

**I. OPENING**

**CALL TO ORDER:** The General Business & Developer meeting of Lower Saucon Township Council was called to order on Wednesday, February 18, 2009 at 7:07 P.M., at 3700 Old Philadelphia Pike, Bethlehem, PA, with Mr. Glenn Kern, Council President, presiding.

**ROLL CALL:** Present – Glenn Kern, President; Tom Maxfield, Vice President; Priscilla deLeon, Sandra Yerger, Ron Horiszny, Council members; Jack Cahalan, Township Manager; Leslie Huhn, Assistant Township Manager; Brien Kocher, Township Engineer; Linc Treadwell, Township Solicitor; and Judy Stern Goldstein, Township Planner. Stephen Prager, Jr. Council member will join us shortly. He arrived at 8:01 PM.

**PLEDGE OF ALLEGIANCE**

**ANNOUNCEMENT OF ANY EXECUTIVE SESSION (IF APPLICABLE)**

**Mr. Kern said Council did meet in Executive Session just prior to this evening. Attorney Treadwell said Council's executive session was about the potential purchase of real estate for open space/conservation easements, and as a result of that, if Council agrees, he would like a motion to authorize Boucher & James to do site capacity calculations on a portion of the Dravec property.**

**MOTION BY:** Mr. Horiszny moved for approval as stated above by Attorney Treadwell.

**SECOND BY:** Mr. Maxfield

Mr. Kern asked if anyone had any questions? No one raised their hand.

**ROLL CALL:** 5-0

**II. PUBLIC COMMENT/CITIZEN AGENDA ITEMS**

Mr. Kern said for citizen agenda items – Council operates under Robert's Rules. What that means is during agenda items, Council will talk amongst themselves and amongst staff and the interested parties. At the conclusion of that, we open it up to the public for public comment. There is an opportunity for non-agenda items at the end of the meeting to discuss whatever your business might be. We do have a microphone and there are microphones up at the table. There is a sign-in sheet in the back of the room. Please print your name and address and email address. It is very helpful in transcribing the minutes. For those who want to receive emailed agendas, please give your email address to Leslie or Jack or call the Township office. Please state your name and address. If you can't hear, please let us know. You can check the minutes on the website, which is [www.lowersaucontownship.org](http://www.lowersaucontownship.org). Mr. Kern asked if anything was taken off the agenda this evening? Mr. Cahalan said no.

**III. PRESENTATIONS/HEARINGS**

**A. CRAIG MEDEI – UPDATE ON COMMUNITY DAY 2008**

Mr. Kern said Craig Medei would like to discuss with Council an update on the success of Community Day 2008.

Mr. Medei said I'm chairman of the Community Day Committee. This is going to be our 8<sup>th</sup> one. I will give you a little update on last year, but I'm here tonight to talk about this year a little bit. Community Day, as most of you know on Council, and in the audience, is about business. We try

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to get together the businesses of Hellertown and Lower Saucon. It's called Hellertown – Lower Saucon Community Day. They have it at Borough Hall because most of the businesses that participate are from Hellertown, and also they needed a central location. They tried to move people around in the past, but no one wanted to leave Borough Hall. From 9:00 AM to 2:00 PM, they have all the businesses there, and then from 3:00 PM to roughly 8:30 PM or 9:00 PM, it's purely entertainment in Dimmick park. It's a great day. Last year it was just unbelievable with the amount of folks they have, and this year it is even going to be better because it's going to be 83 and sunny. I want to thank members of the Council of Lower Saucon, and mostly, Jack Cahalan. I doesn't want to single anyone out, but I've seen Council members at Community Day and I thank them for their participation. They honor a person from Lower Saucon and they honor a person from Hellertown, past business people. Last year it was Diane Repyneck and Pearl Boder. That's always a nice event. We have some dignitaries come in and Dent was there last year. We try to get as many as they can just to peak interest. We don't want to lose sight on why they do this. It's tied with the Chamber of Commerce and I'm looking at promoting businesses in Lower Saucon and Hellertown. 2008 was a very successful one right on down the line. We have participation from Lower Saucon. The representatives that handed out the citations; Se-Wy-Co was there. They had the educational fire wagon. They also are going to harness Tom Barndt and he's going to do a lot of things for them for the fire companies. They had the K-9 dog there. That's always a great show. The Historical Society, Lower Saucon United Church of Christ...we need more Lower Saucon Township businesses, that's why he's here. It's Lower Saucon – Hellertown Community Day. I don't know how to go about to do it. Last year Jack sent out letters to all the businesses. Lower Saucon put the signs up for them. They did a beautiful job. I need your help if you can come up with an idea on how to get more help and more businesses to come to Town Hall during the day, please get the names to Jack. It's at Borough Hall from 9 AM to 2:00 PM. My business is on Main Street in Hellertown. I have an insurance agency and I have a booth at Borough Hall because you have hundreds of people that come through. They offer a 10 x 10 space, you can bring a table, bring brochures, pamphlets, a megaphone. You can promote your business. It's \$10 if you are non profit, \$25 if you are a chamber member, and \$50 if you're not a chamber member. You can't get an ad in Valley Voice for \$50. You have five hours of hundreds of people coming through. We are looking to expand this year. We have great entertainment in the park. There's no business done in the park, it's strictly music. We have the Blues Crew again for this year. They were phenomenal last year. We have a bike show. The fire company is going to put on some phenomenal display. Sometimes I get a little despondent because I don't want to name this thing Hellertown Community Day. If you can, try and get these businesses aware of it. I thank everyone for listening. The date is Saturday, August 22, 2009.

Mrs. Yerger asked if they had actual applications they could be handed out to people? Mr. Medei said he will get her a bundle of them. They haven't sent them out yet because it's too far away yet and people throw them away. They do send them to the businesses and they send them to the Lower Saucon businesses. Even if you aren't a chamber member, come anyway, you can promote your business there.

Mrs. deLeon said I represent the Township on the Hellertown – Lower Saucon Chamber board, and maybe we should download the form, and have it ready now, a pdf that is available on the internet. Mr. Medei said we can do that, but you have to get the forms back to us. We end up a week or two before Community Day, and walk up and down the streets and go to the businesses. Mrs. Yerger said we can put a link on our website for Community Day. Mr. Medei said there's not a lot of businesses in the Chamber from Lower Saucon, but even if they are not, they can attend. Mrs. deLeon said since this is an annual event, it could be on the Internet all the time, as it's an upcoming thing and it's normally in August.

**B. ANNUAL POLICE AWARDS – RESOLUTION #34-2009**

Mr. Kern said Council would like to publicly recognize the efforts of our Police Officers for the fine work they do in the Township. Chief Guy Lesser is here to present the commendations. Resolution #34-2009 has been prepared to honor these officers.

Chief Lesser said we again thank you for taking the time to recognize some of the good work of our officers. Although you've seen these officers before, on award evening, the awards that we are presenting tonight are based entirely on their efforts in the year 2008. We have several enforcement awards. One of the officers we expected to be here tonight is on the road in the snow and he just might be tied up and we're probably not going to see him tonight.

