
Ordinance 2022-4 approved, ordained and enacted, as a single ordinance, the codification of a complete body of legislation for the Township, as revised, codified and consolidated into chapters, articles and sections. Atty. Young noted that the Ordinance was duly advertised and gave a brief synopsis of Ordinance 2022-4. A stenographer recorded the proceedings; a copy of the transcript shall be placed in the Minute Book. Upon motion by Dennis Klusaritz, seconded by Al Geosits, the Board adopted Ordinance 2022-4. Roll call: Al Geosits - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes.

- Mark Hills, Rt 329, Coplay, asked if this codified the township speed limits.

Supervisor Geosits resumed the regular meeting.

TOWNSHIP MANAGER M.O.U.

Upon motion by Al Geosits, seconded by Dennis Klusaritz, the Board approved the Chairman to sign a Memorandum of Understanding memorializing the parameters of the Township Manager Randy Cope's employment requirements. Roll call: Al Geosits - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes. There were no public comments on this item.

RELEASE OF ESCROWS FOR LEGAL & ENGINEERING

After an audit of dormant escrows and consultation with the Solicitor and the General Planning Engineer, Treasurer Brenda Norder recommended the following escrow for legal and engineering be returned.

Parkland Hollow/Wm Hale Lot Line	$989.50	Brook Hill Estates	$670.30
Tracy Roth Lot Line	$1,168.50		

Upon motion by Al Geosits, seconded by Dennis Klusaritz, the Board authorized the Treasurer to return the escrow balances. Roll call: Al Geosits - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes. There were no public comments on this item.

RESOLUTION 07-11-22 RETIREMENT PLAN AMENDMENT AND RESTATEMENT

Resolution 07-11-22 adopted an amendment and restatement to the North Whitehall Township Retirement Plan in order to bring the plan up to date regarding recent legislative and regulatory changes for retirement plans. Upon motion by Dennis Klusaritz, seconded by Ronald J. Heintzelman, the Board adopted Resolution 07-11-22. Roll call: Al Geosits - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes.

- Bill Moyer, Donna Dr., Coplay, inquired how often this was done.

REQUEST TO CLOSE PORTION OF ROAD

A request was received from Tony Sorrentino to close a portion of Fairview Road for a business picnic on August 13 between 11 AM - 10 PM. Upon motion by Dennis Klusaritz, seconded by Al Geosits, the Board approved the request contingent on the property owner securing and submitting a certificate of insurance (rider) for the event. Roll call: Al Geosits - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes.

- Brian Horwith, Springfield Dr., Coplay, asked which section was being closed.
- Jim Steward, Park Ave., Neffs, inquired if he had to provide proof of insurance.

5077 OVERLOOK ROAD (STRAWBERRY ACRES) EXTENSION OF TIME

The Attorney for the Applicant submitted an acknowledgement of the extension of time offered for this project, until August 28, 2022. No action needed; no action taken.

- Bill Moyer, Donna Dr., Coplay, asked how much longer will the Board allow these extensions.
- Jennifer Escalona, Overlook Rd., Coplay, reminded the Board they previously discussed not allowing the extension to continue.
- Rich Semmel, Clearview Rd., Coplay, noted that the plan would not be on the July Planning Commission agenda and the Board of Supervisors would need to take action at their August meeting, he also asked the Solicitor to explain 'deemed approved'.
- Bruce Stettler, Steeple Chase Dr, Schnecksville, asked the Solicitor to explain the time requirements on submitted plans.

5077 OVERLOOK ROAD (STRAWBERRY ACRES) continued:

- Tom Van Vreede, Church Drive, Coplay, inquired what determined that the plan was substantially changed.
- Brian Horwith, Springfield Dr., Coplay, clarified the meaning of a time extension.
- Bill Moyer, Donna Dr., Coplay, stated that they never address the deficiencies noted by the Planning Commission or the engineer.
- Rich Semmel, Clearview Rd., Coplay, asked if the developer does not address the deficiencies would that allow the Board to deny the Plan.
- Jennifer Escalona, Overlook Rd., Coplay, asked if all the plans submitted could be denied or were some grandfathered.
- Ryan Piotrowski, Overlook Rd., Coplay, stated the residents do not want this development and the Board should control future development.

RELEASE OF ESCROW TEMPORARY C/O

Upon motion by Al Geosits, seconded by Dennis Klusaritz, the Board authorized the Treasurer to return the $1,000.00 temporary C/O escrow for the following property: 4908 Orchard Rd
Roll call: Al Geosits - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes. There were no public comments on this item.

EXONERATION & REFUND OF TAXES VETERAN'S EXEMPTION ROSADO-BONILLA

Upon motion by Al Geosits, seconded by Dennis Klusaritz, the Board approved the request from the Lehigh County Board of Assessment Appeals, on behalf of Juan Rosado-Bonilla, for exoneration from collection of his Real Estate property taxes. Mr. Bonilla is a qualified applicant for Disabled Veterans Real Estate Property Tax Exemption. The County Board granted the exemption effective July 1, 2022. A refund of township real estate taxes will be refund to Mr. Bonilla, in the amount of $156.94. Roll call: Al Geosits - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes. There were no public comments on this item.

