

**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**

**IV. DEVELOPER ITEMS**

- A. Dedication of Roads – Old Mill Estates – Springwood & Hawthorne Roads – Resolution #60-2011

**V. TOWNSHIP BUSINESS ITEMS**

- A. Zoning Hearing Board Variances
  - 1. Bryan & Julie Rygiel – 1488 Dickinson Ln. – Variance Request of Detached Accessory Structure
  - 2. Charles & Sharon Long – 3266 Green Acres Dr. – Variance Request of Side Yard Setback to Construct an Addition, Porch & Garage
- B. Easton Fish & Game Assoc. – 2595 Redington Rd. – Waiver Request of Septic & to Permit Installation of Holding Tank
- C. Bethlehem Area Public Library 2012 Budget Presentation – Lynn Koehler
- D. Update on 2011 Restricted Gaming Grant Awards
- E. Resolution #61-2011 – Supporting the Renewal of the Growing Greener Program
- F. Request to Hold Cub Scout Cub Car Rally at Town Hall Park
- G. Review Scope of Work for Heller Homestead Window Painting Bid Advertisement
- H. Authorize Advertisement of Ordinance No. 2011-05 – TCC – Setting the Earned Income Tax Rate

**VI. MISCELLANEOUS BUSINESS ITEMS**

- A. Approval of October 19, 2011 Minutes

**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 Park & Rec Meeting: December 5, 2011  
Next EAC Meeting: November 15, 2011  
Next Council Meeting: November 16, 2011  
Next Planning Commission Meeting: November 17, 2011  
Next Zoning Hearing Board Meeting: November 21, 2011

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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, November 2, 2011 at 7:04 P.M., at 3700 Old Philadelphia Pike, Bethlehem, PA, with Mr. Glenn Kern, President, presiding.

**ROLL CALL:** Present: Glenn Kern, President; Tom Maxfield, Vice President; Ron Horiszny, Sandra Yerger, and Priscilla deLeon, Council members; Jack Cahalan, Township Manager; Leslie Huhn, Assistant Township Manager; Linc Treadwell, Township Solicitor; Dan Miller, Township Engineer; Judy Stern-Goldstein, Township Planner. Absent: Jr. Council Member, Jameson Packer.

**PLEDGE OF ALLEGIANCE**

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

**Mr. Kern said Council met in Executive Session this evening prior to this meeting. Attorney Treadwell said the subject matter of the Executive Session was potential acquisition of a conservation easement and a personnel issue.**

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

Mr. Kern said if you are on the agenda, you have Council and staff's undivided attention for the discussion period. At the conclusion of the discussion period, we do open it up to the public at each and every agenda item, so you have an opportunity to comment. If you do choose to comment, we ask that you use one of the three microphones that you see here as the minutes are transcribed verbatim. We want to make sure we get every word into the record. We also ask that you state your name for the record so the transcriptionist can duly note that.

**III. PRESENTATION/HEARINGS – None**

**IV. DEVELOPER ITEMS**

**A. DEDICATION OF ROADS – OLD MILL ESTATES – SPRINGWOOD & HAWTHORNE ROADS – RESOLUTION #60-2011**

Mr. Kern said the developer has requested the Township take dedication of the roads in the Old Mill Estates Subdivision. We have requested the developer submit payment representing the liquid Fuel money that the Township will not receive for the remainder of this year and 2012 since missing the deadline in September.

Mr. Cahalan said Attorney Treadwell has been working on this. Attorney Treadwell said this is the Old Mill subdivision. There are two roads, Springwood and Hawthorne. The developer is asking that the Township take dedication. They have agreed to pay the liquid fuels amount. It's somewhere around \$2,600.00. The thing that's a little unusual about this is they are asking that you take dedication without the maintenance bond, which would normally be for 18 months. The Road Foreman has been out there and he's okay with the roads as they are. These roads have actually been in for a fairly significant period of time. If you want to do it, he would suggest, if you approve the concept tonight of taking it without the maintenance bond as long as they pay the liquid fuels money, that we put the actual dedication and acceptance of dedication off until the next meeting and give them time to actually pay the money before you do it. He does need to know if the concept is okay, so he can proceed with the documents.

**General Business & Developer Meeting  
November 2, 2011**

Mrs. deLeon said what happens to the maintenance bond? Attorney Treadwell said there is no maintenance bond. It's still a performance bond as there are still some minor items and that does not go away. Mr. Kern said what is Council's opinion? Mr. Maxfield said do you need a vote for the concept? Attorney Treadwell said he'd like a vote for the concept as they have to prepare the documents for dedication and then he can tell them that once they pay the liquid fuels amount, it will be on the next agenda for the actual acceptance of the road. Hopefully, we can get that done before winter so plowing is not an issue anymore.

**MOTION BY:** Mrs. deLeon moved to approve the concept of dedication of Springwood Road and Hawthorne Road in the Old Mill Estate subdivision subject to the developer paying the liquid fuels amount for the remainder of 2011 and 2012, and also without posting the 18 month maintenance bond.

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

**ROLL CALL:** 5-0

**V. TOWNSHIP BUSINESS ITEMS**

**A. ZONING HEARING BOARD VARIANCES**

**1. BRYAN & JULIE RYGIEL – 1488 DICKINSON LANE – VARIANCE REQUEST OF DETACHED ACCESSORY STRUCTURE**

Mr. Kern said The applicant is requesting a variance of the of Section 180-137.A(2) to construct an accessory relative apartment in a detached garage.

Bryan Rygiel was present. He said they are looking to go for a variance so they can put in an accessory structure, rather a larger garage than what they have. At the same time, put in a living quarters up above the garage so that aging parents have a place to live as they move on. He was talking to Chris Garges about this. The accessory structure is not allowed to have a living quarter. They are looking to make it a detached structure and the main residence on the property is a ranch house, so putting the accessory structure above an addition of a garage would be a little bit difficult. They are looking to make a detached structure. They have the room for it. They fully plan on complying with every ordinance that is in effect. Mrs. deLeon said the living area will be on the second floor? Mr. Rygiel said that is correct. Mrs. deLeon said won't that present problems for older people? Mr. Rygiel said they are looking to put in a chair lift to go up and down and they are putting in a generator. One of the goals is to minimize the footprint, as they don't want a 1,200 foot garage and 900 foot square living quarter taking up all the space on the property. That's why they are looking to consolidate it and keeping it out of the way when it's not in use. The primary function for the accessory structure will be for parking and garage and hobby work. The secondary purpose is to house elderly parents.

Mr. Maxfield said there's no guarantee, of course, but the only reason he can think the Township would be opposed to something like this would be the possibility of it becoming a rental unit in the future. That's not allowed by our ordinance. Mr. Rygiel said they are sensitive to that. They obviously don't want their neighbors doing this sort of thing. That's why he's stressing that the primary function is a 1,200 square foot for parking. The existing garage structure is not adequate for two cars at the same time. They are sensitive to that and it will only be for aging parents. If you have the application, the structure is very close to the house, so they aren't interested in having strangers live there.

Mr. Kern asked if there was anyone in the audience who wanted to comment? No one raised their hand.

Council took no action.

2. **CHARLES & SHARON LONG – 3266 GREEN ACRES DRIVE – VARIANCE REQUEST OF SIDE YARD SETBACK TO CONSTRUCT AN ADDITION, PORCH & GARAGE**

Mr. Kern said the applicant is requesting a variance of 35' of relief from the required side yard setback to construct an addition to the dwelling, a porch and a garage which will encroach into the required side yard setback.

