

I. OPENING

- A. Call to Order
- B. Roll Call
- C. Pledge of Allegiance
- D. Announcement of Executive Session (if applicable)

II. PUBLIC COMMENT PROCEDURE

III. PRESENTATIONS/HEARINGS

- A. Resolution #51-2012 – Recognizing Jameson Packer – Jr. Council Member
- B. Resolution #52-2012 – Recognizing April Koehler – Jr. Council Member

IV. DEVELOPER ITEMS

V. TOWNSHIP BUSINESS ITEMS

- A. Resolution #53-2012 – Farmland Preservation
- B. Review of Proposed Parking Area and ADA Pathways at Easton Road Fields
- C. Update on Heller Homestead Window/Door Painting
- D. Authorize Advertisement of Old Mill Bridge Repair Bid
- E. Update on Rentzheimer House Bid
- F. Polk Valley Park – Phase II – Release of Maintenance

VI. MISCELLANEOUS BUSINESS ITEMS

- A. Approval of June 6, 2012 Minutes
- B. Approval of May 2012 Financial Reports

VII. PUBLIC COMMENT/CITIZEN NON-AGENDA ITEMS

VIII. COUNCIL & STAFF REPORTS

- A. Township Manager
- B. Council/Jr. Council Member
- C. Solicitor
- D. Engineer
- E. Planner

IX. ADJOURNMENT

Next Planning Commission Meeting: June 28, 2012
Next Park & Rec Meeting: July 2, 2012
Next EAC Meeting: July 10, 2012
Next Council Meeting: July 18, 2012
Next Zoning Hearing Board Meeting: July 23, 2012
Next Saucon Valley Partnership: September 12, 2012 @ SVSD

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I. OPENING

CALL TO ORDER: The General Business & Developer meeting of Lower Saucon Township Council was called to order on Wednesday, June 20, 2012 at 7:00 P.M., at Lower Saucon Township, 3700 Old Philadelphia Pike, Bethlehem, PA with Mr. Tom Maxfield, Vice President, presiding.

ROLL CALL: Present: Tom Maxfield, Vice President; Ron Horiszny, Dave Willard and Priscilla deLeon, Council members; Jack Cahalan, Township Manager; Leslie Huhn, Assistant Township Manager; Linc Treadwell, Township Solicitor; Karen Mallo, Township Planner; Dan Miller, Township Engineer. Absent: Glenn Kern, President and Jameson Packer, Jr. Council Member.

PLEDGE OF ALLEGIANCE

ANNOUNCEMENT OF ANY EXECUTIVE SESSION (IF APPLICABLE)

II. PUBLIC COMMENT/CITIZEN AGENDA ITEMS

Mr. Maxfield asked if anything was taken off the agenda? Mr. Cahalan said no. Mr. Maxfield said we would like anyone who speaks at the podium to use the microphone please. It has nothing to do with how loud you speak; it has to do with the notes going on to our minutes so we can transcribe them. We also will be covering agenda items. If you want to speak on an agenda item, the protocol is that Council discusses it first, and then we open every agenda item to the floor. If you want to make any comments on any agenda item, you will be heard. For non-agenda items, that is covered near the end of the meeting under VII. so we'll see how late the night is when we get there.

III. PRESENTATION/HEARINGS

A. RESOLUTION #51-2012 – RECOGNIZING JAMESON PACKER – JR. COUNCIL MEMBER

Mr. Maxfield said Resolution #51-2012 has been prepared recognizing Jameson Packer for serving as a Jr. Council member to Township Council.

PROCLAMATION HONORING JUNIOR COUNCIL MEMBER JAMESON PACKER

WHEREAS, the Lower Saucon Township Council appointed Jameson Packer to serve on Lower Saucon Council; and

WHEREAS, Jameson participated in the meetings of the Council during the 2011-2012 school year and provided input from a student's point of view; and

WHEREAS, Jameson has done a great job and brought with him the eagerness of learning more about local government in his community.

MOTION BY: Mr. Horiszny moved for approval of Resolution #51-2012.

SECOND BY: Mrs. deLeon

Mr. Maxfield asked if anyone had any questions or comments? No one raised their hand.

ROLL CALL: 4-0 (Mr. Kern – Absent)

B. RESOLUTION #52-2012 – RECOGNIZING APRIL KOEHLER

Mr. Maxfield said Resolution #52-2012 has been prepared recognizing April Koehler for serving as a Jr. Council member to the Parks & Recreation Board.

PROCLAMATION HONORING JUNIOR COUNCIL MEMBER APRIL KOEHLER

WHEREAS, the Lower Saucon Township Council appointed April Koehler to serve on the Lower Saucon Parks & Recreation Board; and

WHEREAS, April participated in the meetings of the Parks & Recreation Board during the 2011-2012 school year and provided input from a student’s point of view; and

WHEREAS, April has done a great job and brought with her the eagerness of learning more about local government in her community.

MOTION BY: Mr. Horiszny moved for approval of Resolution #52-2012.

SECOND BY: Mrs. deLeon

Mr. Maxfield asked if anyone had any questions or comments? No one raised their hand.

ROLL CALL: 4-0 (Mr. Kern – Absent)

IV. DEVELOPER ITEMS – None

V. TOWNSHIP BUSINESS ITEMS

A. RESOLUTION #53-2012 – FARMLAND PRESERVATION

Mr. Maxfield said Resolution #53-2012 has been prepared opposing the proposed elimination of farmland preservation funding in the 2012-2013 State Budget.

A RESOLUTION OPPOSING THE PROPOSED ELIMINATION OF FARMLAND PRESERVATION FUNDING IN THE 2012-13 STATE BUDGET

WHEREAS, agriculture is the number one industry in Pennsylvania, contributing \$50 billion to the state economy, and creating one in seven jobs in Pennsylvania; and

WHEREAS, because of the commitment of state and county officials, Pennsylvania leads the nation in farmland preservation with 461,206 acres of farmland permanently protected and available for agricultural use, with an additional 2,000 additional farm families waiting to preserve their land; and

WHEREAS, for the past twenty (20) years, Pennsylvania’s farmland preservation program has been funded by a dedicated tax on tobacco; and

WHEREAS, the continued success of the state, county, and local partnerships who have been working cooperatively for many years to promote farmland is threatened by the Governor’s proposal to re-direct this dedicated tax to the general fund; and

WHEREAS, the permanent preservation of farmland is a positive investment in the future of the state and local communities’ quality of life.

NOW THEREFORE BE IT RESOLVED, that the Council of Lower Saucon Township, hereby urges the Northampton County Executive, the Northampton County Council, the Northampton County Farmland Preservation Board, and the legislators representing Northampton County in the State Legislature to oppose any proposal to eliminate the funding dedicated for farmland preservation and to work to ensure that there will be continuing financial support for this most successful land conservation and quality of life program in the future.

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MOTION BY: Mr. Horiszny moved for approval of Resolution #53-2012.
SECOND BY: Mrs. deLeon
Mr. Maxfield asked if anyone had any questions or comments? No one raised their hand.
ROLL CALL: 4-0 (Mr. Kern – Absent)

B. REVIEW OF PROPOSED PARKING AREA AND ADA PATHWAYS AT EASTON ROAD FIELDS

Mr. Maxfield said the Township Planner will discuss the proposed driveway and parking lot that will be accessible from Easton Road and the ADA pathways to access the lower baseball field.

Mr. Cahalan said he wants to give you a little background on Easton Road fields. As Council knows, we've been working on a plan for parking for access to the baseball fields that are out at Easton Road. We purchased them from Christ Lutheran Church in 2010. There are two baseball fields out on the 6+ acre property. They are currently leased to the Hellertown-Lower Saucon Little League for use. The lower field is currently being used and the Township pays to cut the grass and treat the fields out there. The upper field, which is undersized, is not being used as there is no access to it. Currently for parking, people have to pull off of Easton Road and park on the grass. Last year we got direction from Council to pursue a plan to install parking and a parking lot and access to both of the baseball fields. The original thought was to put in a driveway from Mockingbird Hill Road and to install a parking lot on the upper section of the property near Route 78 and then run pathways to both fields to allow players and spectators to have access to those fields. After we looked at the preliminary plans for the upper parking lot, we realized there were some drawbacks to that plan. One of them was that the elevation of the parking lot would be such that it would be a very steep pathway coming down from that parking lot to the lower field. The other is the way the field is constructed next to the church and the cemetery; there are some constraints in running the pathways around the front, especially the lower field. On the upper field, it's terraced to the upper field and it would require some fill to run a pathway to the front of that field. In looking at that, we wanted to look at a couple of other options, and we actually asked the planner to play around with reorienting the fields direction to see if we could gain some additional area in the outfields and also see if we could get the pathways in. That didn't work, but we did come up with two more options from the engineer, Option A and an Option B. The option that we discussed with the Parks and Recreation Board at their last meeting in June was to focus on improving the lower field and making that, as we called it, one good field, and not focus that much on the upper field. That is undersized; it has a concrete wall on the right field outfield. The access is a problem, so we wanted to focus on seeing what we could do with the lower field. We took that to Parks and Recreation and they did endorse Option B, and then it was also taken to the board meeting at the Hellertown-Lower Saucon Little League and they also unanimously supported Option B. They would like to focus on the one good field option. Ms. Mallo can run through what's on Option B with you.

Ms. Mallo said you should have a copy of the plan in front of you and it's up on the screen. Basically, this field access will now be off of Easton Road, and will add to a parking lot approximately thirty-nine (39) parking spaces. Some of the things we wanted to keep with this field are the existing dugouts. They are located right here, it's an existing dugout, and there. The new ADA requirements, which is basically what shaped this project, requires that all players and players have equal access to the fields and all spectators have equal access to the same, so you just can't provide a handicapped accessible pedestrian area, or spectator area. You have to have them for every spectator, so off of this parking lot we would provide a ramp that would access spectator bleachers here as well as here and that path also comes down here. Pinch points, right here, we will provide a landscape buffer, recommending the landscape buffer here. The field does meet PIAA standards for the high school as well. It's 350' to the outfield wall and 300' to each foul line, along each foul line. We may need to request an access easement along here. From her understanding, the Township maintains everything up to the church wall anyway as it is, but it will

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pinch the property there just a slight bit. Basically, that's about it. She asked if anyone had any questions or wanted some further detail on that field, but it would basically meet the high school and Little League standards.

