

**I. OPENING**

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

**REVISED**

**II. PRESENTATIONS/HEARINGS**

- A. Jr. Council Member Appointment for 2015-2016

**III. DEVELOPER ITEMS**

- A. Silver Land Group (Silver Creek Country Club) – Vicinity of Reservoir/Durham/Wassergass Roads – Revisions to Plan
- B. Greenwood Court – End of Maintenance
- C. IESI Land Development – 2335 Applebutter Road – Southeastern Realignment Expansion Discussion Regarding Berm

**IV. TOWNSHIP BUSINESS ITEMS**

- A. Engineering Review of LVIP VII Traffic Study – Discussion with Barry Isett & Associates
- B. Zoning Hearing Board Variances
  - 1. Christopher Fluke – 1648 Pleasant View Road – Variance from Front Yard Setback for Construction of a Garage
  - 2. Daniel & Judy McGellis – 1376 Clearfield Avenue – Variance to Construct a Shed
  - 3. ~~IESI Bethlehem Landfill – 2335 Applebutter Road – Special Exception, Variance, and Relief within Jurisdiction of the ZHB (Removed)~~
- C. Intervention to Participate in FERC Administrative Process on PennEast Pipeline Application
- D. Request for School Bus Stop Ahead Sign on Friedensville Road
- E. Approval of Latex Based Paint Collection Event
- F. Hellertown Area Library – Request for Letter to Merrill Edge for Sale of Air Product Stock
- G. Hellertown Area Library – Request for Letter to State Regarding State Aid for Libraries Funding
- H. Adoption of Policy for Part-Time Officers Pay Scale
- I. Resolution #84-2015 - Setting Pay Schedule for Part-Time Police Officers
- J. Williams Township Yard Waste Agreement Renewal for 2016 at Saucon Valley Compost Center

**V. MISCELLANEOUS BUSINESS ITEMS**

- A. Approval of September 16, 2015 Minutes

**VI. PUBLIC COMMENT ON NON-AGENDA ITEMS**

**VII. COUNCIL & STAFF REPORTS**

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

**VIII. ADJOURNMENT**

Next EAC Meeting: October 13, 2015  
Next Saucon Valley Partnership: October 14, 2015 @ HB  
Next Zoning Hearing Board Meeting: October 19, 2015  
Next Council Meeting: October 21, 2015  
Next Planning Commission Meeting: October 22, 2015  
Next Saucon Rail Trail Oversight Commission Meeting: October 26, 2015 @ CB  
Next Park & Rec Meeting: November 2, 2015

**I. OPENING**

**CALL TO ORDER:** The General Business & Developer meeting of Lower Saucon Township Council was called to order on Wednesday, October 7, 2015 at 7:00 P.M., at Lower Saucon Township, 3700 Old Philadelphia Pike, Bethlehem, PA with Mr. Ron Horiszny, presiding.

**ROLL CALL: Present:** Ron Horiszny, President; Thomas Maxfield, Vice President; Dave Willard and Priscilla deLeon, Council members; Jack Cahalan, Township Manager; Leslie Huhn, Assistant Manager; Linc Treadwell, Township Solicitor; Judy Stern Goldstein, Township Planner; and Kevin Chimics, Township Engineer. **Absent:** Glenn Kern, Council Member.

**PLEDGE OF ALLEGIANCE**

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

Mr. Horiszny said Council did meet in Executive Session prior to tonight's meeting. Attorney Treadwell said they discussed the Louder litigation and they had a discussion with Attorney Elliott on the potential scope of his representation in the pipeline FERC matter.

**PUBLIC COMMENT/CITIZEN AGENDA ITEMS**

Mr. Horiszny said if you are on the agenda, you have Council and Staff's undivided attention. If you do choose to speak, we ask that you use one of the microphones. He asks that you give your fellow public the courtesy of the floor. We ask that you state your name for the record so the transcriptionist knows who is speaking in the minutes. If you are up at the table, please speak into the microphone. Item IV.B.3. IESI Bethlehem Landfill Special Exception variance has been taken off the agenda.

**II. PRESENTATIONS/HEARINGS**

**A. JR. COUNCL MEMBER APPOINTMENT FOR 2015-2016**

Mr. Cahalan said Kyle Bambu was on the Environmental Advisory Council (EAC) last year and he requested to be appointed to the EAC for the year 2015-2016. He's a senior at Saucon Valley High School.

**MOTION BY:** Mr. Maxfield moved for approval of Kyle Bambu as Jr. Council member to the Environmental Advisory Council for 2015-2016.

