

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

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

Supervisor, Daniel Mohr, was absent from the regular meeting.

Meeting called to order at 7:30 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.

**PUBLIC INPUT:**

**ACCEPTANCE OF MINUTES:**

March 17, 2016 Workshop & Regular Meeting Minutes.

**MOTION:**

Supervisor Sentner made the motion to approve the March 17, 2016 Workshop & Regular meeting minutes. Supervisor DeVault 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. **15440** to **15472** in the amount of **\$35,909.33**

**PAYROLL FUND:**

PLGIT XXXX7015 – Check No. **7330** in the amount of **\$96.56**

**STREETLIGHT FUND:**

PLGIT XXXX7125 – Check No's. **1269** to **1270** in the amount of **\$2,425.59**

**ACKNOWLEDGEMENT OF BANK TRANSFERS:**

Transfer No's. 2016-021 to 2016-022

**MOTION:**

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

**OLD BUSINESS:** None

**NEW BUSINESS:**

- 1.) Board of Supervisor Acknowledgement of Receipt of Request from the H. Morton Smith Trust Property to add 5071 Bachman Road PIN 547278682148, 31.2 Acres and 5094 Bachman Road PIN 547268707953, 2.5 Acres to the Agricultural Security Area (ASA).
- 2.) Board of Supervisor Acknowledgement of Receipt of Request from Glenroy and Patricia Miller to add 4651 Kings Highway North PIN 548355231245, 37.31 Acres and 4750 Kings Highway North PIN 548344309022, 8.3 Acres and 5331 Mill Road PIN 548346616212, 6.0 Acres and 5430 Mill Road PIN 548345625893, 1.263 Acres to the Agricultural Security Area (ASA).
- 3.) Board of Supervisor Acknowledgement of Receipt of Request from Houstin and Gail Lichtenwalner to add 4358 Shimerville Road PIN 549317523398, 26.019 Acres to the Agricultural Security Area (ASA).
- 4.) Board of Supervisor Acknowledgement of Receipt of Request from William S. Harrison II to add 5831 Indian Creek Road PIN 548267267035, 57.6789 Acres to the Agricultural Security Area (ASA).

Supervisor Sentner expressed his full support of agricultural security areas, but is concerned that if existing approved development plans exist on a property when it is approved to enter into the Agricultural Security Area that it can come back to hurt the Township in the event the Township would pursue purchasing the property.

Resident, Phil Casey asked what an Agricultural Security Area is.

Supervisor DeVault answered that it is a program that is set up as part of the pursuit of land preservation that also provides benefits to the agricultural property owner, such as: preventing the Township or any other entity from condemning the property and protection from local nuisance laws.

**MOTION:**

Supervisor Sentner made the motion to acknowledge receipt of each of the four (4) properties and direct the Township Solicitor and Township staff to advertise and process accordingly. Supervisor DeVault seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

5.) Recognizing Girl Scout, Miss Kaselyn Klase (Proclamation).

- a. Letter from Joan Hannahoe, Senior Manager of Girl Leadership, dated March 4, 2016.

Chairman DeVault read the Proclamation and congratulated Miss Klase on her achievements.

6.) Appointment of Houstin Lichtenwalner to the Open Space Committee.

- a. Memo from Asst. Manager, Timothy Haas, dated March 21, 2016.

**MOTION:**

Supervisor Sentner made the motion to appoint Houstin Lichtenwalner to the Open Space Committee. Supervisor DeVault seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

7.) Recreation Commission Recommendation of Randy Faurl to fill the current vacancy on the Recreation Commission.

- a. Letter from Roselyn Parry, dated March 22, 2016.

**MOTION:**

Supervisor Sentner made the motion to appoint Randy Faurl to the Recreation Commission. Supervisor DeVault seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

8.) Resolution No. 2016-020.

- a. Designation of Authorized Agent for Emergency Declaration Assistance for winter storm "Jonas"; FEMA-DR-4267.

**MOTION:**

Supervisor Sentner made the motion to approve Resolution No. 2016-020. Supervisor DeVault seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

**SOLICITOR'S REPORT:** Solicitor Fisher indicated no report.

**DEP MODULES / SEWAGE PLANNING:** None

**PLANNING COMMISSION – OLD BUSINESS:** None

**PLANNING COMMISSION – NEW BUSINESS:**

- 1.) Recommendation on Planning Commission Appointments.
  - a. Letter from Planning Coordinator, Brian Miller.

**MOTION:**

Supervisor Sentner made the motion (1<sup>st</sup> action) to appoint Ron Guth and Judith Parker to their new terms and (2<sup>nd</sup> action) to authorize the Township Solicitor to create a Resolution identifying alternate positions on the Planning Commission. Supervisor DeVault seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

- 2.) Time Extension Request for Fields at Indian Creek, Lot Consolidation, Preliminary Subdivision & Final Phase #1.
  - a. Letter from Planning Coordinator, Brian Miller.

