

**LOWER NAZARETH TOWNSHIP
BOARD OF SUPERVISORS
MINUTES
May 13, 2009**

The Lower Nazareth Township Board of Supervisors held a regularly scheduled meeting in the Township Municipal Building on Wednesday May 13, 2009. The Vice-Chairman called the meeting to order at 7:38 PM.

Present were:

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

Absent was:

Patrick J. Murphy, Supervisor

**** It was announced that there would be an executive session after the meeting to discuss litigation. ****

Approval of Minutes

A motion was moved by Mr. Kucsan and seconded by Mr. Johnson to approve the meeting minutes for April 29, 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 Hecktown Volunteer Fire Company Incident Report for April 2009 and Zoning Administrator's Report for April 2009.

Correspondence

There were no topics of discussion under Correspondence

Subdivision and Land Development

There were no topics of discussion under Subdivision and Land Development

Supervisor's Comments

Mr. Nagle and Mr. Johnson had no comments.

Mr. Kucsan, along with Mr. Tenges, attended a meeting with Palmer Township and 9 other communities to discuss a possible interchange on Route 33 in Tatamy.

Manager's Report

Sewage Facilities Planning Module – Lower Nazareth Commercial Park – Resolution #LNT-11-09 – A motion was moved by Mr. Johnson and seconded by Mr. Kucsan to approve Resolution #LNT-11-09. The motion carried.

New Interchange – Mr. Tenges, along with Mr. Kucsan, attended a meeting with Palmer regarding an interchange on Route 33 in Tatamy. The interchange would be paid for by Charles Chrin, who is also proposing a hockey arena in that area. A public hearing will be scheduled for discussion on this proposal.

ProLogis Parkway Update – Mr. Tenges reported that they are making progress with their negotiations with Palmer Township and hope to have an agreement by the next meeting.

Also, sinkholes have opened on ProLogis Parkway and will be reviewed tomorrow.

Act 4 – Mr. Tenges spoke with the school district in regards to their opinion on Act 4 and noted that they were rejecting the concept.

Township Newsletter – Mr. Tenges wanted to apologize for the newsletter's late arrival. It has been sent to the printer weeks ago. It was, however, posted to the township's website on April 15th.

*** *Dr. Dilsaver arrived (7:45pm)* ***

Engineer's Report

The Keith Corp. – Tractor Supply – Letter of Credit Reduction & Commencement of Maintenance Period
Mr. Kortze reviewed his letter dated May 8th recommending a \$216,550.95 reduction in the letter of credit and to commence the 18-month maintenance period. A motion was moved by Mr. Kucsan and was seconded by Mr. Nagle to reduce the letter of credit and commence the maintenance period. The motion carried.

Solicitor's Report

Traffic Signal Maintenance Agreement – Jandy/Essroc – Solicitor Asteak reviewed the agreement with the Board requested the Board's authorization to execute the agreement. A motion was moved by Mr. Johnson and was seconded by Mr. Nagle to execute this agreement. The motion carried.

Ashley Development – Trio Farms – Letter of Credit Expiration – Solicitor Asteak stated that the township received a letter from Wachovia Bank that this letter of credit would be expiring on June 5, 2009. After an ongoing negotiation, and threatening to call in the \$1.8 million letter of credit, the bank agreed to renew the letter of credit through June 5, 2010. One condition that the bank had was that Lower Nazareth Township extends their agreement with the developer extending the time the developer has to complete the improvements. A motion was moved by Mr. Nagle and was seconded by Mr. Kucsan to authorize execution of that agreement. The motion carried.

Mr. Tenges wanted the record to reflect that this is in no way absolving Ashley Development of their obligations and responsibility for the property.

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. Johnson and seconded by Mr. Nagle to approve the bills dated May 13, 2009.
The motion carried.

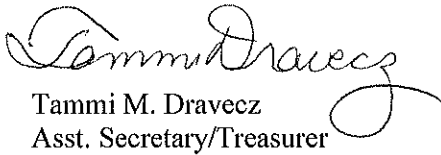
Courtesy of the Floor

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

Adjournment

A motion was moved by Mr. Johnson and seconded by Mr. Nagle to adjourn the meeting at 8:02PM.