Mr. Cahalan said the reason we wanted to look at the PIAA standards is the high school field sometimes is unusable during especially rainy days. They were interested in having a back-up instead of having to play an away game, so this would provide another option for the high school and also accommodate both Little League and the Legion baseball. It would be a very good field. It would require some removal of the back part there to gain the additional distance in the outfield, but it's not major. Ms. Mallo said this is all the grading in here that will need to happen. Mr. Cahalan said the upper field then would not be used and it could be just used as a T-ball field or a spectator area. We would continue to mow it, but not treat it as being a useable field. Mr. Maxfield said those contours are just a slope basically come down that way. It will be interesting to see those other contours mixed in.

Mr. Miller said he was unaware that you were going to try to preserve the upper field at all. Is that correct that we are going to try to haul this dirt offsite? Mr. Cahalan said we haven't discussed that yet. Mr. Maxfield said he would like to see it maintained for some really informal uses. Ms. Mallo said the majority of the issue will be the access as that field is just up on a hill, but with ADA requirements in order to make it accessible to everyone you would have to provide parking and pathways to it, so by just leaving it as open space if it's just generally used, then that's acceptable.

Mr. Willard said he has a question for Mr. Cahalan or for Ms. Mallo, our agenda item says proposed parking and ADA pathways, are the bleachers part of the project? Ms. Mallo said yes. They are ADA accessible as well. Mr. Cahalan said we would normally provide those to any of the fields, but we can't currently as the slope comes down, so there isn't really any spectator area currently out there for the lower field.

Mr. Maxfield asked if there were any other comments from Council? No one had any comment. Mr. Maxfield asked if anyone in the audience had any comment on this project? Ms. Judy Rudolph said she was just wondering where was that located on Easton Road? Mr. Cahalan said where the Christ Lutheran Church is, it's opposite that. Mr. Maxfield said if you are familiar with the polling station on Easton Road, it's right next to that, the old cemetery on Mockingbird Hill Road intersection. Ms. Rudolph asked if there was a field there now? Mr. Maxfield said yes, there are actually two fields there now - kind of unusable in the current state. Ms. Mallo showed where the fields were. Mr. Cahalan showed where Route 78 was.

Mr. Maxfield said you don't need any action from us? Mr. Cahalan said if Council endorses this plan, we'll work with the planner and the engineer to come back with the final plan because as Dan indicates, it does require some removal. He has been working on the permits for that. He doesn't know how that would impact that, but we do have some additional work to do. We wanted to see if Council was okay with the parking coming in off of Easton Road because we had talked previously about it coming in off Mockingbird. If Council is okay with that, then we'll continue flushing out this plan and we'll bring the final plan back at some point. Mr. Maxfield asked if anyone had any problems with that concept? Mr. Horiszny said do we have funding for this? Mr. Cahalan said we had the money budgeted for the parking and the pathways. If we do have some unanticipated cost, we would come back to Council and discuss that. Mr. Maxfield said is the cost changed because now we are only going to be using one field? Mr. Cahalan said we have to talk to Dan as besides the additional permitting and some earthmoving that would be required, that is something we have to look at and see if that increases the estimate. Mr. Maxfield said do we need an endorsement vote? Mr. Cahalan said if Option B, we're calling it, you would want to vote on that.

Fran Callery, 4287 Lower Saucon Road, said you are talking about the ball field and the parking lot. Is that going to be a paved parking lot? Mr. Cahalan said we have to discuss that. We need to

look at that and come back and discuss that with Council too. We could put in gravel. Mr. Callery said either way, what are you going to do for water runoff and storm sewers? Mr. Cahalan said that's what we have the engineer for. Mr. Miller said the Township is usually leaning towards doing infiltration. In fact, the Township has a stronger bias towards infiltration than a lot of the municipalities in the area. Mr. Callery said it is a low area on that road and with storms, it creates quite a bit of flooding. Mr. Maxfield said the other thing that may not have gone into effect in our calculations so far is it's a heavy deer crossing area. There are deer signs there currently. It's something we need to look at.

Mr. Maxfield asked if we could have a motion to endorse Option B if everyone is in favor of it?

MOTION BY: Mr. Horiszny moved to have Council endorse Option B for the baseball fields.
SECOND BY: Mr. Willard
Mr. Maxfield asked if anyone had any questions or comments? No one raised their hand.
ROLL CALL: 4-0 (Mr. Kern – Absent)

C. UPDATE ON HELLER HOMESTEAD WINDOW/DOOR PAINTING

Mr. Maxfield said the Manager will update Council on the window and door painting at the Heller Homestead.

Mr. Cahalan said the Council did approve a contract with Walt Simmons of Walt's Professional Painting to strip and paint the windows and doors at the Heller Homestead. He has two items he wants to discuss with you about that. The first one is he is out on the job. He was held up because of the weather from putting the stripping material on the windows, but he's caught up. Mr. Cahalan was out there today and about every window has been stripped and sanded, so he's caught up with that. He did submit an invoice that's in your packet for \$500.00 for the mobilization and \$3,000.00 for the work that's he's started and he'd recommend approval of that since he's this far ahead with the job. That would be for a total of \$3,500.00 out of the total amount that's approximately \$15,000.00 that you approved for this work previously. That's the first item he needs a vote on.

Mr. Cahalan said the second issue that came up, there was some window trim that was missing or broken on several of the windows, and when we were out there having the field meeting, Walt Simmons indicated that he would pick up some wood trim and would show that to Glenn and see if it could be a suitable match for what's on the window. It wound up with Roger getting the trim and we passed that around and Glenn looked at it and it is almost the same match for the trim that was up there. That cost \$600.00 to put all that new trim on the windows. He did go ahead and approve that as we discovered when we were removing the trim that was on there, that it has a rabbeted section on the side of it that allows moisture to get in under there and go towards the window casing. Today, he was out there looking at the windows and discovered that there is actually some damage to the window casements. He showed a photograph of the casements. Most of the damage is on the top of the window casement. That's the section where the trim was taken off and there's some rot that is showing on there. It's not a problem on the two sides or the sill on the bottom. That's another issue that needs to be dealt with before he puts back the trim and puts on the primer and the two coats. He doesn't know if this is something that can be addressed with the filler or the penetrant that was used for the sills. Glenn is usually pretty good about that. Tom looked at it and thought it could probably fill it rather than replacing the wood. Mrs. deLeon said what did the painter say? Mr. Cahalan said he wasn't on site. He didn't get a chance to talk to him about that. That's something he has to work on and come back to Council with. The only thing he would need approval for tonight is for the payment of the invoice that's dated June 11, 2012 from Walt's Professional Painting Inc. and it's in the amount of \$3,500.00.

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MOTION BY: Mrs. deLeon moved for approval of the \$3,500.00.

SECOND BY: Mr. Willard

Mr. Maxfield asked if anyone had any questions or comments? Mr. Horiszny said should we indicate that is just partial payment of the whole contract. Mr. Maxfield said let's refer to it as that in the motion then.

ROLL CALL:

MOTION BY: Mrs. deLeon amended her motion and moved for approval of partial payment of the invoice that was presented for \$3,500.00 on the windows of the Heller Homestead.

SECOND BY: Mr. Willard

Mr. Maxfield said he does think in his unprofessional opinion that the rot can be addressed with that product. If the painter feels it's okay, or maybe get another opinion, that would be fine. It doesn't have to be cosmetically beautiful as it will be buried under. He asked if there were any comments from the audience? No one raised their hand.

ROLL CALL: 4-0 (Mr. Kern – Absent)

Mrs. deLeon said she has a question on the trim. It seems with old houses there are all these issues. Is PHMC aware about the window trim, the wood trim? Mr. Cahalan said no, we'll have to let them know. He'll do that tomorrow. Mr. Maxfield said he did talk to a custom mill work in Easton called Dykes. They have what you call a Foreman knife to make the profile, they reference that just the cost of the knife alone is \$125.00 and then you are paying for materials and cutting, so they did not look into that. It seems way out of bounds cost-wise for what we wanted to achieve. Mrs. deLeon said she thinks we can match it. Mr. Maxfield said he thinks it's pretty close.

D. AUTHORIZE ADVERTISEMENT OF OLD MILL BRIDGE REPAIR BID

Mr. Maxfield said Hanover Engineering is preparing their permits for repair work on the Old Mill Bridge. Council should authorize staff to advertise for bid requests once all permitting has been approved.

Mr. Cahalan said he'll give you a little background. The Township is moving ahead this year with the project to repair and rehabilitate the Old Mill Bridge which is located in the Ehrhart's Mill Historical district off of Old Mill Road. We have had the bridge looked at several times by Hanover Engineering. We also had the ATLSS Center at Lehigh University come out and take a look at it. It does need repair and replacement of several of the cast iron beams, and tension rods. It also needs some repairs to the pier and the footing. We would also remove all the paint from the structure and prime it and repaint it. We'll replace the deck posts and also will replace the deck stringers and the floor planks. It should be fully restored. We have money budgeted for this project in the 2012 budget. We applied for a grant to the PHMC for the repair of historic projects and we were advised that we did not qualify. It was for a \$25,000.00 grant. We still have sufficient funding to continue the project. Mrs. deLeon said do you know why we didn't qualify? Mr. Cahalan said they just said that money was limited and there were a lot of more worthy projects that they granted. The engineer is working on the permits, and they are also preparing the technical specifications and as soon as we have those, we'd like to put the bid advertisement out because there's a window of time that we have to get this finished because when it gets around October, Fish and Game prohibits any activity due to the trout spawning, so we're asking for Council authorization to proceed with the advertisement for this bridge repair bid. Mr. Maxfield said as far as the reproduction of the iron parts, as some of them are cast iron, do we have any idea where to go for that sort of thing? Mr. Miller said that's the first question, are we looking for cast iron as opposed to steel? Mr. Maxfield said he's thinking some of the parts are decorative that are missing, and he thinks we would be limited to cast iron or some sort of plastic replacement. He'd rather see it in cast iron. Mrs. deLeon said what does the Secretary of Interior Standards say? Mr. Cahalan said we are going to have to look at that. Mrs. deLeon said she knows Stephanie Brown found the website, Bridge Hunters, and maybe they would have an idea where to go for

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replacement parts since they are really into bridges. Mr. Maxfield said he remembers there being a statement by somebody, may have been Hanover, about the incongruity of the materials caused rust faster, do you remember anything about that? Mr. Miller said he doesn't remember about that, but he knows that happens. Mr. Maxfield said maybe we need to look into that to make sure we're not looking at another problem within two years. Mr. Cahalan said he can come back with answers to all those questions at another meeting.

Mr. Maxfield said he wanted to ask if we had any progress on permission from creek side owners to access the stream on their property? Mr. Cahalan said the last time we repaired the pier and did need that access, and we did secure it from the adjoining property owners. This work is going to be primarily on the bridge and he thinks we can approach that from the road and not have to go on the private property to access the pier. If it's necessary we will bring the information back also. Mr. Maxfield said in general concept, you need an approval here for advertisement of the Old Mill Bridge repair bid.