Chief Lesser said I'd like Corporal Thomas Barndt to come up front. As you may recall, Corporal Barndt not only performs the duties of Corporal in our department, which is extremely significant, he's also served as one of our field training officers for a number of years – a very critical area as we train new officers and hope to get them on the right foot and perform police work as we expect them to do. Corporate Barndt has done an outstanding job in that area over the years. Chief Lesser read Corporal Barndt's police award commendation.

Chief Lesser asked Officer Tim Connell to come up front. He said Officer Connell is no stranger to our awards program. We've been very fortunate to have him for a number of years. He serves as our other field training officer, and it's just a critical area that Officer Connell and Corporal Barndt perform as the guidance and training officer for our officers for the last several years. Officer Connell also serves as a criminal identification officer. Officer Connell and Corporal Barndt have additional training and have processed our crime scenes for their teams. Officer Timothy Connell is not a stranger to this award. He's been our Officer of the Year and runner up on a number of occasions. Tonight we'd like to present him for Runner-Up Officer of the Year for 2008. Chief Lesser read Officer Timothy Connell's police award commendation.

Chief Lesser asked Corporal Barndt to come forward. As we know, Corporal Barndt is no stranger to this award either. Corporal Barndt is our Officer-of-the-Year for 2008. He read the commendation for Officer Barndt.

Chief Lesser said again we thank you. Mr. Kern said we hear nothing but good things from the public. Mr. Maxfield was just relaying a story tonight about the positive feedback about Corporal Barndt, so keep up the good work.

**RESOLUTION #34-2009**  
**POLICE DEPARTMENT COMMENDATIONS**

**WHEREAS**, Corporal Thomas H. Barndt has been named Officer-of-the-Year; and,

**WHEREAS**, Officer Timothy M. Connell has been named Runner-Up Officer-of-the-Year; and,

**WHEREAS**, Corporal Thomas H. Barndt has been awarded a Commendation for DUI arrests; and,

**WHEREAS**, Officer Willie W. Shelly has been awarded a Commendation for DUI arrests; and,

**WHEREAS**, Officer Keith O. Bredbenner has been awarded a Commendation for DUI arrests; and,

**WHEREAS**, Officer Scott M. Snyder has been awarded a Commendation for DUI arrests.

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**NOW, THEREFORE BE IT RESOLVED, AND IT IS HEREBY RESOLVED** that the Council of Lower Saucon Township, Glenn Kern, President; Tom Maxfield, Vice President; Priscilla deLeon, Council Member; Ron Horiszny, Council Member; and Sandra Yerger, Council Member, does hereby recognize and thank all of these Officers for the fine work exhibited during the year. It is this Council's opinion that it was a job well done!

**MOTION BY:** Mr. Horiszny moved for approval of Resolution #34-2009.  
**SECOND BY:** Mr. Maxfield  
Mr. Kern asked if anyone had any questions? No one raised their hand.  
**ROLL CALL:** 5-0

**IV. DEVELOPER ITEMS**

**A. LONG RIDGE SUBDIVISION – IMPERIAL CREST DRIVE – SECURITY REDUCTION**

Mr. Kern said the Developer has requested a reduction of the improvement security for landscape improvements completed to date. Boucher & James has done an inspection and Hanover Engineering (HEA) is recommending a security reduction of \$26,975.55.

Mrs. deLeon was looking for Hanover Engineering and Boucher & James letters, and could not find them. She said there wasn't even a draft motion.

Ms. Stern Goldstein said our letter says they are not recommending the release. HEA recommends that the reduction of security be conditioned upon providing a plans and appeals account balance acceptable to the Township.

Mr. Horiszny said do we know the status of that account? Mr. Cahalan said the escrow is current.

**MOTION BY:** Mr. Maxfield moved for approval to release \$26,975.55 per the Hanover letter and the Boucher & James letter.  
**SECOND BY:** Mr. Horiszny  
Mr. Kern asked if anyone had any questions? No one raised their hand.  
**ROLL CALL:** 5-0

**V. TOWNSHIP BUSINESS ITEMS**

**A. AUTHORIZE ADVERTISEMENT FOR LAWN MOWING SERVICES BID**

Mr. Kern said the annual lawn mowing specifications have been drafted and reviewed by the Director of Public Works and the Solicitor. Council should authorize the documents be advertised for bid, with a bid opening scheduled for March 16, 2009.

Mr. Cahalan said this is our second go round on bidding out the lawn mowing services. We did it two years previously and we extended the contract with the company that was the low bidder the first time. We have worked on the bid specs, improved them a little bit more to make them specific for contractors. We want to make sure that everything is mowed to the proper heights and it's done at the proper frequency and we believe that we've covered all the bases here. The Solicitor has reviewed it and it's ready for approval for advertising, and hopefully, we'll get back some good strong bids on this and be ready to go when the grass starts coming up in the spring.

Mrs. Yerger said I have one question directed to Judy. In the draft, I noticed the natural areas, the wildflower meadows need to be mowed once. It says November and I've talked to Nate Burns and a few of the others with other projects, and some of them are starting to lean towards an early

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March mowing. Ms. Stern Goldstein said it differs based on the contents of the grasses and flowers in the meadow. Some of them you want to have gone to seed before they are mowed and others you want to mow them right in the beginning of the growing season, so this is the general one. The warm meadow grasses is the March one, but we don't have that yet in the Township.

Mr. Maxfield said I have a question about the kind of directive we are not using inappropriate chemistry on the grounds. I remember years ago where there was a problem at the Township where an employee was spraying weed killer around the base of a fence and they assured Mr. Maxfield that the maintenance plan was going to go out with the bid, so he thinks their intent will be pretty clear. That was a good thing to do. Mr. Cahalan said that's covered in the maintenance policy for township parks – the treatment of that, so that's not something we're looking for under this bid. This is just strictly for grass mowing, and if we are looking for someone to treat weeds, it would be done under the conditions in that other policy.

**MOTION BY:** Mr. Maxfield moved to authorize advertisement for lawn mowing services bid.  
**SECOND BY:** Mrs. Yerger  
Mr. Kern asked if anyone had any questions? No one raised their hand.  
**ROLL CALL:** 5-0

**B. AUTHORIZE ADVERTISEMENT OF ORDINANCE #2009-02 TO PROVIDE FOR THE EQUAL DISTRIBUTION OF GAMBLING GROSS TERMINAL REVENUE**

Mr. Kern said the Solicitor has prepared Ordinance #2009-02 which calls for the equal distribution of the gross terminal revenue to be received by Northampton County beginning in 2009 from casino gambling in the City of Bethlehem to the five (5) priority municipalities per the procedure that was previously adopted by four of the five municipalities and forwarded to the County Executive in April 2008.

Mr. Cahalan said this just continues to reaffirm our joint agreement on the distribution of the gaming funds. We had previously asked Council to adopt and you did a resolution. The second part of this would be the ordinance that goes with the inter governmental agreement between the four, and eventually, we hope to be the five contiguous municipalities. This would be something we would have to show the County Council that we are united in this proposal, and hopefully, they will see that when the authority distributes the funding.

