

UPPER MILFORD TOWNSHIP
BOARD OF SUPERVISORS
TOWNSHIP BUILDING, OLD ZIONSVILLE, PA 18068
MAY 19, 2016 AT 7:30 P.M.
REGULAR MEETING MINUTES

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

Meeting called to order at 7:36 P.M.

Pledge of Allegiance to the flag.

ANNOUNCEMENTS:

- 1.) This meeting is being recorded principally 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.
- 2.) Notice is hereby given by the Board of Supervisors of Upper Milford Township, Lehigh County, Pennsylvania, that it is their intention to consider and act upon proposed Ordinance No. 145 entitled "AN ORDINANCE OF THE BOARD OF SUPERVISORS OF UPPER MILFORD TOWNSHIP, LEHIGH COUNTY, PENNSYLVANIA ESTABLISHING A MAXIMUM SPEED LIMIT ON SWEETWOOD DRIVE BETWEEN MACUNGIE MOUNTAIN ROAD AND STONE CROFT CIRCLE WITHIN UPPER MILFORD TOWNSHIP, LEHIGH COUNTY, PENNSYLVANIA" at a public meeting to be held on June 2, 2016 at 7:30 P.M. in the Upper Milford Township Municipal Building located at 5671 Chestnut Street, Old Zionsville, Lehigh County, Pennsylvania.
- 3.) Notice is hereby given by the Board of Supervisors of Upper Milford Township, Lehigh County, Pennsylvania, that it is their intention to consider and act upon proposed Ordinance No. 146 entitled "AN ORDINANCE OF THE BOARD OF SUPERVISORS OF UPPER MILFORD TOWNSHIP, LEHIGH COUNTY, PENNSYLVANIA APPROVING THE ENTRY OF AN INTERGOVERNMENTAL WASTEWATER TRANSPORTATION AGREEMENT BETWEEN UPPER MILFORD TOWNSHIP, LOWER MACUNGIE TOWNSHIP, AND LEHIGH COUNTY AUTHORITY WHEREBY THE TOWNSHIPS AND LEHIGH COUNTY AUTHORITY AGREE TO SHARE CERTAIN SEWAGE LINES AND MUTUALLY COOPERATE IN SEWAGE COLLECTION AND SEWAGE DISCHARGE PURSUANT TO THE TERMS AND CONDITIONS CONTAINED IN THE WASTEWATER TRANSPORTATION AGREEMENT" at a public meeting to be held on June 2, 2016 at 7:30 P.M. in the Upper Milford Township Municipal Building located at 5671 Chestnut Street, Old Zionsville, Lehigh County, Pennsylvania.

PUBLIC INPUT:

Resident, Peter Brown of 4558 Queens Lane spoke for himself and on behalf of 60 +/- other petition signers relating to the Meadowbrook Farms special events venue, located at 6575 Vera Cruz Rd S, Zionsville, PA 18092, and the recent violations to the Zoning Hearing Board decision (2016-01) not approving their use to continue. He provided the Township information indicating that the venue has bookings throughout the remainder of the year, 2016. It appears to him that the owner of the venue is thumbing their nose to the Zoning process, the Supervisors, and all the residents of this community. He requested the Township issue an immediate cease and desist order to the owners. He also indicated that complaint forms will continue to flow into the Township offices after any event that may be held at this venue in the future.

Supervisor DeVault thanked Mr. Brown and the other residents in attendance for this issue for coming and assured them that proper procedures are already in the works.

Supervisor Sentner was upset that there are individuals who have spent money to have their future wedding there and they have no idea what is going on. The use has to stop.

Solicitor Fisher summarized the history of the use and its current violation of the Zoning Hearing Board's decision. He continued to summarize what options and procedures the Township can pursue to help discontinue the activities, which are not permitted.

MOTION:

Supervisor Mohr made the motion to authorize Township staff and Solicitor to institute appropriate proceedings to discontinue the activities at the site (6575 Vera Cruz Rd S, Zionsville, PA 18092). Supervisor Sentner seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

Manager DeLong clarified that the Township's Zoning Officer has already started the Civil Enforcement process, which will now continue to move forward given the Board's preceding motion.

ACCEPTANCE OF MINUTES:

May 5, 2016 Workshop and Regular Meeting Minutes
May 11, 2016 Special Meeting Minutes

MOTION:

Supervisor Sentner made the motion to accept the May 5, 2016 Workshop and Regular Meeting Minutes and the May 11, 2016 Special 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. **15608** to **15648** in the amount of **\$72,600.18**

PAYROLL FUND:

PLGIT XXXX7015 – Check No. **7334** in the amount of **\$96.56**

STREET LIGHT FUND:

PLGIT XXXX7125 – Check No's. **1273** to **1274** in the amount of **\$2,335.08**

ESCROW FUND:

PLGIT XXXX7109 – Check No. **126** in the amount of **\$417.00**

ACKNOWLEDGEMENT OF BANK TRANSFERS:

Transfer No's. 2016-027 to 2016-032

MOTION:

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

OLD BUSINESS:

1.) Resolution No. 2016-022

a. Conditionally Approving Phase 1 Final Plan for the Fields at Indian Creek

MOTION:

Supervisor Sentner made the motion to approve Resolution No. 2016-022. Supervisor Mohr seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

2.) Disposition of property at intersection of Shimerville Rd and Mill Rd (Discussion)

Supervisor Sentner would like to sell the subject property (4245 Shimerville Road). He wants to know what the Township can do to legally sell the property.

