

I. OPENING

CALL TO ORDER: The General Business Meeting of Lower Saucon Township Council was called to order on Wednesday, March 5, 2008 at 7:05 P.M., at 3700 Old Philadelphia Pike, Bethlehem, PA, with Mr. Glenn Kern, Council President, presiding.

ROLL CALL: Present – Glenn Kern, President; Thomas Maxfield, Vice President; Ron Horiszny, Sandra Yerger, Council Members; Jack Cahalan, Township Manager; Assistant Township Manager, Leslie Huhn; Brien Kocher, Township Engineer; Township Solicitor, Linc Treadwell; and Township Planner, Rick Tralies. Absent - Georgiana Torrella, Jr. Council member and Priscilla deLeon, Council member.

PLEDGE OF ALLEGIANCE

ANNOUNCEMENT OF ANY EXECUTIVE SESSION (IF APPLICABLE)

Mr. Kern said Council met in Executive Session tonight to discuss potential real estate acquisition and personnel issues.

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 Diane, Leslie, or Jack or call the Township office. Please state your name and address. If you can’t hear, please let us know. Mr. Kern asked if anything was taken off the agenda this evening? Mr. Cahalan said IV C Cottages at Saucon Valley – Mountainview Drive – Request Extension to Complete Improvements.

III. PRESENTATIONS/HEARINGS

None

IV. DEVELOPER ITEMS

A. ZONING HEARING BOARD VARIANCE – STEPHEN & DEBBIE ANDERSON – 2386 PEEKE LANE – REQUEST VARIANCE TO CONSTRUCT NEW DWELLING AND CONVERT EXISTING DWELLING INTO OUTBUILDING

Mr. Kern said the applicant is requesting a variance from Section 180-91.D to allow issuance of a permit to construct a second principal structure on their property. The applicant is proposing to abandon the single-family use of existing dwelling and convert it to an accessory structure upon completion of the new dwelling. Stephen & Debbie Anderson were present. Mr. Anderson said they want to build a current home and use the existing home as an outbuilding.

Council took no action.

B. ESTATES AT STONEHURST – WALDHEIM ROAD – DISCUSSION REGARDING OPEN SPACE

Mr. Kern said the applicant would like to discuss this issue of open space dedication associated with their subdivision.

Present – Attorney Richard Schaedler and Stephen Heiss, applicant. Attorney Schaedler said they were here a couple of weeks ago and now they'd like to discuss the open space which is about 14 acres on the plan as Lot 7. They have been discussing this with the Wildland's Conservancy. He went up to Council and went over the plans with them.

Mrs. Yerger said the EAC met last night and brought a recommendation to Council this evening. This was discussed at length. One of the things we looked at was that we were trying to put some environmental value and to Wildland's to hold the conservation easement. This should be worthy of a conservation easement and the easiest way to do this is to have it become a wildflower meadow in between the mowed paths. It may be a little more costly in the beginning, but Mr. Tralies told them it is a natural area already and not much mediation may be needed. You may want to just drop the seed in for wildflower meadow mix and the maintenance is a once a year mow. You want to make sure no trees take route, but it allows for the wildflower vegetation to grow. It will provide a very scenic vista and prohibit unwanted plants. There are wildflower seed mixes depending on the area it will go into, like a wet area, a dryer area, etc. That would be the EAC's recommendation for the open space.

Attorney Schaedler said that would be wonderful. Mrs. Yerger said they will forward this information to Wildland's and Linc needs it for the HOA maintenance. Attorney Treadwell said the reason the applicant was here tonight was are you okay with the idea of Wildlands? It seems like it is, so they can go ahead with this. Mr. Maxfield said if the applicant is okay with these recommendations, what happens next? Attorney Treadwell said this needs to be in compliance with HEA and Boucher & James. Mr. Cahalan can send it on to Wildland's.

V. TOWNSHIP BUSINESS ITEMS

A. REQUEST FROM SE-WY-CO FIRE COMPANY FOR SUPPORT FOR EMERGENCY TRAFFIC LIGHT AT 378

Mr. Kern said Tom Barndt, Se-Wy-Co Fire Chief is requesting Council support in their request to have an emergency traffic light installed at the entrance of the Fire Company's driveway off of Route 378. With increasing traffic, the Fire Company is having a difficult and hazardous situation when their emergency vehicles try to enter Route 378 to respond to an emergency.