**MOTION BY:** Mr. Maxfield moved for authorization of advertisement of Ordinance #2009-02.  
**SECOND BY:** Mr. Horiszny  
Mr. Kern asked if anyone had any questions? Mr. Horiszny said it doesn't mention that this is of the 60% anywhere, is that still going to be clear to people? Mr. Cahalan said our proposal gets into this in detail about the 60/20/20. This really emphasizes an equal distribution of the funding which is important. We are only asking for 60% of the money that will be coming in the municipal share, but this is if the County wants to give us all of it in equal shares.  
**ROLL CALL:** 5-0

**C. REVIEW OF POLK VALLEY PARK CONNECTOR TRAIL SURFACE OPTIONS**

Mr. Kern said in order to move forward with the planning for the final design of the Polk Valley Park Connector Trail, which will run between Polk Valley Park and the Saucon Valley School District campus along Polk Valley Road, the Township Engineer and Planner would like to discuss surfacing options for the trail with the Council.

Ms. Stern Goldstein said you all should have a memo in your packet from me. I'm very fond of pervious paving whether it be asphalt or the pervious concrete we're getting attached to. In this

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case, we did discuss this in staff meeting last week, and reluctantly, for her, but a good decision for the trail is it not be of a porous surface. I've outlined those issues in my memo, primarily it's the grading we need to do in the low lying drainage areas, and just the impracticality of it being long term for the entire length of the trail and I don't think it would be prudent for portion of the trail in one surface and the other portion in another surface when it's not that long of a distance. Mrs. Yerger said I thought Ms. Stern Goldstein did a good job. Mr. Cahalan said this is for a particular section of the trail. It's not the entire trail. Could you point out where that section is? Ms. Stern Goldstein said we were looking at the whole length of the trail, and it will go from the high school to the park where it connects to the existing driveway in the park. When we were talking about this in staff meeting last week, the section in front of the Herman house was problematic, but then we started looking at the area where it connects to the existing park driveway and there are low lying areas there. When we started looking at the different sections, we thought it would be good for the entire trail. I wrote up the recommendation, but it was really the group discussion.

Mr. Maxfield said one time, months ago, when we walked out there, and I think it was Rick that walked with us, we talked about the possibility of the path coming down to that area and almost fading or stopping and using the existing surface that is there now and then picking up again afterwards and moving down towards the bridge site. At that time, I was happy with that as a solution. Could you explain to me, as I hear about compaction of the soil near the roots and I'm thinking about building the recommendation to build up in this area. Would that have any negative area on those trees? Ms. Stern Goldstein said anything we do in that area is going to have some sort of impact on the trees and one of the things I'd like to discuss with Council is the actual care of those trees. We'd like to bring an arborist in as they are probably going to need some root pruning, fertilizing, extra feeding and caring, and possibly some extra cushioning over the root system before we get to any fill. Any time we do any compaction or place anything on top, they are going to be impacted. I just want to check and make sure with a certified arborist that the health of those trees is good today. I'd hate to build something around a tree that's not a viable tree for tomorrow. Anything on top is a concern, and digging through the roots is even more of a concern. Mr. Maxfield said I would support the recommendation to do what we need to do to really insure what we can with those trees. Mr. Herman seemed to think, and he didn't give us real details, they were some sort of special species and people came from different localities to view the trees. He just doesn't want to see those trees pass away. Ms. Stern Goldstein said I don't know if it's appropriate to bring that up now, but we need to bring an arborist in. I'm not an arborist. I know my trees, but as far as the health, diseases and life span of a tree, it's not my specialty. Mr. Maxfield said before we make plans, why don't we do that. Mr. Cahalan said can we come back to you with a scope of what we'd be looking for and then we'd get that out like an RFP type thing and see who would submit estimates to us for that type of work. Ms. Stern Goldstein said I know of some arborists that I have worked with for years and there might be some local ones up here. You could get feelers out to them and see what you feel most comfortable with. We'll look at their qualifications, and bring it back to Council for approval. Mr. Maxfield said we just received some information tonight on an arborist from Del Val College. We can still vote on this. Ms. Stern Goldstein said even if we didn't have the tree issue, we still have the drainage issue and the low lying issue in that area. The trees were the ones that pushed it to the edge for her. Mr. Maxfield said the transitional idea would not be good because it would just sit. Ms. Stern Goldstein said it would just sit and the other part is that I really believe we have an obligation to make this path accessible, especially since it's leading from the school to the park, so that in order to follow ADA guidelines, the fade doesn't meet standards. That changed slightly when it was determined that we couldn't use the existing bed for the bridge. When we moved that, the nature of the trail changed a little bit too as it was going through a more wet area. If we were using the bridge abutments, we would be raised over a lot of those low lying areas which we're no longer doing.

Mr. Kern said do we need any action? Mr. Cahalan said to allow the consultants to move ahead with the final design we're looking for a decision on the surfacing.

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- MOTION BY:** Mr. Maxfield moved to allow the consultants to move ahead with the final design to proceed according to Boucher & James recommendations.
- SECOND BY:** Mrs. Yerger  
Mr. Kern asked if anyone had any questions? No one raised their hand.
- ROLL CALL:** 5-0

**D. RESOLUTION #36-2009 – AUTHORIZING SUBMISSION OF TREE VITALIZE GRANT APPLICATION**

Mr. Kern said Resolution #36-2009 has been prepared authorizing the submission of a grant application, by the February 15, 2009 deadline, to the DCNR TreeVitalize Metros Program requesting up to \$25,000 in funding to pay for the planting of trees at Polk Valley Park.

Mr. Cahalan said Sandy Yerger came up with this idea and this information had been out there, but we had been told it was primarily for urban areas and cities. We did check with the county and they did say that Polk Valley Park would fall into the metros area, so we were able to put together an application with the help of Sandy and Judy, and we submitted it last Friday. We are putting in for the full \$25,000 to help defray some of the cost that we will be having for the landscaping plantings that will be going into Polk Valley Park for Phase II, which is coming up this year. Part of the requirement is that we had to submit names of staff members, members of the EAC, and also some volunteers who would be willing to act as tree tenders. That's a program which requires training from DCNR. In your packet, I just got it today from the County, is a notice that the training for this tree tender program is going to be offered on April 4, 2009 at Marywood University in Scranton, Pennsylvania. That's an all day session. It says the tree tender training workshop must be completed prior to planting, by at least one municipal staff person responsible for tree care and at least two volunteers. The one problem about this program is DCNR does not have a lot of training sites for this program, so it looks like Scranton is the nearest place to go. We will have to work on doing that. Otherwise, we're hopeful we will get the funding and I'm asking for Council's ratification of this grant submission. The matching funds for this will be through the Township's staff, Public Works, the rental of equipment that we would use to do that, and also the consultant fees for the landscape plan.

