

BOARD OF SUPERVISORS

The monthly meeting of the Board of Supervisors of Upper Macungie Township was held on August 4, 2016, 7:00 PM, in the Municipal Building, 8330 Schantz Road, Breinigsville, PA 18031. Those present were Chairman, James M. Brunell; Vice-Chairman, John P. "Sean" Gill; Secretary, Kathy A. Rader; Township Manager, Daniel Olpere; Township Engineer, J. Scott Stenroos; Zoning Officer/Director of Community Development, Daren Martocci; Solicitor, Andrew V. Schantz, Esq.; Director of Public Works, Scott Faust; Sewer Department Manager, Robert Ibach; Fire Commissioner, Grant Grim; and, Chief of Police, Edgardo Colón.

Chairman James M. Brunell opened the meeting and asked all present to join him in the Pledge of Allegiance to the flag of the United States of America.

MINUTES - Chairman Brunell stated that the minutes of the previous meeting of July 7th, would not be read unless there was some objection. **Upon a motion by Chairman Brunell, seconded by VC Gill, and unanimously approved, it was agreed to waive the reading of the minutes of the previous meeting and approve the minutes as presented.**

ORDINANCE:***Ordinance #2016-02 – Prohibiting Truck Traffic on Certain Streets***

AN ORDINANCE OF THE TOWNSHIP OF UPPER MACUNGIE, LEHIGH COUNTY, PENNSYLVANIA, AMENDING CHAPTER 15 (MOTOR VEHICLES AND TRAFFIC), PART 2 (TRAFFIC REGULATIONS) OF THE CODE OF ORDINANCES OF THE TOWNSHIP OF UPPER MACUNGIE PROHIBITING TRUCK TRAFFIC ON CERTAIN STREETS LOCATED WITHIN UPPER MACUNGIE TOWNSHIP; SAID REQUIREMENTS BEING SET FORTH MORE FULLY IN THE BODY OF THIS ORDINANCE. **Upon a motion made by Chairman Brunell, seconded by VC Gill, and unanimous, BE IT RESOLVED, Ordinance #2016-02 is hereby approved.**

RESOLUTIONS

***Resolution #2016-34 – Dedication of Road Right-of-Way - Trexler Fields** – RESOLUTION OF THE UPPER MACUNGIE TOWNSHIP BOARD OF SUPERVISORS ACCEPTING ADDITIONAL LANDS FOR ROADWAY RIGHTS OF WAY KNOWN AS LEAFWING PLACE; SILVERSPOT DRIVE; BRAMBLE DRIVE; MONARCH LANE; SCHAEFER RUN ROAD AND GLASSY WING PLACE IN TREXLER FIELDS SUBDIVISION AS PART OF THE PUBLIC HIGHWAY SYSTEM OF THE TOWNSHIP OF UPPER MACUNGIE, LEHIGH COUNTY, PENNSYLVANIA.

***Resolution #2016-35 – Dedication of Road Right-of-Way - Lehigh Valley West** – RESOLUTION OF THE UPPER MACUNGIE TOWNSHIP BOARD OF SUPERVISORS ACCEPTING ADDITIONAL LANDS FOR ROADWAY RIGHTS OF WAY KNOWN AS MCBRIDE LANE; VALLEY WEST DRIVE; GRADY DRIVE AND GRACE CIRCLE IN THE LEHIGH VALLEY WEST SUBDIVISION AS PART OF THE PUBLIC HIGHWAY SYSTEM OF THE TOWNSHIP OF UPPER MACUNGIE, LEHIGH COUNTY, PENNSYLVANIA.

***Resolution #2016-36 – Dedication of Road Right-of-Way - Parkland Fields** – RESOLUTION OF THE UPPER MACUNGIE TOWNSHIP BOARD OF SUPERVISORS ACCEPTING ADDITIONAL LANDS FOR ROADWAY RIGHTS OF WAY KNOWN AS SAWGRASS DRIVE, ABIGAIL LANE, ROYAL FERN ROAD, SHORT HILL LANE, BLUEGRASS COURT, WINTERBERRY COURT, AUTUMN LANE, BUTTERFLY LANE AND SUNFLOWER LANE IN THE PARKLAND FIELDS SUBDIVISION AS PART OF THE PUBLIC HIGHWAY SYSTEM OF THE TOWNSHIP OF UPPER MACUNGIE, LEHIGH COUNTY, PENNSYLVANIA.

