

**LOWER NAZARETH TOWNSHIP
BOARD OF SUPERVISORS
MINUTES
June 10, 2009**

The Lower Nazareth Township Board of Supervisors held a regularly scheduled meeting in the Township Municipal Building on Wednesday June 10, 2009. The Vice-Chairman called the meeting to order at 7:30 PM.

Present were:

| | | | |
|----------------------|-----------------|---------------------|---------------------------------|
| Eric E. Nagle | - Vice Chairman | Timm A. Tenges | - Manager, Secretary/Treasurer |
| Ricky T. Johnson | - Supervisor | Lori B. Seese | - Zoning Administrator |
| Robert S. Kucsan | - Supervisor | Tammi Dravec | - Assistant Secretary/Treasurer |
| Gary N. Asteak, Esq. | - Solicitor | Albert Kortze, P.E. | - Engineer |

Absent was:

Dr. Alan V. Dilsaver, Chairman
Patrick J. Murphy, Supervisor

Approval of Minutes

A motion was moved by Mr. Johnson and seconded by Mr. Kucsan to approve the meeting minutes for May 13, 2009. The motion carried.

Reports

Reports are available for review at the Township Office and will be posted to the Township's website.

Mr. Nagle acknowledged the receipt of the Financial Statement for April 2009, the Hecktown Volunteer Fire Company Incident Report for May 2009 and Zoning Administrator's Report for May 2009.

Correspondence

There were no topics of discussion under Correspondence

Subdivision and Land Development

Saturn of Route 33 – Letter of Credit Reduction – Mr. Kortze reviewed his letter dated April 2, 2009 and recommended a \$311,716.35 reduction in the letter of credit and to commence the 18-month maintenance period which would run through December 10, 2010. A motion was moved by Mr. Kucsan and seconded by Mr. Johnson to reduce the letter of credit from \$340,594.20 to \$28,877.85 and to commence the maintenance period. The motion carried.

Rota Corporation – Maintenance Period Expiration and Release of Security – Mr. Kortze reviewed his letter dated May 18, 2009 and reported that all improvements have been properly maintained and are functioning in accordance with the approved Land Development Plan. Therefore he recommended the release of the remaining security; \$2,981.00. A motion was moved by Mr. Johnson and seconded by Mr. Kucsan to release the letter of credit. The motion carried.

Marquis Realty – Letter of Credit Reduction – Mr. Kortze reviewed his letter dated June 5, 2009 and recommended a \$23,098.34 reduction in the letter of credit and to commence the 18-month maintenance period which would run through December 10, 2010. A motion was moved by Mr. Johnson and seconded by Mr. Kucsan to reduce the letter of credit from \$28,255.94 to \$5,157.60 and to commence the maintenance period. The motion carried.

Green Acres Lawn Furniture – Letter of Credit Reduction – Mr. Kortze reviewed his letter dated June 5, 2009 and recommended a \$10,043.54 reduction in the letter of credit and to commence the 18-month maintenance period which would run through December 10, 2010. A motion was moved by Mr. Kucsan and seconded by Mr. Johnson to reduce the letter of credit from \$18,156.24 to \$8,112.70 and to commence the maintenance period. The motion carried.

Supervisor's Comments

Mr. Kucsan and Mr. Johnson had no comments.

Mr. Nagle has been on ride-a-longs with the Colonial Regional Police Department. The CRPC requested that the commission members ride along with an officer to experience the day-to-day activity.

Manager's Report

Intermunicipal Agreement Palmer Twsp/Lower Nazareth Twsp. – ProLogis Parkway and Route 248 – Palmer Township has approved this agreement and will execute it Monday evening. A motion was moved by Mr. Kucsan and seconded by Mr. Johnson to authorized execution of this agreement upon receipt from Palmer Township. The motion carried. Mr. Nagle thanked everyone for their hard work in drafting this agreement and getting it to fruition

Hecktown Vol. Fire Company Special Fire Police – Mr. Tenges and Mr. Nagles attended the Hecktown Volunteer Fire Company meeting last evening and nineteen (19) Special Fire Police were sworn in by Mr. Nagle.