**RESOLUTION #36-2009**

**RESOLUTION AUTHORIZING THE SUBMISSION  
OF AN APPLICATION FOR A TREEVITALIZE GRANT  
FOR TREE PLANTING AT POLK VALLEY PARK**

**WHEREAS**, the Township has invested significant funds toward the acquisition and construction of Polk Valley Park, a recreational facility that opened in 2008; and

**WHEREAS**, the Township proposes to add additional landscaping and site amenities to the park during 2009 which includes a variety of shade and flowering trees; and

**WHEREAS**, the Pennsylvania Department of Conservation and Natural Resources (DCNR) sponsors the TreeVitalize Metros Program which provides funding to increase the tree canopy cover in the metropolitan areas of Pennsylvania; and

**WHEREAS**, the TreeVitalize program provides for up to \$25,000 in funding to municipalities to cover the costs of trees, tree supplies, site preparation and tree planting costs, which the Northampton County Department of Community and Economic Development has advised that the

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Township would be eligible to apply for our proposed landscape improvements at Polk Valley Park; and

**WHEREAS**, the Township obligation for matching funds will be made up through the use of in-house Public Works staff, equipment and professional fees paid to the Township Planner.

**NOW, THEREFORE, BE IT RESOLVED**, that the Council of Lower Saucon Township hereby authorizes the submission of an application to the Department of Conservation and Natural Resources for funding from the TreeVitalize Metros Program to be utilized for additional landscaping improvements to Polk Valley Park,

**AND BE IT FURTHER RESOLVED** that the Council of Lower Saucon Township hereby allocates in-kind municipal resources in the amount of \$20,488 to said project.

**MOTION BY:** Mr. Horiszny moved for approval of Resolution 36-2009.

**SECOND BY:** Mrs. Yerger

Mr. Kern asked if anyone had any questions? Mrs. Yerger said I want to thank Judy and especially Jack. This was whipped together in a week and they did a great job with it. Obviously, this is an opportunity for us to try to capture some of the cost of really greening up our park for everyone's enjoyment.

**ROLL CALL:** 5-0

**E. DISCUSSION REGARDING FORMAT OF COUNCIL MINUTES**

Mr. Kern said Council was provided with several examples of minutes from other Townships and a sample of the Lower Saucon Authority's minutes at the request of Ron Horiszny who would like to discuss the format of transcribed minutes.

Mrs. deLeon said I just can't do it. The minutes are just too informative. Mr. Kern said I never heard a resident say they didn't like the long minutes that we do. I would prefer the shorter ones, but I've never heard one negative comment about the fact that everything's complete in them. I've heard maybe three residents, unsolicited, say they like the minutes. I remember one guy in the audience said he reviews the minutes every two weeks and he actually reads the whole thing. Mr. Horiszny said we should get them to put in corrections. Mr. Kern said the guy said he can't go to the meetings, but he can understand thoroughly what's going on at the meetings because he reads the minutes on line. Mainly because of that, I would tend to favor the way we do them now.

Mr. Maxfield said I like shorter, cleaner things myself, but in asking around, I asked Leslie on numerous occasions to go back and check the minutes and a lot of times things get said and things get promised and I like having all that in there, as much as possible, just to cover ourselves. It's painful, I do not enjoy reading the minutes, but I think we really need to cover what we're doing. That's one of the only official ways he can think of doing it. I've heard about places where it's just a listing of the motion, who made it, topic, and he's sure there were gobs of discussion that went into it. Sometimes there are just fine points you don't want to lose.

Mrs. deLeon said going back to the Saddle Ridge subdivision with those signs, when you read the minutes, it had the bare essentials back then, and if it would have been more of what was going on, we would have had a better idea as I can't remember everything. Mr. Maxfield said also the other one was the Stover Road gate. That was important to go back to. I can see exactly what happened in those minutes too.

Mr. Horiszny said I'm shot down, but one of the thing that bothers me, in the first paragraph of the report last time when Ben Guerin was present, he said he works for Stratix Systems. It says "Ben

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Guerin was present. He said he works for Stratix Systems. They are an information and technology firm that specializes in document management. They are here tonight to show you a very simple to use product known as Microsoft Share Point". Mr. Horiszny said that's not what he said, all of a sudden it's the transcriptionist saying what's occurring rather than what's occurring rather than the presenter saying what's occurring. With that kind of switch back and forth, it's not all that accurate, and that bothers me slightly. As long as it doesn't bother the rest of you and you can take my "no" votes, we can do it that way.

Mr. Maxfield said there used to be a thing where it used to be what they said, like at Planning Commission, they used to say Glenn Kern said ...and then it would go into if you were just saying it with no separation of quotations marks, and that was confusing at times also. There was the identify there.

Mr. Horiszny said it goes on to say at the end of the paragraph, he's here to show you how simple and easy it is to use. It should say I'm here to show the Council how it is. Mr. Horiszny said then it's verbatim. I think we ought to just move on. Mr. Maxfield said maybe what we are talking about is punctuation. That might help a lot.

Mrs. Yerger said could you just have the person's name, Glenn Kern – and then have quotes. Mr. Horiszny said then it would be accurate. Mr. Maxfield said it's almost like a script for a play where you would have the name, two dots, colon and what you said. Mrs. deLeon said and you'd add more pages to the minutes. Mr. Horiszny said it would be longer still. Mr. Maxfield said it would have to switch lines again every time.

Mr. Cahalan said it could be fixed by saying that that section was verbatim, but that's not the way it carries throughout the whole thing, it should be like he said, and this isn't 100% verbatim, and we don't want to give that impression. Mrs. deLeon said you could have a preface in the minutes saying these minutes are not verbatim. Mr. Horiszny said that may be more confusing or cause more problems than us than just letting people assume what they are reading is accurate.

Mrs. deLeon said the bottom line is if they said it at a meeting, we can't change it even if they are misinformed and say what they think and it's incorrect. The minutes, we can't change the minutes. People still said that.

Attorney Treadwell said you can either have them verbatim or with no editorial revisions whatsoever. The point Ron was making earlier, that there is some editorial revision in there saying that he was here to show you, and the person transcribing the minutes is changing what the individual actually said, that's more of a summary that he's here to show you. Mr. Horiszny said then it leaves a question, who is you? It should say he's here to show the Council or the audience, to that effect. Ms. Huhn said he may have said he is here to show you, as he's still speaking to the audience. Mrs. deLeon said isn't that the reason we are here because whoever is speaking is speaking to Council. Mr. Horiszny said they are written for the record. Mrs. deLeon said they are written for the record of our business meeting, our Council's business meeting. It's not our business meeting. Ms. Huhn said it says that Ben said, he's here to show you, and if you are reading it that it's saying I'm here to show Council, she would have written he's here to show Council. She is writing what he said. He's saying he's here to show you. If he would have said Council, she would have put Council. Mr. Horiszny said she doesn't even put here. It says they are here tonight. Mr. Cahalan said he was sitting next to Mr. Gruver. Mr. Horiszny said it's still not accurate. Mr. Maxfield said we still have to stop short of a transcriptionist. We don't want a stenographer. We don't want that. We should go for ultimate clarity. Mr. Horiszny said it's tough and it's so long, and there are so many of those, that if that individual doesn't want to read it to us back, he doesn't feel that they are that accurate, so why should he waste hours and hours reading through word by word. What I do now, is I go where I said something and make sure it's

