

Upper Milford Township
Board of Supervisors
Township Building, Old Zionsville, PA 18068
September 21, 2017 at 7:30 P.M.
REGULAR MEETING MINUTES

ATTENDANCE: Supervisors, George DeVault, Daniel Mohr, Robert Sentner; Manager Daniel DeLong; Assistant Manager Bud Carter; Solicitor Brian Collins; Planning Coordinator, Brian Miller; Secretary/Treasurer, Jessi O'Donald; Township Engineer, Jeffery Ott

Meeting called to order at 7:36 pm.

Pledge of Allegiance to the flag.

ANNOUNCEMENTS:

A public hearing will be held on Monday, September 25, 2017 at 7:00 PM in the Lower Macungie Community Center, 3400 Brookside Road, Macungie, PA to accept public comments concerning the final draft Southwest Lehigh Multi-Municipal Comprehensive Plan and its accompanying Data Companion, as prepared by Lehigh Valley Planning Commission and the Southwest Lehigh Multi-Municipal Steering Committee. The Plan and material will be available for review at 6:30 PM prior to the 7:00 PM meeting.

The Joint EAC is holding a rain barrel Workshop with the Perkiomen Watershed Conservancy at the Upper Milford Township Building on September 25th from 7-8 pm. Registration information can be found on the Township's website. The cost per rain barrel made is \$25.00.

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.

PUBLIC INPUT:

- 1.) Special Presentation: Emmaus Public Library – Director, Amy Resh

Amy Resh gave a power point presentation to the audience as she spoke about the activities the Library offers, how they receive their funding, along with the future plans and timeline for the Library Expansion.

Robert Dennis spoke in regard to the timber harvest on South 5th Street. He presented a question to the Board from Judith and Thomas Biechlin. They asked in a letter to the Board of Supervisors if someone from the Township with knowledge of tree harvesting and regulations be monitoring the project on South 5th Street. Mr. Dennis again expressed his disappointment with the Board and the processes of the application and permitting process for Timber Harvest.

Assistant Manager Bud Carter reminded Mr. Dennis that he had been notified and invited to attend a walk through at the site and that the Zoning Officer would be there.

Supervisor Sentner stated that the Township has gone above and beyond for this timber harvest and can only abide by the Conservation District recommendations, along with the invitation for Mr. Dennis to be on the sight inspection with the Zoning officer, DCNR, the Forester and LCCD.

Candice Zosazza is a resident next to the Timber Harvest area. She asked how they can harvest and remove lumber if we are in the Lantern Fly Quarantine Zone.

Secretary Jessi O'Donald responded that the forester needed to register with the PA Department of Agriculture and sign a compliance agreement.

Supervisor George DeVault read an excerpt from an Article for the Penn State Extension on the internet citing Timber harvesting as a permitted agricultural use on one's own property. Part of this states that local regulation cannot be more than state Regulations. 2000 smart growth amendments. Zoning ordinances may not unreasonably restrict forestry activities. Timber Harvesting shall be use by right within all zoning districts throughout the state.

Ron Young questioned the erosion control measures.

Supervisor DeVault stated that those measure come into play with large harvest areas. The property in question is approximately 11 acres but those measures don't start until the area measurers closer to 25 acres.

Patrick Toomey resident of the Township asked if there were age restrictions to volunteer with the Fire Companies and if all the Fire Companies in Upper Milford were volunteer companies and is there municipal money going to the companies.

Supervisors Sentner and DeVault relayed that there are many ways to volunteer with the Fire Companies for younger kids and teens. There is always help needed with the fundraisers and events the Fire Companies hold. They believe there is also a cadet program that starts at age 14. The Fire Company is trying to start a relationship with the High school to recruit younger volunteers. Their suggestion was to go to the fire houses on meeting or training days and speak to the chief. The companies depend on grants, fundraisers and some municipal money to fund their budgets.

ACCEPTANCE OF MINUTES:

Acceptance of September 7th, 2017 workshop and regular meeting minutes.

MOTION: Supervisor Sentner made a motion to approve the Workshop and Regular meeting minutes from September 7th, 2017. Supervisor Mohr seconded the motion. Any questions or comments, all were if favor, motion carried unanimously.

APPROVAL OF PAYMENT OF BILLS:

GENERAL FUND:

PLGIT XXXX7096 - Check No's. 16862 to 16899 in the amount of **\$146,848.76**

PAYROLL FUND:

PLGIT XXXX7015 – Check No. 7354 in the amount of **\$47.64**

ACKNOWLEDGEMENT OF BANK TRANSFER:

No.'s 2017-056 to 2017-059

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

OLD BUSINESS: - None

SOLICITOR'S REPORT:

Attorney Brian Collin reported that he was happy to attend as Attorney Fisher's substitute for the evening.

NEW BUSINESS:

- 1.) Decision on Bids, Sale of 3641 Main Road E Property
 - a. Memo from Manager Daniel DeLong

Postponed discussion until after Executive Session.

DEP MODULES / SEWAGE PLANNING: - None

PLANNING COMMISSION – OLD BUSINESS: - None

PLANNING COMMISSION – NEW BUSINESS: -

- 1.) New Tripoli Bank Waiver Approvals
 - a. Letter from Planning Coordinator Brian Miller

Planning Coordinator Brian Miller's letter dated September 21, 2017 stated that at the Planning Commission Meeting held September 5th, 2017 the Planning Commission recommended granting waivers as requested for the New Tripoli Bank Land Development in the letter from Barry Isett & Associates dated 08/17/2017. The Planning Commission also recommends a deferral for the sidewalks until such time as there is a plan from PennDOT for the adjacent properties, along with planting trees from the approved PPL tree list in consideration of the extensive overhead wires.