**SECOND BY:** Mrs. deLeon

**ROLL CALL:** 4-0 (Mr. Kern – Absent)

**III. DEVELOPER ITEMS**

**A. SILVER LAND GROUP (SILVER CREEK COUNTRY CLUB) – VICINITY OF RESERVOIR/DURHAM/WASSERGASS ROADS – REVISIONS TO PLAN**

Attorney Jim Preston was present representing Silver Land Group. He said they are here to continue the discussion on the zoning amendment. They believe this will be a benefit to the golf course and the Township. He went over the existing zoning ordinance and the zoning districts and said this amendment doesn't change that. This amendment will allow residential housing as part of the golf course, which he explained in greater detail. They met with staff and they would ask Council to send this to the P/C for further review and examination, which is their primary purpose for being here this evening.

Mrs. deLeon asked if Hellertown was included in the meetings held with the Township? Attorney Preston said no, but they met with the Borough Manager, Zoning Officer and President of Council at Hellertown on Monday.

Mr. Maxfield said that there are a lot less roads there; a lot less infrastructure and the roads will be private so there's no maintenance by the Township.

Mrs. deLeon asked that the zoning amendment changes to be explained to the audience. Attorney Preston said the ordinance in its current configuration in this zoning district allows golf courses. It

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also allows, as an alternative, single-family detached homes. Those single-family detached homes are what you think of as a cookie cutter house or it does allow a clustering option. It still requires single-family detached homes.

Mr. Horiszny said are we going to talk about the zoning this evening or did you want permission to go to the P/C prior to that? Attorney Preston said they are looking for permission to get to the P/C and then come back to Council with their comments.

Mrs. deLeon said there is a conflict in the first paragraph of the zoning amendment. Ms. Stern-Goldstein said she thinks the confusion is they have 50' and 50' for the front and rear side is in the golf course. The question might be why is it greater for the golf course than for the new residential dwellings? Attorney Preston said the 30' is if you were to develop it by right with a single-family dwelling, you could put them closer than 30' as it stands now. There's a different set of criteria for the residential buildings. Mrs. deLeon asked if anywhere in other zones, are there more stringent setbacks? Ms. Stern-Goldstein said without looking at each district, she can't answer that. Mrs. deLeon asked if they could go anymore? Attorney Preston said they could make it 1,000', but they thought, if you as a legislative body, were satisfied that in your ordinance 25' was ample, they thought they can't miss with going 30'.

Mrs. deLeon asked about the streets and if they were adequate for a fire trucks? Mr. Horiszny said he thinks it's wider than necessary. Mrs. deLeon asked about parking on the streets and emergency access roads. Attorney Preston said that's something they would work out when they get to the planning stages. They would like to preserve the emergency egress but not have to put a street there. Mr. Maxfield said at the P/C they dealt with this in the past and there's many different ways they could treat an emergency access road to be unobtrusive and not street like. Ms. Stern-Goldstein said they can work on that and make it fit in with the goals of the Township.

Mrs. deLeon asked about sidewalk requirements. Ms. Stern Goldstein said 4' is standard, but 4' is the minimum for ADA. Mrs. deLeon said who would require the sidewalks? Mr. Maxfield said in the past the P/C has made recommendations on where it is reasonable to have sidewalks. Since we're rural and we are talking about open space, we try not to recommend it any more than it's needed. Mrs. deLeon said how many garages for each of the units? Attorney Preston said two-car garages.

Mr. Horiszny had a question on the minimum lot standards. The houses get bigger and the lots get smaller. Mr. Scott Mease said with regards to the lot sizes, the detached would have a larger lot size. That's standard with how the development will be done.

**MOTION BY:** Mr. Willard moved to refer the proposed amendment to the Planning Commission for review and discussion.

**SECOND BY:** Mr. Maxfield

Mrs. deLeon asked what Mr. Chimics and Ms. Stern-Goldstein thought about these proposals. Ms. Stern Goldstein said it has merit and it is deserving of further discussion and review. Mr. Maxfield said it's not a typical cluster development, but it's still accomplishes some of the same ideas that we talked about with cluster. Mr. Chimics said it's in a positive direction and there are some issues we need to clarify. Mrs. deLeon asked if the fire companies and PD will have input during the process? Mr. Maxfield said yes, we usually do get their input and want to hear what they have to say.

Ms. Mary Beth Albert, 1345 New Jersey Avenue, Hellertown, said she is concerned about the emergency access right next to their property and the traffic on their road. She's also concerned about flood management and stormwater.

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Mr. Joe Softka, 2015 Wirth Road, said the boundary lines from buildings is confusing. Attorney Treadwell said the intent is that the way it's written now any new housing unit would be at least 30' from the neighboring property line. Mr. Softka asked how much drainage would be going into Silver Creek as Hellertown is at the lower end.