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something that I said. Then I look at the motion and try to see who did the motion and if I recorded it right versus what came out and leave the rest slide by. That's why I say I don't approve because I really don't know if they are accurate because I haven't really read them. Mr. Kern said because there's so much, I see your point. Mr. Maxfield said if you are talking summary sometimes, there may be a difference between words that could have implications like will or shall or any of those kinds of things. Mrs. deLeon said we tried to get people to sign in and maybe as people come in and state their names, spell their last names because sometimes she gets the names wrong because we assume who they are, and she's not here to see who they are and sometimes the names may be wrong, but then do you say if you speak, you have to sign in and be real explicit about the spelling of your last name and all that other stuff. Mr. Horiszny said I have trouble just picking up their names. That's where my concerns are and 80% of us don't see it that way, so fine, we'll go on the way we are, but I'll probably continue to say no, and it's not because I don't like you guys or the way you do the minutes, I just don't feel like saying these are gospel and I love them. Mrs. deLeon said Brien, you are an elected official where you live, how do you do you minutes? Mr. Kocher said not that in-depth, but more just a motion. The general flavor of the discussion, the opinion of the secretary/treasurer as to what happened and then we look at it, and we have to agree with the summary. Mr. Kern said that's the one point that Ron made tonight that is sticking with him, that in all honesty, he can't go through all these minutes because he doesn't have the time, and yet, he's approving them without reading them. The main point that Ron's making is if we shorten the minutes, I'll read them, then I'll know whether it's accurate or not, then I'm approving them. That's food for thought. Mrs. deLeon said it's subjective of what you leave out and what you leave in. Attorney Treadwell said both Allen Township and Richland Township do what Brien says, it's a summary of what the discussion was about as opposed to Mr. Kern said this, Mrs. deLeon said that. It's a summary and is open somewhat to interpretation from the person who is writing those minutes. Mrs. deLeon said prior to Diane, it was a summary also. It was subject to the person putting it together and that is why you had the limited discussion on Saddle Ridge. Attorney Treadwell said I understand. Mr. Maxfield said the problem is we are having something that is mimicking verbatim that's not, but then again, if there is summary, we'd be asking Diane to figure out what's important or what's not or what particular statement you can hang your hat on and what one you can't. I'm not comfortable with either one of those.

Mr. Kern said Jr. Council member, Stephen Prager, arrived at 8:01 PM.

Mr. Maxfield said I can recall at Planning Commission a couple of years ago when we were doing kind of summary minutes, there were a couple of things that were said that did not make it into the minutes and we had no proof. Mrs. deLeon said right. Mr. Maxfield said, but they had been said and that's not good. Mrs. deLeon said it can come back and haunt you as you especially remember its being said and it wasn't in the minutes. Mr. Maxfield said one that was agreed upon was a verbal condition and that condition disappeared. It was gone. Mrs. deLeon said and you are trying to write things down as the developers are agreeing. Mr. Kern said this issue may not be dead, Ron.

Attorney Treadwell said maybe if everybody read, like Ron does, the portion that concerns them, then you are all basically voting that you are approving what you said at the previous, I mean there will be still be sections in there that if someone doesn't read the whole thing, where Leslie may have said something or I may have said something that one of you five won't read, but at least you will have read what you said.

Mrs. deLeon said I basically skim over it and she will be honest and say, not every meeting will I read the whole thing, but if I have time I will, sometimes I do, sometimes I don't. I do skim them. Sometimes things pop out and sometimes you miss things. You've got to remember, you just sat through a three hour meeting two weeks ago. We have to do the best we can. Mr. Horiszny said I appreciate the chance to discuss them and I'm not just trying to be a grouchy old man and vote no

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every time because I did have a conviction of what they were about. That's the reason. Mrs. Yerger said I can appreciate it as you spoke through it, I realized you had a very valid point and I think we all agree with that. It gives us new perspective on it. Mr. Maxfield said let's keep thinking about it. See if we can come up with something that's a more reasonable solution.

Mr. Kern asked if anyone had any comments in the audience? No one raised their hand.

**F. SPECIAL FIRE POLICE – RESOLUTION #35-2009**

Mr. Kern said Resolution #35-2009 has been prepared to appoint Special Fire Police to participate in non-emergency activities and emergencies.

Mr. Cahalan said I will read from the attached list, Ron Horiszny, Cynthia Messics, Stanley Turel, Jr. from Se-Wy-Co, and from Steel City, Ron Beck, Silvio Cruciani, Frank Gergar, and Chris Snyder, and that's the nominations that are submitted for 2009, which the resolution would appoint.

**SPECIAL FIRE POLICE**

**WHEREAS**, following nomination by one of our Township fire departments of any of its members whom they have concluded is fit for duty, all nominees shall be appointed/confirmed by Lower Saucon Township yearly and be sworn in within thirty (30) days of their initial appointment/confirmation; and

**WHEREAS**, said appointment/confirmation shall immediately be null and void upon the termination of membership in any of the Township fire departments; and

**WHEREAS**, the fire department shall then insure that its special fire police are equipped with, at a minimum, a badge and identifying hat or uniform; and

**WHEREAS**, whenever a Township fire company is dispatched or whenever the Manager authorizes response to an event, such as a carnival, Lower Saucon Township shall be responsible for Worker's Compensation Insurance; and

**WHEREAS**, prior to participating in non-emergency activities and emergencies where their fire company has not been called out, unless they come upon an emergency and no police are on scene, in other municipalities our special fire police shall insure that they have written authorization from the governing body of that municipality stating specifically the date(s), time(s), location, and duties the fire police are requested for. The written authorization shall then be forwarded to the Township Manager for final approval; and

**WHEREAS**, all Township Fire Police shall complete the Basic Fire Police program and a yearly, in-house refresher program or other State certified course, and must produce documentation for such to the Township each year.

**NOW, THEREFORE, BE IT RESOLVED**, that the following persons, and only these persons, are confirmed as Lower Saucon Township Special Fire Police. This resolution supersedes all previous resolutions confirming Special Fire Police and all those operating as Lower Saucon Township Special Fire Police prior to this date shall no longer be active and unless listed herein are not confirmed.

Mr. Kern said is there a motion for approval of Resolution #35-2009?

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**MOTION BY:** Mrs. Yerger said so moved.  
**SECOND BY:** Mr. Maxfield  
Mr. Kern asked if anyone had any questions? No one raised their hand.  
**ROLL CALL:** 4-0 (Mr. Horiszny said I'll abstain since I'm in there).

**VI. MISCELLANEOUS BUSINESS ITEMS**

**A. APPROVAL OF MINUTES – FEBRUARY 4, 2009 COUNCIL MEETING**

Mr. Kern said the minutes of the February 4, 2009 Council meeting have been prepared and are ready for Council's review and approval.