John Blair was present. He said he had equitable title to the property and they have settlement coming up January 10, 2012 and he is looking to put an addition and garage on a property. The only unusual circumstance is a non-conforming property as we speak. He believes the history is there are two lots. One is owned by Saucon Valley Country Club which is two acres and the property behind it which is three acres and he is purchasing that one, which is the Long residence. He doesn't even know if the two acres was ever subdivided officially from the Weyhill Golf Course. These two properties are surrounded by 360 degrees of golf with a private road leading down to them which goes in front of the two acre piece. The lot that he is purchasing has a flag pole to get to it legally; however, the flag pole to open that up would be detrimental to the Country Club because it's adjacent to their 18<sup>th</sup> tee box, and it's on a slope. It would wipe out trees, and it's difficult to improve because of the slope. Therefore, they must have made earlier arrangements to give an easement across their property to get to this three acre piece. He currently wants to come in and improve the property to make it larger for his family, and the property is wedged in a corner of the three acre lot with the north side, a 25' utility easement on the east side. The house is already beyond the 40' side yard setback. The house was built in the late 1800's. It was a duplex at one time. It shows two staircases. They also have a garage on their two acre piece, which is 15' away from his driveway coming in. They have a property here that has some very unusual circumstances and he's here to ask for some relief. He doesn't want to talk for the Country Club as a whole, but in general, the executive board is well aware of what they are doing. They are not opposed to it, and they are willing to work out some property line easements that he can help them out with. They do not want to see the flagpole opened up and they could use his land and some other pieces of property so they have a working relationship and no objections. He's here tonight to ask for support that he can put an addition on that would be within the 40' side yard setback and a garage that he doesn't have a lot of choices as the existing home is there and it doesn't have a detached garage. If you could imagine taking the home you all live in now and you can't go off on your side, you can't go off on your back, it's not that easy to go take a two or three car garage and slam it in front of your house. From an architectural standpoint, it's a headache. From an entry standpoint, it's a headache; and from an overall investment standpoint, resale, a headache. He's asking to be able to encroach the garage, 5' away from their property, which they are allowing him to do. Mr. Kern said 5' from the Country Club property? Mr. Blair said 5' away from the Country Club property so he can move it out of the front of the house and the addition that they are adding on is the same encroachment that the existing house is at. The house and the addition are very close to the same non-conforming. It's already in the boundaries. If you look at the plot plan, you'll see a dotted line go across the corner of the house, a corner of the porch. Attorney Treadwell said what's the structure that straddles the property line, the rectangular structure, in dark on the plot plan? Mr. Blair said that's the proposed addition. Attorney Treadwell said down where it says "existing driveway to be removed", south of the house? Mr. Blair said that is a barn. Attorney Treadwell said is it staying? Mr. Blair said that is a proposed barn. Attorney Treadwell said it looks like the structure would straddle the property line which doesn't make sense to him. Mr. Blair said that was a printer problem with the engineer. Ms. Stern Goldstein said there's nothing on the plan in that location on the plan she has.

**General Business & Developer Meeting  
November 2, 2011**

Mr. Blair had the plans and explained where everything was located at. Mrs. Yerger said how many car garages is that? Mr. Blair said four and a greenhouse. Mrs. deLeon said is there any way we can check and see if this is an existing lot? Attorney Treadwell said we can go back to the 95 plan and see if it created that lot. The lines that are shown on the plan that Mr. Blair has, had to come from somewhere. He would guess they did a subdivision plan. What may have happened is it is shown as a lot, but there was never a deed just for this lot no. 2 as Saucon owned it with everything else. There might not be a separate deed that shows this two-acre parcel. It might be included in the deed for the whole thing. It doesn't mean it's a not a lot. Ms. Stern Goldstein said it looks it has its own parcel identification number as shown on the plan. It's different from the others around it.

Mr. Kern said the adjoining property has no objection? Mr. Blair said no. He can get support from them. There's been no objection from the executive board. They are well aware of it, and the two of us by the end of the week are entering a private agreement that will let them use some of his land and they will let him use some of their land. They are not going to change any lot lines. They have a couple of areas where golf balls go on his lawn. Legally, they don't own it and they have to take a penalty. They've even made a few improvements to the course with a sand trap and he's willing to give them a corner of that property and keep his fence back and give them a legal description and permission to use that property and no longer have to take that drop. He will give them permission that he will not open up the flag lot and they are willing to give him some more room where his driveway comes in. It's a fair win-win for everybody. It's not signed yet, but it's been talked about and everyone seems to be in favor of it.

Mrs. Yerger asked where the access was? Mr. Blair said they would just come in Long's driveway and enter 30' in. It's empty right now and it's a tiny garage that isn't used right now. Mrs. Yerger said the building, how do they get there? Mr. Blair said right down Green Acres Drive. He explained on the plans he had where the roads went.

Mrs. deLeon said does that meet existing zoning? Mr. Blair said yes. Mrs. deLeon said if Saucon Valley Country Club didn't want that anymore, are we jeopardizing (COULD NOT HEAR). Mr. Blair said (COULD NOT HEAR). Mrs. deLeon said you are just reconfiguring it. Ms. Stern Goldstein said the new location of the driveway encumbers the property less than it does right now as it does not cut across diagonally now. Mrs. deLeon said it's giving them more useable space. Mr. Blair said that's his philosophy with the country club. If you saw the property with the house and driveway is, it's a flatter area and that's land he could use. Down below there are quarries and he can't use that property, but they can. They tried to do it with Charles Long and from his understanding, Charles just never got around to doing it or didn't want to do it. He saw some opportunity here that he wanted, so they came to an agreement. It really doesn't affect what he's here for today, and that's to try to get support to allow him to encroach on the side yard setback.

Mrs. deLeon said do we have limits on our zoning SALDO that limits the size of a garage? Ms. Stern Goldstein said only by building coverage or impervious coverage and based on a three acre lot, Chris calculated it at 27,500 square feet. It appears to be fine. He would have to do that calculation in the permit stage. Mrs. deLeon said what about the septic tank inside the gray area? Mr. Blair said when they bought the home, they put a new septic in. It's a pump station, which they had inspected. That could be the existing tank there. If he went for a permit and put the driveway over the top of it, it would have to be moved. He also wants to mention that the size of the garage, even at a five car, it's only 1,200 square feet, so from a impervious coverage, they plan on getting near their maximum. Mrs. deLeon said it's a sand mound. Mr. Blair said he thinks it's a pressure dosed in ground. Mrs. deLeon said do they need an alternate site? Mr. Blair said they have an alternate site. It's not on the plan, but there is a alternate site. Mr. Garges said it will be shown on the

recorded subdivision plan. Mrs. deLeon said you don't want to disturb your secondary area. Mr. Blair showed Council where the secondary area was. He said for tonight's meeting, he will guarantee you he's not near the secondary system, which is approved, and they are not near the primary system. If he comes in here with a plot plan that shows him disturbing those areas, Chris and Hanover are going to pick up on it. They are only asking the Township to approve the variance. Where his existing garage is and his new garage is, it's not near the pump tank. The existing septic field, the second field, they are not near it or are going to be near it. He will call his engineer tomorrow and put on the plan the secondary system so it's known where the secondary and primary is.

Mrs. Yerger said in the spirit of variances, you have a hardship and a very odd situation, but the relief should always be minimal, and a four car garage and a turn around, to her is not a hardship. Mr. Blair said the turnaround is on his own property. It's only the garage they are asking for some relief. Mr. Blair said it's a very unusual property.

Council took no action.