Mr. Matt McClarin asked if the 180 houses really got clarified by our Zoning and Planning people if they actually went out to the site and looked at everything. Ms. Stern-Goldstein said their office did look at the site capacity calculations and based on the land area of the site, the number was determined to be 150, which is greater than what's on the current plan.

Beverly Rozewicz and Robert Gilman, Lost River Caverns, said they don't want to see the golf course go away. They had concerns on the recharge zone and topography effect, with the underground element in their particular area, along with concerns of safety as they have a minimum of 10,000 children visiting their facility every year and the traffic can be difficult at times. They would ask this be considered along with lights. Mr. Maxfield said we need something there as we have the two blind curves. He will take these issues to the P/C meeting.

**ROLL CALL:** 4-0 (Mr. Kern – Absent)

**IV. TOWNSHIP BUSINESS ITEMS**

**A. ENGINEERING REVIEW OF LVIP VII TRAFFIC STUDY – DISCUSSION WITH BARRY ISETT & ASSOCIATES**

Mr. Cahalan said there was a discussion at a previous meeting with Jim Milot from HEA. He discussed the LVIP VII traffic study and Council had concerns had about the impacts from the traffic.

Mr. Ryan Kern from Barry Isett & Associates was present. He said they have been the Borough Engineer for Hellertown over 11 years. They would serve as an alternate engineer and assist the Township with any impacts that may occur with the roads. Mr. Maxfield said we were told there would be no exiting on Easton Road and that has changed. Traffic wise it will be a huge impact on Easton Road.

Mr. Willard asked Mr. Kern if his firm did a traffic study for Hellertown? Mr. Kern said they've done traffic impact study reviews as part of land development that comes in. They will be looking at the intersections for the LVIP VII within the borough of Hellertown. Mr. Maxfield said Bethlehem has to be a little more conscious about what's going on. We need to keep a close eye on what's going on there. Being a part of the process would be great. Mr. Maxfield said going forward, we need a voice in there. Mr. Kern said they have a relationship with the City of Bethlehem and if they come on board, they could have some discussions with the City. Mr. Horiszny thinks a joint review would be good. Mr. Kern said there could be benefit of that as they wouldn't look at things twice. Mrs. deLeon said since we have a partnership, we should do the joint approach.

Mr. Kern said if the joint approach is the way you want to go, they will put together their price quote with rate structure and it will be presented to both municipalities. Mr. Cahalan said this will be brought back to Council.

Mr. Gordon Gress, 2371 Black River Road, said there are a couple of manufacturing facilities that are going to be built there. It's all in the City of Bethlehem in the Industrial Park. LST is going to catch the traffic which doesn't seem quite fair.

**III. DEVELOPER ITEMS**

**B. GREENWOOD COURT – END OF MAINTENANCE**

Mr. Cahalan said there's a letter from the attorney representing the estate of the developer. She made a request for the release of the remaining security. Mr. Chimics said he had no comments.

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Mrs. deLeon said reading Attorney Kraft's letter, she's asking the Township to pay the bill for the repair work that's being done. Attorney Treadwell said we are holding cash and she's asking that we use a portion of that cash to pay the people who actually did the work. Mrs. deLeon asked why aren't they paying it. The Township is a business and we would have to issue at 1099, why does the Township even want to get into something like that. Attorney Treadwell said it's more convenient for the estate to skip that step. Mrs. deLeon said she would not be happy with that. It's cleaner to pay them back the escrow money.

**MOTION BY:** Mrs. deLeon moved for authorization to end the maintenance period and return the escrow money of \$2,500.00 to the estate for Greenwood Court.  
**SECOND BY:** Mr. Willard  
**ROLL CALL:** 4-0 (Mr. Kern – Absent)

**C. IESI LAND DEVELOPMENT – 2335 APPLEBUTTER ROAD – SOUTHEASTERN REALIGNMENT DISCUSSION ON BERM**

Rick Bodner, Allen Schleyer, and MaryAnn Garber were present. Ms. Garber said they are here with a request relating to the Southeastern Realignment project. She explained what the Southeastern Realignment project consisted of. They are here this evening as there's a section of LST's ordinance titled Landscaping and Screening, and applies to landfills. In this section, Township Council has the authority to determine that the existing features in the area serve as an acceptable substitute to the perimeter berm requirements. They are asking Council to make that determination with respect to the Southeastern Realignment on the eastern and southern side of the project. They are asking Council to make a determination that the berm wouldn't serve any real purpose there and also asking for a determination that the berm is not required along the eastern side as well. They've submitted the application and also included a variance request from the perimeter berm as they didn't know what Council was going to do.