***Resolution #2016-37 – Dedication of Road Right-of-Way - Laurel Fields** – RESOLUTION OF THE UPPER MACUNGIE TOWNSHIP BOARD OF SUPERVISORS ACCEPTING ADDITIONAL LANDS FOR ROADWAY RIGHTS OF WAY KNOWN AS DOGWOOD TRAIL, SNAP DRAGON WAY AND PENNYCRESS ROAD IN THE LAUREL FIELD SUBDIVISION AS PART OF THE PUBLIC HIGHWAY SYSTEM OF THE TOWNSHIP OF UPPER MACUNGIE, LEHIGH COUNTY, PENNSYLVANIA.

***Resolution #2016-38 – Dedication of Road Right-of-Way - Hidden Meadows** – RESOLUTION OF THE UPPER MACUNGIE TOWNSHIP BOARD OF SUPERVISORS ACCEPTING ADDITIONAL LANDS FOR ROADWAY RIGHT OF WAY KNOWN AS PENNYCRESS ROAD IN THE HIDDEN MEADOWS SUBDIVISION AS PART OF THE PUBLIC HIGHWAY SYSTEM OF THE TOWNSHIP OF UPPER MACUNGIE, LEHIGH COUNTY, PENNSYLVANIA.

*** Upon a motion by Secretary Rader, seconded by VC Gill and unanimous, BE IT RESOLVED, Resolutions #2016-34; #2016-35; #2016-36; #2016-37; and #2016-38 are hereby approved.**

Resolution #2016-39 – Docket #2208 – 7235 Penn Drive - Canteen Vending – P/F Land Dev. Plan – RESOLUTION GRANTING PRELIMINARY/FINAL APPROVAL TO 7235 PENN DRIVE ASSOCIATES, LP FOR A LAND DEVELOPMENT PLAN PROPOSING THE CONSTRUCTION OF A 6,821.25 SQUARE FOOT ADDITION TO AN EXISTING 12,000 SQUARE FOOT BUILDING ALONG WITH ADDITIONAL/RECONFIGURED PARKING

LOCATED ON A LOT HAVING AN ADDRESS OF 7235 PENN DRIVE IN UPPER MACUNGIE TOWNSHIP, PENNSYLVANIA. Upon a motion made by Chairman Brunell, seconded by Secretary Rader, and unanimous, BE IT RESOLVED, Resolution #2016-39 is hereby approved, conditioned upon the waivers and deferrals recommended by the Planning Commission and outlined in Keystone Consulting Engineers letter dated August 4, 2016.

MOTIONS

Comprehensive Plan Request For Proposal (RFP) – In response to an RFP developed by Township staff, a motion was made by Chairman Brunell, seconded by Secretary Rader and unanimous, to move forward with the RFP, securing qualified planning professionals for further input.

9518 Newtown Road Refuse/Recycling Bills – John Skrip appeared before the Board to request relief from UMT Refuse/Recycling bills for the property he owns located at 9518 Newtown Road. Presently, the property is vacant, being remediated, and, in Mr. Skrip's opinion, uninhabitable. **After much discussion, a motion was made by Secretary Rader, seconded by VC Gill and unanimous, to hold the matters in abeyance pending further information regarding the bills, charges, condition of the property, and collection agency.**

Building Code Board of Appeals - Vacancy – In response to a volunteer application submitted by Kathryn Lucy Paretto, a motion was made by Chairman Brunell, seconded by VC Gill and unanimous, to appoint Kathryn Paretto to fill the vacancy on the Building Code Board of Appeals.

Accounting Clerk – Debra L. Burns – Manager Olpere requested the Board ratify the hiring of the new accounting clerk, Debra L. Burns. **Upon a motion made by Secretary Rader, seconded by VC Gill and unanimous, motion passed.**

Additional Insurance Coverage – Manager Olpere requested a \$7,042 annual increase in additional insurance coverage for the Township, outlined as follows:

- Increase umbrella liability coverage from \$5 million to \$10 million – additional premium \$2,500
- Increase the replacement cost of insured traffic signals to a more reflective cost of \$75,000 from \$25,000 per signal – additional premium \$1,190
- Add cyber liability policy at a cost of \$3,352

After some discussion, a motion was made by Chairman Brunell, seconded by VC Gill and unanimous, to authorize the additional insurance coverage for the Township based upon Solicitor Schantz's review and favorable recommendation.

