

UPPER MILFORD TOWNSHIP
BOARD OF SUPERVISORS
TOWNSHIP BUILDING, OLD ZIONSVILLE, PA 18068
MARCH 3, 2016 AT 7:30 P.M.
REGULAR MEETING MINUTES

ATTENDANCE: Supervisors; George DeVault, Daniel Mohr, Robert Sentner; Township Manager, Daniel DeLong; Planning Coordinator, Brian Miller; Asst. Township Manager, Timothy Haas; Solicitor, Marc Fisher

Meeting called to order at 7:58 P.M.

Pledge of Allegiance to the flag.

ANNOUNCEMENTS:

This meeting is being recorded to aid in the preparation of minutes and for such other purposes as the Board sees fit. For that reason, will each person wanting to give any comments during this meeting, please state your name for the record and address the Board of Supervisors.

SPECIAL GUEST:

- 1.) Christopher J. Greb, Macungie Ambulance Corps Operations Manager.
 - a. 2015 Annual Report.

Covered during the March 3, 2016 Workshop meeting.

PUBLIC INPUT: None

ACCEPTANCE OF MINUTES:

February 18, 2016 Workshop & Regular Meeting Minutes.

MOTION:

Supervisor Sentner made the motion to approve the February 18, 2016 Workshop & Regular meeting minutes. Supervisor Mohr seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

APPROVAL OF PAYMENT OF BILLS:

GENERAL FUND:

PLGIT XXXX7096 – Check No's. **15400** to **15439** in the amount of **\$55,900.32**
Note: Fire Grant Match Payment (\$5,000), Memo from Manager, Daniel DeLong.

PAYROLL FUND:

PLGIT XXXX7015 – Check No's. **7328** to **7329** in the amount of **\$256.84**

MOTION:

Supervisor Mohr made the motion to pay the bills as read. Supervisor Sentner seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

OLD BUSINESS: None

NEW BUSINESS:

1.) Fields at Indian Creek.

a. Discussion of Recreation Area

Representing: Rick Koze, Lewis Rauch II, and Ed Murphy.

Rick Koze summarized the path located within the proposed development, which includes topics of width, composition, pedestrian bridges, steep grades, and liability issues surrounding the permission of bicycles on the path. He wants the Board to tell him what they want. However, he is very concerned over the liability surrounding the path.

Supervisor Sentner expressed his frustrations regarding the low level of detail within the plan. He prefers to have the current unpaved portions of the path paved.

Rick Koze expressed that he has no problem in paving the unpaved portions of the path if the DEP allows it, but would like the Board to release him of the liability.

Supervisor Sentner and Rick Koze expressed their difference of opinions over the timeline submissions of the plans showing the pedestrian pathway as well as the price quotes for the proposed benches and refuse containers.

Supervisor Sentner wants the pathway to be fully paved and allow for bicycle traffic. He also asked that the proposed benches and refuse containers be removed from the plan.

Planning Coordinator, Brian Miller reminded Rick Koze that the submitted plans were not reviewed by the engineer or the Planning Commission because it wasn't submitted in time.

Supervisor DeVault and Supervisor Mohr prefer the path to be fully paved, but would like to see input from the Township's Engineer.

Solicitor Fisher itemized some outstanding items for discussion.

1. Identifying the pathway (pedestrian, bicycle, etc) and agreeing on width (5 or 6 feet) and composition (crushed stone or paving).

The Board wants to wait to receive input from the Township's Engineer regarding the pathway paving as well as the proposed width (anything under six (6) feet in width would require a waiver from the Board of Supervisors).

Lewis Rauch indicated that they would prefer to pave what's existing there now, which has widths varying between five (5) and six (6) feet.

Resident, Joyce Brown raised her concerns over the ADA compliance of the proposed pathway.

Resident, Lynn Sallash expressed her opinion that the pathway should be fully paved.

Supervisor Sentner asked if signage along the pathway would alleviate the concerns for public safety along the pathway.

Resident, Phil Casey asked what was decided for the pathway width and if it's adequate for two (2) bicycles to safely pass at a width of five (5) feet. He also asked if any proposed signage regarding the trail should be in different languages, including brail. He also asked if the proposed emergency access easement is in the area of the proposed Turnpike's expansion. He questioned if the emergency access might be better suited off of Green Drive again.