Solicitor Fisher summarized the options the Township has to sell the property: The Township can pursue the bidding process or pursue an auction to legally dispose of the property.

Resident, Philip Casey asked how much money the Township has in the property. Manager DeLong answered \$114,000 dollars. Phil recommended checking into "Zillow" to see what the property may be worth.

Discussions ensued regarding the bidding and auction process to sell property.

MOTION:

Supervisor Sentner made the motion to direct Township staff to move forward with the bidding process (regarding 4245 Shimerville Road). Supervisor Mohr seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

NEW BUSINESS:

- 1.) Authorization to advertise Ordinance No. 147
 - a. Ordinance containing an Open Space Referendum Question

MOTION:

Supervisor Sentner made the motion to advertise Ordinance No. 147. Supervisor Mohr seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

- 2.) Resignation of Public Works Employee, Cody Schmeltzle
 - a. Memo from Township Manager, Dan DeLong

MOTION:

Supervisor Sentner made the motion to thank Cody Schmeltzle for his services to the Township and wish him luck in his future endeavor. Supervisor DeVault seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

- 3.) Truck up-fit (Approval)
 - a. Memo from Township Manager, Dan DeLong

MOTION:

Supervisor Sentner made the motion to authorize Township staff to pursue the truck up-fit with Costars Contract No. 25-053 in the amount of \$37,094.00 dollars. 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: None

SUBDIVISIONS – IMPROVEMENTS: None

CORRESPONDENCE:

- 1.) Borough of Macungie Police Department request for Station 19 Special Fire Police assistance at various community events throughout the year.
 - a. Letter from Macungie Borough Manager, Chris Boehm, dated May 11, 2016.

MOTION:

Supervisor Sentner made the motion to authorize Station 19's (Western District Fire Company) Special Fire Police for the dates listed on the May 11, 2016 letter from the Borough of Macungie, as long as they are willing and able to do it. Supervisor Mohr seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

Resident, Todd Lagler inquired why Station 28 (Citizen's Fire Company) was not included in the request letter.

The Board did not know why but recommended Station 28 ask the Borough Manager of Macungie.

2.) Upper Milford Township Park Recommendations

- a. Letter from Upper Milford Township Recreation Commission Secretary, Ms. Roselyn Parry, dated May 18, 2016.

Supervisor Sentner requested to keep the Recreation Commission's recommendations on BOS agendas under "Unfinished Business." He asked if anything is being done about the bathroom facilities at Lenape Park as well as the feasibility of installing a full size soccer field at Churchview Park.

Manager DeLong clarified that the bathroom facilities at Lenape Park are now being locked per the Recreation Commission's recommendations. He will contact the Township Engineer regarding the feasibility of installing a full size soccer field at Churchview Park.

3.) HAZ-MIT – Letter of Intent

- a. Letter from Tanya Hook, dated May 9, 2016

MOTION:

Supervisor Sentner made the motion to approve the submission of the draft letter of intent, dated May 19, 2016. Supervisor Mohr seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

EXECUTIVE SESSION:

The Board held an executive session from 8:16 to 8:37 P.M. to discuss real estate matters.

OTHER ISSUES: None

REPORTS:

Emmaus Library: None

Township Emergency Management Coordinator, Bill Stahler: None

Fire Companies: Citizen's Fire Company Assistant Chief, Jason Tapler announced that over the weekend Citizen's Fire Company took two (2) trucks and two (2) full crews to Lower Milford Fire Company to aid Boy Scouts in achieving merit badges. They also had four (4) members pass Emergency Vehicle Driver Training, so now the department has four (4) additional new drivers.

Recreation Commission: None

Fire Company Steering Committee:

- 1.) Month of April Call Report (Citizen's Fire Company).

Assistant Manager Haas summarized the seventeen calls Citizen's Fire Company had in April. He also clarified that both fire companies are discussing the desire to continue the Fire Company Steering Committee. A report of their decision will be given to the Board in June.

Supervisors:

George DeVault – Announced the upcoming Agricultural Security Advisory Board meeting on Tuesday, June 7 at 7:30 P.M.

Daniel Mohr – Indicated no report.

Robert Sentner – Summarized the seminar he attended regarding fire grants, and funding for fire departments. He expressed his disappointment that it appears the trend is turning to merge fire departments. He stressed the importance of adequately funding both UMT fire departments.

Township Manager:

Dan DeLong – Indicated no report.

ADJOURNMENT: 8:44 P.M.

George D. DeVault, Chairman

Date

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