Conference Attendance – Mr. Tenges attended a conference at Lafayette College at which the Secretary of the DCED, who is an advocate of consolidation of local government, spoke.

ZHB Alternate Member – Mr. Latzanich was present and gave a brief presentation on his experience on the Pocono Township Zoning Hearing Board. A motion was moved by Mr. Kucsan and was seconded by Mr. Johnson to appoint Mr. Latzanich as an alternate on the Lower Nazareth Township Zoning Hearing Board. The motion carried.

Brown Daub Suzuki – Jandy Blvd. & Broad Street – On May 5, 2009 Mr. Tenges sent Mr. Daub a letter requesting that this intersection be re-evaluated. Mr. Daub responded on May 14, 2009 that, after consulting with this engineer and attorney, that it was not his responsibility since Jandy Blvd. had been turned over to the township. Since that time, Solicitor Asteak has spoken with the professionals mentioned in Mr. Daub's letter and concluded that they did not have the entire story. Mr. Tenges believes that a multi-way stop sign is justified and that since it is part of the Conditional Use, the developer should re-evaluate the intersection. A motion was moved by Mr. Johnson and was seconded by Mr. Kucsan to authorize Solicitor Asteak to press the matter with the developer's professionals. The motion carried.

ProLogis Park 33 – Letters of Credit – Mr. Tenges reported that the letters of credit for ProLogis are set to expire on June 30, 2009. We are currently working with the developer to get them extended. A motion was moved by Mr. Kucsan and was seconded by Mr. Johnson to authorize Solicitor Asteak to call in the Letters of Credit for ProLogis, in the event they are not renewed by Wednesday June 17, 2009. The

motion carried. Solicitor Asteak stated that we believe the developer will renew the letters of credit and this is merely a protective measure.

East Allen Township Zoning Change Hearings – East Allen is proposing zoning amendments to allow for the development of lands bordering Lower Nazareth Township. Solicitor Asteak and Mr. Tenges attended previously meetings but were unable to attend tonight's meeting; however the primary issue was not being discussed this evening. Lower Nazareth is interested in transportation and stormwater issues and preserving quality of life. A motion was moved by Mr. Johnson and was seconded by Mr. Kucsan to authorize the use of Solicitor Asteak to protect our interest with East Allen Township. The motion carried.

Engineer's Report

There were no topics of discussion under Engineer's Report.

Solicitor's Report

There were no topics of discussion under Solicitor's Report.

Old Business

There were no items to discuss under Old Business.

New Business

There were no items to discuss under New Business.

Payment of the Bills

A motion was made by Mr. Kucsan and seconded by Mr. Johnson to approve the bills dated May 27, 2009 and June 10, 2009. The motion carried.

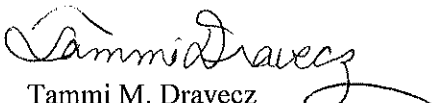
Courtesy of the Floor

There were no items to discuss under Courtesy of the Floor.

Adjournment

A motion was moved by Mr. Johnson and seconded by Mr. Kucsan to adjourn the meeting at 8:05PM.