**B. EASTON FISH & GAME ASSOCIATION – 2595 REDINGTON ROAD – WAIVER REQUEST OF SEPTIC & TO PERMIT INSTALLATION OF HOLDING TANK**

Mr. Kern said the applicant is requesting a waiver of septic and to permit installation of a holding tank for the proposed construction of a 40' x 80' meeting room.

Matt Maiella, President of the Easton Fish & Game; Rick Nagle, Chairman of Easton Fish & Game; Steven Mills, Asteak Law Offices; and David Bray, Jenna Engineering were present.

Mr. Mills said they are here for an application for a holding tank due to significant site limitations and topographical issues. There are also issues in regard to the amount of flow this proposed site will have. Mr. Maiella can testify how little the facilities will be used and how basically they have one monthly meeting; and over the course of the association's history, no more than 20 to 25 people have ever attended this meeting. We're not dealing with a significant usage and Mr. Bray can speak about the site limitations.

Mr. Bray said they prepared an exhibit relative to the types of soils. Mr. Bray gave Council a copy of the exhibit. He said what this represents is a typical soils types in this area. You'll see the soil types are not very conducive to on-lot septic systems. The site itself was at one time a quarry that was filled in, again, not conducive to a septic site. The areas are very, very limited with where you would possibly be able to put any type of septic. The building they are proposing is pretty much over the last stitch of grass that exists there. This would exceed anything over 200 gallons per day where a typical home is 400 to 500 gallons per day. You are probably looking at covering an area of 70'. The site restrictions, they have to be away from any of the steep slopes. The slopes are steep. They have isolation distances away from those. They have no area to place it. All the additional isolation distances from the other buildings, from the parking, there's no room to put this even if they had adequate soil, which they don't. That pretty much sums up their situation relative to any of the soils and putting anything in them. They felt the holding tank is a perfect opportunity for that. It will hold 2,000 gallons. They are going to be proposing at the most 300 gallons per day situation. DEP requires a maximum number. It could sit for days or week. That would be the maximum number that they would use. The tank is sized by twice that capacity.

Mr. Maiella said right now they have port-a-johns, which are going to remain there. This building is strictly going to be used for their membership meetings once a month, and also for a Board of Director's meeting which is once a month. That's really it for any scheduled use. It's twice a month and is not open to their general membership. The port-a-johns will stay. Occasionally they have different trainers that will come in to do training for NRA once every couple of months. Usage is very, very limited. He has a sign in book and you can see how many people come to the

**General Business & Developer Meeting  
November 2, 2011**

general membership meetings. Altronics sends him a report every month who goes in and out the building and there's about twelve times people have gone in and out. The usage is super, super limited. Mr. Maxfield said there wouldn't be any possibility that this wouldn't be up for rent ever. Mr. Maiella said as of right now, no.

Mrs. deLeon said what is the status of this application now? They were before us not so long ago. Ms. Stern Goldstein said they were before you for waiver of land development, and now in order to build the building for which they received the waiver of land development, they need to deal with the septic for the building, which is why you are seeing them again. Mrs. deLeon said when was this discovered about the soils and when did you do the evaluation? Mr. Bray said it was approximately two months ago. Mrs. deLeon said was it after we gave you the waiver for the building? Mr. Bray said that we were aware of it? It was certainly after the waiver. They weren't going to go out and do all that work without really know exactly where it was going. Ms. Stern Goldstein said the waiver of land development was approved at the August meeting. Mrs. deLeon said we are asking for a waiver. If they weren't granted a waiver, what would they have to do? Ms. Stern Goldstein said find some way to comply with their septic requirements. Mrs. deLeon said how many of these do we have in the Township. She doesn't want to set this as precedence and say they'll give you a waiver for a holding tank. She is just bothered by that. Mr. Miller said how high would you have to pump the sewage to get to reasonable ground? Mr. Bray said he would assume you are looking at 50 to 100 feet up the hill. Mr. Miller said this is definitely a bad situation. You'd have to pump it very far up hill. You're not going to have many lots like this. Mrs. Yerger said from an environmental standpoint, in your opinion, from what she's hearing, the tank is going to be a better option than even attempting some sort of septic system. Mr. Miller said as opposed to trying to attempt to do something in the area, it definitely is. There is a highly financial unviable solution of pumping it up, which has its own problems. The answer is simple, yes, the tank is safer.

Mrs. deLeon said what's bothering her further is who is going to be the overseer? Boards change. Who is going to pass that on to the next board? When boards change, people always don't get relayed what to do. What agreement and what's going to have the teeth in it that says you have to provide us proof that you had your system pumped on a regular basis, and who is here, as we all change. Mr. Mills said the letter from Hanover, it says the agreement would have to have maximum usage, recordkeeping submittal, all those things and someone would be appointed on the board to do that. These gentlemen have been involved on the board quite some time. Mr. Maiella said he can't guarantee what someone will do in the future, but he knows from past record, they have been a responsible asset to the community for the last 50 to 60 years that without any complaints, so he knows the people who have been on the board in the past and who are on the board now are responsible. What could happen in the future? If they could do something, they could do a maintenance agreement with a pumping company which would send information to the Township as well. They'd be willing to do all of that to give you more assurance. Mrs. deLeon said maybe that's on our end's responsibility to assure the teeth are in here to get this done.

Attorney Treadwell said Lower Saucon probably has two or three other holding tanks in the Township and each of the holding tank agreements requires that the property owner provide a contract with whoever is going to come in and pump and haul it and that they submit receipts from that contractor on a regular basis to show that it's being pumped and everything is working the way it should be working. It also has certain inspection provisions in it in case the Township suspects it isn't working correctly, we can go in and take a look at it. Mrs. deLeon said she knows all that and it gets filed in a drawer until we get that new system and who knows it's even there? Attorney Treadwell said they track them. Mr. Miller said the Township tracks them and Hanover tracks them. Mrs. deLeon said okay. Mr. Kern said some things are self-evident. If it fails, you are going to know it. Mrs. deLeon said she just read in the paper this weekend, the Bethlehem Treatment sewage malfunctioned and millions of gallons went into the Saucon Creek and the Lehigh River.

**General Business & Developer Meeting  
November 2, 2011**

- MOTION BY:** Mr. Maxfield moved for approval to grant the waiver request for septic and permit installation of holding tank for Easton Fish & Game Association, per the letter of October 27, 2011 from Hanover.
- SECOND BY:** Mrs. Yerger  
Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.
- ROLL CALL:** 5-0

**C. BETHLEHEM AREA PUBLIC LIBRARY 2012 BUDGET PRESENTATION – LYNN KOEHLER**

Mr. Kern said Lynn Koehler, Lower Saucon Township representative to the Bethlehem Area Public Library will discuss with Council the 2012 library budget.

Ms. Koehler said this is her fourth time doing this and it's been a very interesting year for the library. It's going through some growth, even though the building stays the same. The first phase, the Room to Grow project was completed. There are some renovations being done inside. The offices are different. There's a second floor and the library is able to expand and have more room for the children. There is extensive fundraising going on. They are applying for grants and hopefully getting the new children's room, and the teen room up and running. More room for the adults and for extended services and the library is definitely moved into the 21<sup>st</sup> century. There may even be a café inside of it. That's the good news. The other news is the funding from the State stayed the same. No panic there even though it's definitely not comfortable. The State funding was almost \$700,000.00, now it's down to \$500,000.00. That's a \$200,000.00 difference and we also had the census happen, so the numbers have changed and with that comes more people and more money for the per capita. What's different is that apparently in previous times, the per capita rate has never dropped, but this time because of everybody feeling the budget crunches in the various Township's, there was request that the per capita actually be dropped. It's \$17.50 and it went to \$17.25, and with some tweaking, hopefully, it will be more like \$17.13 or maybe even lower.