Mr. Cahalan said Council was given emails that Chief Barndt shared with him, and also emails from Lisa Boscola. They said it has to go through the normal PennDOT process. This is to start the process of getting PennDOT approval. We'd have to talk later about the cost of erecting the light. Mr. Kocher said PennDOT will require the Township to own and maintain it. We could do a flashing yellow light that turns solid when they go out or an actual traffic light that blinks yellow and then goes red when they go out. PennDOT is okay with either of the lights. Mr. Kern asked what the cost is? Mr. Kocher said it's probably what a regular traffic signal costs. The yellow one is less than the traffic light. We don't have to do road widening with that. Mrs. Yerger said during different times of the day, it is very hard to get out of there.

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- MOTION BY:** Mr. Maxfield moved for approval of the request from Se-Wy-Co Fire Company for support for emergency traffic light at 378.
- SECOND BY:** Mr. Horiszny
Mr. Kern asked if anyone had any questions? No one raised their hand.
- ROLL CALL:** 4-0 (Mrs. deLeon – Absent)

B. REVIEW INTERMUNICIPAL AGREEMENT WITH HELLERTOWN BOROUGH AND REQUEST AUTHORIZATION TO ADVERTISE POOL PASS REBATE ORDINANCE FOR A PUBLIC HEARING

Mr. Kern said a draft ordinance and intermunicipal agreement have been prepared to permit LST residents to be charged resident fees in acquiring pool passes and to establish an annual rebate payment schedule with Hellertown Borough for the difference between the non-resident and resident rates.

Mr. Cahalan said the pool is a real recreation source for Lower Saucon Township. After suffering damage from Hurricane Ivan, it was a real hardship to many residents in the valley. The pool was opened in 2006. The membership is evenly split between Hellertown and LST residents. The LST residents pay a higher fee to belong to the pool. We had a process where we reimburse the difference between the resident and the non-resident fee. We've been budgeting about \$7,000 a year for these reimbursement payments. At this year's budget hearing, we proposed that a new structure that would move us toward a membership, a cooperative relationship towards the Borough. We propose for the amount of \$3,000 extra a year to eliminate all the people having to come in here for reimbursement of the non-resident fee. We would be putting out \$10,000 a year instead of \$7,000 and eliminate all the steps of people coming in here to get their reimbursement. There was an intermunicipal agreement put together and Hellertown approved it and authorized the advertisement of the ordinance. The Solicitor's looked at it and it's ready for your consideration. This would be advertising the intermunicipal agreement. Mr. Horiszny asked if we could give the Fire Fighters free membership to the pool and have it investigated? Mr. Cahalan said yes, they will look into it and let them know.

- MOTION BY:** Mr. Kern moved for approval to request authorization to advertise pool rebate ordinance for a public hearing.
- SECOND BY:** Mr. Maxfield
Mr. Kern asked if anyone had any questions? No one raised their hand.
- ROLL CALL:** 4-0 (Mrs. deLeon – Absent)

C. REVIEW AND ADOPT POLICY IMPLEMENTING PENSION COLA INCREASES FOR RETIRED POLICE OFFICERS

Mr. Kern said a draft policy has been drafted to determine when COLA increases for retired police officers will be applied each year after retirement and how that increase will be determined. This has been reviewed by both the Pension Advisory and the Township Actuary.

Mr. Cahalan said under the police contract, statutorily they are entitled to a cost of living increase after retirement. They have pension ordinances that take care of payment of the pension, but they didn't contain direction on how we were to compute the COLA and didn't contain direction on when the COLA should be paid. The Pension Advisory Committee has been busy working up draft policies on this. They brought to Council about the computation which Council has adopted, but the subject is when should they be paid? Cathy recommended that it be paid one time a year and the police officers said it should be paid on the date of their anniversary. We only have two officers right now, so it wouldn't be difficult to take care of that. This was taken to the Pension Advisory Committee and they felt the option of being paid on the anniversary date would be better

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than on January 1. The draft you have is a policy that has been adopted by the Pension Advisory Committee and they recommend you approve it.

