

I. OPENING

CALL TO ORDER: The General Business & Developer meeting of Lower Saucon Township Council was called to order on Wednesday, June 20, 2007 at 7:15 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; Priscilla deLeon, Sandra Yerger and Ron Horiszny, Council Members; Jack Cahalan, Township Manager; Assistant Township Manager, Leslie Huhn; Dan Miller, Township Engineer; Township Solicitor, Linc Treadwell; Township Planner, Judy Stern Goldstein; Jr. Council Member, Vanessa Segaline.

PLEDGE OF ALLEGIANCE

ANNOUNCEMENT OF ANY EXECUTIVE SESSION (IF APPLICABLE)

<p>Mr. Kern said Council met in Executive Session on Monday night, June 18 and tonight regarding potential land acquisition.</p>

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 5B, discussion of the ATV’s as the Police Chief is out of town.

III. PRESENTATIONS/HEARINGS

None

IV. DEVELOPER ITEMS

A. ZONING HEARING BOARD VARIANCE – RMS FAMILY LTD. PARTNERSHIP – 1850 FRIEDENSVILE ROAD – REQUEST VARIANCE TO REPLACE TWO EXISTING SIGNS WITH ONE SIGN.

Mr. Kern said the applicant is requesting a variance to replace two freestanding signs with one sign. Attorney Treadwell [said] they did not do anything that was asked of them and he will talk to them about it with their lawyer.

B. SADDLE RIDGE – PHASE IV – REQUEST EXTENSION TO COMPLETE IMPROVEMENTS

Mr. Kern said the applicant has requested a one year extension of time to complete the improvements in this subdivision.

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MOTION BY: Mr. Horiszny moved for approval.
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

V. TOWNSHIP BUSINESS ITEMS

A. RESOLUTION 47-2007 – EMPLOYEE BENEFIT PAY OUT

Mr. Kern said a resolution has been prepared for Council’s approval documenting the pay-out benefits that are due Willie Shelly who has transferred from the Township Public Works Department to the Police Department.

**RESOLUTION #47-2007
PAY-OUT BENEFITS FOR WILLIE SHELLY FROM NON-UNIFORM CONTRACT AND PENSION**

WHEREAS, Willie Shelly has been employed with Lower Saucon Township since 1991 as a Crewman in the Public Works Department; and

WHEREAS, Willie Shelly, effective March 28, 2007 began working full-time as a Lower Saucon Township Police Officer; and

WHEREAS, as a police officer he will no longer be covered by the Non-Uniform Employee Labor Contract or the Non-Uniform Pension Plan but will be covered under the Uniform Labor Contract and Pension Plan; and

WHEREAS, Willie Shelly is therefore entitled to a pay-out of benefits under the Non-Uniform Employee Labor Contract and the Non-Uniform Pension Plan as follows:

- | | | |
|----|--------------------------------------|-----------------|
| 1. | Payout of 40 hours compensatory time | \$ 751.20 |
| | Payout of 200 hours vacation time | \$3,756.00 |
| | Adjustment in AD Computer error | <u>\$ 45.60</u> |
| | | \$4,461.60 |
2. The deferral of his vested pension benefits in the Non-Uniform Pension Plan until his normal retirement date of March 1, 2035 as indicated in the Notice of Deferred Vested Benefits.
3. The deferral of payment of his accrued sick time under the Non-Uniform Employee Labor Contract in the amount of \$3,861.17 until his retirement from Lower Saucon Township.

WHEREAS, Willie Shelly has reviewed and approved the terms of this pay-out of his accrued benefits and has requested that a record of his eligibility for these benefits be established with this resolution.

NOW, THEREFORE, the Council of Lower Saucon Township, Glenn Kern, President; Tom Maxfield, Vice President; Priscilla deLeon; Sandy Yerger; and Ron Horiszny do hereby approve Willie Shelly’s eligibility for the pay-out of accrued benefits in accordance with the above listed terms.

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ADOPTED and ENACTED this 20th day of June, 2007.

Mr. Cahalan said the information was put in a form of a resolution to memorialize the payment benefits. Officer Shelly is entitled now and in the future to his pension benefits. They are asking for Council's approval. It has been reviewed by Officer Shelly and by the Solicitor. Mrs. deLeon asked if this has ever happened before? Mr. Cahalan said he's not sure if anyone has ever gone from one pension system to the other pension system. It seemed to be a simple thing to transfer, but you have to actually divest yourself of one system and join the other pension system and that's why it took time to see what applied here. There were also two labor contracts applied so we had to divest himself of the one contract and now he's under a separate contract. They will pay him out of the benefits he's entitled to right now and will defer other benefits of the sick time and pension time until the time that he leaves the township service. Mrs. deLeon said when you ask how long have you been a township employee, do you include the other part? Mr. Cahalan said he's gotten credit for the service as a member of the non-uniformed contract and also the pension system. Those credits he has accrued, he is getting reimbursed for. Mrs. deLeon said she's not talking about financial, she's talking about seniority. Mr. Cahalan said with seniority, he starts at the bottom of the Police Department.

