

BOARD OF SUPERVISORS

The monthly meeting of the Board of Supervisors of Upper Macungie Township was held on February 2, 2017, 7:00 PM, in the Municipal Building, 8330 Schantz Road, Breinigsville, PA 18031. Those present were Chairman, James M. Brunell; Vice-Chairman, John P. "Sean" Gill; Supervisor, Kathy A. Rader; Township Manager, Daniel P. Olpere; Sewer & Refuse Director/Assistant Township Manager, Robert Ibach; Township Engineer, Scott Pasterski; Zoning Officer/Director of Community Development, Daren Martocci; Solicitor, Andrew V. Schantz, Esq.; Township Secretary, Ashley Godshall; Fire Commissioner, Grant Grim; Public Works Director, Scott Faust; and Chief of Police, Edgardo Colón.

Chairman James M. Brunell opened the meeting and asked all present to join him in the Pledge of Allegiance to the flag of the United States of America.

MINUTES - Chairman Brunell stated the minutes of the previous meetings of January 3, 2017 and January 9, 2017 would not be read unless there was some objection. **Upon a motion by Chairman Brunell, seconded by VC Gill and unanimous, it was agreed to waive the reading of the minutes of the previous meetings and approve the minutes as presented.**

DISCUSSIONS & UPDATES

Whispering Farms Paving

Bill Creeger of The Pulte Group updated the Board as to the status of the Whispering Farms paving issue:

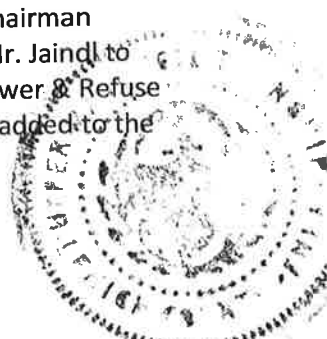
- Brubacher Excavating, Inc has been retained to review the various punch list items, walk the site, and provide a proposal to Pulte for all four phases by 2/24/17. Pulte will review the proposals and anticipates awarding the work on 3/10/17, with on-site construction to commence on or about 3/20/17.
- Storm and Sanitary specific punch list in all four phases will commence first with a duration of about 6 weeks, weather contingent.
- Basin conversions and amendment soil areas are to commence mid-April, weather contingent, to be completed by the end of May or early June 2017. Final Landscaping install and stabilization will follow basin conversions per basin, to be complete within 4 weeks of the last basin/amended soil area.
- Concrete repairs are to commence early June with base and final wearing to be complete by the end of June 2017.
- Once all the field related repairs are completed, and signed off as complete, As-builts are to be collected by an engineer of Pulte's choice and submitted to the Township engineer for review.

Open Space Preservation Fund

Director Martocci provided an update regarding his meeting with Lehigh County Agricultural Land Preservation and requested the Board consider creating a fund next year to be used to offset the deficit incurred by farmers when placing their land in agricultural security. The recent PP&L easement monies could also be used to supplement this fund. No action was taken.

Public Comment – Applewood Pump Station

Bruce Anderson and David Jaindl presented an update on the discussions regarding the Applewood Pump Station and outlined a variety of pump station options. He requested the Board consider a submersible pump system and have Township staff tour facilities utilizing those systems. Chairman Brunell expressed concerns over the safety and liability issues of said system and advised Mr. Jaindl to discuss the reasons the Township standardizes the Rabenold lift suction pump type with Sewer & Refuse Director Ibach. After much discussion, no action was taken, and Mr. Jaindl requested to be added to the March Board of Supervisors agenda.



Lehigh Valley West Apartments

David Jandl updated the Board of his plan for the proposed apartment complex and requested they advise him as to their opinion of his current plan. The Board and Mr. Jandl also discussed the possibility of the Township purchasing a parcel of the referenced land for park space. After much discussion, no action was taken.

Public Comment:

James Caffrey (318 McBride Ln) – disagrees with commercial building on the land and is in favor of the apartment complex. He also requested the Township look into state and federal grants for park land acquisition. **Supervisor Rader made a motion, seconded by Chairman Brunell and unanimous, for Township staff to research grant monies for park land acquisition.**

Private Road Snow Removal

Director Martocci presented a petition, submitted by Shannon Herter of 1173 Walter Street, for the Township to provide snow removal services on Walter Street, a private road. According to Director Martocci, the road does not meet Township specifications and is accessed only by another private road. No action was taken, and Director Martocci will update the petitioners.