Mr. Maxfield said they did examine this and there was a discussion at the P/C and Ms. Stern Goldstein pointed out opposite to what he thought, was there's a small berm there already with a dip and then another small berm and it heads down the slope all being trees.

Mr. Willard said he toured the property on Friday. When it came to the south area, it was mentioned there were a couple of homes below. He's wondering if we should separate the consideration, from the eastern side where there's nothing but natural features and the southern side where there is residential housing in the area. Mrs. deLeon asked what the reasoning is behind asking the Township for this? Ms. Stern-Goldstein went over all the information that is required with the berm.

Mrs. deLeon said she took pictures at the landfill yesterday. Mr. Schleyer and Mr. Bodner explained each photo that Mrs. deLeon took. Peter Bresnak, Applebutter Road, said the view from his back yard is as clear as if he's looking at you. Ms. Garber said they are here tonight about the 6' x 30' perimeter berm. There is an MSE wall proposed as part of this project that is tall, so the idea is with or without a berm when you are looking on the south side, there's an MSE wall behind it. They are asking for Council to think about if putting in a 6' to 30' earthen berm is going to serve any purpose. Mrs. deLeon said it's the landfill operation and if there's a way to block some of that, that's what our regs are supposed to do.

Mr. Maxfield said the disturbance on the eastern side where the access road would come close to the property line, it sounds like there could be the possibility of all the trees being removed on landfill property. He thinks that's going to be the issue on the south side, but on the eastern side, if the grading is going to change the profile and some of those trees are going to be removed, could we alter the request to plant where trees will be removed to give it more of a buffer. Ms. Stern-Goldstein said to put the berm in, you would have less tree disturbance if you follow the ordinance. If they didn't need the earthen berm, then some reforestation would be needed; however, she would

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caution to put too much in that proximity as they will need to use their access road and can't have trees hanging over.

Attorney Treadwell said on the timing of this issue, we don't have review letters from B&J and HEA on the land development plan application yet. The reason they are asking Council to consider this issue is because of the pendency of a ZHB hearing and if Council decides the berm needs to be installed, the landfill will ask the ZHB to say no it doesn't. You're being asked to look into this issue almost in a vacuum without the benefit of looking at the rest of the plan and it's premature. Attorney Treadwell said isn't one of the questions that Council would be asking is what would the plans look like with the berm versus what the plans would look like without the berm. Mr. Maxfield said the layout may affect the placement of the access road if we put the berm in. Ms. Garber said if you put the berm in, that changes the whole design of the project. Attorney Treadwell said you are asking Council to make a determination on an ordinance section that could change the way the entire plan looks without them knowing what that is, how would they make that determination?

Mr. Maxfield said it seems like we have two different kinds of situation. What is going on at the southern side is totally different than what is going on at the eastern side. Right off the bat, when we start talking about access road and ordinances, it seems the berm makes a lot more sense on the eastern side than it does in the south. That would be counterproductive and that's what he was talking about, why do we want to go in and disturb the area that has creeks and wetlands and construct a berm. He would like to encourage Council to split these two sections. If you wanted to go to the ZHB and throw out the eastern berm as something that you need a relief from, that we could take or not take a position on, but he thinks the south side is pretty clear and is not serving us in any way shape or form for a berm. Mr. Willard said he thought the eastern side had protection, but if he were a resident on the south side, he'd want to know what an MSE wall looks like.

Mrs. deLeon asked if they applied for an extension for the ZHB? Ms. Garber said they did and they've asked to be placed on the November ZHB. Ms. Garber said they would like to know in advance as a lot of additional work goes on. Mrs. deLeon said if we decided no, would the ZHB have anything to say? Ms. Garber said the only way you can get relief from a zoning requirement is for the ZHB to grant you a variance.

Attorney Treadwell said that's what the applicant said they are going to do is that if they don't like the answer on the berm, they will ask the ZHB to give a different answer. The applicant is asking you to make a decision on a waiver before you've even seen a review letter of the plans, and that was his point on the timing of everything. It's very unusual for Council or any governing body to decide so far ahead of the decision of the plan as to one specific waiver request as opposed to looking at the plan as a whole. He doesn't know if you are fully informed in what the difference in plan preparation with the waiver of the berm or without the waiver of the berm.

Mr. Bodner explained the property lines and borders. He also showed the two properties near the MSE wall. Mrs. deLeon said as a Council we have to take into account the four seasons and in the fall and winter there will be more of an impact.