MOTION BY: Mr. Horiszny moved for approval for authorization of advertisement for the Old Mill Bridge repair bid, after the permits are obtained.
SECOND BY: Mrs. deLeon
Mr. Maxfield asked if anyone had any questions or comments? No one raised their hand.
ROLL CALL: 4-0 (Mr. Kern – Absent)

E. UPDATE ON RENTZHEIMER HOUSE BID

Mr. Maxfield said the Manager would like to update Council on the remediation that was done on the Rentzheimer House in order to move forward with advertising the sale.

Mr. Cahalan said the Rentzheimer House is the brick house at 2038 Polk Valley Road adjacent to the park. Council had given us previous direction to prepare advertisements and move towards the disposal of that house. We are doing that. We did put a legal notice in the newspaper at the beginning of the year that we will be accepting formal bid proposals to remove the house later this year. Prior to that, we did have the house inspected by an environmental firm and a licensed contractor did identify and remove several pieces of tile mastic and sheet flooring that contained asbestos and following that, we had an air test performed of the house, and that passed. We have completed that work, and we are prepared to advertise the bids for the house. That's what we are asking for tonight.

Mrs. deLeon said she's jumping back to a conversation she had a couple of months ago that there may be things inside that house like the floor boards or whatever, so you are advertising for bids to dismantle the house. Mr. Cahalan said yes, the house and its contents. Mrs. deLeon said is there a way we can form a little committee and go over there and see what we can salvage from there before people do that? Mr. Maxfield said when we did the barn, we actually did it as the process was occurring. Could we do something like that, maybe? Mr. Cahalan said if somebody is going to bid on this, and he's assuming they are going to be bidding on it primarily for the contents, and the materials. Mrs. deLeon said can't you just say minus the floor boards in the attic or something like that? It's the perfect opportunity to replace the floor boards in the art gallery room that are separated at the Homestead. You're all familiar with the cracks and the floor boards. Right now we have a rug over it. We don't need that many boards. Mr. Maxfield said he thinks anything we remove from the site will lessen the attraction by a bidder. There's nothing we currently have that will suffice? Mrs. deLeon said no.

Mr. Horiszny said maybe we can wait and see what the bids say. They may say we want everything here, and they may say we don't want any of that stuff. We'll just take it down and then we can decide at that point.

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Mrs. deLeon said once we say they can take it down, it's theirs. Attorney Treadwell said the advertisement is going to have to state that they can take it all or they can't take it all. That's what their bid will be based on. Mr. Maxfield said at that point, the only thing that we would be able to do is purchase it back from the bidder. Mrs. deLeon said can't we word it minus the attic floor boards or something like that? Mr. Maxfield said are we sure that's what it is? Mrs. deLeon said she didn't know, we'd like to have a little committee to go over there and look, have a couple of us go over there. She was there over a year and a half ago and she kind of remembers what they look like. Mr. Maxfield said what you are saying then is we should probably have a contractor who could make the decision as to whether the boards were in a good enough state to replace what we need or what we don't need. Mrs. deLeon said the attic floor is in really good condition. She has to go over there and look again. Can we hold off on this for two weeks? Mr. Cahalan said could we have someone from the Conservancy to go and look and give them access to the house.

Mr. Maxfield said can we table it until we get a better idea of what's going on with the floor boards and see if they are useable. Let's get a qualified professional opinion on that. Mr. Cahalan said is the Conservancy going to pursue that or are you looking for the Township to get a contractor? Mr. Maxfield said he's assuming all the volunteers, that the Conservancy would pursue that. Mrs. deLeon said she knows exactly who to call. Mr. Cahalan said he will have to get access for them. Mr. Maxfield said we'll just leave this sit as it is. If nothing changes in four weeks, we'll come back and readdress the same motion.

MOTION BY: Mr. Maxfield moved to table this agenda item.
SECOND BY: Mr. Willard
Mr. Maxfield asked if anyone had any questions or comments? No one raised their hand.
ROLL CALL: 4-0 (Mr. Kern – Absent)

F. POLK VALLEY PARK – PHASE II – RELEASE OF MAINTENANCE

Mr. Maxfield said Boucher & James has conducted an inspection of the remaining plant material required for Phase II. All improvements have been found acceptable and they are recommending the contractor be released and any remaining funds be returned.

Ms. Mallo said you should have a copy of the letter in your file from April 9th issued by Valerie Liggett. Basically, she went out and inspected all the landscape materials and everything is found to be in order; and therefore, they are recommending the maintenance bond be released.

MOTION BY: Mrs. deLeon moved for approval of Phase II Release of Maintenance for Polk Valley Park.
SECOND BY: Mr. Horiszny
Mr. Maxfield asked if anyone had any questions or comments? No one raised their hand.
ROLL CALL: 4-0 (Mr. Kern – Absent)

VI. MISCELLANEOUS BUSINESS ITEMS

A. APPROVAL OF JUNE 6, 2012 MINUTES

Mr. Maxfield said the minutes of the June 6, 2012 Council meeting have been prepared and are ready for Council's review and approval.

Mr. Willard said on page 3 of 30, he recalls asking Chief Barndt when the results of the investigation could be made public and he said that could be issued by a press release from the Northampton County District Attorney's office and he thinks he asked him if he would come back and report to the Council after that press release was issued and he said yes. That's not reflected in the minutes.

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Mr. Horiszny said on page 9, line 23, in roll call, it lists 5-0 and it should be 4-0. There's also another one on page 29, under Adjournment.

MOTION BY: Mr. Maxfield moved for approval of the June 6, 2012 minutes, with corrections.

SECOND BY: Mr. Willard

Mr. Maxfield asked if anyone had any comments? No one raised their hand.

ROLL CALL: 3-0 (Mr. Kern – Absent; Mr. Horiszny – Abstained as he wasn't at the June 6, 2012 meeting)

VI. MISCELLANEOUS BUSINESS ITEMS

B. APPROVAL OF MAY 2012 FINANCIALS

Mr. Maxfield said the May 2012 Financial Reports have been prepared and are ready for Council's review and approval.

Mr. Willard said he wanted to know who the vendor ISOBunkers was that's showing up repeatedly, but he thinks it has to do with delivery of fueled for Public Works. Mr. Cahalan said correct, diesel and gasoline.

MOTION BY: Mr. Horiszny moved for approval of the May 2012 financials.

SECOND BY: Mrs. deLeon

Mr. Maxfield asked if anyone had any comments? No one raised their hand.

ROLL CALL: 4-0 (Mr. Kern – Absent)

V. PUBLIC COMMENT/CITIZEN NON-AGENDA ITEMS

Mr. Maxfield asked if there was anyone who wanted to make a comment on a non-agenda item. Please use the microphone, speak into it so we can get your words on tape.

- Matthew McClarin, 2198 Riverside Drive, said he thinks a lot of the residents had a question on one thing. On your website, you have a draft amendment, what exactly does that mean? Can you please pull it up for everybody and please explain what that means? He doesn't know if the Solicitor could do that for us. Attorney Treadwell said he can't pull it up, as he doesn't have a computer. What are the questions, the maps? Mr. McClarin said no, the text amendment. Attorney Treadwell said the text amendment is a draft until it gets adopted. As you know, the proposed draft map amendment and the text amendments are in front of the Planning Commission, they are at the Planning Commission last month; they'll be at the Planning Commission next Thursday again for discussion and review by the Planning Commission, so they are drafts. The Planning Commission could change them, this Council could change them. Mr. McClarin said he'll ask about them then at the Planning Commission meeting. He just wanted to know if Council members have been doing their research on the land and the decision that you are going to have to make eventually. There's tons of information available, the environmental aspect, the history of it, Applebutter Road Historic District, and just make sure you are on the same page we are on. We have a pile of papers we are looking through. These include the LVPC Greenways Plan, Northampton County Open Space Guidelines, LVPC maps and programs, media articles, with residents concerns over the last couple decades on this situation, Saucon Valley Multi-Municipal Plan, financial records, DEP documents, other legal documents, and flood plain maps. He just wants to know if this decision is not about money, what is the reasoning to rezone this property on Applebutter Road; and the Solicitor said it can't be about money. All of us are telling you it's going to ruin their quality of life and the way we live and it's going to really affect our lives. What is your main decision in this to let this go through? Is there any information available as all these documents point that this is a bad, bad decision and it's going to ruin a lot of people's lives. He wants you all to do your research like they have and give us a presentation back. We're going to

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try to give you one at the next Council meeting of why this should go through, and he'd be happy to hear all your answers.

Mr. Maxfield said you can rest assured that no decision will be made without this Council baring itself any information. We will look at all that. We have looked at many of those pieces already. Lots go into a decision. He asked if Attorney Treadwell could speak to the idea of the whole process of the plan going to the Planning Commission and what the difference is between the landfill asking for an expansion and a zoning change.

Attorney Treadwell said as he said earlier, there is a proposed map amendment, actually two, Option A and Option B, and a proposed text amendment to change the zoning ordinance of Lower Saucon Township and the map amendments would expand the Light Industrial District. The Planning Commission has them. They reviewed them last month and they will review them again this month. He knows Boucher and James, the Township Planner, is getting together some more information to get to the Planning Commission next week. What Mr. Maxfield is asking, is the only thing that it does is change the map and possibly change the text. It does not permit an expansion of the landfill. For the landfill to expand, they need to go through the land development process; they need to go through the DEP process; they need to go through a lot of processes, but the map amendment would change the boundary of the Light Industrial District. What Mr. Maxfield was asking, to clarify the difference between changing the map and allowing the landfill to expand.

Mr. McClarin said why change the map on that steep of a slope from the top of the mountain to Skyline Drive, you cannot put a building there whether it's any kind of industrial operation besides the landfill. Now why change that land from Skyline Drive up to the top of the mountain if you are saying it's going to be anything other than industrial there when it's not physically possible. He understands your point of saying it's a map. Why, too, on the proposed expansion from IESI that there's a little question about the proposed map amendment change a lot bigger than their expansion and the other one is a lot, lot bigger. What is the reasoning for that? Attorney Treadwell said he'll try to answer the map questions. There are two proposals as he said earlier. There's an Option A and an Option B. He believes Option A contains the smaller acreage and Option B contains the large acreage. Those were presented to the Planning Commission by the Township staff to allow the Planning Commission to go through the process that you are speaking of, which is to review it and see which one, if either, makes any sense. That's what the Planning Commission is doing now.

