

**LOWER NAZARETH TOWNSHIP  
BOARD OF SUPERVISORS  
MINUTES  
February 11, 2015**

The Lower Nazareth Township Board of Supervisors held a regularly scheduled meeting at the Lower Nazareth Municipal Building on Wednesday February 11, 2015. The Chairman called the meeting to order at 6:30 PM.

Present were:

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

**Absent were**

Eric E. Nagle	- Supervisor
Tammi Dravec	- Assistant Secretary/Treasurer

**Approval of Minutes**

A motion was moved by Mr. Green and was seconded by Mr. Boucher to approve the minutes from the January 14<sup>th</sup> Board of Supervisors meeting. The motion carried.

**Reports** (*Reports are available to review at the Township Office and on our website.*)

Mr. Pennington acknowledged the receipt of the Hecktown Volunteer Fire Company Incident Reports for January 2015, the Financial Report for December 2014, and the 2014 Library Report.

**Correspondence**

There were no items to discuss under Correspondence.

**Subdivision and Land Development**

**Sam's Club Land Development Improvements Agreement** - A motion was made by Mr. Boucher and seconded by Mr. Kucsan for authorization to execute the agreement. The motion carried.

**Supervisors' Comments**

Mr. Kucsan had read an article about a proposed movement to offer tax breaks for individuals who volunteer for Emergency Services. Mr. Kucsan thought that this is something that we should speak to our State Legislatures and try to have passed. Mr. Kucsan thought this would be a great motivator for getting more people to donate their time to a wonderful cause.

Mr. Green attended the American Heart Association heroes' award ceremony and was pleased to see that the Bethlehem Township Ambulance Corps was honored with a top heart care award for excellent service, and he is pleased with how well they are doing in servicing the Township.

Mr. Green stated that he also had some concerns about the proposed pipeline and wanted to make sure that these concerns be put in the letter that is being sent to the FERC for review. Mr. Green, Mr. Boucher, and Mr. Pennington wanted to make sure that it was known that Lower Nazareth Township would like the pipeline not to be in a close proximity to the Lower Nazareth Elementary School, and that there would be no compressor stations or exposed valves within the Township.

Steven Maher commented from the floor that at the January meeting it was said that the Township would accept public comment regarding the pipeline until February 28, 2015 but he has seen that FERC will only accept comments until February 27, 2015 and wanted to make sure that the Township was aware of the earlier date. Mr. Tenges said that the Township was aware of the new date and will make sure they have distributed the letter to FERC by the desired date. Mr. Maher also wanted to make it know that the Solicitor for the Nazareth Area School District had made public comment on their concerns of constructing a new pipeline so close to the school.

Mr. Kucsan wanted to tell residents that the first map that was proposed for the pipeline showed the pipe going directly through his back yard that would require him to remove his two gazebos and his in ground pool, so he went to the second meeting that the pipeline was hosting to raise his concerns, and after they reviewed his property they shifted the pipeline so that it missed his property entirely. He wanted residents to know that they should go and speak to the representatives of the pipeline because they may be able to work with them too.

Mr. Pennington said that he had attended the Council of Governments meeting and they discussed trying to arrange a meeting with local legislators to see what was going on in Washington that could be affecting local communities.

Mr. Boucher had no comment.

#### **Manager's Report**

Library Board Representative – Mr. Tenges stated that we had received a letter of interest from Jordan G. Howell of Mulberry Drive, who was interested in being our second delegate on the Library Board. Mr. Tenges said that Mr. Howell was more than qualified for the position and would like to have the supervisors move to appoint him to the board. A motion was made by Mr. Kucsan and seconded by Mr. Boucher to appoint Mr. Howell to the Library Board. The motion carried.

PennEast Pipeline – Mr. Tenges also stated that he attended a Penn East Pipeline meeting hosted by Representative Marcia Hahn and that it had some wonderful speakers that brought up some excellent points and he was sure to include them in the letter being sent to the FERC.

Sports – Mr. Tenges stated that representatives from football have asked if they can erect signs for advertisement on their fences similar to the ones that baseball has done. Mr. Tenges said that they would be responsible for maintaining the signs and keeping them from falling into disrepair. A motion was made by Mr. Green and seconded by Mr. Boucher to allow football to begin erecting signs for advertisement with conditions set by the Township. The motion carried.

#### **Engineer's Report**

Mr. Kortze stated that at the request of the Township Manager that he had attended a Lehigh Valley Transit Authority meeting and gave a five minute presentation asking for funding for intersections within the Township. Mr. Kortze said that they will be awarding grants for improvements to municipalities and that this is a twenty year funding program. He stated that he will keep the Township updated with any news that he hears regarding to these grants.

#### **Solicitor's Report**

Firearms Ordinance Repeal – Authorization to Advertise – A motion was made by Mr. Boucher and seconded by Mr. Green for authorization to advertise the firearms ordinance repeal. The motion carried.

