

**LOWER NAZARETH TOWNSHIP
BOARD OF SUPERVISORS
MINUTES
April 11, 2012**

The Lower Nazareth Township Board of Supervisors held a regularly scheduled meeting in the Township Municipal Building on Wednesday April 11, 2012. The Chairman called the meeting to order at 6:30 PM.

Present were:

Eric E. Nagle	-	Chairman	Gary Asteak	-	Solicitor
Robert S. Kucsan	-	Vice Chairman	Albert Kortze	-	Engineer
Gerald R. Green	-	Supervisor	Timm A. Tenges	-	Manager, Secretary/Treasurer
Martin J. Boucher	-	Supervisor	Tammi Dravec	-	Assistant Secretary/Treasurer
James S. Pennington	-	Supervisor	Lori B. Seese	-	Zoning Administrator

Approval of Minutes

A motion was moved by Mr. Pennington and was seconded by Mr. Kucsan to approve the meeting minutes for March 28, 2012. The motion carried.

Reports

All reports are available to review at the Township Office and on our website.

Mr. Nagle acknowledged the receipt of the Planning & Zoning Administrator's Report for March 2012.

Correspondence

There were no items to discuss under Correspondence.

Subdivision and Land Development

Snyder's-Lance Land Development Improvements Agreement – Authorization to Execute – A motion was moved by Mr. Green and was seconded by Mr. Boucher to authorize execution of this agreement. The motion carried.

Estates at Deer Crossing – Sidewalk Waiver Request – James Faust and Larry Turoscy were present. Mr. Kortze reviewed his April 11th letter. There was a discussion on SNOUT systems and their maintenance.

Mr. Kucsan believes the sidewalks are needed so children have a safe place to walk to the bus. Mr. Faust believes people won't shovel the sidewalks in winter and kids will be in the streets anyway.

Mr. Turoscy stated that if they don't get the waiver he doesn't know what they will do; perhaps ask for a waiver for paver sidewalks. He commented that paver sidewalk act like grass; allowing water to pass through.

There was discussion about another option, pervious concrete, which looks acts like pavers but does not hold up as well as traditional sidewalks/concrete. Mr. Turoscy stated they used pavers in a development at 8th & Eaton Avenue.

Mr. Nagle stated he was not inclined to grant the waiver but was interested in alternatives to traditional sidewalks.

Mr. Tenges stated he would like to see the pavers. Therefore they would take a road trip and report back to the Board. The waiver request was tabled until the May 2nd meeting.

Supervisors' Comments

Mr. Kucsan, Mr. Nagle, and Mr. Boucher had no comments.

Mr. Pennington stated that he is concerned about the loss of earned income tax dollars from the Neighborhood Improvement Zone (NIZ) and thinks Lower Nazareth should join in the lawsuit as an intervener.

Solicitor Asteak stated that as an intervener we are saying "we support" the lawsuit. We file a petition to intervene however the heavy burden still remains with Hanover and Bethlehem Townships. There would only be a modest cost to us.

Mr. Nagle was also upset about the loss, but questioned spending taxpayers' money to join the fight.

A motion was moved by Mr. Pennington and was seconded by Mr. Kucsan to authorize Solicitor Asteak to file the petition to intervene. Mr. Kucsan, Mr. Pennington, Mr. Green, and Mr. Boucher voted for, Mr. Nagle voted against. The motion carried.

Mr. Green commented that the "H" on the Hollo Road street sign is missing.

Manager's Report

Time Extension Report – Mr. Tenges reported that the applicant for the Brown Daub Fiat Conditional Use has granted the Township an extension until July 27, 2012.

Christian Springs Road Update – Mr. Tenges commented that he has made several attempts to contact International Speedway Corp (ISC) regarding the Easement Agreement; he has received no response. He asked the Board to authorize the Solicitor to send a letter to ISC's Attorney informing them that if they fail to respond we will proceed with eminent domain. A motion was moved by Mr. Nagle and was seconded by Mr. Pennington. The motion carried.