Mr. McClarin said what he was told at the last meeting was how does it make sense to change that property of Light Industrial all the way from Skyline Drive up if it's not physically possible, how does that make sense? Attorney Treadwell said those are things the Planning Commission will be discussing, they discussed last month. Mr. McClarin said you said he couldn't say that at the last Planning Commission meeting, and that had nothing to do with it. Attorney Treadwell said he doesn't believe he ever said you couldn't say anything. Say it again. What did he tell you? Mr. McClarin said when he was at the last Planning Commission meeting, he said it's physically impossible to have anything from Skyline Drive up on that slope other than a landfill and you said you can't look at it the physical way, it's based on a map, we can't look at it that way. Attorney Treadwell said he believes you are incorrect, and whether your opinion as to whether you can physically locate anything on that land or not, is your opinion.

Mr. Willard said he'd like to speak to your initial point and what research has been done by the Council members in preparation for this decision. He drove through your neighborhood at some length after the Planning Commission meeting after it was mentioned that all Council members should do that, including Skyline Drive and Applebutter Road. When this question first came before the Council, he asked for a tour of the landfill to get a better understanding of their operation. He understands that's been offered to all the residents of Steel City and it's been

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upcoming still. (The residents in the audience said they already went.) Mr. Willard said he met with someone from the Department of Environmental Protection at the PSATS State conference and he has that contact information as he wants to understand their process as far as approving landfills. He has done some general research on landfills, but he's not familiar with every single reference you made, so if you'd like to submit that list, we as Council members would review everything you had on your list.

Mr. McClarin said they are going to try to get a little power point of everything they have found and present it to you. Mr. Willard said he just wants to echo Mr. Maxfield's comment. He hasn't done nearly as much research as he planned to do, but he will do it before this decision comes before Council. Mr. McClarin said thank you, they all appreciate it.

Mrs. deLeon said currently IESI is in a box and they can't expand inside that box. There's little areas up there where they can do a little expansion phase, but basically they are in their box. They came to us and asked for a change to expand into the RA zone, so you asked how this started, that's how this started. Mr. McClarin said LST made the maps, not IESI. Attorney Treadwell said correct.

Mr. McClarin said there's going to be a lot of questions on this and you kind of summed up all of our questions and our views in the one short paragraph. It's called "What Will We Do". What will we do in 30 years when there is no more of LST's phase for the landfill to go? What will you think when you drive down Applebutter Road, look to the left, see not a single person working, not a tree, not a house, not a historic building, not a building, not a piece of a community. All you will see is a green wall that can never be developed again. What will we do when all of the host agreement money is blown like it has been and this land can never make money for the Township again. What will we do and where's the money going to come from to maintain what we have and what we will acquire in 30 years. It will not come from a business on Applebutter Road. What will you think when your Township residents come to complain about quality of life issues for the next 30 years like they have for the past 60. Will you be at peace with your decision in 30 years? What will our kids and grandkids do with LST in 30 years after this mess has been made? What will we do to stop this now? Keep the zoning how it is and all the mountains from Skyline Drive up as open space. Promote the land from Skyline Drive down for business that is willing to keep some historic structures and incorporate them into the property whether it's a hospital, a nursing home, office space, small manufacturing buildings, retail stores, some kind of business, that will blend the industrial properties with the residential and natural resource areas. These types of businesses will provide money for the Township forever. If they close up, a new one can take its place. As for the mountain, you can make a trail right up to the mountain from where the Saucon Creek dumps into the Lehigh River following the power lines up the mountain. This would be a very low maintenance hiking trail. You can make this trail as far as Easton following the river. There are some beautiful views up there with plenty of wildlife. Everyone in this Township needs to vent a little bit, and the people who live in LST on Saucon Valley Road to the people who live in Steel City. We are all neighbors, working hard for our families, and enjoying living in this Township. It is not right to sacrifice a whole community for the good of the rest. What the rest doesn't realize what will happen in 30 year. We will and already have starting explaining the facts to everyone. Please do your research and make this decision based on the future, not only ours, but on generations after us. Mrs. deLeon said thank you, Matt, you sent that to our email addresses and she was very touched by that. Once the land is gone, it's gone and it can't be reused for anything else and people have to realize that. It's not over the money, where's our commercial base going to be, whose going to want to be there. Well said.

- Gene Boyer, 2161 Saucon Street, said he just has a few questions. One of them is sort of an administrative one, and that is he knows you either tape this and get it transcribed, but is it possible we could have the minutes from the Planning Commission, your meeting last month, publicized like yesterday or quicker. If we don't get it for a month later, we won't be able to say that's what

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you said. Sure Matt thinks he said something and the attorney said he said something else, it's in the minutes, but we'd like to have it as this is an ongoing and current situation. It would be nice to say this is what we heard. This is what was said. Is there some way we can get them quicker than a month later? Mr. Maxfield said the minutes are not released to the public until they are voted on by the Planning Commission. So right now, if we're lucky and there's business, the Planning Commission has a meeting once a month and that's why it takes so long, but the minutes have to be voted on before they are released. You may see a copy of draft minutes sometimes, but until we vote on them, we don't release them. Attorney Treadwell said the Council minutes are usually at the next meeting so it's generally only two weeks. Tonight's meeting will take until the third Wednesday in July as we only have one meeting in July. The reason draft minutes are not released as they may have errors in them and the body whose minutes they are, wants to have the chance to look at them and read them and approve them before they get released. Mr. Boyer said the minutes you approve tonight, when will they be seen by the public? Mr. Maxfield said they should be on the website by tomorrow. Mr. Boyer said fine. Another question is he understands IESI came to the Council with a plan for an expectation of expanding and it was actually the staff of the Township who drew up those two choices, A and B. Attorney Treadwell said correct. IESI came to a public meeting that was held at the Saucon Valley School District. It was widely advertised that they were coming. They came to ask that the Township consider an expansion concept. The maps that you see on the website and that he referred to earlier as Option A and B were drawn by the Township staff. Mr. Boyer said at the meeting in January, he wasn't here, but he read someone in the minutes or on line, that it was more of a lot lesser quantity of acreage they talked about as an expansion. Attorney Treadwell said it may have been, and he doesn't specifically recall what they had on their expansion map, but you need to understand that when they presented their proposed concept for expansion, they were thinking of what was in their best interest. When the Township staff sat down to draw up the maps, it had to be more of an overall zoning concept and you don't want to draw zoning boundaries with strange looking lines and cutting people's property in half with a zoning boundary. It was more of a looking at the bigger picture from the Township staff perspective whereas IESI was looking at their own interests and where they wanted to expand their landfill. Mr. Boyer said the administrative people who looked at that in the Township just decided to take the biggest parcel of land and make it a map of choice. Attorney Treadwell said no, the staff that drew up the map came up with two choices to present to the Planning Commission so they could have choices to review. The Planning Commission has the ability to change the map, to throw both of those out, to do whatever it wants with those maps. Those were two concepts to basically start the ball rolling for the Planning Commission to look at. The Option B which contains the larger amount of acreage to the west was drawn up because there was some question as to whether it made sense to leave a fairly small portion of RA between the LI boundary and the municipal boundary with the City of Bethlehem. That was the option that was presented to the Planning Commission. Mr. Boyer said he'd like to make one more comment and Matt basically said that when he was speaking, this Council has to realize they are going to leave a legacy on this decision when it comes back to you as we're either going to be a community of people and greenways and mountains and hiking paths, or we're going to have a community that's going to be remembered that we are going to have a large landfill that a lot of people didn't want.

- Bob Wells, 2134 Saucon Avenue, said he'd like to thank you for your service to LST and sometimes it's a thankless job and you have our best interests at heart. As a citizen, sometimes he's not as engaged as he could be, but from time to time he sees things that he is passionate about and the issue of the zoning change is one of those things. As he got more and more involved in looking at the very large stack of paperwork involved in that, he was impressed in a couple of things. First of all, he was impressed with the amount of planning that has gone on with everyone, at the State level, at the County level, at the Township level to protect our environment. He cares about the environment and to see that amount of work that's gone into planning to make sure that environment is protected, is really truly impressive. After building down a great amount of information, into a small concise package, what he found was that zoning change, 35 acres that was intended to be expanded, in addition to what they have now, and the proposal is 200 acres, to

change the zoning from RA to half of that hundred acres to Light Industrial that would allow, in theory, that the landfill cover that entire mountain. He doesn't think we need to go into detail as it's not an agenda item. He just wanted to make it known that personally he feels this is a very, very important issue and the Township is going to do the right thing and he believes when all of the research is done and we look at all of the information, the Planning Commission and LST is going to find it's in the best interest of our Township to not change that entire mountain from what it is today. Nothing has changed in the recent past and there's no reason to change it today. He'll save the rest of what he has to say for the Planning Commission and he'll be back here in July.

- Atom Kallen, 4263 Roberts Avenue, said he has two main questions. In the event that you do vote to rezone the land, where does the vote to expand the landfill begin? Does it rest with you or is it someone else that they have to meet and speak with? Attorney Treadwell said you are starting with the assumption that a portion of the property gets rezoned. Let's say it's rezone to Light Industrial. For the landfill to expand, it needs to apply to the Pennsylvania Department of Environmental Protection and get that departments approval. It also needs to get this Township Council's approval and that process also recommends another recommendation of the Planning Commission. Mrs. deLeon said the DEP rules from the last expansion, in other words, they may approve the landfill, but it's dependent on the local municipality. If it's not zoned properly in the local municipality, then they can't have an expansion as it has to meet local zoning, the application, unless somebody changed the regs. Mr. Kallen said if the land were to be rezoned, what else qualifies as Light Industrial? Attorney Treadwell said he's guessing you weren't at the Planning Commission meeting last month. At that meeting, they went through the various different uses that are allowed in the Light Industrial zone compared to what's involved in the RA zone or the LM zone. He doesn't know them off the top of his head. They are all listed in the Township zoning ordinance. Mr. Miller said on the Township website, they have all their ordinances, and it would be in Article 14, XI.V starting with Section 180.78, and if you look through there, there are about 40 different uses in the zone. Mr. Maxfield said name the first ten. Mr. Miller said car wash, repair shop, advertising signs, nursery or commercial greenhouse, gas station, bank, gas station/grocery, wholesale, recreational vehicle, and forestry. Mrs. deLeon said can you tell everybody there's three areas if you go on the website and click on the code box. There's the LI, the LM, and additional requirements for any of those uses. Mr. Miller said there are those uses that are permitted by right and then there are some that require additional requirements later in the ordinance. You'll see references to the external requirements for each of the independent uses. Mr. Maxfield said like for instance one of the uses there was gas station, but we know there's carbonate geology out there. Carbonate geology does not permit in ground tanks. What he wanted to stress to you and what he wanted Dan to read the first ten for a reason. A rezoning, if it did occur, leaves a lot of options. It's not necessarily going to be filled up with landfill. The rezoning of an area like that could also fall under lots of other controls like the actual review process for whatever would go in there is multi-tiered, so there's a lot of different things that would have to occur before any sort of expansion, any sort of business went out there. Mr. Kallen said that's comforting to know. Mrs. deLeon said if you go on Northampton County's website, www.ncpub.org you can see who owns the land adjacent to the existing landfill and the majority of the parcels are IESI, so it doesn't take a rocket scientist to figure out what's going to happen there. Mr. Maxfield said say the zoning did not happen, IESI may choose to sell that property to someone else who could open a different business there. There are currently different businesses allowed under the present zoning. Mr. Kallen said of all the various businesses that could potentially be put in there if the land was rezoned, what is their level of being in demand in the community? Which ones are we really wanting for at the moment? Mr. Maxfield said he would think since he's been involved in the Township, we would have welcomed almost any proposal for that area. They just haven't come through, so he doesn't know. We always kind of looked for a way to expand our business district or our commercial income, but it just hasn't occurred. We don't have the applicants. Mrs. deLeon said that's one of the reasons why we rezoned LM was to put more of a light industrial use for businesses, like to use the water and sewer along Applebutter Road, but it

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never happened. People weren't interested. You'd have to look in that zone and see what they are. Mr. Kallen said thank you very much, he will look at it.

