

**I. CALL TO ORDER – PLEDGE TO THE FLAG**

The General Business Meeting of the Board of Supervisors of Upper Macungie Township was called to order on January 7, 2019 at 7:15 p.m. in the Municipal Building, 8330 Schantz Road, Breinigsville, PA 18031. Present were James M. Brunell, Chairman (via telephone); John P. "Sean" Gill, Vice-Chairman; Kathy A. Rader, Supervisor; Robert R. Ibach, Jr., Township Manager; Kalman A. Sostarecz, Jr., Township Secretary; Daren J. Martocci, Director of Community Development; Dave Alban, Township Engineer; Andrew V. Schantz, Esq., Solicitor; Edgardo Colón, Chief of Police, UMTPD; Grant Grim, Director, Bureau of Fire; Scott Faust, Public Works Director; Bruce Koller, Finance Director; and Lynn Pigliacampi, Recreation & Events Coordinator.

Chairman Brunell opened the meeting and asked all present to join him in reciting the Pledge of Allegiance to the Flag of the United States of America. He then requested that Vice-Chairman Gill run the meeting.

**II. MINUTES****A. *December 6, 2018 & December 27, 2018***

Vice-Chairman Gill stated that the minutes of the previous two meetings would not be read unless there was an objection.

**Motion by Vice-Chairman Gill to waive the reading of the minutes of both December 6, 2018 and December 27, 2018 and approve them as presented. Seconded by Supervisor Rader. The motion passed unanimously.**

**III. PRESENTATIONS**

None

**IV. DISCUSSIONS & UPDATES****A. *Lehigh Hills Update***

Solicitor Schantz gave a brief overview and update of the Lehigh Hills Lot 5 lawsuit which the Board had approved settlement of at the previous meeting.

**V. ORDINANCES**

None

**VI. RESOLUTIONS****A. *Resolution #2019-01 – Adoption of 2019 Fee Schedule***

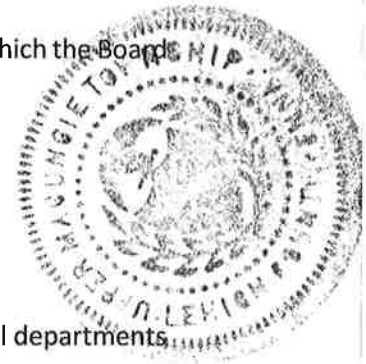
Manager Ibach stated that the Township's fee schedule is reviewed each year by all departments which impose a fee, and a draft was provided to the Board for review.

**Motion by Supervisor Rader to approve Resolution #2019-01 adopting the Upper Macungie Township Fee Schedule for the year 2019. Seconded by Vice-Chairman Gill. The motion passed unanimously. BE IT RESOLVED, Resolution #2019-01 is hereby approved.**

**B. *Resolution #2019-02 – Police Pension Plan Required Contribution Reduction***

Solicitor Schantz stated that the Police Officer's Collective Bargaining Agreement stipulates a 4% contribution to the Police Pension Fund, which is lower than the Pension Ordinance; therefore, this resolution is required as a matter of housekeeping.

**Motion by Vice-Chairman Gill to approve Resolution #2019-02 authorizing a reduction in the required employee contribution to the police pension plan for the year 2019. Seconded by Supervisor Rader. The motion passed unanimously. BE IT RESOLVED, Resolution #2019-02 is hereby approved.**



**C. Resolution #2019-03 – Request to Approve Conditional Use Application for Docket #2264 – Kuhnsville Asphalt Products – 6661 Tilghman Street**

Mr. Martocci stated that a Public Hearing regarding this Conditional Use Application was conducted prior to this meeting, the record of which was taken by a stenographer. The applicant provided testimony and the Board and public were provided an opportunity to ask questions of the applicant. Vice-Chairman Gill stated that additional questions or comments could be provided at this time, and resident Ms. Debra Golden, 6434 Memorial Road, stated she had several concerns including traffic and odors leaving the site. The applicant described what the pick-up and delivery traffic would typically be and explained that no odors would leave the site.

**Motion by Vice-Chairman Gill to grant approval to the Conditional Use Application for Docket #2264, Kuhnsville Asphalt Products, 6661 Tilghman Street, for the sales of asphalt paving and roofing materials, including storage and distribution of liquid asphalt sealer products and asphalt emulsions, conditioned upon the testimony provided by the Applicant and the Upper Macungie Township Staff Review letter dated December 17, 2018. Seconded by Supervisor Rader. The motion passed unanimously. BE IT RESOLVED, Resolution #2019-03 is hereby approved.**

**VII. MOTIONS**

**A. Authorizing Review of and Testimony for Special Exception Application for 749 PA Route 100 – Distribution Warehouse Use**

Mr. Martocci stated that a Special Exception Application was received for a distribution/warehouse Use at 749 PA Route 100, currently owned by Lehigh County, to construct a 160,000 square foot building. The Municipalities Planning Code provides that, at the request of the governing body, a planning commission may present testimony before the Zoning Hearing Board in certain circumstances.

