

**LOWER NAZARETH TOWNSHIP
BOARD OF SUPERVISORS
MINUTES
August 26, 2009**

The Lower Nazareth Township Board of Supervisors held a regularly scheduled meeting in the Township Municipal Building on Wednesday August 26, 2009. The Vice-Chairman called the meeting to order at 7:30 PM.

Present were:

Dr. Alan V. Dilsaver	- Chairman	Keith Lawler, P.E.	- Engineer, on behalf of Albert Kortze
Eric E. Nagle	- Vice Chairman	Michael Vargo	- Solicitor, on behalf of Gary Asteak
Ricky T. Johnson	- Supervisor	Timm A. Tenges	- Manager, Secretary/Treasurer
Robert S. Kucsan	- Supervisor	Lori B. Seese	- Zoning Administrator
		Tammi Dravec	- Assistant Secretary/Treasurer

Absent was:

Gary N. Asteak, Esq., Solicitor
Albert Kortze, P.E., Engineer
Patrick J. Murphy, Supervisor

Approval of Minutes

The approval of the meeting minutes was tabled until Dr. Dilsaver arrived at 7:35pm.

A motion was moved by Mr. Nagle and seconded by Mr. Johnson to approve the meeting minutes for July 8, 2009. Mr. Kucsan abstained. 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 Report for June and July 2009, the Planning and Zoning Administrator's Report for July 2009, and the Hecktown Volunteer Fire Company Incident Report for July 2009.

Correspondence

There were no items to discuss under Correspondence.

Subdivision and Land Development

Keith and Roberta Herman – Waivers and Deferral Request

The applicant has requested a waiver from SALDO Section 402 which deals with plan submission requirements. The applicant wishes to make a preliminary/final plan submission. A motion was moved by Mr. Johnson and seconded by Mr. Kucsan to approve the waiver request. The motion carried.

The applicant has requested a waiver from SALDO Section 731.4 which deals with the depth of residential lots. A motion was moved by Mr. Kucsan and seconded by Mr. Johnson to approve the waiver request. The motion carried.

The applicant has requested a deferral from the road widening requirements in SALDO Section 741.6. The applicant is proposing widening along the frontage of Lot 2 but is requesting the deferral for Lot 1

because of the presence of a large old tree. After a brief discussion a motion was moved by Mr. Kucsan and seconded by Mr. Nagle to approve the deferral request. The motion carried.

Keith and Roberta Herman – Preliminary/Final Major Subdivision – Resolution #LNT-17-09 – Mr. Lawler reviewed Mr. Kortze's August 24th letter recommending preliminary/final major subdivision approval. A motion was moved by Mr. Johnson and seconded by Mr. Kucsan to approve Resolution #LNT-17-09. The motion carried.

Supervisor's Comments

Mr. Kucsan attended the CRPC meeting on Monday evening.

Mr. Nagle also attended the CRPC meeting and stated the 2010 budget was discussed, but it was in the very preliminary stages so he does not want to quote numbers. Also discussed was updating the Articles of Agreement that was drafted in 1995. Supervisors were distributed a copy of the proposed amendments for review and comment.

Dr. Dilsaver had no comments.

Mr. Johnson commented that he would be out of town and unable to attend the September 23rd Board of Supervisors meeting.

Manager's Report

Project Time Extension Report – Mr. Tenges presented a report for time extensions granted since the last meeting. The township granted an extension for the Mocha Abe Preliminary/Final Land Development plan through October 31, 2009, Halteman Farm Preliminary Major Subdivision plan through December 31, 2009, and the Brown Daub Chevy Volvo Site Plan through October 28, 2009.

Act 32 – EIT Resolution #LNT-15-09 – Act 32 requires the governing bodies of school districts, townships, boroughs, and cities to appoint one voting delegate and one or more alternate delegates to be their Tax Collection Committee (TCC) representatives. Mr. Tenges recommended himself as the primary and the Earned Income Tax Collector, Lorie Gyarmaty, as alternate. A motion was moved by Mr. Kucsan and was seconded by Mr. Nagle to approve Resolution #LNT-15-09 and appoint Timm Tenges as the primary delegate and Lorie Gyarmaty as the alternate. The motion carried.

COG – Zoning Regulations Payment Amendment – Resolution #LNT-16-09 – Due to Moore Township's withdrawal, fees for participation have been revised for the remaining municipalities. The new cost for Lower Nazareth Township is \$5,591.00, up from \$3,998.00. A motion was moved by Mr. Nagle and was seconded by Mr. Johnson to approve Resolution #LNT-16-09 accepting the revised cost for participation. The motion carried.