- MOTION BY:** Mr. Horiszny moved for approval as stated above.
SECOND BY: Mr. Maxfield
Mr. Kern asked if anyone had any questions? No one raised their hand.
ROLL CALL: 4-0 (Mrs. deLeon – Absent)

D. AUTHORIZE NORTHAMPTON COUNTY TO COLLECT 2007 DELINQUENT TAXES

Mr. Kern said Council should authorize Northampton County to collect the 2007 delinquent taxes in the amount of \$31,216.16.

Mr. Cahalan said you have the list of the delinquent taxes and it would authorize the Township Manager to certify those for collection.

- MOTION BY:** Mr. Kern moved for approval to authorize Northampton County to collect the 2007 delinquent taxes.
SECOND BY: Mrs. Yerger
Mr. Kern asked if anyone had any questions? No one raised their hand.
ROLL CALL: 4-0 (Mrs. deLeon – Absent)

E. REVIEW OF WEBSITE MAINTENANCE PROPOSAL

Mr. Kern said staff is recommending to Council to enter into a maintenance agreement with the website designer. The cost of the maintenance agreement is \$3,600 per year. The agreement includes continuous updates and the ability to add an additional 36 pages per year. The cost of adding a single page with new information is \$200.00.

Mr. Cahalan said we've been working with New Arrival Studios who helped us design the current website and it's up and running and has great potential growth for adding pages. We figured out if we did it on a per page basis, it would add up to several thousand dollars a year. We added some information recently on the SVP and a police study, and we're prepared to put on the draft multimunicipal plan, so we really have potential here. To do this, we asked for a proposal from New Arrival for a maintenance package which would give us all we want to accommodate that growth and it is more reasonable than doing it per page basis. It's in the amount of \$3,600 a year. Previously, we had budgeted \$5,000 a year for website maintenance.

- MOTION BY:** Mr. Horiszny moved for approval of the website maintenance.
SECOND BY: Mrs. Yerger
Mr. Kern asked if anyone had any questions? No one raised their hand.
ROLL CALL: 4-0 (Mrs. deLeon – Absent)

F. POLK VALLEY PARK – DISCUSSION OF MAINTENANCE SHEDS

Mr. Kern said the Park & Recreation Board has reviewed requests from the youth sports association who will be using the athletic fields at Polk Valley Park to locate maintenance sheds to store goals, paint and striping equipment for field lining, tools for field layout, pop up canopies, registration signs and other miscellaneous equipment. The Manager and Planner will discuss and make recommendations regarding these sheds.

Mr. Cahalan said the Park & Recreation board and township staff has been meeting with the sports groups for the last year. They talked about use of the fields by the various teams. They've been

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trying to work out issues on scheduling and maintenance of the fields. There are a lot of teams that are currently playing and are growing every day. They were trying to accommodate baseball, lacrosse, soccer and football. The little league baseball teams have the two little fields basically to themselves, but the multipurpose fields; they are trying to fit in football, soccer and lacrosse. They do not have as many fields as soccer has had for many years. They have had trouble finding space for years for practices and games. They had a meeting the other night and were able to work out the scheduling and the maintenance of the fields. There is an automated scheduling program we will start using. The representatives from the various sports groups, once they are registered with us, will be able to see the sites and check when a field is available and reserve a field through this site. It will not be available to the public, but will put out a schedule to what fields are reserved for what team. We moved through a lot of good issues with them. The last two issues were about additional fencing along the north side of the multipurpose fields and Rick Tralies looked at that and prepared a memo. The other issue was maintenance sheds. The sports group, soccer, football and lacrosse have certain equipment they need in order to set up the fields. They can't be trucking them back and forth. He asked Rick Tralies to go out and look at it and he went out there a couple of times to take a look. The sheds are 10 x 20 and we feel we can put it in a place that is unobtrusive but yet accessible to them through the lower park road and give them the ability to get up to the field and do the work and get the equipment in and out of the shed.