Ms. Koehler said the one thing that has happened that really isn't good is that Freemansburg can't afford to be in the library anymore, so at the next board meeting on Monday, they will be talking about that. She doesn't know if they can ask for a little more State aid. There may be some grants somewhere. She doesn't know what the BAPL is going to propose. It would be sad for the children to have to be excluded from the programs. They wouldn't be able to attend some programs or come to the library without a library card. They won't have the ACCESS card and they are going to really feel left out. The other thing that is happening is the Task Force is talking about library options. The Board at the BAPL is very concerned with us having the Task Force. With Bethlehem Township saying they support the library, but they \_\_\_\_\_. Hanover Township is asking for concessions and things like that. Everyone is rocking the boat in their own way.

Ms. Koehler said in terms of cutting costs, the most important thing is we're really working hard on finding solutions for health care costs. Last year the staff was reduced. We still have to do the 12% library materials and the City of Bethlehem changed their song over the last two years and they were giving a lot of utility cost to the library, but now we have to cover it. They are doing the best they can. Normally she comes in September asking to be put on the budget and get approved in advance of the budget, but this time she came after the budget as they had a second budget meeting because the Board was not happy with the budget.

Mr. Cahalan said there is a copy of the revised proposed budget and you can see what Lynn is talking about. What they had originally proposed to us was a contribution of \$185,817.00. That's the figure that Cathy put in the proposed Township budget. As Lynn said, they went back and they worked on that some more and got some more economies and decreased that figure to \$183,467.00.

**General Business & Developer Meeting  
November 2, 2011**

If you look down at the bottom, the per capita is \$17.03 according to what they are quoting at the bottom of that column.

Ms. Koehler said even with Freemansburg leaving, we're not making a change on that. The only real factor on that is going to be the health care costs, whether we can absorb it or not. What's being cut from the budget is contingencies. Hopefully there are no emergencies planned. Mr. Cahalan said if you go to the second page of this budget and you go down, it's operating disbursements. You go all the way down to the bottom, you can see they put in a contingency amount, but that's barely covering the amount they are going to ask from Freemansburg. Freemansburg was going to ask to contribute \$44,896.00 and that contingency amount is \$47,322.00. Lynn passed on an email to us from the Director who had indicated about Freemansburg leaving and she assured us this would not affect the per capita amount they sent to us. Ms. Koehler said generically speaking, if another supporting community did leave the library, it would definitely affect the library very much, especially one that contributes more money.

Mr. Kern asked if there were any questions? Mr. Cahalan said if it is Council's desire, we notify the library by November 15<sup>th</sup> that we wish to continue participation for the coming year in the Bethlehem Area Library system.

Mrs. Yerger asked how many employees the library has? Ms. Koehler said part-time is 32. Mr. Cahalan said down at the bottom of page 3, it says staff and salaries. Ms. Koehler said full time is 19, a total of 51. Part-timers do not get medical benefits. They get paid vacation and holidays. A few of them are in the pension plan from ages ago, but they have to pay into it. Another thing the board did was although it was uncomfortable to do it, they disassociated themselves with the Bethlehem City workers. They were following their raises and salary increases, and they couldn't afford to do that anymore. That was another way to save money. People didn't get cost-of-living raises until we saw we could make it. Last year we did vote halfway through the year they were going to get their cost-of-living, but there are no plans to do that in the upcoming year. Any raises you see are raises which are part of their hiring package.

Mr. Kern said what is the desire of Council at this point? Mr. Maxfield said he's going to ask Council as there is a Library Task Force Meeting coming up this week, we normally notify by the 15<sup>th</sup>, but he'd ask that we notify them after our meeting, so it would be November 17<sup>th</sup>. Attorney Treadwell said it says the 15<sup>th</sup>. If you are getting out, you need to know by the 15<sup>th</sup>. Mrs. deLeon said the Task Force knew this deadline. Ms. Koehler said she's very confused here. One, we are a Task Force, and you are making a recommendation and we haven't had our July deadline yet. She's asked over and over again that you give the library at least a year's warning. Mr. Maxfield said he just asked that we postpone it until the next meeting. It's not because he wants the Task Force to make any sort of recommendation, which they are not supposed to be doing at this time or for quite some time, but there was some points he wanted to talk over with the members of the Task Force so he could formulate his opinion as a Council member to vote as to what's going on here. He's not ready to make a vote tonight. We don't have another Council meeting before the 15<sup>th</sup>, and he would vote against it tonight.

Mrs. deLeon said she's ready to make a motion because our contract says we need to vote before our deadline. Attorney Treadwell said the November 15<sup>th</sup> deadline according to the contract/agreement that BAPL says if you are going to get out, you need to notify them by the 15<sup>th</sup> of November. If you do not notify them by the 15<sup>th</sup> of November, then you are automatically in. That's the way the contract is written. He knows in the past we have notified them either way, so they know. Mrs. deLeon said she thinks we should notify them. Mr. Maxfield said we still have to vote on the expenditure of the money. He's making no proposal to leave or anything like that. He's not ready to vote on the expenditure of the money. Ms. Koehler said normally we do this in September, so you've had a little extra time and two Task Force meetings. Mr. Maxfield said it's different economic concerns.

**General Business & Developer Meeting  
November 2, 2011**

**MOTION BY:** Mrs. deLeon moved for approval to continue our contract with the City of Bethlehem library for 2012.

**SECOND BY:**

**ROLL CALL:**

There was no second, motion failed.

Mr. Maxfield said if Council is okay, he doesn't see a problem with waiting two days. He doesn't see why we couldn't notify them by the 17<sup>th</sup>. In the past, we had our arm twisted and he's tired of having his arm twisted. He is proposing that they can wait two days. Mrs. deLeon said she feels we are failing to honor an existing contract. Mr. Maxfield said we're not failing to honor an existing contract. Attorney Treadwell just told us the language, so let's not play the logistics game here. The contract says we are obligated to notify by the 15<sup>th</sup> if we are leaving set-up. Nobody proposed that. He asked Council to postpone it until the next meeting simply because he's not ready to vote tonight and he thinks there may be others that aren't ready to vote either.

Mrs. deLeon said she agrees it says we don't have to notify them that if no action is taken before the 15<sup>th</sup>, then that's kind of a silent approval. Out of courtesy, the Council's she has been on have always provided that to the library and since Council does not meet again until November 16<sup>th</sup>, she doesn't see where Council has an opportunity to even make a motion like that. She doesn't know what an extra two days would do. If Bethlehem doesn't hear from us by the 15<sup>th</sup>, that's going to be a yes vote.

Mr. Maxfield said he thinks we discuss things at a meeting and the 16<sup>th</sup> is a meeting and we can discuss it at that meeting. That's what he is asking us to do. Mrs. deLeon said she's trying to avoid legal fees. Ms. Koehler said what issue are you trying to raise? Mr. Maxfield said if he wanted to discuss it tonight, he'd discuss it tonight. He's asking Council to discuss it at their next meeting. He has some issues he wants to discuss with the Task Force which is coming up this Thursday, and he wants to talk to them first, get some opinions, get some ideas, before he comes back with what he would like to say here. Please don't try to push him as he will vote no. Mrs. deLeon said her vote would have been yes.