MOTION BY: Mr. Horiszny moved for approval of Resolution 47-2007.

SECOND BY: Mrs. deLeon

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

ROLL CALL: 5-0

B. DISCUSSION REGARDING ALL TERRAIN VEHICLES (ATV'S)

Taken off of agenda.

C. KINGSTON PARK – CONCEPTUAL SKETCH PLAN

Mr. Kern said Boucher & James has prepared a reviewed conceptual sketch plan for Kingston Park which incorporates the recommendations and suggestions from the walk through meeting held at the park on March 27, 2007.

Ms. Judy Stern Goldstein said there have been many meetings dealing with Kingston Park. There's been a lot of good suggestions. What you see before you now is the ultimate compromise plan. It seems to address the needs, but not necessarily the wants and desires of the different groups and users. When she says addresses the needs, we have one vehicular entrance to the park, and that's to the left of the plans, coming off of Limpar. It comes into ten parking spaces and one bus drop off area. There are two lanes where the busses can pull in. Children get off the bus at a certain place. There is a place that the weigh system can be relocated to if it's chosen to be relocated. From this area, you continue on the pathways to the pavilion, come through the remains and there are the remains of the old cooking area. There is a clearing where you enter into the schoolhouse in the traditional manner, between the two gates that were there originally, and you walk up to the schoolhouse to the front door. They've really changed the pedestrian and the vehicular access. From the schoolhouse, you can exit back down to the parking lot and you can also exit right to the pavilion for different activities out there. There are trails that circumnavigate the entire park. They no longer have the restrooms at the remains of the historic outhouses. They are now down by the entrance. They have remnants of the gates and fence. The site itself is starting to look the way it had been before, the way it's been envisioned to be used now. The park really can function as a park. There is large open space lawn area, the pavilion. There is great opportunity for educational and recreational programs in the park. It's anticipated that two busses could be there at the same time. It's simplified what had asked to be in there originally. They are addressing the needs now. This addresses what had been discussed at the site at the last meeting.

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Mr. Maxfield said it says about the parking spaces, but are there any ideas of the material for the walking trails? Ms. Stern Goldstein said they could be pervious. They haven't done any detailed work or no detailed survey has been done yet. They will be involved with the Township Engineer on that. They are envisioning this could be a model for "green development". She'd like to see innovative methods for which the storm water management will have to do on the site. She'd like it to be ecologically a model for the township. They have not priced anything out, this is still conceptual. She's leaning towards green and that was the direction of the township, to lean towards green.

Mr. Maxfield said overflow parking where they have larger vents, are you relying on street frontage for that or would some of them be removable? Ms. Stern Goldstein said they wouldn't want to introduce vehicular traffic into the internal park of the park with the circulation that they have there. For larger events, one would be in the street and the other would be offsite with shuttles. Mrs. deLeon asked about parking in the grass areas? Ms. Stern Goldstein said in theory, you could, but she wouldn't recommend it if there was a sizeable event at the park, not everybody would fit inside the building so people would be outside and she wouldn't want to introduce vehicular circulation and carnival type parking in that area. You could park at schools, shopping centers, even the township building if you are going to do a shuttle. Mr. Maxfield said you could do the church down the road also. The center could also be used for gardens. Ms. Stern Goldstein said it could be used for environmental education.

Mrs. deLeon said right now we have an existing porta potty in the one corner, that will still be there until the restroom becomes reality, but it's not shown on the print. Ms. Stern Goldstein said no, they are showing the future condition. The porta potty would remain in its condition just like everything else remains until it's time to do the construction.

Mrs. deLeon said when they got the school from the school district, were there deed restrictions for the use of Kingston Park lot? Attorney Treadwell said we had to use it as a park. Mrs. deLeon said should that be noted on the plan? Attorney Treadwell said sure, we can get that to Judy. Mrs. deLeon asked if the Parks & Rec. group had any input? Mr. Cahalan said yes, they've been participating all the way along. They made recommendations, mostly from a recreational point. They were in favor of the walking trails and the pavilion. He'll be meeting with them and going over the new plan with them. Mrs. deLeon said have the Kingston's been notified this has been on the agenda and seen the plan? Mr. Cahalan said he doesn't think it has been distributed to them, but they'll get a copy. Mrs. deLeon said before she makes any decision, she'd like to make sure they are 100% on board with this design.