Mr. Horiszny said on page 13, line 28, and this is a question, it was a draft, should the draft or the park maintenance policy be attached and then that question comes up on page 14, line 22 for the park purposes and also on page 15, line 15, for the agronomist duties. Should the drafts be attached to the minutes? There was a draft of policies. I'm wondering if the draft policy we discussed be attached? Ms. Huhn said in a draft form. Mr. Horiszny said maybe not in a draft form, but in a final. I just had those questions on the three items. Attorney Treadwell said before you start putting them in the minute book, you should actually wait until you adopt it as a policy. Otherwise, you could have five different drafts because Judy could keep changing her mind. Ms. Stern Goldstein said you don't want to put something in a recommendation from us or any professionals, for you to consider, in the minute book because you haven't yet adopted it. You might not agree with any of it, so you might want to have it appear to be something you agree to. Mr. Horiszny said page 20, line 17, I thought I was the second on the steep slopes rather than Tom on that motion. Mr. Maxfield said I think I do remember making the motion and Ron came in second. Mr. Horiszny said on page 23, line 26, I thought Tom made the motion for the DEP rather than Mr. Kern, but that again, is my notes, did I get it right. Mrs. deLeon said she made the second, and Tom did make the motion. Mr. Horiszny said see I was wrong on most of them, see why I don't like the minutes.

**MOTION BY:** Mrs. Yerger approval of the February 4, 2009 minutes.  
**SECOND BY:** Mr. Maxfield  
Mr. Kern asked if anyone had any questions? No one raised their hand.  
**ROLL CALL:** 4-1 (Mr. Horiszny – No)

**B. APPROVAL OF JANUARY 2009 FINANCIAL REPORTS**

Mr. Kern said the January 2009 financial reports have been prepared and are ready for Council's review and approval.

Mr. Kern said is there a motion for approval?

**MOTION BY:** Mr. Horiszny said so moved.  
**SECOND BY:** Mrs. Yerger  
Mr. Kern asked if anyone had any questions? No one raised their hand.  
**ROLL CALL:** 5-0

**VII. PUBLIC COMMENT/CITIZEN NON-AGENDA ITEMS**

Mr. Tom Hockman was present. He said I'm a member of Bushkill Motorcycle club which I've been before you before. It seems that the road in front of our hill climb property has become a tire dump, not only on our property, but there are several other piles as you go out the Narrows that have been dropped down on the left side, the track side of the road. The reason I'm here is I'm trying to find what I do with these things. Is there a spring cleanup that we can have them picked up? Can we make some arrangements

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with the township to get them picked up? Do we have to get rid of them because I live on a rural road there are 50 tires there at a time. When a resident is throwing a tire away, he throws two tires away. He doesn't throw 50 and he doesn't go down the road and throw another 50 down over the bank, so obviously it's someone who has a garage or a tire business. All I'm looking for is some guidance on how to get rid of the tires. We've gotten rid of lots of garbage over the years, without a whole lot of problems. Tires are a little bit different because you end of paying for them to get rid of them, and that's why I'm here to say, is there some avenue we can go down? Can you get a truck down there? Can I get some guys to load them? Are we obligated to get rid of them? That's my main reason for being here. Mr. Kern said that's a good question. Mr. Cahalan said I don't have an answer yet, but if you can give me a couple of days, I can get back to you. If you can give us your phone number, I'll get back in touch with you and we'll try to come up with a solution. Mrs. Yerger said Jack, we had a property that had a large tire accumulation. The guy ran a garage or whatever, and it was actually an orchard tucked by in the back. He had this large accumulation of tires and one of our staff made some arrangements. That was in Bucks County and I don't know if it's applicable here but I will check with Karen tomorrow at work. Mr. Maxfield said can we check into the people who recycle tires to make playground mulch? Mrs. Yerger said this was taken by someone who was recycling them. I'll check as it happened in Bucks County and I don't know if they'll come up here or whether they'd be interested, but I can certainly find out. Mr. Kern said how many are there? Mr. Hockman said I know there's 50 on our property, I didn't count the ones that are down the road. I suspect they had big piles down there also. It happened within the last month. All the tires were dumped at one time. They dumped 50 at one dumping. Mrs. deLeon said that's the last month. Mr. Kern said that's unbelievable. Mr. Maxfield said there's a nice accumulation of mattresses ending up down there. Mr. Hockman said that kind of stuff we can pretty much get rid of but the tires have been an issue. I have been trying to get rid of them. Mr. Maxfield said it shouldn't be happening at all. I know we would highly appreciate any information we could get as to who was doing it. Mr. Hockman said because we would take them back and put them on their property. Mr. Horiszny said is there a deposit on a tire when you buy a new tire? Mr. Hockman said there's a dollar that's added to the cost of the tire that's supposed to go towards the disposal of the tire. That is charged by the seller of the tire. Mr. Maxfield said the landfill, a few years ago, used to be \$4.00 a tire taken in. Mrs. Yerger said I wonder if it's someone from out of state as they are dumped all at once. I think it's more expensive to get rid of them in other states. Mrs. deLeon said Jack, the guy that attended our SVP meeting last week from the County, Tom Dittmar, I wonder if he would have ideas and we have a Landfill Meeting tomorrow and I could ask the landfill. Mr. Cahalan said we'll come up with a solution and you can leave your number with Leslie.

Mr. Hockman said I wasn't going to bring this before Council tonight, but I will let you know. I made a special trip out here mainly to see Chief Lesser because we have a bunch of young members in our club right now that think we should be selling beer at our hill climb. I asked the Chief to take some time out of his busy schedule. I happen to be Chairman of the Board, and I will have a meeting the second Tuesday of next month. I asked Chief Lesser if he could send me a letter as I feel there are no pros to this. I'd like him to send me all the negative things I can use for ammunition against. When you just say to these young members, I don't think it's a good idea to sell beer at the event, we worked this hard to clean it up, and now you guys want to sell beer. Mrs. deLeon said you've done a good job over the years. Mr. Hockman said we've tried. Mr. Maxfield said you could have police sitting offsite at the end of the function and that would take care of that problem real quick. Mr. Hockman said we have most of your police force there anyway. The tires were my main issue. If we can get some avenue to instruct me, we will be more than happy to follow up with it. Mrs. deLeon said what are the dates of the hill climb again? Mr. Hockman said probably the second week of June and the second week of September.

**VI. COUNCIL AND STAFF REPORTS**

**A. TOWNSHIP MANAGER**

- Mr. Cahalan said we have two residents who have volunteered to serve on the Lower Saucon Authority Board. As we reported previously, Dr. Russo had declined to be

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reappointed and Mary Curtin had submitted her resignation. The Authority was contacted by Kenneth Niewoehner. Ken lives on North Drive and he has been a Township resident since 1970. He has a background in metallurgy and had a long career at Bethlehem Steel. In your red folder are the resumes from Mr. Niewoehner, and also, a Allan Cheung, who lives on Cambridge Court contacted the Township. He was interested in volunteering for the committee and he got in touch with Gar and indicated an interest in being appointed to the board also. He had a career with Exxon Mobil. He's recently retired and is also considering the Landfill Committee. I'm recommending that Ken Niewoehner be appointed to the Lower Saucon Authority board for a five (5) year term and that would expire on December 31, 2013; and the second one would be Allan Cheung for a one (1) year term expiring on December 31, 2009 on the Lower Saucon Authority Board.