Mr. Gene Boyer said what IESI is trying to do is show you some flat pictures. Why can't they draw animations of with/without or before/after the MSE wall and the berm. Ms. Garber said if Council feels that they need more information to make this decision, it would be perfectly acceptable for them to table this and come back at your next Council meeting. Mr. Maxfield said at the P/C, we had asked for profiles of the property and that would be perfect. If you can reproduce a three dimensional view, that would be more than helpful. Ms. Garber said they can add what the actual landfill will look like. Mrs. deLeon said she'd like summer versus winter views. Ms. Stern-Goldstein said the issue should be where a berm would be if they needed to put it in with 2D and then bring it up in 3D which she's sure they can do digitally.

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Ms. Donna Louder said everybody keep in mind this is going up 725', so she doesn't care how far up you take the berm or how far up you take the wall, it's going way up above it. If putting in the berm takes it further away from their property line, put the berm in.

**MOTION BY:** Mr. Willard moved for approval to table this agenda item.  
**SECOND BY:** Mr. Maxfield  
**ROLL CALL:** 4-0 (Mr. Kern – Absent)

**IV. TOWNSHIP BUSINESS ITEMS**

**B. ZONING HEARING BOARD VARIANCES**

**1. CHRISTOPHER FLUKE – 1648 PLEASANT VIEW ROAD – VARIANCE FROM FRONT YARD SETBACK FOR CONSTRUCTION OF A GARAGE**

John DiDonato was present representing Christopher Fluke. He said they are asking for an 18' front yard setback variance to put up a garage. It's an older house built in 1957 on a dead end street, the last house on the right and won't affect anyone's view. Mr. Maxfield said there is an existing garage on the property and this would be an additional garage, will the original garage be decommissioned or will it all be used? Mr. DiDonato said they are going to change the existing one as it's a small garage which will be made part of the living room/dining room.

Council took no action.

**2. DANIEL & JUDY MCGELLIS – 1376 CLEARFIELD AVENUE – VARIANCE TO CONSTRUCT A SHED**

Daniel & Judy McGellis were present. Mr. McGellis said they are asking for a setback variance. The current variance for their location is 10' off the property line and they are looking 3' off the southern property line and 6' off the west property line to place a 10'x12' shed. Mr. Maxfield asked what is the reason you can't make the 10'? Mr. McGellis said if he makes it 10' off of the property line, it's going to look like it's in the middle of his back yard. Council took no action.

**~~3. IESI BETHLEHEM LANDFILL – 2335 APPLEBUTTER ROAD – SPECIAL EXCEPTION, VARIANCE, AND RELIEF WITHIN JURISDICTION OF THE ZHB~~**

**C. INTERVENTION TO PARTICIPATE IN FERC ADMINISTRATIVE PROCESS ON PENNEAST PIPELINE APPLICATION**

Mr. Maxfield said based on discussions in Executive Session, he'd like to make a motion.

**MOTION BY:** Mr. Maxfield moved for approval to authorize Attorney Elliott to intervene for the Township and monitor the FERC process as it moves along.  
**SECOND BY:** Mrs. deLeon  
**ROLL CALL:** 4-0 (Mr. Kern – Absent)

Mr. Horiszny said Attorney Elliott advised us that intervention at this time is a good idea as it's relatively inexpensive, probably \$250.00. It doesn't stop the pipeline, but gives us the ability to comment later on the environmental impact study and future decisions that they make.

Attorney Treadwell said there's no downside to intervening. It keeps the township as an official participant in the process and allows them to make decisions as the application proceeds forward on how much of a position you may want to take on various aspects as they come up. Mr. Cahalan said the maps came in today and show the access roads for the construction of the pipeline. Mr. Maxfield said the access road goes through the Pichel driveway which they use every day. What happens if that drive is damaged or if they impair the usage of the people who own the drive as they are installing the pipeline? Attorney Treadwell said that is something that would come up if

the PennEast people can't negotiate an agreement with the property owner and they use eminent domain to try and take it. That's an issue the property owner has a right to raise and say there's a bigger economic detriment to me here than just a pipeline going through 50' of my property.

**D. REQUEST FOR SCHOOL BUS STOP AHEAD SIGN ON FRIEDENSVILLE ROAD**

Mr. Cahalan said there was an accident due limited sight distance and traffic that was backed up waiting for a bus stop which caused a collision so the school is requesting a sign be placed at 1783 Friedensville to alert driver's to the bus stop which is further up the road. Mrs. deLeon asked if this was where Woodmont wanted to put their access road? Mr. Maxfield said they were close to one of the high points. He asked why they weren't proposing two signs, one in either direction. Mr. Cahalan said he's not sure if there's a bus stop on the other side.