Mr. Horiszny asked what the icons were in the trails? Ms. Stern Goldstein said that is the width of the walking trail which is six feet. Mr. Kern said this plan does seem to bring together everything that everyone was discussing at that walkthrough meeting and condenses it into a very simple and elegant plan.

Mrs. deLeon said it's important the Kingston's see it. Ms. Stern Goldstein said they will make sure they get a copy.

Lenny Szy said they mentioned about the bus drop off after they backed up. They are not supposed to be backing busses up with children on them. Ms. Stern Goldstein said Rick did a lot of research through the PA Vehicle Code and the various school districts, and he couldn't find anything that precluded a bus from backing up with school children on it. Mr. Szy said he could probably furnish them with one. Ms. Stern Goldstein said they wouldn't be exiting the bus until after the bus was stopped. Mr. Horiszny said they are already in the school when you are backing up. Ms. Stern Goldstein said she said it the wrong way. They do back up empty. Mr. Szy said with the nature

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trail, a friend from Bucks County is looking at this, and he'd like to take this down to him as he has a nature trail at his own property. His is all grassland, natural stone, etc. He'd like to see something down around the back behind the school, by the wetland, a path with wetland flowers and then coming up all the way around to the dry area. Ms. Stern Goldstein said what they have now is walking paths. They did not include nature trails or nature paths. They want to keep people out of the environmentally sensitive areas. If you'd like to see some nature trails, they could put some in. Mr. Cahalan said would that be the third time you'd have to go through the tree line? Ms. Stern Goldstein said it would if we actually crossed. We are trying to limit the crossing into the more environmentally sensitive area. Mr. Maxfield said the wetland area is not on township property and is on PennDOT property. Mrs. Yerger asked if we could run a path along the side back to the wetlands? Ms. Stern Goldstein said they had a path, and somebody didn't like it. Mrs. Yerger said how do you get to the wetlands then if you don't want a path? Mr. Szy said they don't want a paved path. Mrs. deLeon said how do you get to the trails of the Heller Homestead? You walk through the field. Ms. Stern Goldstein said walking through the grass and the fields would not do it for ADA. So with a formal design for a township park, she can't advise them to do something that wouldn't be complied with ADA. If it was something that just occurs through the evolution of the uses of space, that's something totally different. It should be accessible to all people and children of all ages, groups and availabilities. Mrs. deLeon said you couldn't walk through grass to get to another trail, you have to have linkage? Ms. Stern Goldstein said grass wouldn't meet the current recreational standards for the ADA guidelines. The new recreational standards are at the access-4.gov website. Grass doesn't count, but the wood fiber stuff they use in playgrounds, if it's compacted enough, that counts. It's difficult for anyone with any ambulatory issues. DCNR recognizes that as one of the bona fide surfaces. Mr. Szy said would there be any objection to make a Bog garden on the borderline and not officially name it a nature trail? Mrs. Yerger said she doesn't see any reason not to have a wetland garden back there as long as its on Township property. Ms. Stern Goldstein said this is not the final product. The initial design is more than the barebones. It's the skeleton and has enough on it to make it useable and functional. Once you live in it, you do some little things. She looks at the addition of small nature trails, small gardens, as those things that once you move in, you evolve and you do those things. You need to first look and see how the park functions. How the educational components work together. How the teachers and different people leading the groups through the park function. It's not a big site, and she doesn't want to put too much into it.

Mr. Szy said where the old spring was, supposedly there is on the other side of the road some property that belongs to this plot. Do you know anything about that? Ms. Stern Goldstein said she knows nothing about that. Attorney Treadwell said there was a little triangular piece somewhere across the road, and he believes, they finally did a second deed. Mr. Szy said the golf course property, Patullo, is there any possible way of obtaining any land on that side for parking? Ms. Stern Goldstein said there isn't anything definitive from Mr. Patullo at this time. Mr. Cahalan said what they were focusing on was getting enough parking to get the school tours up there. Mr. Szy said he doesn't think the shuttles will work. Ms. Stern Goldstein said you still have the off street parking. This doesn't negate or eliminate anything at all. She's talking about if you are having a very large function.