Mrs. Yerger said if we do nothing tonight, and as per your direction earlier, it is going to be assumed it is going to be a yes. Are there legal ramifications to that if by whatever reason it turns out not to be yes. Attorney Treadwell said the worst case, legal ramifications are, the BAPL will say that you are in for \$183,467.00 because you didn't tell them you weren't in by November 15<sup>th</sup>. Then if you don't pay them the \$183,467.00, there's the possibility that they would try to file a complaint against you for breaching the contract. That's worst case scenario. Ms. Koehler said that's not the worst case scenario. That is the scenario. Attorney Treadwell said for the Township, that's the worst case scenario. Mrs. deLeon said it's the only scenario, it is or it isn't. Attorney Treadwell said the other scenario is you come back on November 16<sup>th</sup> and everybody votes yes and that would be a best case scenario. Mr. Kern said either case, it doesn't sound like the BAPL is going to lose. Mr. Maxfield said that's why he's saying not make it something it isn't.

Ms. Koehler said likewise, another day. Thanks for making it interesting. Mr. Maxfield said see you at the Task Force meeting. Ms. Koehler said she has a job now and can't make the Task Force meeting. Most people work until 5:00 pm.

**D. UPDATE ON 2011 RESTRICTED GAMING GRANT AWARDS**

Mr. Kern said Gaming Authority member Priscilla deLeon will provide an update on the awards made by the Gaming Authority on the 2011 Restricted Gaming Grant applications.

Mrs. deLeon said the meeting of October 24, 2011 grants were awarded. They were asked to fill out a matrix and grade the applications and the scores were averaged out and were listed 1 through

**General Business & Developer Meeting  
November 2, 2011**

25. There were reasons why some of them didn't get the maximum amount, and she won't go through every single one of them.

- Hellertown got \$27,719.00 and there were questions raised by several people about their application which contained a quote from 2009. You heard Cathy the other night at our budget meeting say that is what Co-stars had in there.
- Freemansburg Borough then got eleven AED's and their grant was awarded for \$12,000.00.
- Hellertown Borough got police tough book computers and the grant was awarded at \$22,448.00.
- A joint application from Hellertown-Lower Saucon was the re-chassis of the ambulance and that was awarded at \$107,863.00.
- Hellertown-Lower Saucon again a joint application, was LifePak 15 defibrillators, which was awarded at \$35,885.50.
- Lower Saucon came in 6<sup>th</sup> and that was the police officer and vehicle and there were questions raised about the completeness of that application. Apparently, \$5,000.00 of wages were for overtime and you really can't predict overtime and it also lacked documentation for vehicle equipment and computers. That totaled \$7,541.00. The award instead of being \$113,242.11, it was awarded at \$100,701.11.
- Hellertown Borough for police officers, the grant was for \$170,000.00, and even though it scored number 7, it was not voted on because it contained no supporting documentation for salaries, benefits, uniforms, supplies and equipment. They are looking into that application.
- Bethlehem Township applied for Life Stat CPR equipment and their grant was awarded at \$44,135.00.
- Hellertown Borough radar sign was awarded for \$6,200.00.
- Freemansburg Borough police vehicles and accessories was awarded at \$78,010.00.
- Freemansburg Borough police and computers was awarded at \$16,500.00.
- Bethlehem Township vehicle pre-emption technology was awarded at \$102,150.00.
- Hellertown Borough Storts Adapters was \$0.00. The vote did not pass. To her, that's part of fighting fires and that was the impact that was proved. She was shocked that it did not pass.
- Hellertown-Lower Saucon for the Life Line EMS jackets, that grant was awarded at \$17,840.00.
- Hellertown, No. 15, for the gas meters was awarded at \$4,405.00.
- No. 16 was Bethlehem Township, and they got \$90,800.00 for the purchase of two police cars. Again, some quotes were from 2009 as they used the same information from the Co-stars program that Cathy mentioned.
- The City of Bethlehem got money for their EMS re-chassied ambulance at \$121,109.00.

Eight grants were not awarded. The total awarded amounted to \$787,765.61, leaving an assumed balance because we are estimating how much money we are going to get by December 31, which won't be paid until January. That leaves \$812,058.04 as a balance. There was discussion about rolling that into uncommitted money and she quickly made a motion that this has to be divided back out as it's not fair to go to the uncommitted. It's restricted money and should be paid to the adjacent municipalities. At the meeting coming up on November 28<sup>th</sup>, they are going to be re-discussing that; and hopefully being able to award, but some of these that got zero for no documentation to support the traffic stats; the Township with the ATV, there was no documentation for the trailer cost for \$6,000.00, so that was missing from the application. There were questions from Hanover Township about overtime. That's pretty much it. She would strongly urged that the Township be represented at that meeting and speak and try to explain if they want the rest of that money. She thinks the Township should be there. If it's not awarded, it rolls back into uncommitted money for next year. She asked if anyone had any questions? No one raised their hand. She asked if the Township had any updates to report on the Gaming Authority? Mr. Cahalan said no.

E. **RESOLUTION #61-2011 – SUPPORTING THE RENEWAL OF THE GROWING GREENER PROGRAM**

Mr. Kern said at the request of the group Penn Environment Resolution #61-2011 has been prepared which requests that the State Legislature renew and restore funding to the Growing Greener Program.

**PROPOSED RESOLUTION IN SUPPORT OF RENEWING GROWING GREENER**

**WHEREAS**, the Growing Greener program has provided funding for preserving open space and farmlands, developing community park and recreation areas, cleaning up abandoned mines and brownfield sites, restoring impaired rivers and streams, and protecting and improving our state game, forest, and park lands; and

**WHEREAS**, Lower Saucon Township has effectively leveraged Growing Greener funds to achieve tangible, lasting results for its residents; and

**WHEREAS**, Lower Saucon Township seeks to protect the health of its citizens and enhance the quality of life for its residents, in part by planning for and implementing projects that preserve open space and historic resources, providing for community parks and recreation, and safeguarding water resources; and

**WHEREAS**, these projects also provide significant health and economic benefits, increase property values and improve the community's ability to attract growing businesses; and

**WHEREAS**, Lower Saucon Township has learned that Growing Greener II will soon expire and funds for Growing Greener I have been precipitously diminished; and that this will affect the community's ability to restore and protect our local environment and the environment of Northampton County; and

**WHEREAS**, Lower Saucon Township understands that throughout Pennsylvania, Growing Greener II has helped to preserve nearly 34,000 acres of working family farms ; conserve more than 42,300 acres of threatened natural areas; restore more than 1,600 acres of abandoned mine lands; and enhance access to outdoor recreation through 234 community park projects and 132 state park and forest infrastructure projects; and

**WHEREAS**, Article I, Section 27 of the Pennsylvania Constitution states that, "The people have a right to clean air, pure water, and to the preservation of the natural, scenic, historic and esthetic values of the environment. Pennsylvania's public natural resources are the common property of all the people, including generations yet to come. As trustee of these resources, the Commonwealth shall conserve and maintain them for the benefit of all the people"; and

**WHEREAS**, Lower Saucon Township realizes that the Commonwealth is losing three times more forest, wildlife habitat, farmland and other open spaces to development than it is able to preserve; and that the Commonwealth has over 16,000 miles of rivers and streams that are unsafe for fishing and swimming; and that in Pennsylvania more than 2,000 working family farms await protection from encroaching development; and that 189,000 acres of abandoned mine lands scar 44 of the Commonwealth's counties; and that the grant funds available for community and county recreation, greenways and trails projects have been severely diminished;

**WHEREAS**, Lower Saucon Township wishes to encourage and support renewed funding for the *Growing Greener* program, before the last of the Growing Greener II funds are spent in 2011,

**General Business & Developer Meeting  
November 2, 2011**

**NOW, THEREFORE BE IT RESOLVED** that:

1. Lower Saucon Township supports renewal of Growing Greener by the General Assembly and Governor Corbett with dedicated, sustainable and long-term funding sources,
2. The signed resolution shall be forwarded to the Governor and our respective county and state legislators.