SR 33 – Main Street/Tatamy Road Interchange – Palmer Township has requested the township endorse the proposed interchange project. Mr. Tenges stated that he would draft a letter to send to Palmer Township if the Board is in support of the proposed interchange at Main Street/Tatamy Road. A motion was moved by Mr. Kucsan and was seconded by Mr. Nagle to authorize Mr. Tenges to draft a letter for Palmer Township. The motion carried.

Lower Nazareth Township Non-Uniform Employees' Pension Plan

Naming Trustee – Resolution #LNT-18-09 – National Penn Investors Trust Co, is our current trustee, however, they need a resolution officially naming them trustee. A motion was moved by Mr. Nagle and was seconded by Mr. Johnson to approve Resolution #LNT-18-09. The motion carried.

Naming Administrator – Resolution #LNT-19-09 – Mr. Tenges, is the current pension administrator, however, National Penn Investors Trust Co needs a resolution officially naming the administrator. A motion was moved by Mr. Nagle and was seconded by Mr. Johnson to approve Resolution #LNT-19-09. The motion carried.

Amendment – Resolution #LNT-20-09 – National Penn Investors Trust Co. has requested an amendment to the language in our pension plan determining the way the money is invested. A motion was moved by Mr. Nagle and was seconded by Mr. Kucsan to approve Resolution #LNT-20-09. The motion carried.

Road Rehabilitation Project – LNT-01-09 – Mr. Tenges reported that the project is moving forward, but at a slower pace than we had hoped. It is currently in the hands of the contractor. There are new guidelines in place and the design must be approved by PennDot. The pre-construction project is set for Friday and hopefully the project can begin within a week. In addition, the Township has begun the process of constructing the internal road system at the property along Newburg Road and Gremar Road. The roads are being built by township forces utilizing rented equipment. The materials for the project are a residual by-product of the road rehabilitation project. The Township will realize a significant cost savings utilizing township staff and the materials from the road project.

East Allen Township – Proposed Zoning Changes – There will be a hearing, at which zoning changes will be addressed, on August 27, 2009. Mr. Tenges will not be able to attend.

Dwelling fire – Over the weekend there was a major dwelling fire at 765-767 Nazareth Pike. Mr. Tenges wanted to commend the Hecktown Volunteer Fire Company on their hard work during this incident.

Engineer's Report

Selvaggio Lot #1 Newburg Industrial Park

Security Reduction & Commencement of Maintenance – A motion was moved by Mr. Nagle and was seconded by Mr. Johnson to reduce the amount of funds held in security by \$9,680.00 and to commence the 18-month maintenance period. The motion carried.

People First Credit Union

Security Reduction & Commencement of Maintenance – A motion was moved by Mr. Nagle and was seconded by Mr. Kucsan to reduce the amount of funds held in security by \$78,646.70 and to commence the 18-month maintenance period. The motion carried.

Country Club Road Business Park

Security Reduction – A motion was moved by Mr. Kucsan and was seconded by Mr. Nagle to reduce the letter of credit by \$72,457.00. The motion carried.

ProLogis Park 33

ProLogis Park Building #1 – Security Reduction & Commencement of Maintenance – A motion was moved by Mr. Johnson and was seconded by Mr. Nagle to reduce the letter of credit by \$50,022.50 and to commence the 18-month maintenance period. The motion carried.

ProLogis Park Building #2 – Security Reduction – A motion was moved by Mr. Kucsan and was seconded by Mr. Nagle to reduce the letter of credit by \$121,269.50. The motion carried.

ProLogis Park – Security Reduction – A motion was moved by Mr. Johnson and was seconded by Mr. Nagle to reduce the letter of credit by \$16,486.80. The motion carried.

Lower Nazareth Commons – Regency Centers

Regency – Lots #1 & #5 – Security Reduction – A motion was moved by Mr. Nagle and was seconded by Mr. Kucsan to reduce the letter of credit by \$786,570.94. The motion carried.

Regency – Corriere Road & Northwood Avenue – Security Reduction – A motion was moved by Mr. Nagle and was seconded by Mr. Johnson to reduce the letter of credit by \$1,109,600.95. The motion carried.

Solicitor's Report

There were no items to discuss 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. Nagle and seconded by Mr. Kucsan to approve the bills dated August 26, 2009. The motion carried.