- Harry Gerstenberg, 2219 Applebutter Road, said along with the rezoning, it was done three times on Applebutter Road to him. Recently, they were residential agricultural. It went to the board and it got to the Light Industrial. He sat here and went through a whole nine yards. Then we had Light Manufacturing. In regards to the fact of some of the things that were allowed to be done in that Light Industrial property which Priscilla said, one of the thing was the landfill. One of the other things that was talked about 20 years ago was in the Light Industrial property, you could also have a stone quarry which if it's all rezoned to that, it still keeps light manufacturing and you do have an option in the Township to enhance others as the other young fellow had said, we can enhance it. But like we did 25 years of going, what are we going to have if that is what's going to be, but we want to definitely want to make sure and clear and he does have the zoning book that they changed it in 20 years. He was in here banging heads at that time. He's not a rookie.

- Donna Louder, 2125 Johnston Avenue, said last time she was here, everyone had said that the taxes will go up, so she did a little research with her accountant. He plugged in numbers for her. She's not that great with numbers. The assessment on their property is \$44,500 and the increase in our taxes to accommodate the \$1.8 million that's brought in by the landfill, their taxes would go up by \$140.00, give or take \$50.00. She would gladly pay \$140.00 a more in tax money to save her back yard. The taxes are not going to be that astronomically across the board for the residents of Lower Saucon. She wants to read this, and you can tell me where it's from. "The Township covers an area of 23.3 square miles which run 100 miles of public roads. It is recognized for its pastoral farmlands, tranquil woodlands and gentle rolling hills". That is off the front page of the LST website. Mr. Maxfield said yes, it sounds like something right out of the Comprehensive Plan. Ms. Louder said the meeting opened up with a lot of talk about historical buildings on this end of town. Over on Applebutter Road, there are three buildings that have been acquired by IESI. According to Sam on our tour, the statement was, yes, those are mine and we are doing nothing with them. Is there any way the Township can reacquire them from him and beautify those as well? They are sitting right alongside of the road, so he's not going to put garbage on them, but she thinks those properties should be restored as well as the ones in your neighborhood, like the bridge in Mr. Kern's backyard. Mr. Maxfield said a few years ago we tried to work with the landfill to get the Schwartz Shop, the little building that is there now, and that kind of got stalled. Ms. Louder said there's a beautiful barn there with some potential. Mr. Maxfield said yes the one with the stone arches, he would not let that go. That would be one of those things you stand in front of the bulldozer. Seriously, the historic resources there are a real concern to everybody on this Council. It's almost tragic that we have to look at them in this kind of way. We're going to do whatever we can. It's a recognized historic district. Ms. Louder said they want to be neighborly with us, she thinks they need to come across a little bit as showing the Township they are respecting where they are living at, and that's something she feels strongly about as well. Mr. Maxfield said he agrees. Mrs. deLeon said the three historic properties the Township owns in the Township, the Heller Homestead, the Lutz Franklin Schoolhouse and the bridge, are all on the National Register, so we maintain those properties. To sit here and think that we would have money to fix that Schwartz, what is it? Mr. Maxfield said there are a couple different theories. They thought it was a toll house. Mrs. deLeon said it's after you leave the landfill and go to the left. She doesn't foresee us having money to do that, so she doesn't want anybody leaving here thinking that the Township has money to fix those properties, even though they are historic and we value them, we have to have money to fix them. Ms. Louder said does the Township have a reserve fund from the landfill money that has been brought in? If the landfill has been paying us \$1.8 million or maybe a couple dollars less as the years have gone on, she's sure it went up, is there any reserve anywhere for that? When she looked at the financial statement, it said \$304,000.00 was reserved. Is there any other money because when they walk, when they close down, what is the Township going to do? Mr. Maxfield said good question. Ms. Louder said she thinks we should have something in place that part of that money every year is automatically be put into a

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reserve and cannot be touched and can only be used for that parcel of the property. Mr. Horiszny said the landfill is bonded for 30 years after shutting down to maintain the area. Ms. Louder said she understands that and if they change their mind as they are based out of Canada. Mr. Maxfield said they can't change their mind. Mrs. deLeon said that bond money is reviewed every year, that's in the annual report and they have to have the money for the bonds. That's for 30 years or less depending on what DEP feels that whatever they need to do is done. They guesstimate that it's going to take 30 years from the day they close the last section. Ms. Louder said she understands. Mr. Maxfield said the gas will be pumping longer than that. The BRE plant will operate longer. Mrs. deLeon said currently the BRE plant is not operating as they had an NOV. Mr. Maxfield said he's sure they will straighten that out. Mrs. deLeon said the other thing is a couple of years back, we started a post closure fund. Wasn't there like \$300,000.00 in there? Mr. Cahalan said there's \$400,000.00 and we capped that. Mrs. deLeon said we haven't been funding that, but that's earning interest and to help pay for engineering. It costs the Township money to look at tons and tons of reports every year, and that's to keep DEP on their toes and to keep them on their toes. Ms. Louder said she thinks there should be some kind of donation to that fund on a monthly basis or such.

- Harry Gerstenberg said as conversation goes on, other things occur. We were trying to enhance more business. The historical places they already acquired, if they are going for their expansion, they will not be able to use the frontage off of Applebutter Road as landfill. They have to stay back as there are restrictions, there are rules. Why could we not put restrictions, as a community, that those buildings cannot be torn down. They are slated to come down in July. Mr. Maxfield said that's news to us. Mr. Gerstenberg said let's look at them and say if you got these properties, and like you said, we want to rezone it, and instead of them owning it, they could sell it to somebody else, the power line on the engineering plans for that landfill was going to come right down Applebutter Road, but it's going to be 200' or 300' off the road on their property, turn, and go up the mountain to the other pieces of property. If we as a community look at everything and say okay, we could do an easement and say you can come up this much, but you must enhance something to those pieces of property. That would give us a buffer, so you would have some sort of other business in there. All businesses don't need 100 acres. You could run a nice little business out of 5, 6 and 7 acres and still be a part of the community because when you drive up that road, we are not going to have to tell our kids and they aren't going to have to tell their kids there's a garbage dump up there, other than the fact that we are going to get stuck with whatever they got now left. If we could all try to work together, it might be part of their whatever you want to call it, restrictions. Mr. Maxfield said that would definitely be part of the discussion when and if they ever come with a concrete plan of expansion. That is the time we discuss those types of things. Mr. Gerstenberg said what are we doing right now. Those buildings are slated to come down in July, and then our Township Water and Sewer Authority shut off the water to those buildings. Mr. Maxfield asked where he got that info from? Mr. Gerstenberg said right from LST Water Authority. They were out there, he comes driving home, and they are digging up. If you guys went up there on Applebutter Road, all the water and sewer lines, there's only one sewer line that's tapped in, and that's the Gardner one, all the other ones they had purchased, all the water lines have been cut off and capped at the street corner, at the curb. He asked what's happening to the Water Authority. What are you doing here? They said they are cutting the lines and they are slated to come down in July. Mrs. deLeon said what is coming down? Mr. Gerstenberg said demolition. Mrs. deLeon said of the houses? She knows the water tank of going to get moved. Mr. Gerstenberg said these are those buildings. He came home and he wants to know what's happening in his community as he likes to police it himself. Who are you and what are you doing? He knows it was the Township Water Authority. He asked them why are you disconnecting the water? Oh, they are slated to come down in July. Mr. Maxfield said they are going to look into that one. You'd think at the very least there would be demolition permits. Mr. Gerstenberg said somewhere they have to have demolition permits. This is just street talk. A lot of street smarts and street talk are facts that get pushed under the table. Just look into it, please, that would answer their questions. Mr. Maxfield said if you hear anything more, please let them know. We will look into

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it. Mrs. deLeon said the Township does have buffer setbacks, but a lot of the DEP regs probably won't apply because if the landfill is the buffer to themselves, a lot of the stuff doesn't apply, if that made any sense.