Mr. Cahalan said they supplied you with the resolution and some accompanying material they sent about the Growing Greener program; the economic benefits of conservation, recreation, and environmental funding, and also a Growing Greener fact sheet and some of the highlights of the Growing Greener accomplishments state-wide.

**MOTION BY:** Mr. Horiszny moved for approval of Resolution #61-2011.

**SECOND BY:** Mr. Maxfield

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

**ROLL CALL:** 5-0

**F. REQUEST TO HOLD CUB SCOUT CUB CAR RALLY AT TOWN HALL PARK**

Mr. Kern said Saucon Valley Cub Pack 319 has requested Township approval to hold a cub car rally event at Town Hall Park on Sunday, November 13, 2011. The event will comply with all of the requirements of the Special Events Policy and the plans have been reviewed and approved by the Parks & Recreation Board and the Director of Public Works and they have recommended that the Township approve this event.

Mr. Cahalan said the application is in your packet for the special event on November 13, 2011 at 2:00 pm. It would be in the parking lot of Town Hall Park. It looks like sort of a soap box derby event and they have the Cub Scouts in these vehicles and they will race down the pathway, a little bit of the elevation coming down into the parking lot, which is surrounded by hay bales. He asked them to give him the specifications on the vehicles, which are in your packet. It looks like it has all the safety requirements. They will have adult supervision there. They said at least six adults will supervise the event in addition to the parents. All the cars have to have seat belts, handbrakes and all the Scouts have their own helmet to wear. It was previously held at the Saucon Valley School District and they indicated they did not have any problems with it. It was reviewed by the Parks & Recreation Board and they recommended approval as did the Public Works Director and the Zoning Officer. If they do get approval, they'd have to submit all of the insurances that are required and he'd recommend that you waive any fees for this event since they are not using any athletic fields or taxing any of our other facilities.

**MOTION BY:** Mr. Horiszny moved for approval for Cub Scout Pack 319 to hold their car rally at Town Hall Park on Sunday, November 13, 2011.

**SECOND BY:** Mrs. deLeon

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

**ROLL CALL:** 5-0

**G. REVIEW SCOPE OF WORK FOR HELLER HOMESTEAD WINDOW PAINTING BID ADVERTISEMENT**

Mr. Kern said Township staff has prepared a scope of work for the painting and repairs to the exterior windows at the Heller Homestead house. If Council approves the scope it will be included in an advertisement soliciting bids for this work.

Mr. Cahalan said this was pointed out at a previous meeting. This is one of the things on the list of repairs. It's the exterior windows on the Heller Homestead main house. Thirty-three of them are in need of painting and repair. This doesn't require any action tonight. He just wanted to get this out so Council could look at it, and have the Saucon Valley Conservancy look at it. He tried to put everything in here that he thinks has been mentioned previously about the methods and the materials. He hopes he got the Benjamin Moore Paint correct. You can let him know if he didn't. Mr. Kern said he's going to get more specific with the product. Mr. Cahalan said it also gets into the filling of the sills where they are deteriorated. The two products that look like they are recommended are the Abitron products, so that follows a whole procedure there. It gives some other details that are normally found in a bid advertisement for painting. Mrs. deLeon said the last time we did this, we had the horrible experience with the contractor, but we didn't include the doorways. Mr. Cahalan said okay. Mrs. deLeon said there are two doors, the front door and the back door. She asked how many years ago did Sobrinsky do this? Mr. Kern said about two years. One thing he would like to recommend, and this is as far as surface preparation, it would just be around the window sills, not the panes, the glazing area. It would be the sills and the windows frames as they really need to be taken down to raw wood because of the product that was put on. It's now a combination of latex and oil. If you put latex on top of what's there now, it's going to peel off again in two years. You will have to get down to the raw wood with a grinder and then start with oil paint, the oil base, and then latex. Otherwise, we are going to be doing this again. Mr. Cahalan said it's an oil-based primer. Mr. Kern said revising the surface preparation to say grind down to raw wood. Mrs. deLeon said this is only on the outside? Mr. Kern said yes.

Mr. Kern said the other question that may come up when this bid comes back, it may be really expensive, so what is the possibility if it comes back really expensive, it may be just cheaper to get window replacements. He doesn't know how that's going to work or if it even will work. Mrs. deLeon said in historic buildings, they do window replacements, but she doesn't know what the cost would be. Maybe not all of the windows should be replaced, some may be okay. Mr. Maxfield said his question to Council President, are you going to oversee this work as it gets done? Someone has to be there. The last time was not a good experience. Mrs. deLeon said in hindsight, maybe that was our mistake. It didn't help not having someone oversee it. Mr. Kern said you have to trust the contractor. Mr. Maxfield said the other thing is taking the stuff down to visible wood, there are epoxy's like dead wood or rotten wood hardeners you can use. That may be a possibility. Mr. Cahalan said where would you suggest that go? Mr. Maxfield said that would be just after hand sanding, after surface preparation. It's kind of a process where you remove as much of the dead wood as possible and solidify the wood around it and then use filler to top it off. He has used this before. Mr. Cahalan said is there a specific product that he recommends? Mr. Maxfield said the product he used was made by \_\_\_\_\_, but there may be better quality products. Mr. Cahalan said he will work on this and if you have any other recommendations let him know and he'll bring it back to another meeting and you can approve it before it goes out to the street. Mrs. deLeon said she tried to get some Conservancy members to come out, but some people still don't have electric or internet.

**H. AUTHORIZE ADVERTISEMENT OF ORDINANCE NO. 2011-05 – TCC – SETTING THE EARNED INCOME TAX RATE**

Mr. Kern said Ordinance No. 2011-05 has been prepared to re-enact the Earned Income Tax Ordinance to establish conformity with the Local Enabling Act as amended by Act 32.

Attorney Treadwell said this is your ordinance that will establish your earned income tax for 2012 and also has the stuff in it for the new county-wide collection of earned income tax. The reason it's on tonight is currently this ordinance needs to include the one quarter of one percent for the open space fund if it gets approved at the election next week. We need to advertise it at least three times and we need to have it done in December in order to get it ready to go for January 1<sup>st</sup>. It's on tonight to please authorize advertisement of it either way. Whatever happens at the election is the paragraph we will put in regarding the open space tax and then we'll advertise immediately so we

**General Business & Developer Meeting  
November 2, 2011**

don't have to wait for your November 16<sup>th</sup> meeting to get it going. The motion would be to authorize advertisement of Ordinance No. 2011-05 subject to the outcome of next week's election on the one quarter of one percent tax.

**MOTION BY:** Mrs. deLeon moved for approval as stated above by the Solicitor.

**SECOND BY:** Mrs. Yerger

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

**ROLL CALL:** 5-0

**VI. MISCELLANEOUS BUSINESS ITEMS**

**A. APPROVAL OF OCTOBER 19, 2011 MINUTES**

Mr. Kern said the minutes of the October 19, 2011 Council meeting have been prepared and are ready for Council's review and approval.

Mr. Horiszny said page 13, line 4, the vote was 4-1, not 4-0, and he was the one.