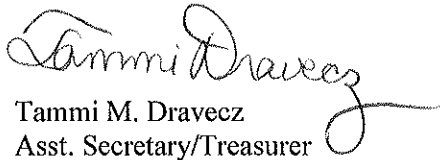
Courtesy of the Floor

Joseph Leuser, 4528 Meadow Drive, was present on behalf of the Hecktown Lower Nazareth Lions Club requesting permission to host an upcoming event and have it and another event announced in our newsletter. The first event is a memorial service and tree dedication for deceased members on Sunday September 20th at 4:00pm. The service will be held in the recreation area behind the Municipal Building. The second is a tree-lighting ceremony in the Lafayette Ambassador Bank parking lot on Sunday December 13th at 4:00pm. Mr. Tenges stated that we could announce the events in our newsletter and on our website. A motion was moved by Dr. Dilsaver and was seconded by Mr. Kucsan to approve the memorial service and tree dedication. The motion carried. A motion was moved by Mr. Johnson and was seconded by Dr. Dilsaver to announce the tree-lighting event in our newsletter. The motion carried.

Adjournment

A motion was moved by Mr. Nagle and seconded by Mr. Johnson to adjourn the meeting at 8:37PM.

Respectfully submitted by,


Tammi M. Dravecz
Asst. Secretary/Treasurer

Lower Nazareth Township
Bills To Be Approved
August 26, 2009

Num	Name	Memo	Amount
<u>GENERAL FUND CHECKING ACCOUNT</u>			
10040	Suburban Propane	Equipment Motor Fuel	\$ 385.94
10041	PLGSA	Conference	\$ 480.00
10042	First State Greyhound Rescue, Inc.	Summer Park Program Event	\$ 100.00
10043	Sam's Club	Office / Summer Park Supplies	\$ 170.24
10044	Jenna L. Murante	Local Services Tax Refund	\$ 52.00
10045	Renee Berthoud	Summer Park Supplies	\$ 108.52
10046	AT&T	Office / Public Works Long Distance	\$ 50.57
10047	Nextel Communications	Office / Public Works Wireless	\$ 305.34
10048	Universal Marketing, Inc.	Equipment Motor Fuel	\$ 2,611.96
	PAID ONLINE Chase Card Services	Equipment Motor Fuel/Conference/Park Supplies	\$ 1,193.86
10049	The Express Times	Advertisement	\$ 371.80
10050	Staples Business Advantage	Office Supplies	\$ 104.87
10051	Edwards Business Systems	Copier Maintenance	\$ 88.00
10052	Ryan Corpora	Local Services Tax Refund	\$ 52.00
10053	Pennsylvania State Police	Employee Background Checks	\$ 90.00
10054	Deer Park	Municipal Bottled Water	\$ 10.25
10055	Pitney Bowes	Postage Machine	\$ 161.84
10056	Selective Insurance Company of America	Workers Compensation	\$ 2,896.00
10057	PA Unemployment Compensation Fund	Unemployment Compensation	\$ 4,923.00
10058	PPL, Inc.	Traffic Signal Electricity	\$ 17.92
10059	Met-Ed	Traffic Signal Electricity	\$ 47.31
10060	Safeguard Business Systems	Office Supplies	\$ 101.35
10061	Signal Service, Inc.	Signal Maintenance	\$ 150.00
10062	Metz Amusements & Concessions	Summer Park Program Event	\$ 325.00
10063	Volunteer Companies Loan Fund	Fire Company Loan	\$ 965.26
10064	Capital Blue Cross	Employee Health Insurance	\$ 16,608.53
10065	Colonial Regional Police Department	Police Contract Payment	\$ 78,443.58
10066	Keystone Nazareth Bank & Trust	Land Loan Payment	\$ 1,095.15
10067	Volunteer Companies Loan Fund	Fire Company Loan	\$ 643.51
10068	Volunteer Companies Loan Fund	Fire Company Loan	\$ 1,011.77
10069	Staples Business Advantage	Office Supplies	\$ 66.85
10070	Horwith Freightliner	Fire Company Vehicle Maintenance	\$ 668.95
10071	Easton Suburban Water Authority	Fire Company Water	\$ 270.00
10072	BWP-Carquest Auto Parts	Fire Company Supplies	\$ 8.78
10073	Staples Credit Plan	Fire Company Office Supplies	\$ 32.36
10074	Fire One	Fire Company Equipment Service	\$ 3,276.50
10075	Micro Fleet Services, Inc.	Fire Company Equipment Maintenance	\$ 213.80
10076	Safeguard Business Systems	Office Supplies	\$ 196.36
10077	Herceg Hauling	Trash Removal	\$ 264.00