Bethlehem/Lower Nazareth Sewer Agreement - Authorization to Advertise -- A motion was made by Mr. Green and seconded by Mr. Boucher for authorization to advertise for the Bethlehem/Lower Nazareth Sewer Agreement. 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. Kucsan and was seconded by Mr. Boucher to approve payment of the bills dated February 11, 2015. The motion carried.

#### Courtesy of the Floor

Bob Hoyer asked if the Township had heard if K&S would be appealing the decision. Solicitor Asteak stated that as of this time we still hadn't received notice of an appeal.

*\*\*\* 7:00pm recess until 7:30pm \*\*\**

#### Conditional Use Hearing – Liberty Property Trust CU#2014-01

Solicitor Asteak opened the hearing with a brief recap of the previous Conditional Use hearing. He also read a list of exhibits Z-1 through Z-15 and A-1 through A-3.

Mr. Stitt started the Hearing by cross examining Mr. Wichner. Mr. Stitt asked to have a revisions letter from the Pennsylvania Department of Transportation regarding the traffic study be entered into exhibit as Cardinal Exhibit #1. Mr. Stitt asked many questions about how the applicants would satisfy the Penn Dot requirements addressed in the letter and asked if Mr. Wichner had any reason to believe that they would have to amend the plans to include widening the road on the east side of 191 which is in front of his clients property. Mr. Wichner stated that he believes that they will be able to comply with all of Penn Dot's requirements and does not see a reason that his applicant would be asked to touch that side of 191.

Mr. Preston re questioned Mr. Wichner and asked if he felt that the applicant would have any issues with compliance as associated with the review letter from Penn Dot. Mr. Wichner stated that he did not feel they would have any problems meeting the prescribed requirements.

Jay Locher, 4355 King George Drive, asked if Mr. Wichner can summarize the lane change proposals.

Richard Zieginfuss, 4355 King George Drive, asked if applicant had done a study to review safety of roads with the increased traffic, especially with concern for children's safety with school busses. Mr. Wichner stated that all of the plans would be Penn Dot approved and inherently include standards that comply with all safety requirements on public roads.

Chris Sandone, 4358 King George Drive, asked if the applicant had gone to Penn Dot to ask how to optimize the existing traffic signals. Mr. Wichner stated that they have done a computer generated study to determine the timing.

Marianne Lesher, 523 Daniels Road, wanted to know how you are going to stop the stacking of vehicles when making a turn into the facility. Mr. Wichner stated that a separate turning lane would be installed so that it will not impede traffic.

Mike Tyler, 614 Greinar Road, asked if they have given any consideration of how the trucks will travel, if they use alternate roads. Mr. Wichner stated that they feel most traffic will stay to the main thruways and head to the major roads.

Bert Smalley, 4335 King George Drive, asked how you factor in for increased traffic from normal development over the course of several years when you plan a project like this. Mr. Wichner stated that the studies provided did factor in growth over the next several years and complies with Penn Dot standards.

Bob Hoyer, 365 Country Club Road, was surprised that they were not going to do any new signals for 191 with all of the increased traffic.

Mark Fenstermaker, 619 Nazareth Pike, asked if he knew if any studies have been completed to address the effects of vibrations on the homes on flagstone base. Mr. Wichner said that he was not aware of any studies that are done for vibrations of that type.

Zach Cobrinik, 4467 Briarwood Drive, wanted to know if he thought it would be beneficial for restricting turns at certain times if the Township was willing to enforce the signage. Mr. Wichner stated that in a perfect world it may help.

Steven Rodriguez, 4497 Briarwood Drive, asked if he could explain the ten second delay in traffic lights? Mr. Wichner explained it is the amount of time that cannot be exceeded when adding traffic to an existing traffic light under Penn Dot requirements.

Mr. Trovato questioned Mr. Wichner asking that if your original study was conducted with the assumption that the applicant would be able to gain a conveyance through his clients property will you still meet all conditions of the local ordinance if a conveyance is not granted. Mr. Wichner said that receiving a conveyance would be the best option but that they have devised two other scenarios that will comply with all of the regulations to develop.

Mr. Preston followed up by asking Mr. Wichner that no matter which scenario is eventually used, the applicant will be able to comply with all stipulations for the road systems. Mr. Wichner stated that they would be able to comply.

Solicitor Asteak stated will be breaking for the evening and the hearing will continue on March 11<sup>th</sup> at 7:00pm.

#### **Adjournment**

A motion was moved by Mr. Boucher and was seconded by Mr. Green to adjourn the meeting at 9:15PM.