Mrs. deLeon said when we redid the deed, according to the historical research survey form, it says the township required one acre in June 2003, and then redid it in March 2005, and it was two acres? How many acres is the school house parcel? Ms. Stern Goldstein said she thought it was the one acre. Mrs. deLeon said where did we get the other acre? Attorney Treadwell said if he recalls correctly, there was another survey that HEA did that added the piece across the street plus they redid the one acre. The original deed had it as an acre, and then when HEA looked at it, it was the wrong size. He will check with Mr. Birdsall. Mr. Cahalan said it's 2.01 acres for the Lutz-Franklin. Mrs. Yerger said it's this plus what's across the street. Mrs. deLeon said your map should show another dotted line. Ms. Stern Goldstein said it hasn't been surveyed yet. Mrs.

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deLeon said so we don't lose this piece across the street, is there any way this map can show that? Ms. Stern Goldstein said right now everything on this plan is conceptual, nothing has been surveyed yet. Mrs. deLeon said you need to take notes on this. She'd be careful about the different deed restrictions. Ms. Stern Goldstein said she would make note of it. In order to survey this, they need to look at the deeds, do the deed research, plot everything out, so it'll be a full survey.

Ms. Lorraine Torrella said the general layout of the park is very wonderful. It's important that the layout and the additional landscaping permit the schoolhouse to be separated from the other uses in the park in order to preserve some of the character of the historic site and to emphasize its importance. She spent 2-1/2 hours there today. This is supposed to be a place we go to renew and relax. It's beautiful, but she realized that I-78 is there and it is so loud. She would suggest that you don't take the existing vegetation out or if you have to, put up sound barriers up there which will cut down the sound. As far as the details of the park, if it's possible for us to continue to be included in the details, for example, the paths; have some input about the paths. Maybe they could be a little bit more curved instead of so straight. They have a cast iron bell which they would like to put in the park to join both the areas together. She pointed out where they would like to see it go and have it displayed. She said this is just wonderful and it's very exciting.

Ms. Stern Goldstein said if and when we are given the go ahead, we first need to have it surveyed, then they'll need to get the detail design and through Jack, she will work with anyone. Mr. Cahalan said he wants to get it moving along as there will be tours in September. Mrs. deLeon asked about one of the trails, couldn't it be kept closer to the trees and follow the green more? Ms. Stern Goldstein said part of the problem is they aren't sure where the edge of the woodland is until it's surveyed, but it is a good idea. Ms. Torella said it would be nicer to have curves for the trails. Ms. Stern Goldstein said if you curve the trails too much, they just take the short cuts.

Mrs. Yerger said they are going to flag these trails. When you go out and flag the actual location of the trail, that is going to help everybody get a clearer understanding. Ms. Stern Goldstein struggled with the path from the schoolhouse to the pavilion as the environmental part of them said let's do no harm and since we can't do no harm in that case, let's do as little harm as possible. They are going right through an environmentally sensitive area and are trying to make that the least amount of intrusion as they can. Mrs. Yerger said the other thing that is going to impact this is you are going to have some storm water conveyances on this property. The EAC would love to weigh in and help naturalize those and work with Parks & Recreation...this way it can become a naturalized area and of interest. That may determine a little bit where your paths are going to be moved. Ms. Stern Goldstein said we are going to need permits for these things, too. Part of the requirements for the permits to cross the waters or wetlands will be to have the least amount of intrusion possible. We're balancing all of that...what makes the design and what doesn't really harm the environmental, and more importantly, what we can get built, and get the permits.

Mrs. Yerger said regarding the proposed weigh station, they will have to either ask staff or the attorney to talk to the landfill. They have, in the past, indicated they have no problem donating the building to the township. Then we have the cost of moving it. It can be moved. It has been evaluated. They don't see it as a huge issue. Council needs to discuss how they would like to approach that. There is cost involved. Mrs. deLeon said who is going to pay for the cost to move it? Mrs. Yerger said that's what we have to work out. Mr. Maxfield said seeing that we have a constraining time line and seeing that there are things we need to put together, a coherent plan, he'd like to make a motion.

MOTION BY: Mr. Maxfield moved to begin the survey work that is necessary to develop a serious plan for the park.