**MOTION BY:** Mrs. Yerger moved for approval of the October 19, 2011 minutes, with correction.

**SECOND BY:** Mrs. deLeon

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

**ROLL CALL:** 4-1 (Mr. Horiszny- No)

**V. PUBLIC COMMENT/CITIZEN NON-AGENDA ITEMS – None**

**VI. COUNCIL AND STAFF REPORTS**

**A. TOWNSHIP MANAGER**

➤ Mr. Cahalan said he wanted to give Council an update on the snowstorm. It's called the October snowstorm. This is the information he has as of today. To recap, the storm fell over the weekend on Saturday and Sunday, October 28 and 29, 2011. We had road crews out doing snow plowing during the Saturday and Sunday period, and then as we all know, as a result of the snow, there were many trees that were downed. As of Monday, October 31, 2011, we had twenty-two (22) roads that were closed and most of those were due to trees falling into electric wires which took out everybody's power and closed the road. When we had Hurricane Irene, which we thought was pretty bad, in the Township we had about sixty-seven (67) trees down that Public Works responded to. Twelve (12) of those involved electric wires. In this storm, we probably have three hundred (300) to five hundred (500) trees that Public Works has to contend with. Township-wide on private residences, there's probably three thousand (3,000) to five thousand (5,000) trees that are impacted that everyone is out there trying to deal with. Saucon Valley Road has about twenty (20) to thirty (30) trees that came down. Those are some of the roads they are still working on. Right now as we speak, we have a handful of roads closed. When he says closed, you can still get through them, but there are trees in the wires, so they don't recommend that anyone travel that road, but some people are. We hope by tomorrow to have all the roads open. That's been what Public Works has been concentrated on. PPL has really mobilized and gotten the crews out. They have sixteen (16) crews working in Lower Saucon and another twenty (20) some crews in Hellertown. They brought in crews from six (6) or seven (7) different states. They really have been maximizing the effort. The problem again with Hurricane Irene is that Public Works can clear the roads where it's just trees that are down, but anything involving electric lines, they have to wait for PPL to come in to bring in the line crew. They also have to bring in a tree clearing crew. One of the things we were able to do, Roger and Kenny, the Roadmaster, stayed in touch with PPL

personnel and in several instances where a road was closed because the trees were in the wires, they worked with the PPL line crew and what they did was where the line was down, they isolated it at both ends so there was definitely a dead wire. Once they were sure of that, then our road crew was able to go in there and clear the trees. We were able to open up a few roads a little bit quicker that way. The big problem from here on in after the roads are opened is the debris. That's been pushed to the side of the road. It is massive. Roger is saying that on some of these roads, for example, Banko Lane, he would have to have his whole Public Works crew out there for an entire week just cleaning up and chipping the brush. What we're trying to do is try to get as much as we can without having our Public Works out there until next Spring clearing that out. What we're appealing to is the residents to help us out by taking some of the branches. If they can manage it, take it to the Compost Center and drop it off there. We'll do the most we can, but we are limited as far as staff-wise. The Saucon Valley Compost Center that we operate with Hellertown, we have opened that up every day this week from 7 am to 3 pm. People started calling us Monday morning. People can drive up there. We don't even have anyone at the gate checking people in. They can just drop the debris off and come back and make another trip. It's going to get piled up and we're probably going to have to grind it up. We also are going to open it up on Saturday and Sunday for the next two weekends from 9 am to 5 pm so people can go up there. We will post all this information on the website tomorrow. So far, we've spent about 272 man hours on the storm. There was some overtime because of plowing over the weekend. The crews have been here doing twelve hour days. They are literally exhausted. They've been working non-stop just trying to get the roads open. Cost-wise, about \$9,000.00 so far in overtime costs. We hope to submit these costs to the County like we did with Hurricane Irene and hopefully there will be some reimbursement with FEMA. The only equipment they said is they are burning out chainsaws from all of the cutting, so we've had to purchase three new chainsaws. It's going to be a pretty major cleanup effort. There's going to be a lot of road along the woods along the road for their woodstove. This is the time to do it, because there will be a lot of free wood available. They are doing the best they can. Once the roads open and everyone gets their power restored, we're down to hundreds of people rather than thousands. We were up above 11,000 and PPL has been lowering that number. Once we get everyone's power back, the roads open, then we have to do the cleanup. Luckily, the sweeper has been repaired and it's out there to hit the roads and clean up some of the debris that's out there. Mrs. deLeon said a couple of years ago, she bought this little windup radio. She forgot about it, and Sunday she thought, you bought that a long time ago, so she looked for it. It reminded her of her teenage years. It has a little crank thing and a flashlight that works. It has AM/FM radio. That kept her occupied. She strongly suggests everyone go out and buy a little crank radio. She would like to add to the Saucon Valley Partnership agenda that we have an update on this rare storm and get reports from the Township, the school district and the Borough and talk about how we can help each other better and improve the response. She knows on Monday when she talked to Leslie, she talked about putting the roads on the website. She was also without internet and cable, but for whatever reason, her Verizon phone still worked and she was able to get on the internet. The problem was when she accessed the Township website, she needed a flash to download it and Apple doesn't support it. When she got her computer up and running, the desktop showed the black thing with the scroll and the road closures, but the laptop didn't. She had to click on it to get that flash thing. Not everyone has up-to-date computers. She thinks our website is too state-of-the-art for people's computers. We need to talk to our web designers and tell them unless you have the capability to download that flash drive and upload to get the website to respond, people weren't seeing that. Mr. Cahalan said are you talking about the scrolling feature or the whole website? Mrs. deLeon said she would show him. Mr. Cahalan said that's on your phone, not your computer at home. Mrs. deLeon said her phone would not let her load the flash player. Mr. Cahalan said that maybe a feature on your Smart phone that you are talking about. Mrs. deLeon said her computer would not show it either because she did not download that thing. If she's having technical difficulties, people who

had internet access weren't able to do it either. Mr. Cahalan said they haven't heard about that before and they've had those features in there for over a year. Mrs. deLeon said this is a rare occurrence. Mr. Cahalan said in order to get that information on the internet, we could not do it. We were fully staffed here all week, Monday and Tuesday, without any heat or electricity at the Township building. We had no internet access, so in order to update our website, Leslie had to actually go home and do it from her home computer. She had power, but none of the rest of us had power. That's how we updated the website with that information. Mrs. deLeon said that was a good thing to do and people realized what roads were closed. Mr. Kern said where's the road closure on the website? Ms. Huhn said right at the top of the "Important Announcements". Mrs. deLeon said she was able to see the window, but nothing was updated. Mr. Kern said could you see writing within the window? Mrs. deLeon said no. It says if you are reading this text and do not have the latest Adobe flash player installed on your computer, you cannot continue. Please select the link below to download the Adobe flash player. Mrs. Yerger said did you download it? Mrs. deLeon said it says, thanks for trying to access flash player, unfortunately, it is unavailable for your device because restrictions that Apple has put in place. Click to see a wide array of Smart phones and tablets. Ms. Stern Goldstein said Blackberry won't do it either. They get it's not available. Mr. Cahalan said we designed the website for people using a PC to access it. He tries to get on things with a Smart phone and you have difficulty with a lot of sites. Mrs. deLeon said in hindsight, we need to back it off a little bit as the situation in the past couple of days, this would have been a valuable tool. People who didn't have electric could use their cell phones. Mr. Cahalan said when you are accessing it that way, in our report for Hurricane Irene, we talked about another notification system we are going to look into called, Nixle. That would give you on your Smart phone a list of the roads that are closed. What you are accessing is a lot of data and screens from the website that your phone can't accommodate. If we want to get that information out, the best way is to do it through a Nixle type of feature which will give you the direct data right to your Smart phone and you can see what roads are closed. Mrs. deLeon said we need to go one step further and do something. She was able to hook this up to her laptop and people were able to get on Facebook. Mr. Cahalan said Facebook is another thing where you can get the data out. We can do Facebook. Upper Saucon Township put the information out on the Facebook site. We can try those types of things. The way the website is constructed, when you say state-of-the-art, it's updated so people can get the information and we can load the information on there rapidly. Mrs. deLeon said that's great. Mr. Cahalan said via Smart phone, it's not able to access the information. Mr. Kern said it's not that the information is too advanced, it's designed for web browsing, not cell phone browsing. There are specific things that can be done within the website to make it easier to cell phone browse. Mr. Cahalan said we can look into that. Mr. Kern said your point is well taken that a notification bar should probably be one of those things that is made cell phone friendly on the website.