Respectfully submitted by,


Tammi M. Dravec
Asst. Secretary/Treasurer

Lower Nazareth Township
Bills To Be Approved
 May 13, 2009

Num	Name	Memo	Amount
<u>GENERAL FUND CHECKING ACCOUNT</u>			
9859	Kucsan, Robert S.	PSATS Conference Reimbursement	\$ 119.69
9860	AT&T	Municipal/Public Works Long Distance	\$ 56.47
9861	Brown & Brown of Lehigh Valley	Accident Insurance	\$ 500.00
9862	BWP-Carquest Auto Parts	Public Works Equipment Parts/Supplies	\$ 118.30
9863	East Lawn Supply Co., Inc.	Park Facility Maintenance	\$ 11.87
9864	Easton Suburban Water Authority	Fire Company Water	\$ 44.81
9865	The Express Times	Advertisements	\$ 36.23
9866	The Express Times	Advertisements	\$ 705.00
9867	Fire Engineering	Fire Company Subscription Renewal	\$ 29.95
9868	Highway Materials, Inc.	Paving/Patching Material	\$ 84.80
9869	Home Depot	Park Facilities Maintenance / Public Works Sh	\$ 460.85
9870	Keystone Consulting Engineers, Inc.	Sewage Enforcement Officer Services	\$ 112.50
9871	Kistler O'Brien	Fire Company Sprinkler Inspection Services	\$ 270.00
9872	Met-Ed	Traffic Signal Electricity	\$ 48.49
9873	Mr. John	Temporary Restrooms	\$ 583.03
9874	Nazareth Key	Advertisements	\$ 857.70
9875	Nextel Communications	Fire Company Wireless Service	\$ 411.80
9876	PA One Call System, Inc.	Monthly Fax Activity	\$ 48.10
9877	PPL, Inc.	Municipal/Public Works/Park/Fire/Traffic Sigr	\$ 1,822.56
9878	Lori Peck, OCR	Stenographer	\$ 90.00
9879	Sam's Club	Municipal / Public Works Supplies	\$ 136.16
9880	Schall's Brakes & Repairs, Inc.	Municipal Vehicle Maintenance	\$ 220.00
9881	Staples Business Advantage	Municipal Office Supplies	\$ 38.97
9882	Toshiba Business Solutions	Copier Maintenance	\$ 2.26
9883	Tommy's Small Engine Repair	Public Works Equipment Parts	\$ 42.00
9884	Valley Industrial Rubber Products	Public Works Equipment Parts	\$ 70.19
9885	Verizon	Fire Company Telephone	\$ 207.22
9886	Stewart-Amos Equipment Co.	Street Sweeper Rental Parts	\$ 534.60
9887	Nextel Communications	Municipal/Public Works Wireless	\$ 304.47
9888	The Express Times	Subscription Renewal	\$ 52.00
9889	Fogels Fuel Service	Maintenance Agreement	\$ 265.00
9890	Staples Credit Plan	Office / Summer Park Supplies	\$ 79.54
9891	Commonwealth of Pennsylvania	Office Furniture	\$ 297.50
9892	Volunteer Companies Loan Fund	Fire Company Loan	\$ 965.26

**Lower Nazareth Township
Bills To Be Approved
May 13, 2009**

GENERAL FUND CHECKING ACCOUNT CONTINUED

9893	Capital Blue Cross	Employee Health Insurance	\$ 16,608.53
9894	Colonial Regional Police Department	Police Contract Payment	\$ 78,443.58
9895	Keystone Nazareth Bank & Trust	Land Loan Payment	\$ 1,095.15
9896	Volunteer Companies Loan Fund	Fire Company Loan	\$ 643.51
9897	Volunteer Companies Loan Fund	Fire Company Loan	\$ 1,011.77
9898	U.S. Municipal Supply, Inc.	Public Works Equipment Repair	\$ 16.77
9899	Hilltop Sales & Service	Public Works Equipment Repairs	\$ 38.45
9900	Master Supply Line	Park/Public Works Supplies	\$ 204.58
9901	Walmart Community BRC	Municipal/Public Works Supplies	\$ 81.19
9902	Sam's Club	Renew Membership	\$ 35.00
9903	Chase Card Services	PSATS/Conferences/Vehicle Fuel/Intuit PR Su	\$ 4,756.00
		Total General Fund Checking Account...	<u><u>\$ 112,561.85</u></u>

CAPITAL RESERVE ACCOUNT

694	Lafayette Ambassador Bank-Lease Dept	2005 Mack Truck	\$ 2,019.09
695	Virginia Business Systems	Copier Maintenance	\$ 379.95
		Total Capital Reserve Account...	<u><u>\$ 2,399.04</u></u>

OPEN SPACE ACCOUNT

576	Keystone Nazareth Bank & Trust	Land Loan Payment	<u><u>\$ 3,696.08</u></u>
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PAYROLL ACCOUNT

May 8, 2009			<u><u>\$ 28,101.41</u></u>
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DEVELOPMENT & INSPECTION ACCOUNT

1618	CodeMaster Inspection Services, Inc.	Building Inspection Services	<u><u>\$ 48,114.00</u></u>
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MASTER ESCROW CHECKING ACCOUNT

1591	Met-Ed	Traffic Signal Electricity	\$ 214.62
1592	Keystone Consulting Engineers, Inc.	Engineering & Inspection Services	\$ 823.88
		Total Master Escrow Account...	<u><u>\$ 1,038.50</u></u>