- MOTION BY:** Mr. Maxfield made a motion to approve PennDOT conduct a traffic study both ways on Friedensville Road to determine the feasibility for one or two school bus stop ahead signs on Friedensville Road; and if the sign is approved, the Township would agree to purchase, erect and maintain the sign.
- SECOND BY:** Mr. Willard
- ROLL CALL:** 4-0 (Mr. Kern – Absent)

**E. APPROVAL OF LATEX BASED PAINT COLLECTION EVENT**

Mr. Cahalan said the EAC has recommended Council approve holding a latex based paint collection event at Town Hall on Saturday, November 7, 2015 from 9:00 a.m. to noon. The free event will be held under the supervision of Northampton County DCED and the Habitat for Humanity of the LV. The arrangement for the event has been reviewed and approved by Township staff.

- MOTION BY:** Mr. Horiszny moved to approve the Latex Based Paint Collection event at Town Hall on Saturday, November 7, 2015 from 9 a.m. to Noon.
- SECOND BY:** Mrs. deLeon
- ROLL CALL:** 4-0 (Mr. Kern – Absent)

**F. HELLERTOWN AREA LIBRARY – REQUEST FOR LETTER TO MERRILL EDGE FOR SALE OF AIR PRODUCTS STOCK**

Mr. Cahalan said the library association owned the stock and they were looking to liquidate it at Merrill Edge. Merrill Edge asked for letters of authorization from the Township and the Borough that authorizes Janie Hecker, Stephanie Mindler, Daisy Handwerk and Jeanne Reilly who are appointed board members to act on behalf of the library on that account.

- MOTION BY:** Mr. Maxfield moved to approve a letter to be sent from the Township to Merrill Edge that authorizes the current library board trustees to participate in the sale of Air Products stock owned by the Library Association.
- SECOND BY:** Mrs. deLeon
- ROLL CALL:** 4-0 (Mr. Kern – Absent)

**G. HELLERTOWN AREA LIBRARY – REQUEST FOR LETTER TO STATE REGARDING STATE AID FOR LIBRARIES FUNDING**

Mr. Cahalan said this is a request from the library board and has to do with state aid of participating libraries in the state of PA. They receive an annual allotment from the commonwealth libraries. The Bethlehem Area Public Library (BAPL), which we were previously a member of, receives a portion of their allotment for LST and that has continued even after we left them and joined the Hellertown Area Library (HAL). He understands the amount that BAPL still receives is about \$50,000.00 annually. The letter drafted requests that the amount be reallocated from the BAPL allotment to go towards the HAL library to benefit the residents of LST. Mr.

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Maxfield said this is not an unusual occurrence. The funds have not been redistributed since the 1980's. Mr. Willard asked if we are going to notify the BAPL.

- MOTION BY:** Mr. Willard moved to approve a letter to be sent from the Township to the State Department of Education, with a copy to all area legislators and a copy be sent to the BAPL, requesting that the state aid allocation for LST be provided to the Hellertown Area Library.
- SECOND BY:** Mr. Maxfield
- ROLL CALL:** 4-0 (Mr. Kern – Absent)

Mr. Maxfield said the library circulation is up incredibly. It's really doing well. Mr. Willard said one of the features of Friends of the Library is being able to order books at wholesale price and one book pays back your membership fee.

**H. ADOPTION OF POLICY FOR PART-TIME OFFICERS PAY SCALE**

Mr. Cahalan said previously Council adopted by motion a policy that gave direction to the Finance Department on how the pay of part-time officers would be done. They would receive an amount that would not exceed 80% of a starting full-time officer's hourly rate for each year. That rate is set by the Uniformed Contract. This was put together in a policy that covers the pay scale and indicates how overtime pay will be paid which is memorializing the policy being followed right now. Mrs. deLeon questioned the overtime section of the police. Mr. Cahalan explained that section of the part-time officers working holidays and getting overtime.

- MOTION BY:** Mr. Horiszny moved to approve the adoption of a policy for part-time Township Police Officers pay scale.
- SECOND BY:** Mr. Maxfield
- ROLL CALL:** 4-0 (Mr. Kern – Absent)

**I. RESOLUTION #84-2015 – SETTING PAY SCHEDULE FOR PART-TIME POICE OFFICERS**

Mr. Cahalan said we have the policy explaining how it's carried out and with the approval of the uniform contract, this sets the minimum and maximum of the part-time officers for 2015. The minimum would be \$21.28 and the maximum would be \$22.56.

- MOTION BY:** Mr. Maxfield moved to approve Resolution #84-2015, setting the pay schedule for the part-time officers for 2015.
- SECOND BY:** Mr. Willard
- ROLL CALL:** 4-0 (Mr. Kern – Absent)

**J. WILLIAMS TOWNSHIP YARD WASTE AGREEMENT RENEWAL FOR 2016 AT SAUCON VALLEY COMPOST CENTER**

Mr. Cahalan said we have had an agreement with Williams Township for the past two years for the Saucon Valley Compost Center. Under this agreement, we accept yard waste brought in by their PW Department which is mixed in with the yard waste we collect. They pay us an annual fee of \$3,500.00. This helps to pay for the cost of grinding the material. The Joint Yard Waste Committee voted to recommend renewal of the agreement between Hellertown and LST for 2016.