160102

ORDINANCES

Ordinance #2017-01 – Updated Traffic & Parking Regulations – AN ORDINANCE OF THE TOWNSHIP OF UPPER MACUNGIE, LEHIGH COUNTY, PENNSYLVANIA, AMENDING CERTAIN PROVISIONS OF CHAPTER 15 –PART 2 (TRAFFIC REGULATIONS) AND PART 3 (PARKING REGULATIONS) OF THE CODE OF ORDINANCES OF THE TOWNSHIP OF UPPER MACUNGIE BY ESTABLISHING AND ADOPTING FINES AND PENALTIES IN ACCORDANCE WITH THOSE ESTABLISHED BY THE PENNSYLVANIA MOTOR VEHICLE CODE FOR VIOLATIONS AND CONVICTIONS OF PART 2 AND PART 3 OF CHAPTER 15 AS SET FORTH MORE FULLY IN THE BODY OF THE ORDINANCE. **Upon a motion made by Chairman Brunell, seconded by Supervisor Rader and unanimous, BE IT RESOLVED, Ordinance #2017-01 is hereby approved.**

RESOLUTIONS

Resolution #2017-02 – Tax Collector Compensation Rate (2018-2021) – A RESOLUTION OF THE BOARD OF SUPERVISORS OF UPPER MACUNGIE TOWNSHIP, LEHIGH COUNTY, PENNSYLVANIA, SETTING THE ELECTED TAX COLLECTOR'S COMPENSATION FOR THE NEXT TERM OF OFFICE, CALENDAR YEARS 2018 THROUGH 2021. **Upon a motion made by Secretary Rader, seconded by VC Gill and unanimous, BE IT RESOLVED, Resolution #2017-02 is hereby approved, setting the Tax Collector compensation rate at \$16,000 per year, starting January 1, 2018.**

***Resolution #2017-03 – Planning Module: Breinigsville Park Sanitary Sewer Extension** – RESOLUTION AMENDING THE UPPER MACUNGIE TOWNSHIP OFFICIAL SEWAGE FACILITIES PLAN FOR THE BREINIGSVILLE PARK SANITARY SEWER EXTENSION PROJECT WITHIN UPPER MACUNGIE TOWNSHIP, PENNSYLVANIA.

***Resolution #2017-04 – Planning Module: 6975 Ambassador Drive (Iron Run Lot 5) Sewage Facilities** – RESOLUTION AMENDING THE UPPER MACUNGIE TOWNSHIP OFFICIAL SEWAGE FACILITIES PLAN FOR THE LAND DEVELOPMENT PLAN KNOWN AS IRON RUN INDUSTRIAL PARK – LOT 5 – 6975 AMBASSADOR DRIVE LOCATED WITHIN UPPER MACUNGIE TOWNSHIP, PENNSYLVANIA.

***Upon a motion made by Chairman Brunell, seconded by Supervisor Rader and unanimous, BE IT RESOLVED, Resolution #2017-03 and Resolution #2017-04 are hereby approved.**



Resolution #2017-05 -- #2169 SunOpta Site Improvements Revised Final Land Development Plan – RESOLUTION GRANTING APPROVAL TO TRIPLE NET INVESTMENTS, X, LP FOR REVISED FINAL LAND DEVELOPMENT PLANS PROPOSING A PARKING LOT EXPANSION, DELIVERY ACCESS DRIVE AND A FIRE LANE ACCESS ROAD TO AN EXISTING BUILDING/FACILITY LOCATED AT 7108 DANIELS DRIVE, LEHIGH COUNTY, PENNSYLVANIA. **Upon a motion made by Chairman Brunell, seconded by VC Gill and unanimous, BE IT RESOLVED, Resolution #2017-05 is hereby approved, conditioned upon staff and engineer review comments as outlined in the letter dated February 2, 2016 from Keystone Consulting Engineers, Inc.**

MOTIONS

Eagle Scout Recognition – A letter was received from Boy Scout Troop 12 announcing Brian Avila, a resident of UMT, has earned the rank of Eagle Scout, the highest honor from the Boy Scouts of America. **A motion was made by Supervisor Rader, seconded by Chairman Brunell and unanimous, to send two congratulatory certificates for the Recognition Ceremony, one from the Township and one from the Police Department.**

Waiver of VFW Sanitary Sewer Connection Fees

VC Gill made a motion, seconded by Supervisor Rader and unanimous, to waive the sewer connection fees in the amount of \$1307.08 for the Veterans of Foreign Wars Post in Breinigsville, PA in consideration of Right-of-Ways the VFW granted to UMT for the installation of sanitary sewer and water lines to Breinigsville Park.