- Russ Sutton, 2144 Saucon Avenue, said they reside on Saucon Avenue for the last 26 years. He and his wife built their dream home there. The reason they moved to Lower Saucon was because of the austere environment, the natural settings, the wildlife, the trees, the quiet rural background. That's why we moved there. At that time the dump had no plans of expansion, in fact, they were ready to close down and that's why they moved there. He's opposed to this as it virtually affects the quality of their life. Not only that, if you go out to Panera's on Route 33, you can see the present dump and we went on a tour on Saturday to the dump and the present dump is a couple hundred feet higher than Bethlehem's dump used to be and it's a very high mountain. They enlarged it a couple hundred feet. If they continue that through the whole top of that mountain, it's going to overshadow the whole top of that mountain. If you look over where Chrin's is, there's a huge white cap on top of that which is an eyesore. This landfill is an eyesore when you look at it from a distance. You can go around the whole area and you can see it. There's a big wall up there, a large retaining wall, an earthen retaining wall. He asked is it earthquake proof? They said it comes up to specs, whatever that means. He's not sure. We do have adverse weather, and how are we going to know that's actually going to stay in place? He's not talking about now, but he's talking about 30 years from now. You have how many methane pipes coming out of the ground there. What's to prevent them from rupturing at any time and causing a natural disaster? In Steel City, we're trapped. We only have one egress out. We don't have a way out, and if he remembers correctly, any property owner that has a property that gets a permit from the Township, you have to have more than one egress; and we do not. If we have a train derailment there, we can't get out and you have all those methane wells up there, that's a danger. We all live in our neighborhood because we love it, we like the natural settings, and we hope you listen to our concerns and we appreciate you would listen to us fully and that was eloquent what he said, but we have a lot of concerns, the environment is going to be changed. It's not going to be changed for now, it's going to be changed forever. What's a dump is always going to be a dump. The thing is, this dump is not our waste, it's waste from NJ and NY. On top of that, how about all the truck traffic that's going to come through here; all the diesel pollution; everything else that goes with it. It's not just one item, it's hundreds of items. He hopes you look at all these items. Mr. Maxfield said they are all under consideration. Thank you.
- Kareen Bleam, 4289 Fritz Avenue, said Fritz Avenue is one mile in from the Freemansburg Bridge. She has no idea how far away she is from the dump, but all day Thursday and all day Friday, on her days off, all she heard was the equipment up there, moving back and forth, back and forth, up until 5:30 at night. If nobody knows what they are doing up there, nobody has any monitoring of it, how do we know they are not going to go farther? Do they have to monitor what is being done and how far they are going? You can see the dump from Anderson Campus down at St. Luke's if you look up at the right hand side. You can also see the dump on Carriage Knoll Drive across from Stabler Arena. You can see it there. Those people spent \$400,000.00 on a house, do you think they like looking at that? If we hear this noise, and this noise gets louder and louder, like she said, she doesn't know how far she is from the dump where the end is, but she can sit in her sunroom and she listens to that noise all day Thursday and all day Friday. They are coming closer. Mark Walter's well, supposedly, when they were doing something, excavating, or whatever, it cracked the casing on his well. That's how close they are. What's going to happen to us? Years ago we were RA. We had a steer. People had cows and pigs and everything else, and we accepted that smell as those are animals and that's what animals do. This is not that kind of a smell. This is a dumpy smell. If nobody is going to sit and monitor and make sure they don't go farther than what they are supposed to, what's going to happen? How can we regulate that they don't go where they say they're not going? Mr. Maxfield said we have several controls at work there. One is we have our own person at the landfill who is an employee. Mr. Miller said there's a person called the Host Municipal Inspector and they basically go and check to make sure that operations are generally

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consistent with the documents that were approved by the Township and DEP. Mrs. deLeon said if you go on our website and look up "Landfill" on the side, and click on that, it will show you all the reports, the inspections, all the latest things there. It is being monitored. Ms. Bleam said it's only being monitored by one person. Mrs. deLeon said no, DEP comes on a regular basis, usually once a month, the Host Inspector usually, and she says usually as sometimes it's more than once, it depends on what's going on, they do well testing, the monitoring wells. Then the Landfill Committee meets up there once a month. Tomorrow is the meeting at 1:00 pm. Quarterly the Township meets to go over the quarterly reports. She thinks the Township does its best trying to do that because she understands from Williams Township they don't have that setup and they kind of were surprised as we are as good as we are at watching the landfill. She'd like Mr. Cahalan to look into the noise issue that Ms. Bleam is talking about. Maybe Chris can go out there periodically to see if he hears anything around Kareen's house. Attorney Treadwell said what did you hear? Ms. Bleam said big equipment. Attorney Treadwell said do you hear beeping of the trucks backing up? He'd like to know what it is so they can figure out what the problem is. Ms. Bleam said it's the beep, beep, beep, beep. Mr. Cahalan said the landfill activity ceases at 4:30 pm. Ms. Bleam said at 5:30 pm, it was very late. We are about three doors down. Ms. Bleam said first of all, it started at about 5:30 am in the morning. Her husband left work and it was very peaceful and quite, then she wanted to go and have a cup of coffee on the porch, that wasn't happening. Mr. Cahalan and Mrs. deLeon said that doesn't sound like the landfill. Ms. Bleam said she knows what it is as when they went on the tour, they pointed out all of the equipment. It's that smasher thing. They were probably fixing it as the tour was Saturday, and this was Thursday and Friday and trying to butter it up. The other thing is if they are going to start taking down trees, do you know what the water is like in Steel City? Her daughter lives behind her and her yard looks like a swimming pool every time it rains and it comes from up at top of the mountain and it runs down. Adams Avenue, the road crew is out there all the time working on that street because the water just runs down there. There are stones are all over the side of the road. She doesn't know the other streets as she only does Fritz and Riverside Drive, but she's sure other neighbors say when the water runs, it runs. It's just not little; and it doesn't have to be just a little rain. We had to pay to have our street put in and we try every way we can to have the water routed into the yard so it goes down the yard and doesn't affect anybody else, but it's very hard at times, especially when it rains very hard. Down at the bottom of the road, Steel City Mennonite Church, put in a retention pond in the alley on Fritz Avenue, and that water runs down at the bottom of Fritz and Johnson Avenue gets flooded sometimes so bad that even Mr. Gene Medei who lives across the street, is out there with shovels helping to move the water in a different direction. You can't monitor and she understand it's not against you, as you don't do it, but you can't monitor the septic systems that are bad in Steel City, people who don't cut their grasses in Steel City, there's pools that are up that don't have fences around them, and you are going to let us have to deal with this dump that's going to possibly move closer to us and we've been there since 1968. When they moved in, the dump wasn't there. Somebody put on one of the comments on the Patch that you should have known when you moved in there that the dump was on the other side. Yes, the dump is on the other side, but if she's not mistaken not too long ago, there was somebody that wanted the noise stopped after 5:00 pm and didn't want construction done on Saturday's and Sunday's because it was too much noise, and that was just men working when they couldn't work before. Mr. Maxfield said that was shot down by the way. Ms. Bleam said right, she was here when it was shot down. If you remember, she used to come to the meetings all the time. The thing of it is now, this is not noise that is just maybe one day a week, one day a month, one day a year, someone puts a patio in, the concrete comes, they pour the concrete, it's done. This is going to be every day from morning till night, and the smell is going to start coming our way and of course, they say there's a liner underneath. Anybody with a swimming pool with a liner knows they don't last forever. That's seepage can come through at any time; a rock can work its way up to the liner, and the next thing you know you are replacing a liner. So how are we going to replace this liner on the dump? Mr. Maxfield said this part he does know, there are monitors for runoff and all sort of that stuff mixing with water and all that, and they did have to dig up something to replace the liner as there was a leak. Ms. Bleam said it's getting higher and higher. How deep is that liner? Mr. Maxfield said that's their problem. Mrs. deLeon

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said it's very close to the ground water. Mr. Maxfield said their problem. If it leaks, they are liable and we're not. It's to their benefit to construct things properly as they are responsible. They are responsible like Ron said, for 30 years. Ms. Bleam said every time we get a little whiff of that kind of smell, we just call DEP? Mr. Maxfield said DEP. Ms. Bleam said how about the noise? Mr. Maxfield said he thinks we can cover noise through the Township. Attorney Treadwell said if you hear noises or if you smell something, you need to call and let people know that it's happening. Mr. Cahalan said call the landfill and they will have somebody come out and they will see what the problem is and identify where it's coming from. Ms. Bleam said is someone there all the time? Mr. Cahalan said yes, during Monday to Friday. Ms. Bleam said if it's 5:30 at night and you get multiple winds. Mr. Maxfield said you have multiple choices. You can be covered by the Nuisance Ordinance by the Township; DEP who is supposed to send someone out within 40 minutes; or the landfill if it's within operating time. There are many different places you can call. The Police - we do have a Nuisance Ordinance that does cover noise and odor and a host of other things. It's there, we do what we can. Ms. Bleam said thank you very much for changing the mulch they had at the Steel City Playground. It was big chunks of wood, concrete, stones, and she would never let her child play on any of those things. She sent a letter to Mr. Kern and he in turn sent it to Mr. Cahalan and within three days they had the really good stuff, and it really, really improved. Mr. Maxfield said great. Mrs. deLeon said to Mr. Cahalan that people have been asking her questions about the hill climb property which recently they put in a pond and did some work there and do we know why, and she knows Chris was out there as there was an issue, was that runoff from the top of the landfill? Mr. Cahalan said he has no information about it. Mrs. deLeon said can you ask Chris to look into that? Mr. McClarin said he was actually interested in this. He lives all the way in the flood zone, that's down there from Jefferson all the way through Bushkill Motorcycle property. His house is the first house in the flood zone. Mr. Maxfield said flood zone or flood plain? Mr. McClarin said flood plain. It's in one of the lower class. He thinks it might be 100 or 500 year, he doesn't know which one it's classified in. He walked all the way up to the PPL's property and looked at that landfill's property, they have two service roads pitched back down the mountain. They had two massive piles of dirt up there, all that water was running off there. It just so conveniently happens that Bushkill Valley Motor Sports gets a brand new retention pond down at the bottom. What's going to happen when they move that landfill across the mountain, same thing, the service roads, the pitched back towards down the mountain, what's going to happen to his house? Are they going to put a retention pond in for him? Are they going to put a retention pond in for any of us? They already added water to an already severe problem down there. At the last Council meeting, there were a lot of people in here with water problems of major concern. Can you please have someone go up there? He knows they are under construction right now, but it needs to be altered ASAP back the other way. Mr. Maxfield said welcome to Lower Saucon's number one complaint - water. Everybody comes in complaining about water here. Yes, we'll look into it. As our Engineer said, there's one thing we're not short of and it's water. We're never going to run out here as that's what Jim Birdsall told them.

- Bobby Hicks, 2152 Schwab Avenue, said he originally moved to Pennsylvania in the early 80's from Mississippi. He lives in Steel City and loves it. It's his part of Mississippi again that he found in Pennsylvania. Please don't destroy the mountains that are over there because if you do, you look at the State of Kentucky and West Virginia when they dynamited a lot of the mine down there for coal, they totally took mountains away and they can never be replaced. Take that way, it will never be replaced. There's so much beautiful nature over there. He loves all the wild birds and all the deer that come out. This is wonderful. To him, this is Mississippi, please don't destroy it.

Mr. Maxfield said thank you for all coming out and sharing your feelings with us. We heard your comments.

