

**LOWER NAZARETH TOWNSHIP
BOARD OF SUPERVISORS
MINUTES
June 25, 2008**

The Lower Nazareth Township Board of Supervisors held a regularly scheduled meeting in the Township Municipal Building on Wednesday June 25, 2008. The Chairman called the meeting to order at 7:30 PM.

Present were:

Dr. Alan Dilsaver	-	Chairman	Timm A. Tenges	-	Manager, Secretary/Treasurer
Eric E. Nagle	-	Vice Chairman	Lori B. Seese	-	Zoning Administrator
Robert S. Kucsan	-	Supervisor	Kelly J. Sullivan	-	Office Clerk
Patrick J. Murphy	-	Supervisor	Christina M. Thomas	-	Office Clerk
Gary Asteak	-	Solicitor	Albert Kortze, P.E.	-	Engineer

Absent was:

Ricky T. Johnson	-	Supervisor
Tammi Dravec	-	Assistant Secretary/Treasurer

Approval of Minutes

Approval of the May 7, 2008 meeting minutes: A motion was moved by Mr. Nagle and seconded by Mr. Murphy to approve the meeting minutes for May 7, 2008. Mr. Kucsan abstained. The motion carried.

Approval of the May 28, 2008 meeting minutes were tabled due to lack of a quorum.

Solicitor Asteak advised that the record should reflect the June 11, 2008 Board of Supervisors Meeting was duly advertised, however due to a lack of a quorum was cancelled. On that evening there was a retirement ceremony honoring Mary Garr for her years of service as Tax Collector to the Township. State Representative Craig Dally was in attendance to give her a proclamation from the Pennsylvania Legislature and the Township presented her a gift.

Reports

There were no comments under Reports.

Correspondence

There were no comments under Correspondence.

Subdivision/Land Development

There was no business under Subdivision/Land Development.

Supervisor's Comments

Mr. Kucsan reported that he along with Mr. Nagle and Mr. Tenges attended the June 23, 2008 CRPC meeting. He also reported that he and Mr. Tenges attended the 248 Broadhead Road Building Committee Meeting on June 19, 2008. Mr. Kucsan also attended the NACOG meeting. The COG is developing a Steering Committee for the purpose of drafting a Zoning Multi-Municipal Ordinance and asked that we appoint a delegate from our municipality to that committee.

Mr. Tenges volunteered to accept the appointment. A motion was moved by Mr. Kucsan and seconded by Mr. Nagle to appoint Timm Tenges as the Township delegate to the Steering Committee. The motion carried unanimously.

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Mr. Nagle reported that the Boy Scouts held a flag raising ceremony at the CRPC meeting Monday night and that an Eagle Scout would be undertaking a project wherein he would be doing some landscaping of the building. The State Grant was received to purchase new furniture and equipment and the old furniture is being offered to the member municipalities. CRPD is also looking at a \$23,000 3-year lease on a new police cruiser.

Chairman Dilsaver and Mr. Murphy had no comments.

Manager's Report

Appointment of Earned Income Tax & Local Services Tax Collector

Mr. Tenges offered a recommendation that Lorie Gyarmaty be appointed to the position of Earned Income Tax & Local Services Tax Collector. The motion was made to appoint Lorie Gyarmaty by Mr. Murphy and seconded by Mr. Nagle. The motion carried unanimously.

Traffic Restriction Ordinances

Mr. Tenges asked the Board to authorize the Solicitor to advertise a Traffic Restriction Ordinance. The proposed restrictions would include the preclusion of truck traffic on Hollo Road from 248 to Prologis Parkway, Georgetown Road from Newburg Road to Hanoverville Road, Hanoverville Road from Georgetown Road to SR191, and Steuben Road in its entirety. The Ordinance would also include a parking restriction on Keystone Drive in its entirety.

Mr. Kortze will provide Mr. Asteak the completed parking study by Monday, July 7, 2008 to meet the advertisement deadline.

Mr. Dilsaver queried Mr. Kortze on what the weight limit restriction would be on trucks. Mr. Kortze stated that anything larger than a standard delivery truck would be considered restricted.

A motion was made by Mr. Nagle to authorize the Solicitor to advertise the Ordinance along with the parking restriction once complete. The motion was seconded by Mr. Kucsan. The motion carried unanimously.

Adoption of Easton Area Joint Sewer Authority Resolution – Resolution #LNT-20-08

This resolution is the amending of our rules & regulations as it relates to the rules and regulations of the Easton Area Joint Sewer Authority. The Authority has officially amended their rules and regulations and therefore they need Lower Nazareth Township to do the same. A motion was made by Mr. Kucsan and seconded by Mr. Nagle to officially amend and adopt Resolution #LNT-20-08. The motion carried unanimously.