Fire Police Request – Cupid’s Chase 5K Race

Chairman Brunell made a motion, seconded by VC Gill and unanimous, to approve the request for fire police assistance for the Cupid’s Chase 5K Race on February 11, 2017 at Saint Paul’s Lutheran Church.

Grange Road Splash Park Bid Award

After some discussion and upon a recommendation from DPW Faust, Chairman Brunell made a motion, seconded by Supervisor Rader and unanimous, to award the Grange Road Splash Park base bid and option #3 (per the KCE letter dated January 23, 2017) to Stoneridge, Inc. in the amount of \$275,530.00.

Applications to the Lehigh County Farmland Preservation Board to place four (4) Township-owned properties in Agricultural Security: 9032 Breinigsville Road; 10482 Trexler Road; 1191 Dorney Road; 847 Mosser Road

Upon recommendation from Director Martocci:

- 1) Chairman Brunell made a motion, seconded by Supervisor Rader and unanimous, to form an Agricultural Advisory Board.
- 2) Chairman Brunell made a motion, seconded by Supervisor Rader and unanimous, to develop and open an Agricultural and Open Space Preservation Fund in 2018.
- 3) Chairman Brunell made a motion, seconded by Supervisor Rader and unanimous, to apply to the Lehigh County Bureau of Agricultural Land Preservation for the 4 Township-owned properties located at: 9032 Breinigsville Road; 10482 Trexler Road; 1191 Dorney Road; 847 Mosser Road.

Boyd Farmland Preservation

At the request of William and Karen Boyd and at the recommendation of Director Martocci, Chairman Brunell made a motion, seconded by VC Gill and unanimous, to authorize Solicitor Schantz to research the legalities of transferring funds to the Boyds if the Township were to pay the difference between the Lehigh County Preservation acreage cap of \$6,000 and the \$6,635 appraised acreage value of the Boyds’ 30 acre farm.



Assistant Township Manager Compensation

Chairman Brunell made a motion, seconded by VC Gill and unanimous, to compensate Robert Ibach for his appointment on October 6, 2016 to the position of Assistant Township Manager at half of the difference in the hourly rate of pay between the Township Manager position and Assistant Manager Ibach's concurrent position of Sewer & Refuse Director, until such time that he is once again acting solely as Sewer & Refuse Director. This compensation is to be paid in one lump sum from the date of appointment to the present and paid at the new hourly rate thereafter. The difference in the hourly rate of pay between the Township Manager's position and the Sewer & Refuse Director's position is \$16.73 for 2016 and \$17.23 for 2017.

Permission to Bid 2017 Paving Projects - Chairman Brunell made a motion, seconded by VC Gill and unanimous, to permit the Director of Public Works (DPW) Faust to go out for bid for the paving projects that are included in the 2017 budget.

Permission to Bid Recycling Building - Upon rejecting last year's bid and upon a recommendation by DPW Faust, Chairman Brunell made a motion, seconded by Supervisor Rader and unanimous, to permit Director of Public Works (DPW) Faust to re-bid the Recycling Building in 2017.

Sale of Excess Equipment - DPW Faust has requested permission (for 2017) to liquidate any excess township equipment. Chairman Brunell made a motion, seconded by VC Gill and unanimous, to permit DPW Faust to liquidate any excess township equipment, with the approval of the Township Manager or Assistant Township Manager.

160102

REPORTS

Treasurer's Report - December 2016 Correction: Upon recommendation from Finance Director Koller and due to a discrepancy in the Fireman's Fund (04) being double counted, a motion was made by Chairman Brunell, seconded by VC Gill and unanimous, to amend and correct the month of December 2016 total bills from all funds to \$1,724,159.22, not the \$1,844,247.72 previously reported.

Treasurer's Report - JANUARY: Total bills from all funds - \$1,341,995.90. A motion was made by Chairman Brunell, seconded by Supervisor Rader and unanimous, to pay the January bills.