Respectfully submitted by,


Tammi M. Dravec
Asst. Secretary/Treasurer

**Lower Nazareth Township
Bills To Be Approved
May 27, 2009**

| <u>Num</u> | <u>Name</u> | <u>Memo</u> | <u>Amount</u> |
|--|--|--|-----------------------------------|
| <u>GENERAL FUND CHECKING ACCOUNT</u> | | | |
| 9904 | Kucsan, Robert S. | PSATS Reimbursement | \$ 370.11 |
| 9905 | United States Postal Service | Postage | \$ 500.00 |
| 9906 | Faust Heating & A/C Co., Inc. | Municipal Building Maintenance | \$ 258.00 |
| 9907 | Catherine Kanyuk | Driveway Permit Refund | \$ 50.00 |
| 9908 | Easton Suburban Water Authority | Municipal Office Water | \$ 73.46 |
| 9909 | Edwards Business Systems | Copier Maintenance | \$ 88.00 |
| 9910 | France Anderson Basile and Company, P.C. | Audit Services | \$ 1,350.00 |
| 9911 | Herceg Hauling | Trash Removal | \$ 264.00 |
| 9912 | The Home News | Advertisement | \$ 127.78 |
| 9913 | Mega Software Services, Inc. | EIT Software Maintenance | \$ 840.00 |
| 9914 | Met-Ed | Traffic Signal Electricity | \$ 77.74 |
| 9915 | Mr. John | Temporary Restrooms | \$ 610.65 |
| 9916 | PrintConcepts | Newsletter | \$ 1,991.12 |
| 9917 | Verizon | Municipal / Public Works Local Telephone | \$ 511.37 |
| 9918 | Walmart Community BRC | Municipal Building Supplies | \$ 186.96 |
| 9919 | Staples Business Advantage | Office Supplies / Public Works Equipment | \$ 261.94 |
| 9920 | Robert Bruneid | Local Services Tax Refund | \$ 46.00 |
| 9921 | Cassandra Siebler | Local Services Tax Refund | \$ 12.96 |
| 9922 | Selective Insurance Company of America | Workers Compensation/Liability Insurance | \$ 20,462.00 |
| 9923 | Keystone Consulting Engineers, Inc. | Engineering & Inspection Services | \$ 4,458.94 |
| 9924 | Asteak Law Offices | Legal Services | \$ 5,334.50 |
| 9925 | Keystone Consulting Engineers, Inc. | Engineering & Inspection Services | \$ 296.00 |
| <i>Total General Fund Checking Account...</i> | | | <u><u>\$ 38,171.53</u></u> |
| <u>PAYROLL ACCOUNT</u> | | | |
| May 22, 2009 | | | <u><u>\$ 27,147.65</u></u> |
| <u>MASTER ESCROW CHECKING ACCOUNT</u> | | | |
| 1593 | Keystone Consulting Engineers, Inc. | Engineering & Inspection Services | \$ 9,459.40 |
| 1594 | Asteak Law Offices | Legal Services | \$ 2,056.25 |
| <i>Total Master Escrow Account...</i> | | | <u><u>\$ 11,515.65</u></u> |