**Motion by Supervisor Rader to authorize the Township Staff, Engineer, and Solicitor to appear as representatives of the Board of Supervisors and Planning Commission before the Zoning Hearing Board at the Public Hearing on January 23, 2019, to review and provide testimony on the 749 PA Route 100 Special Exception Application. Seconded by Vice-Chairman Gill. The motion passed unanimously.**

**B. Authorizing the Advertisement of Bids of 2019 Paving Projects**

Mr. Faust stated that he would like to begin the process of bidding paving projects for 2019.

**Motion by Vice-Chairman Gill to authorize the Director of Public Works to go out for bid for the paving projects that are included in the 2019 budget. Seconded by Supervisor Rader. The motion passed unanimously.**

**C. Authorizing the Liquidation of Excess Township Equipment for 2019**

Manager Ibach stated that this allows the Director of Public Works to sell unused township equipment through appropriate means, such as auction, subject to his approval.

**Motion by Vice-Chairman Gill to authorize the Director of Public Works to liquidate any excess township equipment, with the approval of the Township Manager. Seconded by Supervisor Rader. The motion passed unanimously.**

**D. Independent Park Disposition Award**

Manager Ibach stated that a bid was advertised for the sale of Independent Park and two bids were received which were opened on December 20<sup>th</sup>. A low bid of \$500,000.00 was submitted by David Walton, but it did not meet the minimum bid requirement. A high bid of \$1,526,000.00 was submitted by Lawrence A. Shrawder of Kempton, PA, which did exceed the minimum bid requirement. The Township Staff and Solicitor have reviewed the bid and recommend that it be

awarded to Lawrence A. Shrawder. Resident Makala Ashmar, 2120 Briarwood Court, asked several questions regarding the future use of the property. Mr. Shrawder provided a brief explanation that his intended use is a vineyard and tasting room as his background is in agriculture, that he has no plans to subdivide the property in the future, and he would honor the existing contracts that are in place for the events center.

**Motion by Vice-Chairman Gill to award Bid #2018-12.01, Disposition of Upper Macungie Township Property at 150 Independent Road, to Lawrence A. Shrawder, in the amount of \$1,526,000.00. Seconded by Supervisor Rader. The motion passed unanimously.**

**E. Authorizing Purchase of Truck Chassis for Sewer Jet/Vac and a Dump Truck Chassis & Body**

Mr. Faust stated that these items are included in the 2019 budget, and that although these vehicles won't be delivered from quite some time, it would be good to submit a purchase order for them now since there is a backlog at the manufacturer.

**Motion by Vice-Chairman Gill to authorize the purchase of a 2020 International Chassis for the Sewer Vac from Lowe and Moyer at a cost of \$95,284.42; a 2020 Mack Chassis for a Dump Truck from TransEdge at a cost of \$132,287.00; and the purchase and installation of a Dump Body from E.M. Kutz at a cost of \$52,352.00. Seconded by Supervisor Rader. The motion passed unanimously.**

**F. Authorizing Execution of Agreement with Convergent Nonprofit Solutions**

Ms. Pigliacampi stated that the Township's engagement with Convergent had previously been approved by the board, and this approval is requested for the Township Manager to sign the agreement. Several residents had questions or concerns regarding the contract which Ms. Pigliacampi answered.

**Motion by Supervisor Rader to authorize the Township Manager to execute an agreement with Convergent Non-Profit Solutions to provide program management for a capital campaign for a Community Center, contingent upon review by the Township Solicitor. Seconded by Vice-Chairman Gill. The motion passed unanimously.**

**VIII. BOARD AND STAFF REPORTS**

**A. Treasurer**

Mr. Koller reported that the total bills from all funds for December 2018 was \$2,304,047.77 and there was a transfer of \$625,000.000 from Fund 08 to Fund 18.

**Motion by Supervisor Rader to pay the bills for December 2018 in the amount of \$2,304,047.7. Seconded by Vice-Chairman Gill. The motion passed unanimously.**

**B. Recreation Board**

Ms. Pigliacampi stated that Kids' Noon Year's Eve was a huge success – she had supplies for 200 kids and they were nearly used up. Recreation Board Chair Katie Shade discussed indoor volleyball and the Safe Sitter Class. Further details appear in the December Recreation Board Report.