- MOTION BY:** Mr. Horiszny moved to approve Williams Township Yard Waste Agreement renewal for 2016 at the Saucon Valley Compost Center.
- SECOND BY:** Mrs. deLeon
- ROLL CALL:** 4-0 (Mr. Kern – Absent)

**V. MISCELLANEOUS BUSINESS ITEMS**

**A. APPROVAL OF SEPTEMBER 16, 2015 COUNCIL MINUTES**

Mr. Horiszny said the September 16, 2015 minutes are ready for Council approval.

**MOTION BY:** Mr. Horiszny moved for approval of the September 16, 2015 Council minutes.

**SECOND BY:** Mr. Maxfield

**ROLL CALL:** 3-1 (Mrs. deLeon – No; Mr. Kern – Absent)

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

- Mr. Bruce Petrie, Redington Road, showed deer damage to trees that were planted in his subdivision as per the ordinance, which cost him \$11,000.00. He is requesting relief from his recreation fees for his lots based on the fact that he is a good steward of the Township. He understands the Township could come out and have him plant the trees again. Attorney Treadwell said you want the relief from the recreation fee because the deer ate the trees? Mr. Petrie said yes, it's a combination of things. Attorney Treadwell said he thought the question would be for relief from planting the trees as the same thing is going to happen again. Attorney Treadwell said he does not understand the correlation between the deer eating the trees and the recreation fee which is about \$16,000.00. Mrs. deLeon said the idea for charging developers rec fees is to use that money to help our parks. Mr. Horiszny asked Mr. Petrie to put the requests in writing and let Council consider it.
- Mr. Petrie said he'd like release of some of the escrow funds the Township has been holding. Mr. Maxfield said he will have to send another letter to the Township for this request as well.
- Ms. Donna Louder said she'd like to make a request as we approach the preparation of the annual financial report for 2016, and the inevitable closing of the landfill in the future, that we need to begin to initiate ways to become fiscally astute. It's been noted in prior financial reports that the largest expense is our Police Department. With the retirement of Guy Lesser approaching in the near future, we are at the best stage for redeveloping the regionalization of Hellertown – Lower Saucon Police Department. The regionalization study of 2012 showed this merge to be financially beneficial along with increasing police coverage at the Borough and Township. She would like to suggest to Council they take this opportunity to trim the budget. Mr. Horiszny said we tried regionalization before and Hellertown voted it down. Ms. Louder said with the Chief at the door soon, this might encourage Hellertown, as one Chief will be stepping in.
- Gene Boyer, Saucon Avenue, said the expansion IESI is intending to go through with DEP, he thinks we should look at some way for closing of the landfill when that goes through. The Council should take a stand and get a commitment from IESI to close. Mr. Horiszny said closing is regulated by DEP. Mr. Boyer said people thought the landfill was going to close in 2015-2016. Is there a closing date that can be put on or can DEP say this defined area will be closed? Mrs. deLeon said IESI provides us with an annual report and in there is their guesstimate of how many years of life they have left based on whatever space they have left. Mr. Horiszny said as long as they have space, they have the right to do what they are doing and if DEP decided they didn't want them doing it anymore, they could close it up. We don't have authority to do that. Mr. Boyer said they are controlling our Township and our budget.
- Mr. Boyer asked how many times the Budget Committee met? Mr. Cahalan said two times. Mr. Boyer said he read they met July 22<sup>nd</sup> and September 9<sup>th</sup> and he wanted to know where the September 9<sup>th</sup> minutes were. Mr. Boyer said there was supposed to be a liaison for that group. Mr. Cahalan said there wasn't a Council liaison appointed. Mr. Boyer asked what the Budget Committee is doing at this point? Mr. Cahalan said they are looking at various types of things that could improve the budgeting process. They are not making a recommendation to Council for the 2016 budget. That wasn't what the scope was for the committee.
- Mr. Boyer said he'd like to know if anyone made any suggestions to the department heads that this year's budget should try to be cut because if not, he's assuming we are going to have a tax increase as we don't know what the landfill is going to give us. Mrs. deLeon said that's something we don't need to ask or tell, it's assumed the budget should be as bare bones as it can be. Mr. Boyer said we

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should look at the services to see if we can get a reduced rate. He questioned Attorney Treadwell's rate increase last year of \$10.00. Attorney Treadwell said his rate had not increased for the last five or six years.