Mr. Tralies said they were told they need to relocate three 10x20 sheds on the park. They are trying to fit them in somewhere. The best place to locate the sheds is in the red circle, he said, pointing to the plans. The red circled area will provide some vehicular access to the sheds if we widen the driveway slightly, possibly 10 feet. The driveway now is 12 feet wide. This would permit a typical pick up truck or SUV to come in and unload or load from the sheds and make a K turn with a little bit of maneuvering without driving all over the grass. The different sports associations recommended other locations, but would have difficulty with vehicular traffic. These sheds will be hidden by the natural grade when you are coming up the driveway. Also from this location, if any of the associations have a golf cart or gator cart, they could drop things off with their vehicles, load up a golf cart or just carry them from here and go up a trail or down the driveway and go up another trail, which will be paved. It gives them access to the soccer fields also. The baseball folks think we can accommodate them with a little box behind the backstop.

Mr. Maxfield said he has a concern about vandalism with these sheds. We also specified no lights there because of the neighbors. Somebody could get in and vandalize or rob without really being noticed. Mr. Cahalan said they are going to be secured like most sports fields have. Reinhard has them and Grist Mill has them, and no one has bothered them. It's a place where it could be potentially hit.

Mrs. Yerger asked why three sheds? Mr. Cahalan said soccer, lacrosse and football. In the beginning lacrosse might share with soccer. Football was the other one and potentially up to three. Mr. Kern said with soccer, what kind of equipment would they have? Mr. Cahalan said flags, cones, canopy, some water cans, and things like that which they would use for the games for field prep. Mr. Horiszny said did they come up with the 10x20 size? Mr. Cahalan said soccer and football already have 10x20. Council said that seems huge to them. Mr. Cahalan said there is a potential for them to do maintenance on the fields and they have their own tractors who will do the maintained for free to get ready for the game, so we wanted to leave enough room for them to lock up a tractor, etc. Mrs. Yerger said who is paying for the cost of the sheds? Mr. Cahalan said that's all their cost. Mr. Kern wanted to know if they could see the sheds. Mr. Cahalan said they are moving existing sheds for soccer and football. They are not new sheds. Lacrosse would have to get a shed. Mr. Kern said the 10x20 is then irrelevant. Mr. Cahalan said they may be off and may be on the high side. Mr. Tralies said from different correspondence, it seems like maybe they are not as big as 10x20. They have space for 10x20, but if they are smaller, that's better. Mr. Maxfield said 60 feet seems like a lot of space. Mr. Kern said they are brining in their own sheds. Mrs.

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Yerger said if lacrosse is purchasing one, we should keep it consistent with whatever the others are. Mr. Cahalan said Mike Keenan from soccer provided Rick Tralies with a couple of locations, but Staff looked at the locations and they will be telling them if Council approves them, they will be good locations for their sheds. Mr. Tralies said one of the proposed locations and they needed vehicular access and asked them to extend the existing driveway to wherever the shed would go. We are going to be adding impervious surface where the sheds are, but he didn't want to add any more impervious surface. Sometimes the lot will be a tot lot, so they weren't in favor of that location for the sheds. The park is on a steep slope so all the fields had to be terraced, so it's an access issue for the sheds. He showed Council where the recreation was going to be going, and where the parking lot was going to be reconstructed. Mr. Kern asked how they would get the equipment in? Mr. Tralies said they could drive it up to the farthest field. They'd use a trail and then come off the trail and go across the grass. It is a little bit of a hike, but strippers are on wheels. There's not a real good central location because of the equipment for vehicular access. He does not want to bring a truck into the center of the park. Mr. Maxfield said maybe we should be asking for specifics on what types of machinery they will be storing. We probably don't want big vehicles driving around the fields. We should get an inventory. Mr. Cahalan said they are as protective about this field as we are. They want to keep it a show piece. He will check with them on it though. Mrs. Yerger said these fields will take a lot of use with all the children and they are going to have to accept some responsibilities. Mr. Cahalan said he will pass on you are okay with the locations and will try and get some sizes of the sheds and also the machinery they will be using.