Engineer's Report

Grading Plan Review – 712 Concord Road – Mr. Kortze reviewed his April 9th letter. In his letter he stated that a report by J. Valentine, a soil scientist/biologist, concluded that regulated wetlands are not present on this property. However, since this area was disturbed last summer, the Board may wish to seek a jurisdictional wetlands determination from the Army Corps of Engineers. Mr. Kortze commented that this would be at no cost to the property owner.

Mr. Nagle made a motion and Mr. Pennington seconded the motion that we require a jurisdictional wetlands determination by the Army Corps of Engineers.

Christopher Zajacek and Pamela Burzynski were present; Mr. Zajacek sold this property to Mr. and Mrs. Burzynski. Mr. Zajacek respectfully requested that no additional testing be required; that it was unfair to the property owner. The property was disturbed by Nazareth Borough Municipal Authority (NBMA) and Easton Suburban Water Authority (ESWA) during last summer's sewer installation and water improvements.

Mr. Nagle asked what we were facing if we didn't require the additional testing. Mr. Pennington didn't see the harm in getting a second opinion. Mr. Boucher questioned when the most recent testing had been completed.

After a discussion the Board voted on the motion. Mr. Boucher and Mr. Pennington voted for, and Mr. Kucsan, Mr. Nagle, and Mr. Pennington voted against. The motion to require additional testing failed. A review by the Army Corp of Engineers is *not* required.

Solicitor's Report

Real Estate Agreement of Sale – “Trinity Triangle” – Solicitor Asteak reviewed the Agreement of Sale for the purchase of the “triangle” currently owned by Trinity Evangelical Lutheran Church on Nazareth Pike. A motion was moved by Mr. Boucher and was seconded by Mr. Kucsan to execute the agreement of sale.

Solicitor Asteak asked that the Board authorize the Township Engineer to do a survey of that parcel. A motion was moved by Mr. Pennington and was seconded by Mr. Green. The motion carried.

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 moved by Mr. Boucher and was seconded by Mr. Pennington to approve payment of the bills dated April 11, 2012. The motion carried.


Courtesy of the Floor

No items were discussed under Courtesy of the Floor.

Adjournment

The meeting adjourned at 7:40pm.

Respectfully submitted by,


Tammi Dravec
Assistant Secretary/Treasurer

**Lower Nazareth Township
Bills To Be Approved
April 11, 2012**

<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>
<u>GENERAL FUND CHECKING ACCOUNT</u>			
12432	Hecktown Volunteer Fire Company	Fire Company Loan	\$ 965.26
12433	Volunteer Companies Loan Fund	Fire Company Loan	\$ 965.26
12434	Colonial Regional Police Department	Police Contract Payment	\$ 86,944.36
12435	PA Municipal Health Insurance Cooperati	Employee Health Insurance	\$ 17,574.37
12436	Volunteer Companies Loan Fund	Fire Company Loan	\$ 1,011.77
12437	Convergent Communications	Telephone Maintenance	\$ 1,976.00
12438	Kelly Kresge	Local Services Tax Refund	\$ 52.00
12439	ISOBunkers, LLC	Equipment Motor Fuel	\$ 83.48
12440	Nextel Communications	Fire Company Wireless	\$ 475.98
12441	Fire Apparatus Services	Fire Company Equipment Maintenance	\$ 1,225.53
12442	PPL, Inc.	Fire Company Electricity	\$ 460.96
12443	Horwith Freightliner	Fire Company Equipment Maintenance	\$ 15.34
12444	BWP-Carquest Auto Parts	Equipment Parts/Supplies	\$ 2,561.38
12445	Brown & Brown of Lehigh Valley	Summer Park Program Insurance	\$ 500.00
12446	Service Tire Truck Centers	Tool/Equipment Repairs	\$ 293.22
12447	Weiwei Qi	Real Estate Tax Refund	\$ 642.59
12448	Fellheimer & Eichen LLP	Legal Services	\$ 377.50
12449	Home Depot	Facilities Maintenance	\$ 308.99
12450	Met-Ed	Traffic Signal Electricity	\$ 117.65
12451	U.S. Municipal Supply, Inc.	Traffic Signs	\$ 1,810.43
12452	Reliable Sign & Striping, Inc.	Traffic Signs	\$ 5,904.74
12453	Wilson Products	Equipment Parts/Supplies	\$ 168.50
12454	Martin Stone Quarries, Inc	Park Supplies	\$ 620.42
12455	PPL, Inc.	Traffic Signal/St Light/Municipal/PW/Park Ele	\$ 901.24
12456	PA One Call System, Inc.	Monthly Fax Activity	\$ 43.56
12457	Nextel Communications	Municipal/Public Works Wireless	\$ 334.07
12458	AT&T	Municipal/Public Works Long Distance	\$ 88.32
12459	Northampton County Seed Company, Inc.	Park Facilities Maintenance	\$ 212.00
12460	Interstate Battery of Allentown	Equipment Parts/Supplies	\$ 104.95
12461	Brown-Daub Ford	Equipment Parts/Supplies	\$ 16.58
12462	STS Tire & Auto Centers	Equipment Repairs	\$ 63.55