- Mr. Boyer asked about the absence of Glenn Kern. Attorney Treadwell said he's an elected official. Absent of Mr. Kern deciding to resign, there's no way to remove him from the Council unless you go to the State Legislator or the Governor. To the best of his knowledge, Mr. Kern hopes to come back and fill out his term.

**VII. COUNCIL & STAFF REPORTS**

**A. TOWNSHIP MANAGER**

- Mr. Cahalan said Cub Pack 319 is planning a car rally event at Town Hall, November 8, 2015 from 1:00 p.m. to 3:00 p.m.

**MOTION BY:** Mr. Maxfield moved to approve the annual Cub Pack 319 car rally at Town Hall on November 8, 2015 from 1:00 p.m. to 3:00 p.m.

**SECOND BY:** Mr. Willard

**ROLL CALL:** 4-0 (Mr. Kern – Absent)

- Mr. Cahalan said the Parks and Recreation Board had a discussion about trash receptacles along the Saucon Rail Trail in the LST portion and are recommending Council place containers at the Meadows and Old Mill crossings and at the Reading Drive trailhead.

**MOTION BY:** Mr. Horiszny moved for approval to consider trash receptacles along the Saucon Rail trail in the budget for next year.

**SECOND BY:** Mr. Maxfield

**ROLL CALL:** 4-0 (Mr. Kern – Absent)

- Mr. Cahalan said Hellertown Borough extended the trick-or-treat time on October 31<sup>st</sup> from 5:00 p.m. to 8:00 p.m.

**MOTION BY:** Mrs. deLeon moved for approval to extend the trick-or-treat hours on October 31<sup>st</sup> from 5:00 p.m. to 8:00 p.m.

**SECOND BY:** Mr. Willard

**ROLL CALL:** 4-0 (Mr. Kern – Absent)

- Mr. Cahalan reported: that the Police Department hired a new part-time officer, Zachariah Pritchard. We picked up another stray dog and hope to place her with a rescue organization. He's arranging a tour of the Woodland Hills Preserve on October 13<sup>th</sup> at 5:30 p.m for Council, EAC and Parks and Recreation and Valerie from B&J will be going along to point out the natural features and to make recommendations for future management of the site. Mrs. deLeon asked that we invite the Press.

- Mr. Cahalan said Mr. Maxfield brought to our attention about what was believed to be a sink hole on Easton Road by the Route 78 overpass and we were notified that PennDOT intends construction out there to dig out the current pipe and put in replacement pipes. The excavation will be across the road with a start date of October 13<sup>th</sup> for approximately thirty days. As we get more information, we'll put it on the website.

**B. COUNCIL**

**Mr. Maxfield** – No report

**Mrs. deLeon**

- She and Mr. Willard attended Minnie Poulton's 108<sup>th</sup> birthday celebration at the Weston Nursing home, which was a nice event. Mr. Willard said they had five generations there.
- She said she'd like staff to look into a property maintenance ordinance and provide pros and cons. There are some unkempt houses in the area. The abandoned houses near the landfill are eyesores.

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- MOTION BY:** Mrs. deLeon moved for approval to have the staff look into the process of initiating or approving a property maintenance ordinance.
- SECOND BY:** Mr. Willard
- ROLL CALL:** 3-1 (No – Mr. Maxfield; Mr. Kern – Absent)

**Mr. Kern** – Absent

**Mr. Willard**

- He said we had a meeting of the Citizen’s Committee on September 30<sup>th</sup> with full attendance. Prior to that Chris solicited recommendations and they looked at those and some possible zoning changes. They will have a draft report for Council on November 4<sup>th</sup>.
- He was at a public event with Bill Spence the CEO of PPL, and told him about the great job the PPL crew is doing on Meadows Road.
- They got a letter from LSA about a water main connection between Wildberry and the next subdivision and the communication was timely and great.

**Mr. Horiszny**

- He said tomorrow night is the LSA meeting and will also meet on October 27<sup>th</sup>.
- He attended a compost center meeting recently it’s going extremely well and he talked about the Williams Township addition.
- He attended the Historical Society’s Apple Fest on October 4<sup>th</sup>.
- He said the Spirit Parade is October 18<sup>th</sup> at 2:00 p.m.

- D. SOLICITOR** – No report
- E. PLANNER** – No report
- F. ENGINEER** – No report

**VIII. ADJOURNMENT**

- MOTION BY:** Mrs. deLeon moved for adjournment. The time was 10:12 p.m.
- SECOND BY:** Mr. Willard
- ROLL CALL:** 4-0 (Mr. Kern – Absent)

Submitted by:

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Jack Cahalan  
Township Manager

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Ron Horiszny  
Council President