Mr. Tralies said discussing the fencing, the soccer reps asked about fencing on the down slope edge. What we proposed currently was to fence the end lines and along the Orban property, turn the corners somehow so the balls don't go into the Orban property. They were trying to use vegetation and didn't want to use fencing all over the parks. The areas immediately downhill from the safe zone are proposed to be seeded with a meadow mix which will provide a tall ground cover and will be able to stop a rolling soccer ball. If someone winds up and kicks a ball in that direction, a bouncing ball isn't going to be stopped by a meadow mix. The outside line is 30 feet back from the sidelines. This will be populated with two teams, officials, benches, fans; they'll be lots of things there to potentially stop a soccer ball. We had tried to just use vegetation in these areas. Another concern with cutting additional fencing where people are going to be hanging around, it can become a nuisance and players or spectators could sit on the fence and if they fell off, they would roll down the hill and they might also be using the fence as a warm up area by kicking the ball against it. They recommended they play for a year and see how it goes. If after a year, their game is disrupted by balls going out, they'll discuss it again. To put all the fencing up, it would be 900 feet which would be additional costing. They would have to build it in a Phase II bid for fencing if they need to do it.

Mrs. Yerger said is it older or younger kids? Mr. Kern said this would be used by the younger kids. The high school isn't going to be playing on this field. Mrs. Yerger said when you start Youth 12 or 14, and then they are able to crank up and kick the ball out. Mr. Cahalan said the way they left it with the Park & Rec board is that the situation will be monitored. He told the soccer and lacrosse folks if they had any recommendations, to give them to him. They will continue to look into it and if there is anything else, they will come back. Mr. Horiszny said we could consider fences that are mobile like used at the landfill and maybe there is a smaller version which you could wheel in and out and people couldn't sit on them, it might be something to think about. Mrs. Yerger said the 30 feet is going to help a lot. Parents stop balls real well. Mr. Kern said original discussion was to keep one field not in use. Mr. Cahalan said that was a problem that Lacrosse had expanded so much. They are getting some fields from the school, but did not have enough fields. They tried to keep that goal, but were not able to keep one dormant for a year. As far as usage, there is going to be spring use and start in April through May and then by June, everybody will be done up at Polk Valley Park except baseball until September. Soccer will come back in September, and football will be using it every once in a while, but most of their games will be played at Dimmick because

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of the lights. As far as usage, it's going to give it a break for June, July and August and regroup a little bit before the Fall season comes around.

VI. MISCELLANEOUS BUSINESS ITEMS

A. APPROVAL OF FEBRUARY 20, 2008 MINUTES

Mr. Kern said the February minutes have been prepared and are ready for Council's review and approval.

MOTION BY: Mrs. Yerger moved for approval of the February 20, 2008 minutes.

SECOND BY: Mr. Maxfield

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

ROLL CALL: 3-1 (Mr. Horiszny – No, Mrs. deLeon – Absent)

VII. PUBLIC COMMENT/CITIZEN NON-AGENDA ITEMS

- Timothy Fenn, resident, said he is having a problem with ATV's. He lives at 4071 Cherry Hill Road. They've basically built a track up on top of his property and circle and circle and circle three to four hours on end. He's talked to the owner, but they are still there every Saturday and Sunday for five to six hours. He owns the property by the pipeline and the other owner is Mr. J. Strain. They proceed to ride up there on hours on end. He works all week and likes to come home and relax. He doesn't mind two to three hours. He's had the cops out there, but there's no way to reinforce this. Mrs. Yerger said the proposal is 100 feet back from the property line. Mr. Fenn said that is great. That will push them back. His property runs up to the top of the hill and his track is 20 feet from his property line. Mr. Fenn's house is down at the bottom of the hill. Mrs. Yerger said do you think 100 feet would be a benefit? Mr. Fenn said he does. The riding down to dusk, that should be restricted and be definitely restricted on Sunday. That's a day of rest. If we could restrict it to a four hour period, he doesn't know how feasible that is. The telephone tower there maintains a nice road and the four wheelers jump across the line and ride up and down that trail. He doesn't know if we could get the tower owner to fence off the property so people can't blaze up and down it. If you lock the gate, they'll chew a hole through the weeds and go up through it anyway. He doesn't see any way to stop this other than to fence it or control it. Mr. Maxfield said he should contact the property owner and have him come to the township and complain about it. Mr. Kern said go on the Northampton County website and you can find out who the property owners are. Mr. Maxfield said this ordinance will apply to recreation riding, not to utility, garden or farm use. Mr. Fenn said he has no problem with that. It's the speeding up and down the telephone line and the going in circles. They do go out on the road also. He has no real way to enforce it unless he sets up video cameras. Mr. Maxfield said the existing things are really hard to reinforce. If they have a track, that is concrete evidence. It's kind of hard to say they weren't there. Mr. Fenn has talked to Mr. Strain and he gets a little gruff and they've talked back and forth and keeps his phone in his pocket in case he has to call 911. Mr. Strain got mufflers to keep it down, but they still ride up and down the trail. We sit in the back and you just see little kids on motorcycles and parents and it's just been an every weekend occasion. Last year it was just once a month, but then it escalated to it's a full blown track and typically eight vehicles up there at a time. Mrs. Yerger said she didn't know what the distance would be that would give relief to the next property owner. Mr. Fenn said by giving 100 feet, he wouldn't be able to ride in the pipeline like he was doing this weekend. There's other people in the neighborhood who ride it for hunting and he has nothing against that, but the other is just excessive riding. The 100 feet would definitely destroy that track. He does have 16 acres and could move it elsewhere. Mr. Maxfield said this ordinance will be up for discussion and voting some time in mid-April. We're looking to have a good balanced discussion about it. They'd appreciate if he would show up. Mr. Fenn said he'll be here and will get some other neighbors involved in it. Mrs. Yerger said the agenda will be posted