Transfer of General Fund Money to Traffic Fund – Public Works Director Faust requested a transfer of \$50,700 from the General Fund to Fund 36: Boundary Road Upgrade line item. The money was given to the Township as part of the West Park Lot 8 project for the purpose of boundary road upgrade, but at the time, that line item did not exist. **A motion was made by Chairman Brunell, seconded by Secretary Rader and unanimous, to move monies to the appropriate Boundary Road Upgrade Account.**

Fire Company Reimbursements – In response to a recommendation from the Township auditor, Maille LLP, a request was made by Manager Olpere to pay reimbursements to the fire companies and allow them to disperse the funds to volunteer fireman in lieu of the Township paying directly to the firemen. **After some discussion, a motion was made by Chairman Brunell, seconded by VC Gill and unanimous, to table the request until October's Fire Meeting.**

Salt Bid Awarding – In response to the results of a joint-township bid with North Whitehall, Lowhill, Weisenberg, Lower Macungie, Lynn, Washington, and Heidelberg Townships, **a motion was made by Secretary Rader, seconded by Chairman Brunell and unanimous, to accept the bid and award the contract to Cargill, Inc. at the rate of \$61.14 per ton delivered and ordered on an "as needed" basis.**

Emergency Preparedness Day – Fire Commissioner Grim announced Emergency Preparedness Day had outgrown its purpose and space and will not occur this year to allow for a revamping of the program for 2017. **No action was taken.**

Applewood Pump Station – The Township received an offer from the Jaindl Land Company, dated June 29, 2016, to contribute 20% (at a maximum of \$540K) to the construction of a new Applewood Pump Station. **Upon a motion made by Chairman Brunell, seconded by VC Gill and unanimous, the offer was rejected.**

Conditional Use Decision Appeal by DCT Industrial (AMGEN) – DCT filed appeals with the LC Court of Common Pleas for the conditional use decisions regarding the proposed warehouse and injection wells. **A motion was made by Chairman Brunell, seconded by VC Gill and unanimous, to allow Solicitor Schantz to accept the Notice of Service of Appeal.**

REPORTS

Treasurer's Report – JULY – Total bills from all funds \$875,036.60: A motion was made by Chairman Brunell, seconded by Secretary Rader and unanimous, to pay the bills.

Recreation Board Report: Nothing to add.

Planning Report – J. Scott Stenroos:

On Wednesday, July 20, 2016, the Upper Macungie Township Planning Commission reviewed the following submissions:

- **67 Werley Road Apartment Development, Conditional Use Application (#2196):** The Applicant withdrew from the agenda this evening.
- **Ridgeline Property Group Conditional Use Application (#2212):** The Conditional Use Application Hearing was held this evening. Testimony was provided by Attorney Blake Marles, Chris Ciliberti, Brian Riesenger, Jake Terkanian and Ryan Hostetter. The hearing was closed and the PC did not take action on this matter this evening.
- **Sharp Corporation Pedestrian Pathways Site Plan (#2126):** The Applicant withdrew from the agenda this evening.
- **Grim's Orchard and Family Farms Site Plan (#2209):** The Applicant withdrew from the agenda this evening.
- **Lineage Parking Lot Expansion Site Plan (#7132):** The Applicant withdrew from the agenda this evening.
- **Fed-Ex Parking Lot Improvements Site Plan (#2216):** The Applicant withdrew from the agenda this evening.
- **Canteen Vending Land Development Plan (#2208):** Eric Miller presented the plan before the PC and requested action on the plan. Scott Stenroos reported that the plan was ready for a recommendation by the PC. Dave Etowski made a motion to recommend conditional preliminary final approval subject to staff and engineering comments which included deferrals for items 1 and 2 and waivers of items 3 and 4 contained in the applicants letter to the PC. The motion was seconded by Kim Snelling and the vote was unanimous.
- **Lehigh Hills Lot 5 Apartments Land Development Plan (#2175):** Attorney Ed Murphy presented information to the PC and did not have any issues with the staff and engineering comments. Attorney Schantz reported that the PC was not going to take any formal action on the plan this evening because of the sewer issue not being resolved. Bruce Anderson and David Jaindl appeared before the PC to discuss the sewer issue. Andrew Schantz reported that the sewer issue has been deferred to the land development plan and that UMT did not adopt the UMTA resolution. Further discussion resulted in a meeting to be scheduled to resolve the sewer issue. The plan was tabled as no action was taken by the PC.
- **7533 Ruppsville Road (#2214):** David Jaindl, Mark Bradbury and Tom Mesko appeared before the PC to present their project for a truck trailer parking lot providing 256 trailer parking spaces, storm water management facilities and landscaping. The plan was tabled as no action was taken by the PC.
- **Courtesy of the Floor:** Paul Bauer and Ana Martin appeared before the PC to discuss 67 Werley Road (#2196) as they withdrew their conditional use request from the agenda this evening.
 - a. Paul Bauer reported that the Laurel Fields HOA said no to the emergency access through their lands.
 - b. Paul Bauer stated that in order for their project to move forward it appears that the culvert will have to be extended further into their property to allow for the proposed driveway to be modified.
 - c. A staff meeting was requested to discuss the culvert extension.
 - d. Paul Bauer reported that the Fire Commissioner letter references sections that are not adopted by Upper Macungie Township. Paul disagrees with the Fire Commissioner on the second access requirements.
 - e. No action was taken by the PC.