**MOTION BY:** Mr. Horiszny moved to approve those appointments.

**SECOND BY:** Mr. Maxfield

Mr. Kern asked if anyone had any questions? Mrs. deLeon said the five year term was unfilled. Mr. Cahalan said yes, Dr. Russo did not want to be reappointed. Mrs. deLeon said the term did not expire. Mr. Cahalan said it expired at the end of last year. Mrs. deLeon said this new term would expire whatever the five years, 2013; and Allan is filling Mary Curtin's spot, who had one year left, and that expires at the end of 2009. Mrs. deLeon said the minutes would accurately reflect this as you know the problems we've had over the years with people's terms.

**ROLL CALL:** 5-0

- Mr. Cahalan said Officer Victor Koszi is willing to fill the vacancy on the Pension Advisory Committee. As you know, we have representatives from both the uniform and the non-uniformed pension fund. Corporal Barndt had been the representative and he stepped down so I'd like to appoint Officer Koszi to fill that slot and he would be filling in the last two years of Corporal Barndt's four year term and that will expire December 31, 2010. Mr. Kern said does that require a motion? Mr. Cahalan said yes.

**MOTION BY:** Mrs. deLeon said so moved.

**SECOND BY:** Mr. Maxfield

Mr. Kern asked if anyone had any questions? No one raised their hand.

**ROLL CALL:** 5-0

- Mr. Cahalan said a couple of response to your issues that came up last meeting. There's a memo in your folder from Chief Lesser regarding the issue of the overweight trucks at the landfill, and also, there's a response to the nuisance complaint issue that was brought up by a resident at the last meeting, and I'll leave those for your review. Mrs. deLeon said we have a landfill meeting tomorrow, can I share this part of the overweight trucks? Mr. Cahalan said yes. Second, we also have a memo that was dropped off by the Landfill this afternoon. They did do a check of the complaint that Tom had made about the trucks that were staging on the road and there's a memo in there from Sam Donato on what they came up with. Mrs. deLeon said can we jump back to this memo on the overweight trucks? My reading of it tells me then that if they get a truck in that's overweight, and they call the police, and they send an officer out there, the officer can issue a citation based on the weight from their scale because we don't need scales, we have their scales. That might do something.
- Mr. Cahalan said just a notice, that Lower Saucon Road is going to be closed. Pichel's bridge is going to be replaced by a contractor, so traffic is going to be detoured around that locale until the end of November 2009, and that's the bridge over Bull Run between Applebutter and Buttermilk Roads. We will put this information on the website for

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residents so they can be aware of that detour which is going to be going on for several months.

- Mr. Cahalan said I spoke to Roger. In the 2009 budget, we had recommended putting money in there for replacement of two trucks in Public Works. The total was \$200,000.00. At the time we presented the budget, with the uncertainty of the economy, I had recommended that we not make any non critical purchases or even consider making any of those purchases from our budget until after July 2009 at the earliest. We can now see it's the middle of February and it doesn't look like anything is improving, so July 2009 might even be too soon if there's going to be a two or three year recovery. Obviously, we're concerned about conserving as much as we can from the budget and to do that, we need to just focus on what is critical, essential spending that we are doing and I consider the trucks not to be critical at this point for their replacement. Roger has indicated to me that normally he starts notifying the manufacturers at this time about the truck purchase because the trucks take about seven to ten months to build. He usually comes to us for the go ahead to purchase them at this time. He pointed out that if we wait to make a decision on the trucks until after July 2009, the cost of the trucks will increase between \$10,000 and \$13,000 per truck due to new emissions standards that have been in place where the manufacturers have to meet higher goals for emissions each year. He wanted me to pass that information on to you. I still recommend we hold off on any of these purchases because of the economic climate, and in fact, if it doesn't improve and get any better by July, we may have to re-evaluate and re-prioritize some of our planned purchases.

**B. COUNCIL/JR. COUNCIL**

**Stephen Prager**

- Mr. Prager said I'm not entirely sure how the report process goes. Mr. Kern said we'll fill you in, so we'll move on.

**Mr. Maxfield**

- Mr. Maxfield said it's funny the issue of dumping came up tonight because I would like to see an increased police presence on a couple of our roads that have become dump spots like Ringhoffer Road, parts of Applebutter Road, Riverside Drive, which of course has always been. I saw the first couple already and with the switchover to the digital, I think we're going to see analog TV's all over the road pretty soon. We don't recycle TVs in our recycling program, because there's just too many of them. We need to make sure people take care of these responsibilities in the proper way. Ringhoffer Road is an embarrassing mess right now, it's not pretty. I've seen people sitting there and cars sitting there and stopped to see if they were going to throw anything away, and they had license plates from NJ, and I make them feel uncomfortable and they just pulled away. If I hadn't been there, they would have probably dumped stuff. If we could check into that. Mrs. deLeon said if Lower Saucon Road is closed there is going to be more traffic on Riverside probably which might encourage or discourage people dropping off stuff. Mr. Maxfield said I think the main detour is going to go out into Williams Township. Mr. Kern said at the COG meeting, we had the County representative present who presented a recycling program what the county is doing and to recycle a TV is \$18.00. Mr. Maxfield said TV's are like tires. Mr. Kern said it's going to be a hard sell. Mr. Horiszny said I think that recycling those items is really critical and that whoever we are talking to, our state legislators, we need to get this in this state, and not only have a bottle deposit law, but try to get one on tires. You never see a stretch of river anywhere that does not have tires in it. If people got paid to bring them in, they'd bring them in.
- Mr. Maxfield said I was reading the letter Jack handed out about the landfill about the traffic and it doesn't really address what the problem is. This is almost assuming trucks are coming at the wrong time. This is traffic that's coming at the right time. It takes me two