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on the township website. Mr. Fenn said he's glad to see some relief is in the future. Mr. Maxfield said they are often told there is no problem and this is direct evidence there is a problem. Mr. Fenn said most people are respectable, but when it becomes an agitated level of circular riding that's a real nuisance. Mr. Maxfield said the majority of the people who come here are respectable riders and it only takes one or two. Mr. Kern said there is an existing nuisance ordinance which is very hard to enforce as it has to be a certain decibel level and that's impossible for a police office to come out and document. Council came up with this ordinance as it's more tangible. Mr. Fenn said this will do wonders in his situation. He will be greatly appreciative for it. He will start getting a petition and will bring something to Council saying it has definitely been annoying. Mr. Maxfield said one other recommendation is that people who are bothered and don't like to be screamed at the meetings, can just send an email or call the township. Mr. Fenn said he's not about to go up there when there are a whole bunch of guys up there drinking alcohol. When Mr. Fenn called the cops, Mr. Strain got really offended by that.

- Mr. Robert Hero, resident, said the 100 foot minimum will put a hardship on people who don't have a lot of area to ride. So for one person, you are going to make an ordinance and punish everybody else. Mrs. Yerger said this is strictly for recreation. If you are using it for farming, gardening, cutting wood, as a utility vehicle, this will not affect it. Mr. Hero said he likes riding around for fun. Mr. Maxfield said if you can't ride 100 feet away from the line, then you shouldn't be riding for fun there. Mr. Hero said 100 feet isn't going to do much for noise quality. He knows people who have a 96 decibel and that's not very loud. Mr. Maxfield said nobody has a factory ATV anymore. Mr. Hero said 96 decibel is what they allow. Mr. Kern said the complaints they received is the excessive hourly circular riding. Mr. Hero said that's the nuisance law. What if someone is having a party. They go in there and tell them to quiet it down. Mr. Kern said that's impossible to do with the nuisance ordinance because of the decibel statement in the nuisance ordinance. It has to be a sustained decibel. Mr. Hero said what about people having a party. Mr. Maxfield said the police have expressed to us that they can't enforce it and they would be able to tell us why the current nuisance ordinance doesn't work. Mr. Hero said so you are going to do this for one person? Mrs. Yerger said they have had various complaints throughout the township from many residents. Mr. Hero said 100 feet doesn't make much of a difference. Mr. Maxfield said we don't want to prohibit ATV use in the township, but we want to give some relief to people in the township. The 100 feet and dawn to dusk was given by some ATV riders in the Township. Mr. Hero said that won't correct the problem. Mr. Horiszny said this will be complaint driven. If they are riding and they are close to the line and no one complains, then it's okay. Mr. Kern said if you are riding close to the property line and your neighbor doesn't care, that's fine, but if you are riding by the property line and your neighbor is trying to have a party, that's a nuisance. Attorney Treadwell said they had numerous discussions about this and the nuisance ordinance doesn't work in this instance. The 100 feet gives them something to go out and measure and something concrete to use. It may not fix the problem, but it at least gives them a starting point. Mr. Maxfield said we've had complaints about people riding 10 feet away from a property line when they are having a picnic. Attorney Treadwell said this is written for those two or three riders who don't have the respect for their neighbor. Mr. Hero said give it 50 feet. Mr. Maxfield said going 50 feet just makes the problem worse.