2. The item of allowing bicycles is also left to be resolved.

3. Easements (by the driveway and Emergency Access Road).

The Board would prefer to see the pathway cross at the traffic signal opposed to crossing over a driveway.

Supervisor Sentner would prefer the easement over the emergency access road return to 15 feet, not 30 feet. He fears the emergency access road will become an additional full access road to the development in the future.

Supervisor DeVault wants to see what the fire companies say about it first.

Rick Koze said that the easement can be changed back to 15 feet.

4. The four (4) existing pedestrian bridge's (structural integrity and load rating). The existing structural analysis is vague. The bridges would have to be certified by a structural engineer and in compliance with all applicable State laws.

The Board agreed to have the bridges to be pedestrian and ATV rated only, prohibiting motor vehicles, etc. The topic of installing bollards at either end of each bridge was discussed.

Fire Chief, Joseph Sherman requested that emergency response ATV's be exempt from pedestrian bridge prohibition. He raised concerns over the emergency access roads connection to the development streets. He also doesn't like that there is only one (1) way in and out of the development.

Resident, James Krippe suggested installing removable bollards.

Solicitor Fisher asked if the permits for the bridges, once completed, will be transferred to the HOA.

Lewis Rauch indicated that the permits for the bridges will be transferred to the HOA.

Supervisor Sentner is concerned over the safety of the pedestrian bridges (*Pictures of the existing bridges were shown*). He is concerned over the current structural report provided by the developer. He would like to see as-built plans for the bridges.

Rick Koze told the Board to have their own structural engineer provide input on the pedestrian bridges.

Resident, Phil Hartranft expressed his opinion that the developer should pay for any outside agency the Township hires to perform any study regarding the development.

Assistant Fire Chief, Jason Tapler brought up a concern of the lack of anti-skid pads on the pedestrian bridges.

Solicitor Fisher asked if the bridges will have signage related to them.

Supervisor Sentner is concerned that signage could get excessive if they're not careful. He also raised concerns over some dead trees along the pathway, as well as questions on storm water piping.

5. Adequate parking for the existing restaurant (will the proposed access road negatively impact the number of parking spaces).

Planning Coordinator, Brian Miller is awaiting information from the restaurant's owner with seating and existing parking calculations.

Solicitor Fisher is not necessarily concerned about the future use regarding parking, but the current use.

Restaurant owner, Peter Adams expressed that there is adequate parking to operate the restaurant. He will be able to meet the parking requirements using his own facility.

Rick Koze requested that the Township's engineer establish an official list of outstanding items on the recreation plan, bridges, pathway, and outstanding concerns from the

Board so that he can keep moving forward. He asked how long it would take for the engineer to create such a letter.

Planning Coordinator, Brian Miller mentioned that he will try to get an answer back from the Township's engineer within ten (10) days or so.

Rick Koze asked if the bridge report could be included in the major modification with the DEP as to not hold up construction while the amended permit is being pursued.

Manager, DeLong clarified for the Board that the timeline Rick is referencing to is 180 days. He also shared that the railway bridge project has been pushed back by PennDOT to 2019. Currently, there are no plans showing the impact the bridge design would have on the Allen Street intersection upgrades. It was suggested that the developer escrow funds sufficient to cover the plan designs and cost estimates for the upgrades proposed for the intersection at Allen Street and Chestnut Street.

b. Request for Phase One Final Approval.

No discussion occurred on this item due to outstanding items earlier discussed with developer during meeting.

2.) Livengood Excavating Co. Detour Request to use Allen Street.

a. Memo from Manager, Daniel DeLong.

Manager, DeLong summarized the request from the contractor to use Allen Street as a detour during road work on Indian Creek Road.

Assistant Chief, Jason Tapler asked how many vehicles are expected to be detoured daily. He also brought up the possibility of requiring flaggers as part of the detour.

Manager, DeLong mentioned that the exact number of cars that would be traveling Allen Street as part of the detour is not known, but rough numbers indicate a possibility of a large amount of vehicles would have to use the detour.

Fire Chief, Joseph Sherman expressed his opinion that it would be a traffic nightmare if the Allen Street detour was approved.