Lower Nazareth Township
Bills To Be Approved
 August 26, 2009

GENERAL FUND CHECKING ACCOUNT CONTINUED

10078	Highway Materials, Inc.	Public Works Road Construction	\$ 12,808.03
10079	Suburban Propane	Park Fuel	\$ 387.41
10080	Met-Ed	Traffic Signal Electricity	\$ 126.09
10081	Verizon	Public Works & Municipal Telephone	\$ 519.27
10082	PPL, Inc.	Fire Company Electricity	\$ 995.95
10083	Nextel Communications	Fire Company Wireless	\$ 476.31
10084	Mr. John	Temporary Restrooms	\$ 615.08
10085	Pitney Bowes Purchase Power	Postage	\$ 52.15
10086	United States Postal Service	Postage	\$ 500.00
10087	ExxonMobil	Fire Company Fuel	\$ 147.45
10088	PPL, Inc.	Fire Company Electricity	\$ 1,018.31
10089	BWP-Carquest Auto Parts	Fire Company Equipment Parts	\$ 11.38
10090	Easton Suburban Water Authority	Fire Company Water	\$ 57.81
10091	Verizon	Fire Company Telephone	\$ 186.04
10092	Eastern Industries, Inc.	Public Works Road Construction	\$ 5,151.78
10093	Williamson Law Book Company	Office Supplies	\$ 237.78
10094	Powerco, Inc.	Public Works Equipment Parts	\$ 149.40
10095	Kimball Midwest	Public Works Supplies	\$ 55.23
10096	Universal Marketing, Inc	Public Works Equipment Fuel	\$ 1,581.34
10097	Beruta, Todd M.	Equipment Parts Reimbursement	\$ 19.57
10098	Leiser's, Inc.	Summer Park Program	\$ 132.50
10099	Reliable Sign & Striping, Inc.	Traffic Signs	\$ 470.03
10100	Brown-Daub Ford-Lincoln-Mercury	Public Works Equipment Repair	\$ 529.18
10101	Tony's Tool Crib, LLC	Public Works Equipment	\$ 30.75
10102	Deer Country Farm & Lawn, Inc.	Equipment Parts/Supplies	\$ 233.21
10103	Highway Materials, Inc.	Public Works Road Construction	\$ 140.26
10104	U.S. Municipal Supply, Inc.	Equipment Parts/Supplies	\$ 54.38
10105	Home Depot	Public Works/Park Maintenance	\$ 212.54
10106	Nextel Communications	Municipal Office/Public Works Wireless	\$ 305.34
10107	PA One Call System, Inc.	Monthly Fax Activity	\$ 52.00
10108	AT&T	Municipal Office/Public Works Long Distance	\$ 54.14
10109	The Express Times	Zoning Hearing Advertisement	\$ 269.80
10110	Staples Business Advantage	Office Supplies	\$ 15.86
10111	Sam's Club	Municipal/Summer Park Supplies	\$ 287.29
PAID ONLINE	Chase Card Services	Equipment Motor Fuel/Conference/Website/M	\$ 1,633.08
10112	PEITOAC	PEITOAC Conference	\$ 360.00
10113	Capital Blue Cross	Employee Health Insurance	\$ 1,200.35
10114	Joan Tiger	Local Services Tax Refund	\$ 52.00
10115	Holly Toth	Local Services Tax Refund	\$ 52.00
10116	Abby Werner	Local Services Tax Refund	\$ 28.00
10117	Jillian Meglic	Local Services Tax Refund	\$ 52.00