EXONERATION OF TAXES VETERAN'S EXEMPTION PROCANYN

Upon motion by Al Geosits, seconded by Dennis Klusaritz, the Board approved the request from the Lehigh County Board of Assessment Appeals, on behalf of Joyce Procanyn, for exoneration from collection of her Real Estate property tax under the Disabled Veterans Real Estate Property Tax Exemption. Roll call: Al Geosits - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes. There were no public comments on this item.

AWARD OF BID GAS AND DIESEL FUEL BID

Fuels bids were advertised, received and reviewed through the Lehigh Valley Cooperative Purchasing Council bids for diesel and gas. Upon motion by Al Geosits, seconded by Ronald J. Heintzelman, the Board awarded the 2022-2023 contracts for gasoline fuel at $0.2126 total fixed cost and diesel fuel at $0.2590 total fixed cost to PAPCO Inc. through the LVCPC. Roll call: Al Geosits - yes; Ronald J. Heintzelman - yes; Dennis Klusaritz - yes. There were no public comments on this item.

APPOINTMENTS SOLICITOR & ALTERNATE SOLICITOR

Upon motion by Al Geosits, seconded by Dennis Klusaritz, the Board made the following motion to appoint Norris McLaughlin, Attorneys at Law as the Township Solicitor beginning August 1, 2022 and Davison & McCarthy P.C. as Alternate Solicitor beginning August 1, 2022. The Board's motion also requested that the current township solicitor submit a list of outstanding work items to the Manager by August 1, 2022 so that outstanding projects can be assigned and asked the current solicitor to submit all invoices by September 2, 2022 and deliver all township records by that time as well.
Roll call: Al Geosits - yes; Ronald J. Heintzelman - no; Dennis Klusaritz - yes. Motion passed.

- Bill Moyer, Donna Dr., Coplay, inquired who are these firms and who do they represent.

FEE AGREEMENT AUTHORIZATION TO SIGN

Upon motion by Dennis Klusaritz, seconded by Al Geosits, the Board authorized the Chairman to sign the Fee Agreement between Norris McLaughlin, PA and North Whitehall Township. The fees are per hour as follows: Attorney (partner) $185.00, Attorney (associate) $160.00, and Paralegal $ 95.00. Roll call: Al Geosits - yes; Ronald J. Heintzelman - no; Dennis Klusaritz - yes. Motion passed. There were no public comments on this item.

RESOLUTION 07-11-22A FEE SCHEDULE

Upon motion by Al Geosits, seconded by Dennis Klusaritz, Resolution 07-11-22A was adopted. Resolution 07-11-22A adopts, amends and revises the fee schedule with regards to new legal fees stated in the Fee Agreement between Norris McLaughlin, PA and North Whitehall Township, the remainder of the 2022 fee schedule shall be as stated in Resolution 01-03-22. Roll call: Al Geosits - yes; Ronald J. Heintzelman - no; Dennis Klusaritz - yes. Motion passed. There were no public comments on this item.

MANAGER'S REPORT

The following meetings are scheduled for 7:30 PM:

July 14 - Farmland Preservation
July 18 - Recreation
July 20 - Zoning Hearing Board
July 26 - Planning Commission

Mr. Cope announced he will be taking a tour of the township with the Public Works Director to review ongoing projects.
He will meet with PADOT July14 regarding a discussion on the Rts 309/873 proposed roundabout, and on July 19 to discuss the Scheidys Rd and Clearview Rd intersection for safety improvements.

- Supervisors Geosits and Klusaritz suggested recommending a 4-way stop or red flashing lights respectively.

He will also meet with the Greater Northern Lehigh Chamber of Commerce on July 26.
Mr. Cope received the Heleva Landfill Site inspection and maintenance status report.

SOLICITOR'S REPORT

Atty. Young noted that the 2 arbitration hearings, regarding Kirk Street, will not take place due to the failure of the defendant to appear.

COMMENTS FROM THE FLOOR (Non-agenda items):

- Rich Semmel, Clearview Rd., Coplay, asked if there was anything in the Zoning Ordinance to address dead trees hanging over the roads.
- Lynnette Allen, 5016 Donna Dr., Coplay, stated there were massive holes on Clearview Road near Rt. 145.
- Jim Steward, Neffs Vol. Fire Co. Chief, announce a large fire exercise will be held on July 18 involving the area from Neffs Laurys Road to Park Place Drive.

- Supervisor Klusaritz announced that Mr. Garges' request to PADOT to clear the trees in the area of the Coffeetown Road bridge has been completed.
- Supervisor Klusaritz asked Steve Gitch for an update on the Neffs Pool demolition.

ADJOURNMENT Meeting adjourned at 8:33 PM.

Respectfully submitted,

Brenda Norder, Secretary/Treasurer, and

Jessica Koenig, Administrative Assistant