SECOND BY: Mr. Horiszny

Mr. Kern asked if anyone in the audience had any questions or comments? Mrs. deLeon said this is being approved prior to the Kingston's looking at it? Mr. Maxfield said there is survey work that

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can be done on here before anything else. Ms. Stern Goldstein said the survey is to just document a map of existing conditions, so it's not dealing with proposed conditions at all. Mrs. deLeon said she would have a problem with that. Ms. Stern Goldstein said the survey work is not something that would be completed in a couple of weeks. The existing conditions it would take them probably several weeks to complete. A news reporter asked the estimate of the cost? Mr. Cahalan said they are going to try to do most of it in-house. We have to come back with that. Mrs. deLeon said we budgeted over \$160,000 for that, isn't it in the budget for this year? Mr. Cahalan said we have money in the account for Kingston Park development, but he doesn't want to give him the idea as he's looking for a cost for the development of the park. We don't have that yet. We don't have a cost, but we do have a budgeted amount. Mr. Kern said the existing vegetation to be removed, is that scrubby stuff? It could act as a sound barrier. Ms. Stern Goldstein said there is some vegetation that will have to be removed in order to get the elements on the site. Once they have the survey information, they'll see how much actually needs to be removed and she hopes to be able to tweak things to have the least amount of vegetation removed as possible...even the scrubby helps as a sound barrier in the summer. They will look into the options for sound barriers as well. Hans Riemann said he owns land in Springfield Township and LST. He likes the idea of the park over there. It's a beautiful place. When you do the survey, talking about ecology design and future environmental programs there, are you going to do an invasive plant survey? When he was there, there was some issues about some things that were growing in there that really aren't good for children to see as part of a natural good ecological landscape. Ms. Stern Goldstein said the survey work that's been authorized is boundary and topographic survey. It's not an invasive plant survey at all. They'll work with what needs to be eradicated in certain areas, but the plan was not to eradicate all of the existing vegetation in large chunks. Some of the perimeter plants are a bit invasive, but we need to balance everything on the site. Mr. Riemann said when you are developing a park, especially one this small which is highly manageable, as a moral issue, you are saying balance, what kind of balance? If you want to promote environmental education, that incorporates the wild life. That means you have a possibility of attracting wildlife and if you allow invasives to be part of a balanced plan, then that is going to take away some of your wildlife value. Ms. Stern Goldstein said they don't intend to allow invasives to take over. They don't intend to promote invasives, but she can't promise that all invasives will be eradicated because we haven't even gotten into the design and the township hasn't even gone over the budget for the full park. She is a proponent for native vegetation and ecological environmental education. Mrs. deLeon said like all the parks we have, the Parks and Rees board and the EAC should work in partnership and try to create programs to do that.

ROLL CALL: 5-0

D. WISE PRESERVATION HISTORICAL STRUCTURE SURVEY REPORT

Mr. Kern said the Historical Consultants, Wise Preservation Planning, were retained by the Township to prepare historic research survey forms on the Heller Homestead and The Lutz-Franklin Schoolhouse. Draft copies of these reports have been received and must be approved by Council prior to being submitted to the PA Historical and Museum Commission (PHMC).

Mr. Cahalan said both of the survey forms have been submitted by Wise Preservation Planning. There is one for the Hellertown Farmstead and one for the Lutz Franklin Schoolhouse. They were passed out to Council for review and the Consultant is looking for comments on the documents and also Council approval.

Mrs. Yerger said on the first page, it says "West Chester, PA". That needs to be corrected. Mr. Horiszny said on the 5th page, under 18th Century to 1827, the first line says 150 acres and down below it talks about 250 acres, there's a question there. Under Physical Description, second line, "The Saucon Creek runs "south", that should read "north". Under Root Cellar, 1st line, it should read "southwest" instead of "northwest". Mrs. deLeon said there's a sign in front of the Heller