**Lower Nazareth Township
Bills To Be Approved
August 26, 2009**

GENERAL FUND CHECKING ACCOUNT CONTINUED

10118	Kelly Jonke	Local Services Tax Refund	\$ 12.96
10119	Barbara Calmar	Local Services Tax Refund	\$ 15.00
10120	PrintConcepts	Office Supplies	\$ 344.53
10121	Suburban Propane	Equipment Motor Fuel	\$ 1,825.28
10122	Flurer's Auto Body	Public Works Equipment Maintenance	\$ 25.00
10123	Associated Fasteners, Inc.	Equipment Parts/Supplies	\$ 20.44
10124	Highway Materials, Inc.	Paving/Patching Material	\$ 63.98
10125	Brown-Daub Ford-Lincoln-Mercury	Equipment Repair	\$ 51.98
10126	Toshiba Business Solutions	Copier Maintenance	\$ 2.87
10127	Lori Peck, OCR	Stenographer	\$ 75.00
10128	The Center for Animal Health & Welfare	Animal Services Contract	\$ 150.00
10129	PPL, Inc.	Office.Public Works/Park/St Light/Traffic Sigr	\$ 1,213.71
10130	Vondercrone & Behrens	EIT Audit Service	\$ 1,310.00
10131	France Anderson Basile and Company, P.C	Audit Services	\$ 1,285.00
10132	Brown & Brown of Lehigh Valley	Liability Insurance	\$ 169.00
10133	Commonwealth of Pennsylvania	Pesticide License Renewal	\$ 20.00
10134	Firehouse Magazine	Subscription Renewal	\$ 29.95
10135	Fire Engineering	Subscription Renewal	\$ 21.00
10136	NFPA	Membership Renewal	\$ 300.00
10137	Horwith Freightliner	Fire Company Equipment Maintenance	\$ 3,798.38
10138	Herceg Hauling	Trash Removal	\$ 264.00
10139	Easton Suburban Water Authority	Municipal Bulding Water	\$ 146.26
10140	Deer Park	Municipal Bottled Water	\$ 18.62
10141	Mr. John	Temporary Restrooms	\$ 514.55
10142	Met-Ed	Traffic Signal Electricity	\$ 92.97
10143	Verizon	Municipal / Public Works Local Telephone	\$ 511.55
10144	MicroFire Apparatus Co.	Fire Company Equipment Parts	\$ 121.50
10145	Easton Suburban Water Authority	Fire Company Water	\$ 50.01
10146	IAFC Membership	Membership Renewal	\$ 229.00
10147	Verizon	Fire Company Telehpone	\$ 182.69
10148	Nextel Communications	Fire Company Wireless	\$ 483.28
10149	McGee Uniform	Fire Police Uniforms	\$ 121.00
10150	Selective Insurance Company of America	Workers Comp Insurance	\$ 2,896.00

**Lower Nazareth Township
Bills To Be Approved
August 26, 2009**

GENERAL FUND CHECKING ACCOUNT CONTINUED

10151	Edwards Business Systems	Copier Maintenance	\$	88.00
10152	Jessica DeVito	Local Services Tax Refund	\$	46.00
			\$	166,323.77

CAPITAL RESERVE ACCOUNT

700	Lafayette Ambassador Bank-Lease Dept	2005 Mack Truck	\$	2,019.09
701	Virginia Business Systems	Copier Maintenance	\$	379.95
			\$	2,399.04

OPEN SPACE ACCOUNT

579	Keystone Nazareth Bank & Trust	Land Loan Payment	\$	3,696.08
-----	--------------------------------	-------------------	----	-----------------

DEVELOPMENT & INSPECTION ACCOUNT

1623	CodeMaster Inspection Services, Inc.	Building Inspection Services	\$	14,285.00
1624	Niscayah, Inc.	Building Permit Refund	\$	52.88
1625	CodeMaster Inspection Services, Inc.	Building Inspection Services	\$	300.00
			\$	14,637.88

PAYROLL ACCOUNT

	July 17, 2009		\$	30,644.67
	July 31, 2009		\$	30,882.12
	August 14, 2009		\$	27,863.80
	August 28, 2009		\$	26,458.56
			\$	115,849.15

MASTER ESCROW CHECKING ACCOUNT

1608	Met-Ed	Traffic Signal Electricity	\$	91.18
1609	Lisa Kanyuk	Lighting Key Refund	\$	25.00
1610	Karen Verba	Snack Stand & Lighting Key Refund	\$	25.00
1611	Asteak Law Offices	Legal Services	\$	525.00
1612	Keystone Consulting Engineers	Engineering & Inspection Services	\$	44,035.33
1613	Cindy Michael	Escrow Refund	\$	473.04
1614	Henry Yeska & Son, Inc.	Escrow Refund	\$	3.03
1615	Jim Paterson	Escrow Refund	\$	275.10
1616	Rota Corporation	Escrow Refund	\$	3.82
1617	Richard Buss	Lighting Key Refund	\$	25.00
1618	Met-Ed	Traffic Signal Electricity	\$	109.12

Lower Nazareth Township
Bills To Be Approved
August 26, 2009

MASTER ESCROW CHECKING ACCOUNT CONTINUED

1619	Kevin Rhodes	Lighting Key Refund	\$	25.00
1620	Ron Kline	Lighting & Refreshment Key Refund	\$	50.00
1621	Met-Ed	Traffic Signal Electricity	\$	78.16
1622	Keystone Consulting Engineers	Engineering & Inspection Services	\$	13,836.76
<i>Total Master Escrow Account...</i>			\$	<u>59,580.54</u>