VIII. COUNCIL & STAFF REPORTS

A. TOWNSHIP MANAGER

- Mr. Cahalan said there is an Eagle Scout project for the town hall park nature trail. It's put together by an Eagle Scout, Michael J. Brobst, Scout Troop 319 and he wants to redo the nature trail. He wants to remove some of the invasives and put in some native plants, fix the bridge, clean up the trail and put some interpretive signage there. They put him in touch with Bill Sweeney and Bill has spent Saturday afternoon with MJ, the scout, and

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they discussed the removal of the invasive which is up there. MJ came up with Bill's help with the suggestion of replacing it with a native species, Spice Bush. He will have the help of about 10 friends and will spend about 4-5 weekends. We will help him out with the cost of materials and some supervision. Park and Rec supported this. The EAC also supported this provided the vegetation is diversified and not all Spice Bush. Mrs. Yerger said we may want to diversify some of the vegetation. If he can do that, we'd appreciate that.

MOTION BY: Mrs. Yerger moved to support his provided the vegetation is diversified and not all Spice Bush.
SECOND BY: Mr. Horiszny

Mr. Kern asked if anyone had any questions? Mr. Kern said he has a family friend who is an Eagle Scout who is trying to find out projects to do. Mrs. Yerger said she talked to some Eagle Scouts about projects and she'll work with Jack with the ideas.

ROLL CALL: 4-0 (Mrs. deLeon – Absent)

- Mr. Cahalan said Edie Tatum on Weyhill Farm Road has requested a waiver on the prohibition in our ordinance of sound implication devices in Town Hall Park. She wants to hold a graduation party for her daughter on May 17 and she wants to have a three member acoustic band and they don't have a big sound system. Mr. Maxfield said we had some bands up there before and we didn't have to waive the ordinance.
- Mr. Cahalan said they have the schedule for opening day of Polk Valley Park, April 5, 2008 at 9:00 AM, refreshments, cut the ribbon. They are working on the plaque for Manny Tavormina. There will be a soccer or lacrosse afterwards.
- Mr. Cahalan said they received a recreation fee from Home Pro for \$12,052 and they'd like to deposit it into the Polk Valley Park fund.

MOTION BY: Mrs. Yerger moved for approval to put the recreation fee from Home Pro for \$12,052 into the Polk Valley Park Fund.

SECOND BY: Mr. Maxfield

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

ROLL CALL: 4-0 (Mrs. deLeon – Absent)

- Mr. Cahalan said the Stover Road gate has been approved and they sent in the drawings and they just need to have Chief Lesser look at the warning sign. If that is okay, they can go ahead with the placement of the gate.
- Landfill Consultants – he is planning on having Scott Brown and Jim Birdsall to come to the April 2 Council meeting to discuss monitoring landfill operations and the landfill consultant's issue. The documents received from DEP and the landfill are being distributed to Jim Birdsall and Scott Brown and to Priscilla deLeon and Haz Hijazi. One document received was a DEP Form U and those are requests filed by the landfill to process or dispose of residual waste. One came in for contaminated soil and there was concern that needed to be reviewed. There's a 15 day time period to check with DEP on that. The other item was a permit that IESI filed with DEP for a rock crushing machine. Priscilla expressed concerned we were not paying attention to those. He spoke to Jim and Jim made the following recommendations. The form U's should be reviewed by Laressa McNemar which deals with contaminated soil and there's a short turn around time on that. The rock crushing machine is not a problem and if there is a problem, it will be with the noise. The machine itself is equipped with good dust control and if there is some dust emissions the location of the machine is downwind and there shouldn't be any problems. There are some ground water documents that do come in and he feels that Rick Ziegler should review those documents. He's asking in the interim, he does have these documents that we do have are recommendation that Laressa review them. She has an hourly rate of \$100 an hour and Rich is \$78 an hour. Jim is recommending they work on these specific projects.