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farm that says "Michael Heller Homestead". In the document, it says "Farmstead". Mr. Kern thought it should stay as Michael Heller Homestead so we don't have to get the sign changed and save the money. Mrs. deLeon said the Heller Homestead Park consists of two parcels. Parcel A which is 1890, and that's the 2.2 acre homestead park and there's Parcel B which is the 1892. It's very confusing. Where he has listed here 1892 Friedensville Road, technically 1892 is the 11.7 acre nature trail park, and Parcel A is the 2.2 acre homestead tract which is 1890 Friedensville Road. The address says 1890 – 1892 Friedensville Road. Mr. Cahalan asked that they change it to 1890 – 1892 Friedensville Road in the document. Mrs. Yerger asked if they had an official mailing address. Mrs. deLeon said if someone lived there, their address would be 1890 Friedensville Road, Bethlehem, but if you called 911, and you said you were on 1890 and you were in the nature trail, they would go to the wrong parcel. Mrs. Yerger said we'll do 1890 – 1892. Mrs. deLeon said throughout the whole document that needs to be changed. If you go to the page that is listed 89C, Historical Narrative page, Farmstead must be changed. Under Historical Narrative, the last sentence where it ends with the ruins on the property are a multi-sectional stone barn, a wagon shed, and a mill, she'd like to add "and wood framed barn". On the next page, they make reference to the framed barn, where it says "19th century to 20th century, the Stever's apparently enlarged the barn to the south as a frame barn section". Mrs. Yerger said he is referring to as a section, not as a separate barn. Mrs. deLeon said and it would hurt to put in "wood frame barn"? Mr. Maxfield said you should just say "multi sectional barn" so it doesn't seem like it's another barn. Mrs. deLeon said he's the expert, and he'll probably have to decide. The page that says "Historical Narrative Concluded", Stever's name is spelled wrong...no double "ee". Mr. Maxfield said since they are coming from historical documents, they may be different spellings. Mrs. Yerger said she would check, it may have a double "ee" in it. Mrs. deLeon said since there are so many questions here, she was going to say two of our key people at the Conservancy are on vacation. She would ask this to be tabled to the meeting of July 18. There's also a title document that is missing from this document. In 1934, the Stephens sold the property to the Guyers, and that document is missing from the chain of title. We really didn't know how to date the house and everybody thought that the front of the Homestead was the original house, and the back was added on. According to the tax map of 1798, they described the dimensions of the kitchen and it matches the kitchen, so that was the original homestead, and when they added on to the place in 1830, they added the two stories and the second floor to the kitchen. They also mentioned about the fireplace on the second floor and that's not accurate. It would be the third paragraph. It's a reproduction of a fireplace. Under Widow's house it says exterior and talks about the asphalt shingles. The farmhouse has slate shingles, so that needs to be changed. Ms. deLeon said regarding Stephens and the Guyers, "Made this 29th day of September 1934, between John A. Stephens and Alice Stephens in the Borough of Hellertown, and it goes on to say he sold it to Walter Guyer and Mildred Guyer. The Guyers lived there until 1940 until the next person moved in. She only has one page of the deed, but it talks about the Thomas Iron Works land. They have the right and privilege to keep and to repair a certain dam in Saucon Creek and a certain head raise leading from said dam to certain sawmill with free ingress/egress and regress. It's pretty neat how it references it. In front of the homestead was a RR track, that led from the Thomas Iron track to a limestone quarry. She would like the Conservancy to take a look at this. Mr. Kern said then get it back to Wise for coercions between now and July 18, 2007. Mr. Cahalan asked that the documents be passed back through him so he can keep track of it. He can also ask Mr. Hinshaw from the Wise firm to be at the July 18 meeting.

MOTION BY: Mrs. deLeon moved to table this agenda item until July 18, 2007.

SECOND BY: Mr. Kern

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

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Mr. Kern said we'll move on to the Lutz Franklin Schoolhouse. Mrs. deLeon said on the page where it says Historical Narrative concluded, paragraph where it says Lower Saucon Historical Society, it should really say "Lower Saucon Township Historical Society". On the physical description, does it matter as his first sentence says "the main floor of the building is a one room open space...it says it is remarkably intact. Does it matter if it was restored? Should it say restored? Fran said it is his understanding there were two floors there. That can be observed by going into the basement as the flooring that is visible in the basement runs in the opposite direction from what is observed from being in the room itself. The second floor was a replacement floor, but an early replacement floor. Portions of that were damaged from the water, but most of it was saved and retained and some repairs were made which were salvageable, and a small portion had to be replaced in restoration. Basically, that top floor is an historic floor. It is remarkably intact because there is very little replaced in there. Mrs. deLeon said we spent \$150,000 to restore and that's significant. Fran said it's intact, not replaced. Mrs. deLeon asked if the original school furniture remains in place, was it all original? Fran said yes. The school furniture was in place when the previous incarnation of the Historical Society maintained a museum there. Ms. Szy said except for the small desks that are in there, he was told there were more up in the attic. He went to school there, and almost everything is almost identical. Mr. Kern said Ms. Torella asked if there were any corrections or additional to the document and she stated "no", it was okay, other than the Township reference.

- MOTION BY:** Mr. Maxfield moved for approval to send it on with the one correction.
SECOND BY: Mr. Kern
Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.
ROLL CALL: 5-0

E. LEWIS AVENUE – STEEL CITY PARK – REQUEST TO VACATE ROAD

Mr. Kern said the township acquired an additional parcel adjacent to Steel City Park in 2006 to increase the size of the park's recreation area. The township would like to utilize a portion of the Lewis Avenue paper street between Johnston and Riverside Drive for the park's eastern boundary.