**Lower Nazareth Township
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April 11, 2012**

GENERAL FUND CHECKING ACCOUNT CONTINUED

12463	The Express Times	Zoning Hearing Advertisement	\$ 317.40
12464	Palmer Township Board of Supervisors	MS4 Advertisement	\$ 51.78
12465	France Anderson Basile and Company, P.C	Audit Services	\$ 1,680.00
12466	Keystone Municipal Insurance	Workers Comp Insurance	\$ 7,745.00
12467	Bursich Associates, Inc.	Act 537 Plan Update	\$ 402.18
12468	Larry Kline	Expense Reimbursement	\$ 74.70
12469	ExxonMobil	Fire Company Equipment Motor Fuel	\$ 655.06
12470	Easton Suburban Water Authority	Fire Company Water	\$ 328.21
12471	Home Depot	Fire Company Supplies	\$ 274.16
12472	Memorial Library of Nazareth & Vicinity	1st Quarter Library Service	\$ 21,250.00
12473	Easton Suburban Water Authority	Water Hydrant Assessment	\$ 13,530.00
12474	Pitney Bowes	Postage Meter	\$ 199.00
12475	Easton Area Joint Sewer Authority	Operating & Capital Operating Expenses/Debt	\$ 1,077.11
12476	Lori Peck, OCR	Stenographer	\$ 195.00
12477	Ealer Electric Supply Company	Facilities Maintenance	\$ 58.79
12478	Enter.net	Website/Internet Services	\$ 450.00
12479	Kimball Midwest	Public Works Supplies	\$ 178.00
12480	Suburban Propane	Park Fuel	\$ 181.93
12481	Chase Card Services	Conference/Equipment Motor Fuel/Maintenanc	\$ 755.24
12482	Keystone Consulting Engineers	Engineering & Inspection Services	\$ 4,167.50
<i>Total General Fund Checking Account...</i>			\$ 180,391.06

PAYROLL ACCOUNT

April 5, 2012

\$ 28,829.77

RECYCLING/REFUSE ACCOUNT

1129	A.B. Martin Roofing Supply, LLC	Pole Building	\$ 13,540.98
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**Lower Nazareth Township
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CHRISTIAN SPRINGS ROAD ACCOUNT

509	Keystone Consulting Engineers	Engineering Services	\$ 2,800.00
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OPEN SPACE ACCOUNT

618	A.B. Martin Roofing Supply, LLC	Pole Building	\$ 4,513.66
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MASTER ESCROW CHECKING ACCOUNT (KNBT)

1932	Asteak Law Offices	Legal Services	\$ 218.75
1933	Keystone Consulting Engineers, Inc.	Engineering & Inspection Services	\$ 3,099.50
		<i>Total Master Escrow Checking Account...</i>	\$ 3,318.25

MASTER ESCROW CHECKING ACCOUNT (LAB)

1018	Teresa Aurand	Escrow Refund	\$ 525.08
1019	Met-Ed	Traffic Signal Electricity	\$ 258.93
1020	Asteak Law Offices	Legal Services	\$ 743.75
1021	Keystone Consulting Engineers, Inc.	Engineering & Inspection Services	\$ 1,322.00
		<i>Total Master Escrow Checking Account...</i>	\$ 2,849.76