Acceptance of Time Extensions- Resolution #LNT-21-08

This resolution was prepared by the Solicitor and deals with the guidelines on how to administratively handle time extensions. The resolution would grant the Township Manager the authority to grant time extensions administratively, but preclude him from denying a time extension. A motion was made by Mr. Nagle and seconded by Mr. Murphy to adopt Resolution #LNT-21-08. The motion carried unanimously.

Multi-direction Stop Sign – Jaindl Boulevard and Township Line Road

Hanover Engineering Associates on behalf of Hanover Township has conducted a study on proposed temporary traffic controls at the new Jaindl Boulevard and Township Line Road intersection. This study discusses the justification for a 4-way stop, proposed signage, implementation and post construction traffic controls.

Mr. Tenges recommended approval of the temporary multi-way stops. He did suggest that the approval notice being sent to Hanover Township also indicate the Township's desire to have the multi-way stop be permanent. A motion to authorize the temporary signs and recommendation to make the signs permanent was made by Mr. Nagle and seconded by Mr. Kucsan. The motion carried unanimously.

Zoning Ordinance Amendment Requests

Lower Nazareth Township is in receipt of numerous requests for Zoning Amendments. Mr. Tenges asked the Board to take a position that all requests for rezoning be taken into consideration at the time that the Lower Nazareth Township Zoning Ordinance is updated comprehensively. A motion to defer any action on singular requests until such time as the Zoning Ordinance is looked at comprehensively was made by Mr. Kucsan and seconded by Mr. Nagle. The motion carried unanimously.

A question from the floor was posed by Bonita Jones, a Palmer Township resident. She asked how the public would become informed of the details of those requests. Mr. Asteak advised a public hearing both with the Planning Commission and the Board of Supervisors would be held and that those meetings would be advertised accordingly.

The Center for Animal Health & Welfare – (SPCA) – 2008 Contract

Mr. Tenges provided the Board with a copy of a draft contract with The Center for Animal Health & Welfare for consideration. He recommended Lower Nazareth Township should enter in to the agreement. Mr. Tenges believes the way the contract is written, it should keep the costs associated with this service at a reasonable level. A motion to authorize Mr. Tenges to execute the 2008 Animal Services Contract with the Center was made by Mr. Nagle and seconded by Mr. Kucsan. The motion carried unanimously.

Engineer's Report

Lower Nazareth Realty Partners – Letter of Credit Reduction

Mr. Kortze reviewed his letter dated June 10, 2008 recommending a reduction from \$324,793.14 to \$254,897.38. Motion to approve the \$69, 895.76 reduction was moved by Mr. Kucsan and seconded by Mr. Nagle. The motion carried unanimously.

Colt's Ridge – Letter of Credit Reduction

Mr. Kortze reviewed his letter dated June 10, 2008 recommending a reduction from \$271,634.63 to \$216,539.47.

Mr. Tenges asked Mr. Kortze whether the HOP for this project called for a re-striping of the center line. Mr. Kortze checked with Lehigh Engineering and stated the HOP was not clear in that regard.

Motion to approve the \$56,181.40 reduction was moved by Mr. Kucsan and seconded by Mr. Nagle. The motion carried unanimously.

Solicitor's Report

Solicitor Asteak reported on the status of the IDI Conditional Use Appeal. Palmer Township is taking the position that their intervention in the appeals process is solely for the purposes of seeking enforcement only of the conditions outlined in their Stipulation. They are not intervening for the purpose of supporting the conditions imposed by Lower Nazareth Township. Mr. Asteak had thought the issue involving the Palmer Township residents intervention may occur in the courts in the next couple of months.

Palmer Township resident Bonita Jones offered her thanks to the Board for the way Lower Nazareth Township handled imposing specific conditions on IDI.

Mr. Tenges felt it noteworthy to acknowledge that future development of the entire northern end of Palmer Township will be using Lower Nazareth Township's road network to get to Rt. 248 & Rt. 33.

Old Business

There were no comments under Old Business.

New Business

There were no comments under New Business.

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Payment of the Bills

A motion was made by Mr. Nagle and seconded by Mr. Dilsaver to approve the bills dated June 11, 2008. The motion carried unanimously.

A motion was made by Mr. Nagle and seconded by Mr. Dilsaver to approve the bills dated June 25, 2008. The motion carried unanimously.


Courtesy of the Floor

Mr. James Love of 540 Country Club Road voiced his complaint regarding installing a fish pond and the permit fees related to that project. He stated the permit fees cost him more than the entire project. Mr. Love questioned why it was necessary to have the Township Manager involved in the process of issuing permits. Mr. Love was informed that in fact the Manager is not involved in that process and that he needed to deal directly with the Planning and Zoning Administrator, Lori B. Seese.

Adjournment

A motion to adjourn was moved by Mr. Murphy and seconded by Mr. Dilsaver. The meeting was adjourned at 8:32 PM.

Respectfully submitted,


Kelly J. Sullivan
Office Clerk