Mr. Cahalan said at the last meeting we asked for authorization to proceed with the advertising of the ordinance to vacate a portion of Lewis Avenue for a resident, Mrs. DeSantis. Further down, as we were looking at the Steel City Park where we acquired that other section to fill out the square of the park, that Lewis Avenue proceeds down through there, the paper street, to Riverside Drive. They'd like to continue vacating the paper street all the way down to Riverside Drive. They'd add the description for this piece of property to the ordinance that they'll be bringing back. Mrs. deLeon said does that mean the township gets half the street? Mr. Cahalan said yes. Mrs. deLeon said would these three lots be merged on the condemned property? Attorney Treadwell said we can if you want. Mrs. deLeon said why not, we're going through this. Attorney Treadwell said we can take those three lots and add them to the park if you want. We own them now. We have to prepare the deed and we need an adequate description. He will look into it and come back with a recommendation. Mrs. deLeon said the other part of Lewis, is that the one she abstained for? Attorney Treadwell said yes, it's the one that is his mother-in-laws. Mrs. deLeon can vote on this one.

- MOTION BY:** Mr. Horiszny moved for authorization to proceed to advertise the vacation of this section of Lewis Avenue.
SECOND BY: Mr. Kern
Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.
ROLL CALL: 5-0

F. REVIEW OF METHODOLOGY FOR THE CALCULATION OF SALDO PARK AND RECREATION FEES IN LIEU OF LAND DEDICATION

Mr. Kern said Boucher & James has reviewed the methodology used to calculate the recommendation in the Joint Comprehensive Recreation and Open Space Plan for an increase in the park and recreation fees in lieu of land dedication.

Ms. Stern Goldstein said you have a memo she wrote dated November 2006. It uses the methodology that was in the Roth plan. It uses the valuation of property as done by Indian Valley Appraisal Company. We had a land evaluation per acre based on improved and unimproved land in the township. Based on the entire methodology, they calculated how much land per dwelling unit based on the number of persons per dwelling unit from the census information which would be required for recreation purposes in the township.

Mrs. deLeon asked if this had been reviewed by the Park & Rec Committee. Mr. Cahalan said the Park & Rec Committee had not seen Judy's memo. Mrs. deLeon requested this be forwarded to the Park & Rec Committee for their review.

- MOTION BY:** Mr. Horiszny moved for approval to prepare a resolution subject to the Park & Rec Committee reviewing the information.
- 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

G. REQUEST SUPPORT TO UPPER SAUCON TOWNSHIP FOR A REVIEW OF TRAFFIC CONCERNS OF COLESVILLE ROAD AND ROUTE 378 INTERSECTION

Mr. Kern said Upper Saucon Township is requesting the township support its efforts to have traffic impact studies be completed by the developers at his intersection.

- MOTION BY:** Mr. Kern moved for support to Upper Saucon Township for a review of the traffic concerns of Colesville Road and Route 378.
- 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

VI. MISCELLANEOUS BUSINESS ITEMS

A. APPROVAL OF MAY FINANCIAL REPORTS

Mr. Kern said the May Financial Reports have been prepared and are ready for Council's review and approval.

- MOTION BY:** Mr. Horiszny moved for approval of the May financial report.
- SECOND BY:** Mr. Kern
Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.
- ROLL CALL:** 5-0

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VII. PUBLIC COMMENT/CITIZEN NON-AGENDA ITEMS

None

VIII. COUNCIL & STAFF REPORTS

A. TOWNSHIP MANAGER

- Mr. Cahalan said The Alliance for Sustainable Communities – Lehigh Valley has submitted an application for a Pennsylvania Harvest Fund grant for their E-House project. Philip Jones is here tonight to answer any questions about this grant application. The narrative spells out our overall plan for the house. The Harvest Fund grant is for a solar hot water collector and solar electric PV (Photovoltaic) panels. The passive solar design changes to the house - attached greenhouse, windows and window eaves - will be requested in future grant requests. The Harvest grant application is being made through the Morning Star organization because of their 501-c3 status. The principals of Morning Star are Joris Rosse and JoAnn Jones, who are also on the Steering Committee of the Alliance for Sustainable Communities - Lehigh Valley. Morning Star is basically the funding entity for the E.House project and the Alliance is the design and implementation entity for the E.House.

Mr. Cahalan said he has been working with Phil and the Alliance to obtain the baseline information needed for the house – Council previously authorized spending up to \$5,000 to cover these costs. If Council is in agreement on the direction that the Alliance is moving with this project, he would recommend that Council direct the Solicitor to draw up a rental agreement for the Alliance’s use of the house and that the house be officially designated as the E.House. It was stated that the Alliance should come up with a plan of action for the renovation for current and future use, and present to Council as the work progresses.