- Fran Callery, Lower Saucon Road, said there is a piece of property two doors up from his property, 4303 Lower Saucon Road. To go back a little back, he started this in October and just came here

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tonight to have a discussion. It pertains to a shed and a few other things that go along with that. The person who lives there, his last name is Bill Broad. At the present time, the problem he's having is he has an abandoned U-haul trailer as he's claiming as a shed. He talked to Chris about it through some emails and the first response he got back was in March 7th, it said he had got approval from the Solicitor to send out a NOV to Mr. Broad. He can't do it until it was reviewed. Actually that was fine with him, so he gave it some time to get an answer. March 14th he prepared kind of what he's presenting here tonight. He's taken some pictures of the property. Instead of coming to bother you people with it, he talked to Chris. He emailed Chris his pictures and put the statements in how he was going to present it, and the response back from Chris was "thank you again for sending over your concerns. It took some time to look through them, discuss them with the Township Manger and our Solicitor, and performed a sight visit to investigate the current conditions. I've attempted to break out each of your concerns separately and address the conditions with you below. I understand you are frustrated and it seems to have taken so long to address this. Mr. Broad has been responsive to my letters, submitting a permit application on 12-19-11. In corresponding with me as late as 01-16-12 where he expressed his intent to comply. It has now come to the point where I have begun enforcement measures because he has become unresponsive. There are no legal timeframes that will guide us through this enforcement proceeding. Unfortunately, zoning enforcement is not an immediate resolution and sometimes it takes a lot of time and untimely restore compliances which is why I can understand your frustration". Then he had his questions for zoning. May 21st he got back to Chris and he asked him again where we're at with the proceedings of the citation. Chris's response was "as I mentioned before, I had a citation and dropped it off at the Magistrate's office. They recently informed me that he did not claim the certified mailing and a warrant is being issued". This person has quite a few warrants against him. The Magistrate also went on to say he has seven warrants outstanding and the Constable has had no luck. This is a person who has no respect for the law. Has no respect for you people as far as zoning goes and the police. What he would like to do is show you pictures he has taken of the property so you can look at it and try and help him understand. There are setbacks on this trail. Mr. Maxfield said just so we can orient ourselves here, what exactly are you close to in Lower Saucon? Mr. Callery said you are all familiar with Mr. Kiefer, he's right across the street. He showed a picture of this person's backyard. You can there in picture No. 1 that there is a manufactured shed and then next to it is the truck body that he's trying to use as a shed. He understands that zoning doesn't specify that it can't be that particular type of storage unit, but the issue is it's not in compliance with zoning or setbacks. If you go to picture No. 4, you can see the neighbor's fence that runs behind this so-called shed and it is less than 10'. Mr. Maxfield said does he have a heater inside there or a woodstove? Mr. Callery said it's a woodstove. Mr. Maxfield said inside a truck body? Mr. Callery said yes, and this truck body is occupied by a 15 year old boy. As you look at picture No. 1 he built an extension out of some composite board and he has a door there to go in and he has a television, a stereo hanging out in there. In your ordinance, it doesn't really clarify about a truck body, that kind of thing. It does depreciate his property and his neighbor's property. He's not in compliance with the setback. That was his point with Chris to get the trailer moved to the proper setbacks, and to this point, it's almost going on 10 months and the trailer hasn't been moved yet. Supposedly, there's been a warrant served and if you can explain warrants to him, Mr. Solicitor, how someone can have warrants on him and nothing be done or this person be put in jail. Attorney Treadwell said he doesn't do criminal law, but he can say that this property owner was cited. He was issued a NOV. He was fined by the Magistrate, the District Justice and the fines will continue as long as he keeps it there. He's guessing what you are asking for is for it to be removed. It's private property. The Township can't go on there and move it unless we get a court order. To get a court order, means we are going to spend some money to file a complaint and go have a hearing in front of a Judge in Northampton County and asking that Judge to issue an order to allow them to go onto the property and physically remove it. That would be the next step. If the fines don't work, and he doesn't know if they will with this individual or not, the next step is to try and get a Judge to issue an order to allow the Township to go on the property, which means we'd either have to get a crew or hire a contractor to go on there and physically remove the buildings that are in violation. Mr. Callery said one point, he had told Chris he was going to have it

moved in the winter, but it was too cold and he couldn't get out there to do it. Attorney Treadwell said like he said, any property owner can tell a Zoning Officer anything. The only way we can make it happen is to get a court order that allows us to do it. Usually with most people if they get a fine and the fine is large and they keep getting fined, they tend to come into compliance. If they don't, the only other step is to get the court order. Mr. Callery said if this person is just a tenant, why can't the Township go after the deed owner? Attorney Treadwell said he doesn't know that this person is a tenant. Mr. Callery said the property owner is Zimmer, which is his in-laws. Attorney Treadwell said he doesn't know that. This is a new one for him. Mr. Maxfield said what about the Board of Health with someone living in a truck trailer? Mr. Callery said he's not actually living in it. He'll sleep in it at night. That's not the issue. The issue is the trailer is not in the Township ordinance as far as the proper setbacks. Attorney Treadwell said he agrees. It's a question of what do we do now and how much do we want to spend to do it? We were hopeful that the individual would show up at the Magistrate and he did not, for obvious reasons. The Magistrate issued a rather large fine against him. If that doesn't work, the only other option is to go to county court and file a complaint against him and get a mandatory injunction in which the Judge says LST you are authorized to go on this person's private property and remove the structures that are in violation. It's not an easy thing to get as you can guess, Judge's are somewhat reluctant to let Township's go onto people's private property and do things. Mr. Maxfield said if he understands the law right, the good thing is that all he has to do is pulled over for a tail light out and these warrants are on the record, he could be arrested. Mr. Callery said he's been up there, he read the papers for indecent exposure. He's called the son for riding a four wheeler and it's to the point where the police can't go there without backup just for the way this person acts. He's been to court as he personally threatened him. He didn't show up and he won the case. He didn't pay the court and it never happened. It's an ongoing thing up there with this person. The other question that Chris kind of answered for him, and he doesn't understand it either, is if you look in the very last picture, it looks like a child's swing set. If you look down close to the fence, there are two goats in there. Chris gave me the answer that they are pets, but in the zoning ordinance, the goats a hoofed animal. This is a piece of property that is less than 200' x 200'. He understands a pet, but it's still a hoofed animal and they are using a swing set as a shelter. According to the ordinance, shelters are setbacks and everything for shelters. Again, it's in violation, one of having two goats and it's a hoofed animal and not a pet. The ordinance says domestic which are cats and dogs, but he could be wrong. He'd like to know why the goats exist; the swing set is not a shelter. Mr. Maxfield said this sounds like this individual, and he doesn't want to make any judgment, the least of the problem, the big problem is getting a hold of him. Mr. Callery said it's degrading their property and you can't talk to this individual and try to reason with him as he just goes crazy. Mrs. deLeon said if you say it's a tenant and not a property owner, was the property owner cited? Mr. Cahalan said Chris did look into that and he did cite the property owner. Mr. Callery said evidently he's as bad as his son-in-law. Mr. Cahalan said Chris has looked at this issue. He's given Mr. Callery a response on that, that there is no zoning violation on that. If there had been, there would have been another NOV issued. He thinks Mr. Callery could go to the ZHB himself? Attorney Treadwell said yes. Any property owner has the right to, after you give notice to the Township, go to the ZHB with violations. There are also certain civil remedies that neighbors have when their neighbors aren't behaving as we hope neighbors would behave. Again, it appears with this individual, it's not about how many citations you give him or how many different things he is violating, it's about the enforcement of it, and how when it comes right down to it, how do we get something actually accomplished. The Magistrate can issue fines every day for the next ten years. If the guy doesn't pay them, and he never shows up.....Mr. Callery interrupted and say if they know where he lives, why can't he be arrested and be put in jail. Attorney Treadwell said that's what we deal with here is the civil part of it. We don't deal with the criminal part of it. The Police Department deals with the criminal part; the District Attorney deals with the criminal part; the District Justice, the Magistrate deals with the criminal part. We were dealing with the zoning violation, and it's gone as far as it can go unless and until this Council decides that it needs to go to County Court to get that order that he talked about earlier. Mr. Callery said in the April 4th minutes, Mr. Maxfield said he started noticing small signs around the Township. He wanted to make Chris

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aware of it and “it just makes everything look junky and we should take care of this”. He’s concerned about it. If a little 3”x4” sign makes the Township look junky, what do these pictures make our Township look like. Attorney Treadwell said he doesn’t think anyone is disagreeing with you and we’ve gone as far as we could go until we take that next step, which is a much bigger step. Mr. Callery said his last point would be as far as the trailer or anything like this happening in the Township again, is there a way that Council can recommend to the ZHB to possibly make an amendment to the shed ordinance? He brought a copy of a shed ordinance in the Township he works in, and it classifies it as an accessory structure, and it says it shall be constructed for specific use incidental to the principal structure. This accessory structure can be built on site or manufactured elsewhere. Accessory structures to a residential use shall not include recycled truck bodies, gutted mobile homes, used fuel trucks, used fuel tanks, or other objects or structures that are manufactured for other purposes. Would it be a possibility to present that as an amendment to our ordinance as far as a structure for something like this wouldn’t happen in the rest of the Township or other neighbors? Attorney Treadwell said this Council is actually the body that makes the changes, not the ZHB. This Council does it. If there’s a hole in our ordinance that needs to be filled regarding the shed, then we can certainly look at that. He doesn’t remember the specific sections that this individual was cited under, but we can certainly look into that and we have the help of Boucher & James, our planner, who also reviews our zoning ordinance. Mr. Maxfield said can we make that an official recommendation or motion right now into revamping the shed ordinance based on Mr. Callery’s ideas? Ms. Stern Goldstein said sure.

MOTION BY: Mr. Maxfield moved for direction to have the staff look at the shed ordinance based on Mr. Callery’s ideas, and make possible changes to it.

SECOND BY: Mrs. deLeon
Ms. Mallo asked what Township that was from? Mr. Callery said Marlborough Township, Montgomery County. He will leave the copy with her if she’d like to see it worded. Mr. Maxfield said he would like to see this avoided in the future. He asked if anyone in the audience had any questions or comments? No one raised their hand.

ROLL CALL: 4-0 (Mr. Kern – Absent)

VI. COUNCIL AND STAFF REPORTS

A. TOWNSHIP MANAGER

- Mr. Cahalan said Mrs. Louder is still here. She has indicated she is willing to fill the vacant position on the Landfill Committee. We’ve been advertising for someone to fill the second resident slot. Haz Hijazi fills the other one. She’s stated in the email that she’s a life-long resident of LST. She is willing to serve on the Landfill Committee and he’s recommending she be appointed to the open vacant position which is for a two-year term. It would run until December 31, 2013.

MOTION BY: Mrs. deLeon moved to support the Manager’s recommendation.

SECOND BY: Mr. Maxfield

Mr. Maxfield asked if there was any comment from the audience? No one raised their hand.

ROLL CALL: 4-0 (Mr. Kern – Absent)

Mr. Maxfield said Mr. Hijazi will be on the Landfill Committee with her, and he’s a nice guy. He’s the other member and very even. He’s an environmental engineer and very experienced with landfills. He will give you great advice.