Recreation Board Report:

Supervisor Gill reported. At the reorganization meeting, David Kentner was elected Chairman; April Navarro was elected Vice-Chairman; and Karla Trumbauer was elected Secretary. Comedy Night occurred on January 13th with 22 people in attendance. *Further details found in the January Recreation Board Report.*

Planning & Zoning Report - Daren Martocci:

During the month of January, 84 building permits were issued (Commercial - 12; Residential - 61; and Zoning Permits - 7); 23 Plumbing Licenses, and 49 Electric Licenses. *Further details found in the January Planning & Zoning Report.*

Upper Macungie Township Police (UMTPD) Report - Chief Colón:

The UMTPD and the Good Neighbor Coalition created "Attention Driver" signs to distribute to the trucking companies in the Township, informing truck drivers of the Township road rules and hopefully preventing accidents. *Further details found in the January UMTPD Report.*

- 894 Total Calls for Service
- 35 Reportable MVAs
- 40 Non-Reportable MVAs



7	Private Property MVAs
24	Criminal Arrest (Misdemeanor/Felony)
12	Non-Traffic Citations (summary)
354	Traffic Citations
14	Parking Tickets
152	Written Warnings
94	False Alarms
3	Assaults
3	Burglaries
2	Disturbing the Peace Crimes
5	Drug/Alcohol Violations
12	DUI Offenses
6	Fraud Crimes
5	Motor Vehicle Thefts
5	Thefts
1	Vandalism/Criminal Mischiefs
28	Vehicle Break-in/Thefts

Fire/EMS Report – Grant Grim: January Fire Inspections – 79. Emergency responses: Station 8 – 42; Station 25 – 28; Station 56 – 44; Total of 114. *Further details found in the January Fire Commissioner’s Report.*

Public Works Report – Scott Faust: Nothing to add. *Further details in the January Public Works Report.*

Public Comment:

Joseph Corcoran – believes there is too much tree trimming in the Heatherfield development.

William Brunell (409 Sawgrass Dr) – believes the trees in new developments should not be planted so close to the road. The Board commented that those plans were made before the ordinance changed, but new developments have different requirements, so it should not be an issue.

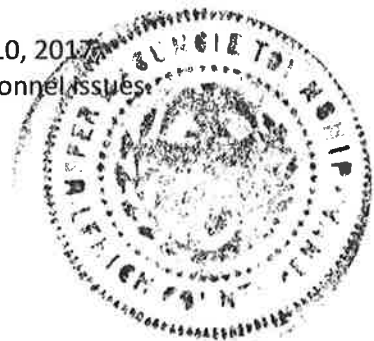
Township Manager’s Report – Nothing to add.

Supervisors: Chairman BRUNELL – Upon recommendation by Chairman Brunell, **Supervisor Rader made a motion, seconded by Chairman Brunell and unanimous, to, in the event of a Township-declared emergency, authorize DPW Faust, Police Chief Colón, and Fire Commissioner Grim to provide necessary provisions for food and shelter for their emergency crews.**

Supervisors: Vice Chairman GILL – VC Gill asked Director Martocci for a status update on the Lehigh Motor Inn. Director Martocci reported people are again living at the Inn. The Township has cited them last week, and there will be an inspection scheduled for next week. If they are not in compliance, the Township will turn the citations over to the magistrate to begin charging fines. Chairman Brunell requested the staff notify the Township Manager and Assistant Township Manager as to the outcome of that inspection. The owner must also remedy situation before his Land Development Plan can be entertained by the UMT Planning Commission.

Supervisors: Supervisor RADER –

- Executive Sessions were held at 6:50pm on January 9, 2017; 3:00pm on January 10, 2017; 3:30pm on January 12, 2017; and 4:00pm on January 26, 2017, all regarding personnel issues.



PUBLIC COMMENTS/COURTESY OF THE FLOOR

- **Edgardo Colón** (Resident) – believes the residents of the development affected by Mr. Jaiidl’s LV West apartments/warehouse proposals should have been notified there was an issue on the agenda that might affect them. He also reiterated the current traffic conditions on Oldt Road are very unpleasant.
- **James Caffrey** (318 McBride Ln) – believes the Board should adhere to their position regarding the choice of pump for the Applewood Pump Station.

There being no other business, **upon a motion by Chairman Brunell, seconded by VC Gill and unanimous, the meeting is adjourned at 9:13 PM.**

Ashley A. Godshall

Ashley A. Godshall, Township Secretary



Ashley A. Godshall

160102