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minutes to go down that road from the landfill to the intersection every day, and I count the trucks every day now because I've gotten obsessive about it. It's always, always in excess of ten trucks, and I've counted as many as 17 trucks, and if you're coming up from the intersection, the cars have to stop for the trucks coming off of Shimersville Road because they make this wide swing. You can sit there and three and four trucks can come by, and you just have to sit and wait. Then the poor people that get stuck in the line of trucks going up the hill. It's not really about the trucks staging, it's about the trucks clogging the roadway at certain times of the day. They come in a herd. I remember them telling us that there was going to be traffic that was spaced out and it wasn't going to be all at one time, but that's not happening. They need to somehow address that with the drivers. Mrs. deLeon said we have a meeting tomorrow, and she didn't read the whole memo, as they just got it tonight at the meeting, so are you saying the memo doesn't address staging, it just talks about radar and the speeding? Mr. Maxfield said staging, from what I understand is on the road there, that's not really the problem. The problem is this glut of trucks that comes crawling up the road. It always happens about the 7:00 hour and people are on their way to work, school buses, and those people are just stuck. It takes a long time to get up the road. Mrs. deLeon said are they on Applebutter Road waiting to turn into the landfill every morning? Mr. Maxfield said no, they are traveling on Applebutter Road. Mrs. deLeon said as long as they are moving on Applebutter Road, I don't think we can do anything. Mr. Maxfield said they told us they were going to space them out better. We're talking ten trucks in a row with no cars between them. Mr. Cahalan said isn't that freight lining, that's in the inspection report and was brought up at one of the last landfill meetings. It was a term that they are all in a row. Mrs. deLeon said if they are moving, I don't think we can address that. If they are stopped for a period of time, then we have issue with it. Mr. Maxfield said I just thought they control the traffic, they control how it comes into the landfill and they've gotten a message out to the drivers before. I just don't think it's fair for the people who travel on that road. Most people go to work about that time and if they are going to use that road, they are stuck. Some of the trucks crawl up there 15 MPH up that road. If that is covered, and they have a way to address that, that is the problem that is going on there. It's not they are out of the hours or they are parked on the road. Mrs. deLeon said you have seen trucks staged there? Mr. Maxfield said, I have not. Mrs. deLeon said I thought that's what you said the last time. Mr. Maxfield said if staging is when they are sitting there waiting to go in the landfill, that's not the problem. Mrs. deLeon said I misunderstood. Attorney Treadwell said I think we all thought it was a staging issue that they would park there and wait until a certain time. Evidently, what I am hearing is they all come at the same time. Mr. Maxfield said they must be parked down at the interchange at I-78 and they all decide to come at the same time. They all don't have to come at the same time. Mrs. deLeon said this exact same issue is what we talked about at the committee and the Phase IV development areas and whatever. They can control their trucks, but there are other trucks coming into the landfill that are randomly using the landfill. Mr. Maxfield said these are all semis, with NJ license plates. Mrs. deLeon said they are not all IESI owned. Some of them are independent companies that can just come during the hours that they are open. Mr. Maxfield said the funny thing is if the landfill opens at 7:00 AM, I've been there at 7:00 AM and there's not a truck coming in there at 7:00 AM. They are all arriving at 7:05 or 7:06, so they are all sitting at the interchange and they are all leaving at the same time. Last Friday, I counted 17 trucks in just that stretch in two minutes with one car stuck in the middle and a school bus stuck in the middle. Mrs. deLeon said I know it's frustrating, I'm just thinking how to solve it based on all the meetings I've been to all the years. Mr. Horiszny said I think all the staging they were worrying about was up on the interstate. That's where they were going to have it patrolled by State Police or DOT. Mrs. deLeon said if they are hanging out on I-78, then I think that's not right. Mr. Maxfield said or they are hanging out on Shimersville Road or someplace because they all don't travel down 78 together, I'm sure of that. That's a good

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way to describe it – it’s a convoy of trucks coming up the road. If something can be done, fine, if not, so be it.

**Mrs. Yerger**

- She said I have a question for Jack, the letter from Animal Health and Welfare, and I’m questioning the one change. What’s the status on that? Mr. Cahalan said on the one thing it does refer to cats being picked up and what I had done was first I had lined out the reference where it indicated that anybody could drop off a stray, and that was acceptable because ours is just police. There was another reference to cats and I also lined that out, but apparently she feels that has to be in there as there are some residents that can bring some cats over there, it’s just that the township is not going to pay for it. We’re only going to do the Trap, Neuter, and Return program. I’m glad you brought that up because I asked about the lack of traps, and what I see at the bottom, I think she’s saying there’s not a problem, there are enough traps available for people. Mrs. Yerger said if we buy them. I got the impression of that. Mr. Cahalan said we looked at it and I thought she was saying that she had enough of them and if she needed to, she could ask people to...Mrs. Yerger said it says the trap neuter program is still successful even though we do not loan out the traps. Mr. Cahalan said yes. Mrs. Yerger said it says many of the people will loan the traps from rental agencies, I guess they rent them from rental agencies since Leiser’s is rather inexpensive. I’m saying people can do it, but I don’t think they do it. Mr. Cahalan said I think the program is operating, that’s what we were concerned about. I got the impression from what Margie had said that is wasn’t operating because there were no traps to hand out. Mrs. Yerger said obviously, if you get the trap and trap the animal, and take the animal there, they’ll take care of the neutering and you can bring it back and release it. Mrs. deLeon said shouldn’t the places for traps be handy and available so people know? Mrs. Yerger said I did say Leiser’s. Leiser’s is handy. I said it’s not expensive and you can buy them for \$35 if you think you have a need to purchase it. Are we going to rewrite that letter and continue this? Mr. Cahalan said what we can do is I’ll just take that agreement and just note it that the line is left in and we can send it to her for her signature.

**Mr. Horiszny**

- I attended the Lower Saucon Authority meeting last night and before the board was a possible request for a 4% water rate increase. The board determined that because of the financial straits of the community and the country, that they’ll put that off until at least the summer time, to even consider it. Gar made the comment that was the most compassionate government agency he ever heard of to do something like that.

**Mr. Kern**

None

**Mrs. deLeon**

- She said several things. Jack, are we on or off tomorrow night with the fire company meeting? Jack said the meeting tomorrow night is off because they couldn’t get everybody there. It’s going to be on the 24<sup>th</sup>. It looks like I have to get back to you with the time.
- She said there’s a business spotlight on Wednesday, February 25, 2009 from 5 PM to 7 PM. We had Craig here tonight talking about businesses. It’s going to be a Klassic Gold on Main Street and they are going to spot light five businesses and we’re invited to come. There’s no charge, but they do want reservations and you can call Elie at the Chamber just so she has an idea how many are coming.

**D. SOLICITOR**

None

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**E. ENGINEER**  
None

**F. PLANNER**

- Ms. Stern Goldstein said I noticed when I came in tonight there was a notification about the DCNR community partnerships grant program, and the open dates for that, and coincidentally, I wanted to mention that DCNR each year has training for the grant applications, and I send Kevin from my office, who I send ever year. He is going on Tuesday. One of the things on the DCNR community partnerships grant program is they are all for park and rec. programs, acquisition development, construction, the whole bit. You get extra points in your grant application when someone goes to training, they find the person that services this region, tells them about a project, even if it doesn't come in as an application, at least it's in there, and then you get on the radar. If any of you are thinking of any projects that might be something you want to apply for, if you could let Jack know, and then Jack can let me know prior to the morning of the 24<sup>th</sup> so I can have Kevin mention it. I normally send him with a list, at least one project from each municipality, just so they can get on the radar. You can't get those points later. You only get them at the right time, and as we all know grants are about getting the points, you've all been very successful getting grants, but if there's one that you are thinking about for any of the projects, let me know.
- Ms. Stern Goldstein said I was at a seminar today at the Kutztown Grange talking about sustainability and parks and integrated pest management systems, and I showed Polk Valley Park and what you've all been doing with it, and a lot of people had nice things to say about Lower Saucon and Emily Swatcomer is going to be contacting you, Sandra, as she wants to have her group do a tour of the park. You're getting known for doing good things.

**VII. ADJOURNMENT**

**MOTION BY:** Mr. Horiszny moved for adjournment. The time was 8:42 PM.  
**SECOND BY:** Mr. Maxfield  
Mr. Kern asked if anyone had any questions? No one raised their hand.  
**ROLL CALL:** 5-0

Submitted by:

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Jack Cahalan  
Township Manager

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Glenn Kern  
President of Council