Lower Nazareth Township
Bills To Be Approved
June 10, 2009

| Num | Name | Memo | Amount |
|--|---------------------------------------|--|-----------------------------|
| <u>GENERAL FUND CHECKING ACCOUNT</u> | | | |
| 9926 | Esther Samson | Summer Park Program Refund | \$ 140.00 |
| 9927 | Lehigh Valley Zoo | Summer Park Outreach Program | \$ 162.50 |
| 9928 | Met-Ed | Traffic Signal / Street Light Electricity | \$ 130.71 |
| 9929 | Highway Materials, Inc. | Paving / Patching Material | \$ 1,303.20 |
| 9930 | All-Phase Electric Supply Co. | Park Facilities Maintenance | \$ 146.41 |
| 9931 | Valley Industrial Rubber Products | Public Works Tool/Equipment Repairs | \$ 205.70 |
| 9932 | Bath Supply Co., Inc. | Facility Maintenance | \$ 33.00 |
| 9933 | BWP-Carquest Auto Parts | Public Works Equipment Parts/Supplies | \$ 90.64 |
| 9934 | Northampton County Seed Company, Inc. | Facilities Maintenance | \$ 140.00 |
| 9935 | Qqest Software Systems | Maintenance Agreement | \$ 379.00 |
| 9936 | Patriot Workwear | Fire Police Workwear | \$ 653.00 |
| 9937 | ExxonMobil | Fire Company Vehicle Fuel | \$ 210.83 |
| 9938 | FirePrograms | Fire Company Maintenance Renewal | \$ 435.00 |
| 9939 | Staples Credit Plan | Fire Company Office Supplies | \$ 107.96 |
| 9940 | Kistler O'Brien | Fire Company Fire Extinguisher Inspection | \$ 1,082.00 |
| 9941 | Easton Suburban Water Authority | Fire Company Water | \$ 50.01 |
| 9942 | Verizon | Fire Company Telephone | \$ 207.50 |
| 9943 | RadioTech | Fire Company Radio Supplies | \$ 138.00 |
| 9944 | Asteak Law Offices | Legal Services | \$ 262.50 |
| 9945 | Universal Marketing, Inc | Equipment Motor Fuel | \$ 398.74 |
| 9946 | IIMC | Membership Renewal | \$ 250.00 |
| 9947 | AT&T | Municipal / Public Works Long Distance | \$ 50.43 |
| 9948 | Nextel Communications | Municipal / Public Works Wireless | \$ 304.47 |
| 9949 | Ikon Office Solutions | Copier Maintenance | \$ 568.36 |
| 9950 | PA One Call System, Inc. | Monthly Fax Activity | \$ 50.70 |
| 9951 | Interstate Battery of Allentown | Public Works Equipment Repairs | \$ 85.95 |
| 9952 | The Express Times | Advertisement | \$ 77.63 |
| 9953 | Nazareth Key | Advertisement | \$ 65.34 |
| 9954 | PPL, Inc. | Municipal/Public Works/Park/St Light/Traffic | \$ 1,351.57 |
| 9955 | Sam's Club | Park Supplies | \$ 70.18 |
| 9956 | Keystone Consulting Engineers, Inc. | Engineering & Inspection Services | \$ 587.50 |
| 9957 | Volunteer Companies Loan Fund | Fire Company Loan | \$ 965.26 |
| 9958 | Capital Blue Cross | Employee Health Insurance | \$ 16,608.53 |
| 9959 | Colonial Regional Police Department | Police Contract Payment | \$ 78,443.58 |
| 9960 | Keystone Nazareth Bank & Trust | Land Loan Payment | \$ 1,095.15 |
| 9961 | Volunteer Companies Loan Fund | Fire Company Loan | \$ 643.51 |
| 9962 | Volunteer Companies Loan Fund | Fire Company Loan | \$ 1,011.77 |
| 9963 | Schwab's Screenprinting | Summer Park Program | \$ 168.75 |
| <i>Total General Fund Checking Account...</i> | | | <u>\$ 108,675.38</u> |

Lower Nazareth Township
Bills To Be Approved
 June 10, 2009

PAYROLL ACCOUNT

June 5, 2009

\$ 27,966.29

OPEN SPACE ACCOUNT

577 Keystone Nazareth Bank & Trust

Land Loan Payment

\$ 3,696.08

CAPITAL RESERVE ACCOUNT

696 Lafayette Ambassador Bank - Lease Dept 2005 Mack Truck

\$ 2,019.09

697 Virginia Business Systems Copier Maintenance

\$ 379.95

Total Capital Reserve Account... **\$ 2,399.04**

HOST FEE ACCOUNT

535 East Penn Sanitation

Spring Clean-up Day

\$ 13,083.50

MASTER ESCROW CHECKING ACCOUNT

1595 Dewalt's RV, Inc Escrow Refund

\$ 2,437.61

1596 T & S Development Escrow Refund

\$ 2,987.88

1597 Northampton County Recorder of Deeds Plan Recording

\$ 35.00

1598 Asteak Law Offices Legal Services

\$ 87.50

1599 Keystone Consulting Engineers, Inc. Engineering & Inspection Services

\$ 4,286.70

1600 Met-Ed Traffic Signal Electricity

\$ 27.71

Total Master Escrow Account... **\$ 9,862.40**