Respectfully submitted by,



Eric Albert  
Municipal Office Operations Coordinator

**Lower Nazareth Township  
Bills To Be Approved  
February 11, 2015**

**GENERAL FUND CHECKING ACCOUNT**

<b>Num</b>	<b>Name</b>	<b>Memo</b>	<b>Amount</b>
15013	Lori Peck, OCR	Stenographer	\$ 615.00
15014	Fogels Fuel Service	Municipal Heating Fuel Maintenance	\$ 1,593.11
15015	Liberty Propane Inc.	Municipal Building Propane	\$ 2,794.55
15016	PA Unemployment Compensation Fund	Unemployment Compensation	\$ 72.96
15017	The Express Times	Advertisement	\$ 411.90
15018	Edwards Business Systems	Copier Maintenance	\$ 503.86
15019	Deer Park	Municipal Bottled Water	\$ 36.04
15020	Keystone Volunteer Insurance Group	Fire Company Insurance	\$ 921.00
15021	NFPA	Fire Company Subscription Renewal	\$ 165.00
15022	Harold's R.V. Center	Fire Company Equipment	\$ 66.05
15023	PPL, Inc.	Fire Company Electricity	\$ 799.29
15024	Verizon Wireless	Fire Company Wireless	\$ 459.97
15025	Service Electric Telephone Co.	Fire Company Telephone	\$ 39.26
15026	Service Electric Cable TV Inc	Fire Company Internet	\$ 44.35
15027	Easton Suburban Water Authority	Fire Company Water	\$ 275.00
15028	PSATS CDL Program	CDL Drug Testing	\$ 60.00
15029	Valley Industrial Rubber Products	Equipment Parts/Supplies	\$ 56.72
15030	Safeguard Business Systems	Office Supplies	\$ 183.68
15031	Staples Business Advantage	Office Supplies	\$ 17.45
15032	Stotz & Fatzinger Office Supply	OfficeTax Collection/Zoning Supplies	\$ 42.54
15033	Morton Salt, Inc.	Winter Maintenance	\$ 11,032.56
15034	Advanced Auto Parts Professional	Public Works Equipment Parts/Supplies	\$ 71.68
15035	Keystone Consulting Engineers, Inc.	Engineering & Inspection Services	\$ 389.50
15036	Suburban Propane	Park Fuel	\$ 225.45
15037	Eastern Industries, Inc.	Winter Maintenance	\$ 2,090.31

**Lower Nazareth Township  
Bills To Be Approved  
February 11, 2015**

**GENERAL FUND CHECKING ACCOUNT CONTINUED**

<b>Num</b>	<b>Name</b>	<b>Memo</b>	<b>Amount</b>
15038	State Worker's Insurance Fund	Workers Compensation	\$ 4,280.00
15039	Lehigh County Extension Program Account	Meeting/Conference	\$ 15.00
15040	Lower Nazareth Township	2014 Unencumbered Funds	\$ 15,000.00
15041	LMS Designs and Signs	Equipment Parts/Supplies	\$ 725.50
15042	Easton Suburban Water Authority	Fire Company Water	\$ 56.75
15043	ExxonMobil	Fire Company Fuel	\$ 385.59
15044	Home Depot	Fire Company Supplies	\$ 299.54
15045	Witmer Public Safety Group	Fire Company Supplies	\$ 226.00
15046	Keystone Municipal Insurance	Workers Comp Insurance	\$ 4,295.00
15047	PPL, Inc.	Municipal Drive Electricity	\$ 716.80
15048	PPL, Inc.	Traffic Signal/St Light/Municipal/PW/Park Ele	\$ 844.55
15049	Brown & Brown of Lehigh Valley	Asst Treasurer Bond	\$ 750.00
15050	Lori Peck, OCR	Stenographer	\$ 435.00
15051	Toshiba Business Solutions	Copier Maintenance	\$ 15.38
15052	Suburban Propane	Park Fuel	\$ 239.63
15053	Suburban Propane	Public Works Fuel	\$ 1,448.27
15054	Easton Suburban Water Authority	Municipal Bldg Water	\$ 32.06
15055	The Express Times	Advertisement	\$ 394.60
15056	The Morning Call	Subscription Renewal	\$ 79.92
15057	Met-Ed	Traffic Signal Electricity	\$ 249.95
15058	Verizon	Public Works Telephone	\$ 161.44
15059	Verizon	Municipal Office Telephone	\$ 465.33
15060	PAMA	2015 Membership Dues	\$ 280.00
15061	A&A Sales Associates, LLC	Public Works Supplies	\$ 1,665.75
15062	Kimball Midwest	Public Works Supplies	\$ 307.33