The Board of Supervisors had concerns over the amount of traffic the proposed detour would create on Allen Street and motorist safety as it related to an increases in vehicles pulling out onto Chestnut Street.

MOTION:

Supervisor Sentner made the motion that they (Livengood Excavating Co.) cannot use Allen Street as a detour. Supervisor Mohr seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

SOLICITOR'S REPORT:

1.) Adoption of Ordinance No. 144.

- a. Ordinance establishing a Municipal Pension plan with Pennsylvania Municipal Retirement System.

MOTION:

Supervisor Sentner made the motion to adopt Ordinance No. 144. Supervisor Mohr seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

DEP MODULES / SEWAGE PLANNING: None

PLANNING COMMISSION – OLD BUSINESS: None

PLANNING COMMISSION – NEW BUSINESS:

1.) Lower Macungie Township's Proposed Amendment to Zoning Ordinance & SALDO.

- a. Letter from Planning Coordinator, Brian Miller, dated March 3, 2016.

MOTION:

Supervisor Sentner made the motion to authorize sending Brian Miller's letter, dated March 3, 2016 to Lower Macungie Township and for allowing a chance for their input. Supervisor DeVault seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

2.) 60 day time extension recommendation for the Kohler Tract Minor Subdivision.

- a. Letter from Planning Coordinator, Brian Miller, dated March 3, 2016.

MOTION:

Supervisor Sentner made the motion to grant the time extension for the Kohler Tract per Brian Miller's letter, dated March 3, 2016. Supervisor Mohr seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

3.) Planning Commission support of Open Space Referendum.

- a. Letter from Planning Coordinator, Brian Miller, dated March 3, 2016.

Supervisor DeVault thanked the Planning Commission for their input.

SUBDIVISIONS – IMPROVEMENTS:

1.) One Year Time Extension to the improvements Agreement for Tranquil Acres Estates.

- a. Letter from William Weber, dated February 12, 2016.

MOTION:

Supervisor Mohr made the motion to grant the one year time extension to Tranquil Acres Estates as per the letter from William Weber, dated February 12, 2016. Supervisor Sentner seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

CORRESPONDENCE:

- 1.) Good Will Fire Company Request for Upper Milford Township Special Fire Police.
 - a. Letter from Parade Committee Chairman, Dennis McArdle, dated February 3, 2016.

MOTION:

Supervisor Sentner made the motion to allow the fire departments to go to the Good Will Fire Company's 100th anniversary celebrations if they are available. Supervisor Mohr seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

EXECUTIVE SESSION:

The Board of Supervisors held an executive session from 9:34 to 9:45 P.M. to discuss real estate matters.

OTHER ISSUES: None

REPORTS:

Emmaus Library: None

Township Emergency Management Coordinator, Bill Stahler: None

Fire Departments: Citizen's Fire Company Chief, Joseph Sherman advertised that they will be training with the Red Cross on June 7, 2016 and will be distributing smoke detectors throughout portions of the Township on June 11, 2016.

Citizen's Fire Company Asst. Chief, Jason Tapler announced that the station received AED and CPR training and there will be joint training held on March 9 at the Macungie Ambulance Corps between Stations 19, 28, 63, and 66. Station 19's upcoming breakfast will be held on Sunday (3/6/16).

Fire Company Steering Committee:

- 1.) Month of February Call Report.

a. Report from Assistant Manager, Timothy Haas.

Western District Fire Company had 7 calls. Citizen's Fire Company had 19 calls.

Recreation Commission: None

Supervisors:

Robert Sentner – None.

Daniel Mohr – He will have information on the upcoming Vera Cruz Association's Easter egg hunt.

George DeVault – None

Township Manager:

Dan DeLong – Expressed his amazement over the magnitude of the recent rain storm. He saw washouts where he'd never seen them before.

Resident, Tracy Hausknecht thanked the Public Works Department for their hard work. She also thanked the Board of Supervisors for standing up for the residents and keeping the quality of life for the residents a concern.

Resident, Lynn Sallash is grateful to see all of the recently created Facebook pages for the Township.

ADJOURNMENT: 9:53 P.M.

George D. DeVault, Chairman

Date

Timothy A. Haas, Asst. Twp. Manager/Secretary