- Mr. Cahalan said Fran Robb is here from the Lower Saucon Township Historical Society. Fran and Sue Horiszny indicated that Andy DeGruchy, the Masonry expert was out at the schoolhouse at one of their events recently and took a look at the schoolhouse and pointed out there was areas of the stonework that was damaged or need some attention. Fran can fill that in. The reason he's bringing that up is what Andy has proposed is he take a small area at the rear of the schoolhouse where the stonework is damaged and do a test area. The test area would involve him removing the original mortar, in the areas where it's damaged. He crushes up that mortar, adds some more lime and sand and he will re-point that section the correct way. He will film that and then he wants to take it to the meeting of the Historic Society next Wednesday and discuss with them doing a job at some point on the schoolhouse. Mr. Cahalan wanted to bring it to Council to get approval for Andy to go ahead with the test that he wants to do on the schoolhouse. Fran Robb, Vice President of the Historical Society, said Mr. Cahalan pretty much covered it. Andy came out to the Apple Festival and was interested in the building and was discussing it with him and Sue. We've known for a long time that there are areas where the pointing is missing entirely

**General Business & Developer Meeting  
November 2, 2011**

like around the front door, the entrance way and at some of the window sills. Repairs were done over many years. Portland Cement was used which is detrimental to the stone as it's harder and the stone gives away rather than the pointing given away. Andy has an interesting philosophy in only doing what is necessary. He's had another contractor over there a couple of years ago that wanted to do the whole building, all the pointing at one time, and then acid wash the stone to make it nice and clean and shiny. Andy is more of a preservationist, so he is going to give a public presentation at their meeting next week, not just for us, but for anyone who has a historic building and would like to find out what his philosophy is. As part of that, he would like to do this small test area on the back of the schoolhouse. What Andy does is reutilize whatever sand or tempering material was originally used by regrinding it and then adding materials he needs and using the original lime formula. He just wanted permission to do a small area on the back of the school which he could fill and have as part of his presentation next week. Mrs. deLeon said didn't the schoolhouse receive a grant and isn't it covered under the covenant. Any work would have to get approved first by PHMC? Mr. Cahalan said if you are considering this work, it's just a small test area, a 2'x3' section. Mrs. deLeon said you may want to call Karen Arnold from PHMC. She said that's wonderful because they worked on the arch at the Homestead and the contractor worked with Andy, and as he was removing old stones, he saved the mortar and they were able to come up with a formula and work it in to get the color and consistency. It was pretty interesting. John Stoffa agreed to meet with Andy to talk to the County workers about how to properly repair Meadow Bridge and not use Portland Cement. We're waiting to set up that meeting. It's unfortunate that you are having this meeting next Wednesday as there is a partnership meeting and she would love to be able to hear Andy.

**MOTION BY:** Mrs. deLeon moved that if it's okay with Karen Arnold from PHMC, we proceed as stated above.

**SECOND BY:** Mr. Horiszny

**ROLL CALL:** 5-0

- Mr. Cahalan said you were sent a copy of a notice that came from the Calpine Corporation on Applebutter Road. They are submitting a renewal of their title V application, their operating permit and the Township has 30 days to comment on the application once it is filed with DEP. It did go to the landfill consultants. He wanted to know if Mrs. deLeon was going to bring this up at the landfill meeting. Mrs. deLeon asked when the 30 days expires? Mr. Cahalan said filing is October 23, so it would be by November 23<sup>rd</sup>. Mrs. deLeon said the Landfill Committee meets November 15<sup>th</sup>, so they would be able to report back at the November 16<sup>th</sup> Council meeting. When you say Calpine, is that the plant in the city or formerly BRE? Mr. Cahalan said Calpine Bethlehem, LLC, Bethlehem Energy Center located in the City of Bethlehem. The landfill, Title V is shielded, and it's been permit shielded when Mr. Horiszny was still on the landfill. They still haven't gotten that cleared up, but they will talk about that.
- Mr. Cahalan said the connector trail and pedestrian bridge is nearing completion and we'll try to set up, if Council wants a short ribbon cutting ceremony.

**B. COUNCIL:**

**Mr. Maxfield** – No report

**Mrs. Yerger** – No report

**Mr. Horiszny**

- He said he was at the Compost Center this afternoon at 3 pm closing time and there were five other people bringing in lumber and debris at that time. One guy was getting mulch.

**General Business & Developer Meeting  
November 2, 2011**

The place pretty much looks in good shape. There's a huge pile of leaves and trees and it's all in one concentrated area and it looks good.

- He said there were four way stops at Black River Road and Route 378. He's not sure if PennDOT or the Township put them up. Those could have been also used at Seidersville Road and Route 378 and Mountain Drive and Route 378. It's a great advantage. He thinks we should ask PennDOT about it as he thinks they are all PennDOT roads. Mr. Cahalan said they are PennDOT roads. If there's another outage, use the four way stop signs. They can look into that. Mr. Horiszny said people were doing a really good job and being polite and a lot of people stopping even though there weren't stops on Route 378. Mr. Kern said what is the procedure for the stop signs? Mr. Cahalan said it's a combination that the police would request it and Public Works would go put them out there. Sometimes the fire police are out there. He'll come back with that procedure and let everyone know. Mr. Kern said if he knows this will ever happen again to the extent it did last weekend, but when he approached Black River Road and Route 378 in the midst of the mayhem, it was mayhem at that intersection and people didn't know what to do. They didn't know if they should continue to go through or what. There was an accident at that intersection. We should maybe post a police officer there in the future to direct traffic, at least at Black River Road and Route 378 as it was mass confusion. Mrs. deLeon said everyone needs to re-read our license book when we got our driver's license. People don't remember.

**Mr. Kern** – No report

**Mrs. deLeon**

- She said the Saucon Valley Community Center is having the dinner for Tom Henshaw on Friday, November 18<sup>th</sup>.
- She said Hellertown's Light Up Night is on November 25<sup>th</sup>.
- She said the Chamber is having a holiday and dinner mixer on December 8<sup>th</sup>.
- She said getting back to the storm situation, she lives on the edge of a wooded area and there are lot of branches up above, so everyone should go home and look up and see what's on your trees because there's a lot of spears up there that are waiting to fall down. The leaves are holding them up now. When the leaves come off and they drop and you're under them, forget it. We have to be careful with that.
- She said she read in the Morning Call about Bethlehem sewage plant. She wasn't happy about that.

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

**VII. ADJOURNMENT**

**MOTION BY:** Mrs. Yerger moved for adjournment. The time was 9:07 PM.

**SECOND BY:** Mrs. deLeon

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

**ROLL CALL:** 5-0

Submitted by:

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Jack Cahalan  
Township Manager

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Glenn C. Kern  
President of Council