**Lower Nazareth Township  
Bills To Be Approved  
February 11, 2015**

**GENERAL FUND CHECKING ACCOUNT**

15063	Valley Industrial Rubber Products	Equipment Parts/Supplies	\$	178.55
15064	PAPCO	Equipment Motor Fuel	\$	2,442.39
15065	Mansfield Oil Company	Equipment Motor Fuel	\$	39.70
15066	Gregory Prehodka	Reimburse Property Damage	\$	25.00
15068	Brown & Brown of Lehigh Valley	Public Official Liability Insurance	\$	7,698.00
15069	Signal Service, Inc.	Traffic Signal Maintenance	\$	1,775.00
15070	Hecktown Volunteer Fire Company	Fire Company Loan	\$	965.26
15071	Volunteer Companies Loan Fund	Fire Company Loan	\$	965.26
15072	Colonial Regional Police Department	Police Contract Payment	\$	98,566.50
15073	PA Municipal Health Insurance Cooperati	Employee Health Insurance	\$	18,037.91
15074	Volunteer Companies Loan Fund	Fire Company Loan	\$	1,011.77
15075	All-Phase Electric Supply Co.	Facilities Maintenance	\$	32.74
15076	United Electric Supply Co, Inc	Facilities Maintenance	\$	10.49
15077	Five Star International LLC	Public Works Equipment Parts/Supplies	\$	160.00
15078	Trinco - Trinity Tool Company	Public Works Miscellaneous Tools/Equipment	\$	123.53
15079	Staples Business Advantage	Office Supplies	\$	171.95
15080	Home Depot	Public Works Supplies	\$	175.36
15081	AT&T	Municipal/Public Works Long Distance	\$	70.41
15082	The Pennsylvania Municipal League	Membership Renewal	\$	65.00
15083	PA One Call System, Inc.	Monthly Fax Activity	\$	49.53
15084	Environmental Energy Solutions, LLC	Winter Maintenance Materials	\$	3,850.00
15085	Advanced Auto Parts Professional	Public Works Equipment Parts/Supplies	\$	224.86
15086	Cumberland Truck Parts	Public Works Equipment Parts/Supplies	\$	2,206.77
15087	Structural Metal Fabricators, Inc.	Public Works Equipment Parts/Supplies	\$	390.00
15088	TransEdge Truck Centers	Public Works Equipment Parts/Supplies	\$	202.63
15089	General Highway Products, Inc.	Traffic Signal Supplies	\$	537.00

**Lower Nazareth Township  
Bills To Be Approved  
February 11, 2015**

**GENERAL FUND CHECKING ACCOUNT**

15090	Chase Card Services	Public Works Shop Tools/Equipment	\$ 2,451.14
15091	Fogels Fuel Service	Fire Company Fuel	\$ 1,531.53
15092	Fire Apparatus Services	Fire Company Equipment Maintenance	\$ 914.28
15093	PPL, Inc.	Fire Company Electricity	\$ 742.22
15094	Eric Albert	Conference Reimbursement	\$ 618.32
15095	Keystone Consulting Engineers, Inc.	Engineering & Inspection Services	\$ 1,457.75
15096	Lafayette Ambassador Bank	Lease Payment	\$ 12,637.80
<i>Total General Fund Checking...</i>			<b><u>\$ 201,665.27</u></b>

**DEVELOPMENT & INSPECTION ACCOUNT**

<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>
1791	CodeMaster Inspection Services, Inc.	Building Inspection Services	\$ 31,190.20
1792	Juanita Baransky	Building Permit Refund	\$ 20.00
1793	GLN Construction	Building Permit Refund	\$ 110.00
1794	CodeMaster Inspection Services, Inc.	Building Inspection Services	\$ 10,838.20
<i>Total Development &amp; Inspection ...</i>			<b><u>\$ 42,158.40</u></b>

**CAPITAL RESERVE ACCOUNT**

<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>
875	Building Specialties	Capital Construction	\$ 553.20
876	All Phase Electric Supply Co	Capital Construction	\$ 111.16
877	Home Depot Credit Services	Capital Construction	\$ 148.31
<i>Total Capital Reserve Account ...</i>			<b><u>\$ 812.67</u></b>



**Lower Nazareth Township  
Bills To Be Approved  
February 11, 2015**

**PAYROLL ACCOUNT**

January 23, 2015	\$	31,015.63
Feburary 6, 2015	\$	37,582.33
		<b>68,597.96</b>
	<i>Total Payroll Account...</i>	<b>\$ 68,597.96</b>

**MASTER ESCROW CHECKING (LAB)**

<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>
1423	PENNDOT	Construction Inspections	\$ 1,923.62
1424	Keystone Consulting Engineers, Inc.	Engineering & Inspection Services	\$ 750.00
1425	Keystone Consulting Engineers, Inc.	Engineering & Inspection Services	\$ 175.00
1426	Met-Ed	Traffic Signal Electricity	\$ 78.82
1427	Signal Service, Inc.	Traffic Signal Maintenance	\$ 1,925.00
		<i>Total LAB Master Escrow Account...</i>	<b>\$ 4,852.44</b>
			<b>\$ 4,852.44</b>