MOTION: Supervisor Sentner made a motion to approve waivers as requested in Planning Coordinator's Letter dated September 21st, 2017. Supervisor Mohr seconded the motion. Any questions or comments, all were in favor, motion carried unanimously.

- 2.) New Tripoli Bank Contingent Approval
 - a. Letter from Planning Coordinator Brian Miller

Letter from Planning Coordinator Brian Miller states the Planning Commission recommended for Approval at the September 5th Planning Commission meeting the Plan for New Tripoli Bank Land Development contingent upon the applicant receiving the waivers as requested, addressing all comments in the Ott Consulting review letter dated August 31, 2017, outside agencies approvals. The applicant has agreed to note location and width of existing driveways on the opposite side of Buckeye Road and agrees to participate in future corridor improvements to the extent determined by the Township.

John Hayes and **Chris Williams** for the applicant mentioned that the "extent as determined by the Township" Statement for participating in corridor improvements was very vague.

Planning Coordinator Brian Miller agreed and suggested the statement could be change to "until there is development on adjacent properties". That statement was agreed upon.

MOTION: Supervisor Sentner made motion to approve the New Tripoli Land Development in accordance with Planning Coordinator Brian Miller's Letter dated September 21st, 2017 with the revision of deferring the sidewalks until there is development on adjacent properties. Supervisors DeVault seconded the motion. Any questions, or comments, all were in favor, motion carried unanimously.

SUBDIVISIONS – IMPROVEMENTS: -

- 1.) Approval for Lehigh Valley Baptist Church security release number 1.
 - a. Correspondence from Township Engineer, Jeffery Ott

Irrevocable Standby Letter of Credit Release Number 1 for the Lehigh Valley Baptist Church Land Development was reviewed by Ott Consulting in letter dated September 13th, 2017 and fund to have completed improvements to the extent which the sum of \$150,676.51 can be released.

MOTION: Supervisor Sentner made a motion to approve Letter of Credit Release number one for the amount of \$150,676.51 as per Ott Consulting, Inc.'s letter dated September 13th, 2017. Supervisor Mohr seconded the motion. Any questions or comment, all were in favor, motion carried unanimously.

CORRESPONDENCE: -

- 1.) Request for Citizens Fire Company Special Fire Police Assistance
 - a. Letter from Emmaus Police Department

Letter from Emmaus Police Department requested Upper Milford Township Special Fire Police for assistance for the Emmaus Halloween Parade October 21, 2017.

MOTION: Supervisor Sentner made a motion to approve Special Fire Police from Both Companies to Assist Emmaus Police if willing and available for the Emmaus Halloween Parade October 21st, 2017. Supervisor DeVault seconded the motion. Any questions or comments, all were in favor, motion carried unanimously.

- 2.) Request for Citizens Fire Company Special Fire Police Assistance
 - a. Letter from Macungie Borough Manager Chris Boehm

MOTION: Supervisor Sentner made a motion for Citizens Fire Company Special Fire police to assist Macungie Borough with the Halloween Parade October 28th, 2017 if they are willing and available. Supervisor Mohr seconded the motion. Any questions or comments, all were in favor, motion carried unanimously.

EXECUTIVE SESSION: The Board of Supervisors held an executive session from 8:21 pm to 8:30 pm to discuss Real Estate Matters.

Discussion on bids. Sale of 3641 Main Road East Property.

Manager Dan DeLong's memo reflected the bid amounts received for the property at 3641 Main Road East that had been properly advertised for bids to be received September 20th, 2017 at 1:00 pm. Two bids were received for this property. Only one qualifying bid with security. That bid was the higher of the two at \$90,000.00.

MOTION: Supervisor Sentner made a motion to award the bid for 3641 Main Road East to Natassia Schreiner of Coopersburg for \$90,000.00 to be completed according to the bid specifications. Supervisor Mohr seconded the motion. Any questions or comment, all were in favor, motion carried unanimously.

OTHER ISSUES: - None

REPORTS:

Emergency Services Call Report: No Report

Emergency Services Committee Report: No Report

FIRE COMPANIES: No Report

Emmaus Library: No Report

Township Emergency Management Coordinator:

Bill Stahler – No Report

James Krippe-Deputy- No Report

Recreation Commission: Barry Williams reported that the recreation committee is in the process of revising the recreation Plan and they hope to have it in front of the Board of Supervisors in November.

Supervisors:

Daniel Mohr – No Report

Robert Sentner – Station 19 had a successful fundraiser drawing that raised \$12,000.00. They used their grant for Physicals and 19 members complete their physicals. They will have the other 12 people complete physicals next year. The three citizens at large for the emergency services committee brought fantastic input to the meeting.

George DeVault – No Report

Township Manager:

Dan DeLong – Seal Coat and Ultra-Thin Bonded along with the yellow line painting has all been completed.

Assistant Manager:

Bud Carter – No Report

ADJOURNMENT: Meeting was adjourned at 8:36 pm

Chairman George DeVault

Date

Secretary Jessi O'Donald