- Mr. Cahalan said an action taken by the EAC at their June 13, 2012 meeting, and it was regarding the Dravec property. It was a Natural Area Stewardship report that was done gratis for the Township by Natural Lands Trust and distributed to everyone a couple of months ago. The EAC is recommending that the report of the Natural Lands Trust Stewardship be adopted by the Township. They wanted to ask if there were any other comments or recommendations to that plan. If you have them, you can pass them onto us;

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otherwise, they are asking the Township Council adopt this plan that's dated March 2012. Mr. Maxfield said speaking for the EAC, they read through it and it was really a great report. It makes recommendations both for short-term and long-term and he thinks you'll enjoy reading through it. It's a new eye on for the Dravec property. Mr. Cahalan said the EAC indicated that they needed input from Council on the report by the end of next week. The author is leaving Natural Lands Trust at the end of June. He will be the one that will be making the changes. Mr. Maxfield said we will email comments to you and you will forward it to the Natural Lands Trust.

- Mr. Cahalan said there was a new full-time Police Officer appointed as of July 16th for the vacancy, Shawn Moskella, who lives at Red Rose Lane in Easton. He has been appointed to a full-time Police Officer and Shawn has been a part-time officer with the department since August 2009.

B. COUNCIL

Mr. Maxfield – No report

Mr. Willard

- He said last time, and it's reflected in the minutes, he talked about the Citizen Communications Award from PSATS. He sees from the minutes he did not make it specific or concrete, so he'd like to make another motion.

MOTION BY: Mr. Willard moved to direct the staff to submit for this contest for 2012 as the entries are due by August 1st for the printed newsletter and website categories; and also that we challenge ourselves to be the top Township in 2013 out of the 1,450 Township's in Pennsylvania in communicating with our citizens.

SECOND BY: Mrs. deLeon

ROLL CALL: 4-0 (Mr. Kern – Absent)

- He said for certain things like references to the website, we have the Wi-Fi technology here. It's a little hard to read it on the screen, but rather than refer people back to something they may or may not be able to find, he does recommend when we are referring to those types of things that are available on line that we put it up on the screen for the citizens. Ms. Huhn said she did try, but she only has a mouse. They will look into moving the laptop.
- He said from his perspective, the financial aspects of this, he'd like to direct our Finance to give us a thorough analysis of uses of the funds for possible effects on taxes if and when the landfill is closed down. He'd rather have that information at the early stage rather than at a later stage. It all can be determined from our financial records and should be available to Council.

MOTION BY: Mr. Willard moved for approval to direct the Director of Finance to perform a financial analysis on the impact of the landfill in terms of the sources and uses of the funds, the reserves and the effects on taxes if that revenue were discontinued, barring that nothing else changes.

SECOND BY: Mrs. deLeon

Mr. Maxfield asked if the audience had any comments? No one raised their hand.

ROLL CALL: 4-0 (Mr. Kern – Absent)

Mr. Horiszny

- He said the Volunteer Recognition picnic was held on Monday and it was attended by about 20 people and a good time was had by all. There was a huge hoagie sandwich. Mr. Maxfield said he was so upset he had to miss that.

Mr. Kern – Absent

Mrs. deLeon

- She said it was a nice time at the picnic.
- She said she's been talking since last fall about the emergency notification plan or a noted emergency notification plan. With the terrible tragedy at Leithsville, there were people who couldn't get home as roads were closed off and were out and about and had no idea why the roads were closed. All they were told was you can't get through, you can't get through. There was no way to get home, so her one friend went shopping at the Promenade and called Mrs. deLeon and said why can't I get home. Mrs. deLeon told her as she had heard about it by that time. We've been talking about this. Saucon Valley School District sent out a notice to their database that school buses were going to have to be re-routed. The capabilities are out there, we're just not doing it. The Lower Saucon Authority, we have public water and they send notices out that she's going to have dirty water, don't do laundry. If they can do that for dirty laundry, they can do that to tell you there's a tragedy and certain roads are going to be closed and you will have to take alternate routes, at least so the people know what's going on. God forbid the next tropical storm, or power outage, but we all have stupid Smart Phones and there's a lot of different ways we can get this. Mr. Maxfield said stupid Smart Phones? She said she always calls it that ever since the Halloween storm. She really would like to make a motion.

MOTION BY: Mrs. deLeon moved to have the Manager look into this and report back to Council and really make this a priority.

Mr. Cahalan said we have looked into this and we have reported back previously to Council there is a system that we looked at and it's the County of Northampton's system for emergency notification. Several years ago we looked into a system similar to what the Lower Saucon Authority uses to alert their customers about boil water advisories. It's an expensive system. It's based on having the phone numbers of all of your customers which the Authority has because they send out notices and bills to them. They probably have close to 75% or 80% of their customer's phone numbers to send the alerts out to. We have the capability. It's free from Northampton County. Our Emergency Management Coordinator has used it in the past when there was an emergency. It would be used again in the future if there was something like a train derailment or some serious accident on Route 78 where people had to be evacuated because of the emergency. That was all looked at by the Emergency Management Coordinator, the Police Chief and the Fire Chief's. The recommendation that was made to Council was to stick with the County system which is available to us. We, in fact, gave them some reasons why we would use that in LST. We were the only municipality in the County to do that. It is available right now. Mrs. deLeon said we could have with this tragedy in Leithsville notified Northampton County? Mr. Cahalan said the question is, who is going to do that? Mr. Cahalan said we don't have personnel who are gathering this information. The Emergency Management Coordinator even in the October storm, didn't have personnel to post information. He was busy directing emergency units to the various locations. Mr. Maxfield said in the incident management system we learned about, there is supposed to be a person as Communication to the public. Mrs. deLeon said she remembers that. Mr. Cahalan said that would be if an emergency is declared, then they would follow the NIMS system and our Emergency Operations Plan has that in there. In the emergencies, like the October snowstorm, we have one person, the Emergency Management Coordinator and he came here and made a report and said he literally had phones in both hands and he had a radio. He did not have the personnel to do that. Mrs. deLeon said other municipalities do it, why don't we? Mr. Cahalan said then we'd have to look into additional staff and pay staff to do that. You'd have to have somebody who would be available in an emergency, who would gather information, like a Public Information Officer, and post it on whatever media you wanted it to. We are not that big. We have one person, a volunteer who handles that. They do a terrific job with directing the emergency units and coordinating the Police and Public

Works and so on. Getting this information out, and some is on the PATCH, we do not have the personnel to gather and post that information. Mrs. deLeon said at the Partnership meeting we talk about this every month. It's on our monthly agenda and it just gets talked about and talked about and it doesn't advance. Mr. Cahalan said it did advance several years ago when we said there is a current system that is available. He can bring back that information to Council. Mrs. deLeon said you don't have to, she remembers that, but that was back then. Mr. Cahalan said it's a County system at the Northampton County Emergency Management. We also put information out on the website. People can sign up for the alerts on their phones from Northampton County in the event of an emergency. Mrs. deLeon said she signed up and never got an alert from Northampton County. Somebody has to physically do it. Mr. Cahalan said someone in Northampton County has to do put that information out from their emergency management system. The information that you are talking about, he's not sure where that's being done currently and how it's being done, if you are just talking about road closures. Mr. Willard said he did attend a workshop at PSATS on emergency management software, and of course, as Mr. Cahalan is indicating, you have to have someone to operate it and maintain it as a cost. Your basic motion is we review methods for emergency management notifications and he thinks about the fact that we've had three or four pretty good ones between the hurricane and the October snowstorm and now the fire department fire. With social media, text, and all the possibilities, your motion is really that we review how we make our emergency management notification in all aspects and that involves personnel. Mr. Maxfield said even with all the technology out there today and all the systems, like for instance, when the earthquake hit, the biggest communicator was Facebook. That's how most people found out that the earthquake occurred within moments. It's kind of a system that exists on its own and we maybe don't have to really participate in instituting it. He's thinking also if you want that kind of information, you are talking about receiving it multiple ways, email, cell phones, home phones. There are a lot of different things that could rock the cost. He doesn't know how many listings each person could have. Mr. Cahalan said the biggest drawback on this is there are systems, but he thinks nationwide there is less than 10% of the people who have given their phone numbers to get these alerts. It's different at the school district because all the parents fill out the forms and send them in and give all that information to the school district as they want to get the notifications. The Authority in Hellertown and the Authority in LST, they have the information because they get it through the bill process with their customers. The Northampton County system and any system we put in place here, is again subject to how many people want to sign up for those alerts, and it's very low, around 10% or 15% nationwide. Mr. Horiszny said he'll send the next notice he gets to the whole Council and see if you want to sign up for it. He gets text messages on every fire and everything else. He thinks the 9-1-1 Center has to implement the reverse 9-1-1. That would be their call. Whether they would do that for the Leithsville fire or not, they could advise what roads are closed. Mr. Maxfield said even when we had the flood, the rising water was relatively slow and we still had a problem keeping up with the roads that were closed as they were closing. This is a tough one. He wouldn't mind seeing the County information again just to look at it. Mr. Cahalan said we can do it. It's there. He wants to point out to Mr. Horiszny that a reverse 9-1-1 was done on that system when a tree on Whiteacre Road went down and blocked access. The County was called and they notified the people in that area about the closure. If there is an emergency, and the emergency services here does request the County 9-1-1 to do the reverse 9-1-1, they can do it, but that's assuming they have all the phone numbers in that area. Mrs. deLeon said people have to sign up. Ms. Huhn said we are getting ready to send the newsletter out, we could put something in there to remind them of the County system to sign up if they'd like information. Mr. Cahalan said he'll bring that information back to Council. Mr. Maxfield said would you want to change that information in your motion? Mrs. deLeon said have Mr. Cahalan bring it back to us. Mr. Maxfield said it would be just the County information back to us again.

**General Business & Developer Meeting
June 20, 2012**

SECOND BY: Mr. Maxfield
ROLL CALL:

MOTION BY: Mrs. deLeon amended her motion to have Mr. Cahalan bring back the County information to Council again.

SECOND BY: Mr. Maxfield amended his second

ROLL CALL: 4-0 (Mr. Kern – Absent)

Jr. Council Person – Absent

C. **SOLICITOR** – No report

D. **ENGINEER** – No report

E. **PLANNER** – No report

VII. ADJOURNMENT

MOTION BY: Mrs. deLeon moved for adjournment. The time was 9:31pm.

SECOND BY: Mr. Maxfield

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

ROLL CALL: 4-0 (Mr. Kern – Absent)

Submitted by:

Jack Cahalan
Township Manager

Glenn C. Kern
President of Council