**MOTION:**

Supervisor Sentner made the motion to grant the thirty day time extension as stated within Brian's letter, dated April 7, 2016. Supervisor DeVault seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

- 3.) Lower Milford Township Proposed Draft Zoning Amendments.
  - a. Letter from Planning Coordinator, Brian Miller.

**MOTION:**

Supervisor Sentner made the motion to authorize Brian Miller to forward his letter to Lower Milford Township. Supervisor DeVault seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

**SUBDIVISIONS – IMPROVEMENTS: None**

**CORRESPONDENCE:**

- 1.) Vera Cruz Community Association's request for Special Fire Police assistance at various community events throughout the year.
  - a. Letter from Karen Brokate, Secretary of the Vera Cruz Community Association, dated March 10, 2016.

**MOTION:**

Supervisor Sentner made the motion to approve the use of the Special Fire Police, if they are available and willing, for the various events stated within the letter from Karen Brokate, dated March 10, 2016. Supervisor DeVault seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

2.) Use of East Macungie Road as a detour/alternate route during Memorial Day Parade.

a. Letter from Macungie Police Sergeant, Travis Kocher, dated March 25, 2016.

**MOTION:**

Supervisor Sentner made the motion the use of East Macungie Road as a detour/alternate route during the 2016 Memorial Day parade. Supervisor DeVault seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

**EXECUTIVE SESSION:** None

**OTHER ISSUES:** None

**REPORTS:**

Emmaus Library: None

Township Emergency Management Coordinator, Bill Stahler: None

Fire Departments: Citizen's Fire Company Chief, Joseph Sherman thanked the Public Works Department for all of their hard work during Sunday's high wind storm.

Resident, James Krippe commended both fire companies for all of their hard work during Sunday's high wind storm.

Resident and VCFF, Emily Fair announced that the Ladies Auxiliary is currently running their pizza fund raiser that benefits Citizen's Fire Company.

Recreation Commission: None

Fire Company Steering Committee:

1.) Month of March Call Report.

Western District Fire Company had 4 calls. Citizen's Fire Company had 9 calls.

2.) Fire Company Updates.

a.) Memo from Assistant Manager, Timothy Haas.

Assistant Manager, Haas shared that Representative Justin Simmons responded to the Board's request for more information on House Bill 1883, Western District Fire Company applied for a \$137,000.00 grant for various items pertaining to recruitment and retention, and Citizen's Fire Company issued four (4) letters to ex-firefighters stating that their membership is to be revoked this time and forward. The recipients of the letter have the right to appeal this decision to Citizens Fire Company.

Supervisor Sentner requested and authorized Township staff to send the President of Citizen's Fire Company a letter requesting definition of what "membership is to be revoked this time and forward" means, and what Standard Operating Guidelines constituted the revoking of membership.

Discussion ensued between Supervisor DeVault, Supervisor Sentner, Chief Joseph Sherman, Becky Sherman, Asst. Chief Jason Tapler, Emily Fair, and Karl Fegley regarding the issue of the recent revoking of firefighter membership. Topics included: Township's involvement in the matter, workman's comp coverage by the Township, Standard Operating Guidelines, and public safety.

The Supervisors are concerned that the leadership of Citizens Fire Company is unnecessarily closing the door to four (4) very certified and able firefighters.

Leadership of Citizens Fire Company believes they are doing what is right to protect the fire company and move forward in a positive direction. They feel doubted by certain Township Board members and they believe that those certain Township Board members are unnecessarily "stirring the pot."

Resident, James Krippe questioned if Supervisor Sentner's recent membership to the Western District Fire Company creates a conflict with his position on the Township's Fire Company Steering Committee.

Supervisor Sentner resigned from the Fire Company Steering Committee upon hearing Krippe's inquiry.

Supervisor DeVault resigned as the alternate member to the Fire Company Steering Committee upon Supervisor Sentner's resignation due to his own membership ties to Citizen's Fire Company creating a conflict with his position.

Emily Fair questioned if the Board had an answer to the question brought up at the last steering committee meeting if the steering committee members are appointed or elected positions. Emily Fair also stated that she thought that per the Second Class Township Code the only position a Supervisor could hold was as a planning commission member. Solicitor Fisher indicated that he would look into it.

Assistant Chief, Jason Tapler, questioned why the most recent Township Newsletter had only one-eighth page dedicate to Citizen's Fire Company while Western District Fire Company had two-thirds of a page and he had been informed that the newsletter was to be dedicated to the fire companies and that Citizen's Fire Company's training schedule was cut out by the "powers to be at the Township". Supervisor Sentner explained that pictures were cut out to allow for some mandated articles due to a limit on the number of pages available. Supervisor Sentner also indicated that the Township would be doing a newsletter that was going to be dedicated to information solely related to the fire companies. Supervisor DeVault indicated he would check with the editors to see what information or items were cut.

Supervisor Reports:

**Robert Sentner** – Indicated no report.

**Daniel Mohr** – Not present at meeting.

**George DeVault** – Indicated no report.

Township Manager:

**Dan DeLong** – Indicated no report.

**ADJOURNMENT:** 8:18 P.M.

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George D. DeVault, Chairman

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Date

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