MOTION BY: Mr. Maxfield moved to direct staff and the solicitor to prepare an agreement between the Township and the Alliance for Creative Development for the use of the E House, which is what the building will officially be known as, and to offer Council’s support of their grant application.

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

ROLL CALL: 5-0

- Mr. Cahalan said we received the report back from the consultant, William Peters, on his review of the specifications for the rescue/pumper that the Steel City Fire Company would like to purchase. His report stated that he found very few of the “frills” that are often found in the specs for a fire truck. He made some very constructive comments and recommendations to improve the specs. He also provided us with General Requirements that we can put into the bid specifications. The next step is to set up a meeting with the consultant, myself and the Steel City Fire Company. Following that, we will assist them with putting together a bid package and then advertising it. The Solicitor has still not received a copy of the contract that Steel City Fire Company said they signed with the manufacturer.
- Mr. Cahalan said the Police Department is submitting a grant application to the Pennsylvania Gaming Control Board for funding that the State is making available to local law enforcement agencies in Pennsylvania to enforce and prevent the unlawful operation of slot machines. The Police Department is requesting \$7,670 in funding which \$1,198 would have to be the Township’s match portion. The funding would be used to pay for

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education/training of officers and payment of undercover officers who would visit establishments to detect illegal gaming devices.

MOTION BY: Mr. Horiszny moved to approve submission of grant application and Council President's signing grant application. Also, approve allocation of Township's match portion of \$1,198.

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

- Mr. Cahalan said the PHMC has sent back a response to the Historic Research Survey Form that was submitted to them recently on the Meadows Road Bridge. PHMC states in their response that the bridge was documented during a survey that was done of all historic PennDOT-owned bridges in 1999 and the expert panel that reviewed this information in 2000 concluded that the bridge was not eligible for listing in the National Register because the bridge "has been significantly altered".
- Mr. Cahalan said Lori Car has submitted a letter to him, advising that she must resign from the Landfill Committee due to relocation travel to Europe. She did indicate that she would be interested in serving again when the travel term is completed in 2010. I will forward her a letter thanking her for her service to the Committee

MOTION BY: Ms. deLeon moved to accept the resignation, with regret, and send her a thank you letter.

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

ROLL CALL: 5-0

- Mr. Cahalan said Stephanie Brown reported that she observed a marking on the Meadows Road Bridge that appears to be recent graffiti. It has been reported to the police who are investigating it. Mr. Cahalan looked at it today and in his opinion a graffiti artist or gang member who wanted to put up a conspicuous display of their art or gang markings would have picked a more visible spot as the mark is not visible to motorists traveling down Meadows Road over the bridge. It can only be seen from the parking lot of the Meadows banquet facility or if you get out of your car and walk down along the upstream (southeast) wing wall of the bridge. He said the mark does not look to be recent. I have also asked the Township engineer if it could be some sort of engineering mark. The conclusion is it doesn't appear to be gang related.

B. TOWNSHIP COUNCIL/JR. COUNCIL MEMBER

Mrs. Yerger

- Nothing to report

Mr. Maxfield

- Mr. Maxfield would like to have information distributed prior to the next meeting regarding a proposal from Heritage Conservancy that they would be the overseers of open space negotiations. He was impressed with the way they conduct business. Mrs. deLeon asked if we could look at other firms because she doesn't want to be restricted to just Heritage. Mr. Maxfield said he is just suggesting they be the overseers, but that other conservancies would still be able to manage conservation on properties.

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Mr. Kern

➤ Nothing to report

Mrs. deLeon

➤ Mr. deLeon said the Saucon Valley Conservancy held an art exhibit and it was very well attended.

Mr. Horiszny

➤ Mr. Horiszny said he had a citizen request speed bumps be installed on the sharp curves on Black River Road. There was also a request that the side entrance at the Hess gas station be closed for safety reasons. Mr. Horiszny requested staff to ask the fire companies if they would like to be included in the heating oil bid. Cathy Gorman, Director of Finance, did check on this and it is permitted.

MOTION BY: Mrs. Yerger made a motion to allow the Township Manager to talk to the fire companies to see if they want to go in with the Township's purchase of heating oil.

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

ROLL CALL: 5-0

Jr. Council Member

➤ Vanessa Segaline said graduation was in June and it went well.

C. SOLICITOR

➤ Nothing to report

D. ENGINEER

➤ Nothing to report

E. PLANNER

➤ Nothing to report

IX. ADJOURNMENT

MOTION BY: Mr. Horiszny moved to adjourn. The time was 9:20 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:

Mr. Jack Cahalan
Township Manager

Glenn Kern
President of Council