**C. Community Development**

Mr. Martocci reported that during the month of November, 73 Building and Zoning Permits, 3 Plumbing Licenses, and 10 Electric Licenses were issued. He stated that the Zoning Hearing Board did not meet in December, and the Planning Commission did meet one time. He then discussed the Planning Commission agenda for their meeting on January 16<sup>th</sup>. Further details appear in the December Community Development Report.

**D. Engineer**

Mr. Alban reported that there is a meeting with PennDOT on the Rt. 100 Adaptive Traffic Controls on January 17<sup>th</sup>. Further details appear in the December Community Development Report.

**E. Police**

Chief Colón reported on the success of the various community events that were completed over the holidays, including the Annual Coat Drive, Marine Corps Toys for Tots, "Heroes and Helpers", and a visit with Santa at the LVHN Pediatric Hospice Unit. Further details appear in the December UMTPD Report.

742	Total Calls for Service
33	Reportable MVAs
37	Non-Reportable MVAs
13	Private Property MVAs
21	Criminal Arrest (Misdemeanor/Felony)
10	Non-Traffic Citations (Summary)
206	Traffic Citations
32	Parking Tickets
104	Written Warnings
92	False Alarms
0	Arsons
3	Assaults
3	Burglaries
16	Disturbing the Peace Crimes
4	Drug/Alcohol Violations
13	DUI Offenses
3	Fraud Crimes
0	Homicides
1	Motor Vehicle Thefts
1	Robberies
1	Sex Offenses
9	Thefts
3	Vandalism/Criminal Mischiefs
0	Vehicle Break-In/Thefts
0	Weapon Offenses

**F. Fire/EMS**

Mr. Grim reported that there were 77 Fire Inspections in December. There were a total of 129 Emergency Responses: Fogelsville = 40; Trexlertown = 31; UMT Station 56 = 58. Further details appear in the December Bureau of Fire Director's Report.

**G. Public Works**

Mr. Faust reported that the relatively good weather has allowed the crews to finish a lot of projects, and that they will be trimming trees and bushes at parks and detention ponds in January. They are prepared for winter weather when it finally does arrive. Further details appear in the December Public Works Report.

**H. Secretary**

Three Executive Sessions were held: December 27, 2018 at 2:30 p.m. regarding legal matters; on December 27, 2018 at 4:00 p.m. regarding labor issues; and on January 7, 2019 at 6:15 p.m. regarding real estate matters.



**General Business Meeting  
January 7, 2019**

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**I. Manager**  
Nothing to add.

**J. Board**

**i. Chairman Brunell**  
Nothing to add.

**ii. Vice-Chairman Gill**

He congratulated Manager Ibach, Township Staff, and the Commissions and Boards on a great team effort in 2018, and he looks forward to it continuing in 2019. He also stated that we are appreciative of Air Products and other businesses continuing to choose Upper Macungie Township to call their home.

**iii. Supervisor Rader**  
Nothing to add.

**IX. PUBLIC COMMENT/COURTESY OF THE FLOOR**

Mr. Hunter Snelling of 1121 Nursery Street expressed his concern for the amount future traffic that his street will have due to the Lehigh Hills Subdivision discussed earlier in the meeting. Possible solutions posed included traffic-calming signs.

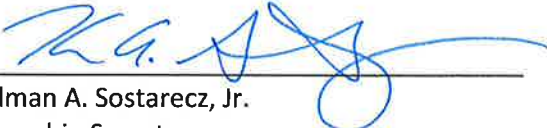
Planning Commission Members Mr. Charles Deprill, Mr. Paul McNemar, and Ms. Makala Ashmar also discussed the Lehigh Hills litigation. Solicitor Schantz explained that the settlement process provided the Township the ability to review and provide comments on the various plans received. The developers updated their plans based upon those comments; so, even though the typical approval process was not employed in this case, the resulting plans are compliant with regulations.

Ms. Debra Golden, 6434 Memorial Road, stated that Kuhnsville Auto has approximately 23 cars on its lot which she has brought to the attention of the Township. Mr. Martocci stated that the Township is working through the process to remediate the situation.

**X. ADJOURNMENT**

There being no other business, **Vice-Chairman Gill made a motion to adjourn the meeting at 9:05 p.m. Seconded by Supervisor Rader. The motion passed unanimously.**

Submitted by:

  
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Kalman A. Sostarecz, Jr.  
Township Secretary