**General Business Meeting
March 5, 2008**

MOTION BY: Mr. Maxfield moved for approval of Jim's recommendation on the specific problems as stated above and reports be sent to Council and the Landfill Committee.

SECOND BY: Mr. Kern
Mr. Kern asked if anyone had any questions? Mrs. Yerger thought Laressa was a Landfill Designer, and she doesn't know why she would be working on a contaminated issue. She is a landfill design expert, and that's fine if there's a design expert issue, there's no problem, but this is a contamination. Mr. Cahalan said that's a good question. Mrs. Yerger said she'd like this down the line to be addressed. Mr. Maxfield said we'll be able to see the results from the report and how they apply to the issues you are talking about. Mr. Cahalan said both Laressa and Rich will report back.

ROLL CALL: 4-0 (Mrs. deLeon – Absent)

- Mr. Cahalan said Scott Brown had sent in a letter. He observed there are two pipes under Applebutter Road that are almost totally blocked with storm water debris. The Landfill has contacted PennDOT previously and they were going to fix it, but nothing has happened. Scott is asking Mr. Cahalan to ask Council to direct the manager to contact PennDOT to correct this issue. Mr. Maxfield said with the recent rains, this has been flowing over the roads for 24 hours now.

MOTION BY: Mr. Maxfield moved for approval as stated above by Mr. Cahalan.

SECOND BY: Mr. Horiszny

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

ROLL CALL: 4-0 (Mrs. deLeon – Absent)

- Mr. Cahalan said the report from Dru Germanowski on the Woodland Hill Tributary to the East Branch of the Saucon Creek is out. We'll get additional copies and they'll get them to HEA and Boucher & James and they will review them and come back to Council with any recommendations.
- Mr. Cahalan said we have the firm Cypres from NJ that was doing the lawn mowing last year. We bid it out and were very pleased with their services. We want to extend their contract for another year and added some additional mowing areas for them, in Steel City, Polk Valley Park, Town Hall Park, Woodfield Detention Basin, and it will take them a lot more time to do this, and they asked for a 20% increase. Roger and Cathy looked at it and an increase of \$7,744 and would like approval to renew it for \$53,124 for 2008. Attorney Treadwell would like to look at their contract to see if it has a provision in it that we could renew it. Mr. Cahalan said it does, but he'll let Linc look at it and put it aside until it's reviewed.
- The EAC – Pablo Neruda – the EAC had no comment on this. Mrs. Yerger said no matter what the stream was named, it wouldn't be any environmental concerns. Hans Reimann said the request was denied by Springtown Township.

B. COUNCIL/JR. COUNCIL

Mrs. Yerger

- On March 19, there is a session on site development being conducted in Lehigh County, the Pennsylvania Planning Association and she'd like permission to go and also Tom Maxfield would like to go. It's a class on new residential site developments. Mr. Cahalan said they will sign her up.

Mr. Maxfield

- Nothing to report

**General Business Meeting
March 5, 2008**

Mr. Kern

- He will not be at the March 19 meeting. Mr. Maxfield will take over.
- Mr. Kern said he'd like to discuss a letter about the intersection of Seidersville Road and 378 and is concerned about the danger of that intersection. Is there anything we can do to look at intersection improvements. Mr. Cahalan said they will talk to Brien Kocher about that and bring it back at the next meeting. Our representative, Karen Beyer, in that area, has had concern about that. If you want to bring something up, she'll be in our corner as far as supporting it.

Mr. Horiszny

- He will not be at the March 19 meeting.

C. SOLICITOR

- He will not be here on March 19 and also needs to see the lawn mowing bid documents.

D. ENGINEER

- Nothing to report

E. PLANNER

- Nothing to report

IX. ADJOURNMENT

MOTION BY: Mrs. Yerger moved to adjourn. The time was 8:50 PM.

SECOND BY: Mr. Maxfield

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

ROLL CALL: 5-0

Submitted by:

Jack Cahalan
Township Manager

Glenn C. Kern
President of Council