Zoning Report – Daren Martocci:

The report of the Zoning Officer for the month of July was received and showed that 81 Building and Zoning Permits were issued. (Commercial – 16; Residential – 53; Zoning Permits – 12); 1 Plumbing License, 5 Electric Licenses, and 0 Septic Pumper Licenses were issued.

July 13th, 2016 Zoning Hearing Board:

- #07 16 009** The Zoning Appeal of **Dunkin' Donuts, 5831 W. Tilghman Street, Allentown, PA 18104**; for a variance of; **Section §27-704.1. Maximum Area of Wall Signs** in the HC District, other than shopping centers or other multitenant buildings. **Section §27-706.C. Off-Premises.** No signs except permitted off-premises, official, political or public service signs shall be erected on a property to which does not relate.

Action The Board voted to grant the variance.

July 27th, 2016 Zoning Hearing Board:

- #03 16 006** The Continued Zoning Appeal of **Discovery Homes, Inc., 10098 Hamilton Boulevard, Breinigsville, PA 18031**; for a variance of; **Section §27-402.pp.6.** Minimum separation between homes. For an existing non-conforming mobile home park.

Action The Board voted to grant the variance.

Upper Macungie Township Police Report – Chief Colón:

948	Total Calls for Service
27	Reportable MVAs
47	Non-Reportable MVAs
8	Private Property MVAs
22	Criminal Arrest (Misdemeanor/Felony)
13	Non-Traffic Citations (summary)
506	Traffic Citations
25	Parking Tickets
116	Written Warnings
115	False Alarms
2	Assault
2	Burglaries
1	Disturbing the Peace Crimes
3	Drug/Alcohol Violations
10	DUI Offenses
7	Fraud Crimes
1	Robberies
5	Thefts
3	Vandalism/Criminal Mischiefs

Recent Community Events

- National Night Out – August 2, 2016
- Trexlertown Fire Company 100th Anniversary Parade – July 16, 2016
- Junior Emergency Services Academy – July 18-22, 2016
- First Good Neighbor Coalition Meeting

Fire/EMS Report – Grant Grim: June Fire Inspections – 66. Emergency responses: Station 8 – 50; Station 25 – 32; Station 56 – 51; Total of 133.

Public Works Report – DPW Scott Faust: Nothing to add.

Township Manager's Report – Daniel Olpere: Commented on the success of National Night Out and the Junior Emergency Services Academy.

Supervisors – Chairman BRUNELL: Nothing to add.

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Supervisors – Vice Chairman GILL: Nothing to add.

Supervisors – Secretary RADER:

- Announced an Executive Session was held at August 4, 2016 at 5:00 PM to discuss personnel issues, litigation, and land acquisition issues.

PUBLIC COMMENTS/COURTESY OF THE FLOOR

- **Jonathan Reck** – 6714 Seneca Trail – road condition (tar and surface) concerns near Iroquois & Tecumseh. Scott Faust responded that the excessive heat is delaying the curing process and they are working with the construction (sealing) company to address it. Next year, the Township will wait till early autumn for resurfacing.
- **Zolotarev Family** – 117 Susquehanna Trail – same concerns as Jonathan Reck.
- **Stephanie Erwin** – 8470 Scenic View Drive – green light timing issues at Schantz & Nestle intersection. Scott Stenroos will be in communication with PennDot regarding extended green and turning arrow.

There being no other business, upon a motion by **Chairman Brunell**, seconded by **VC Gill**, and unanimous, the meeting is adjourned at 8:52 PM.



Kathy A. Rader, Secretary

