

HANOVER TOWNSHIP, LEHIGH COUNTY  
REGULAR COUNCIL MEETING

August 15, 2012  
7:30 P.M.

Present: Councilmen Atkinson, Dreisbach, Kovacs, Paulus, Woolley; J. Jackson Eaton, III, Esquire; Frederick W. Hay, P.E.; Sandra A. Pudliner; Vicky Roth

Absent: 0

Attendance: 12

Opening of Bids: 1. 2012-01 Road Program for 2012

Chairman Paulus proceeded with the opening of the bids received. The bid of E.J.Breneman of West Lawn, Pennsylvania, provided a 10% bid bond and the bid amount was \$319,097. The bid of Bracalente Construction, Inc. of Northampton, Pennsylvania, provided a 10% bid bond and the bid amount was \$295,980. The Township Engineer noted that the work involved was a cold milling and recycling of Cedar Hill Drive as well as repairing inlets and pipe replacement. In resolution of this matter, the Board made the following motion:

Motion: I move that we award Bid No. 2012-01, 2012 Road Program, to Bracalente Construction, Inc. of Northampton, Pennsylvania for the amount of \$295,980, subject to the Township Engineer's review and approval.

Paulus, Kovacs: Moved and Seconded

Atkinson, Dreisbach, Kovacs, Woolley, Paulus: Aye Unan.

Courtesy of the Floor:

Mr. George Caras and Ms. Joan Leonard appeared before the Board at this time to discuss with the Board their most recent water and sewer bills. Mr. Caras noted they have been in the Township for 15 years. He noted they have always paid their bills in a timely fashion. They expressed their concern with the economic turndown which has affected their business. They noted that they've only been using the first floor of their two-story restaurant during the week and over the past two years their business has decreased drastically. They noted that when they received their latest water and sewer bill the amount was extremely high and virtually doubled. Since they were extremely concerned they contacted the Township Clerk and they indicated they are aware that the rates have been increased. However, such an increase would not justify the bill. The Township Maintenance Supervisor came to their business and found a leak relative to their water softener which had been running constantly. Ms. Leonard and Mr. Caras noted that when they brought in a repairman to repair the water softener he looked at it and made a determination that the valve cracked due to high chlorine in the water.

There was a discussion at this point in the meeting initiated by Councilman Kovacs who inquired whether or not they had business owner's insurance, the equivalent of homeowner's insurance. Ms. Leonard indicated she didn't think that this type of situation would be covered. The Township Attorney commented that he felt they should check with their insurance agent. The Township Engineer noted that with respect to the Chlorine issue, the end of May, the Township changed testing labs. However, the chlorine levels have been normal. There was discussion with respect to the Township having to pay for the allocation to the City of Bethlehem for the sewer. Additionally, the Township needs to pay for the water usage to the City of Allentown. Mr. Caras noted that they did not feel this is their fault. The Township Engineer indicated that he had never heard of a seal leaking or cracking from chlorine. The discussions were concluded with Ms. Leonard and Mr. Caras providing the Township with information regarding their claim and the Township indicated they should check with their insurance carrier to determine if there is any coverage. No final determination was made at this time. Councilman Dreisbach did note at the end of the discussions that Ms. Leonard and Mr. Caras should be aware that the Township people are here to help them. The Township's Maintenance Supervisor came to their business and discussed the matter with them politely. However, he had been made aware that discussions with Township administrative personnel resulted in yelling at the Township employees. Councilman Dreisbach indicated that this conduct is not acceptable. Mr. Caras commented that he had been upset at the time but he understood the Township's position.

At this point in the meeting, Imogene Sampson approached the Board regarding the rental of Canal Park for a wedding reception scheduled for Friday, September 7. Ms. Sampson noted they are expecting approximately 100 people. They will have a DJ. There will be champagne served for a champagne toast, but other than that no alcoholic beverages are anticipated. Ms. Sampson requested that Council consider allowing the wedding reception to extend until 9:30 P.M. rather than 8:30 P.M. as indicated by the sunset rules. Ms. Sampson indicated they would utilize the hour between 8:30 until 9:30 P.M. for cleanup purposes. In resolution of this matter, the Board made the following motion:

Motion: I move that Council allow the Sampson wedding reception to extend the hours in Canal Park until 9:30 P.M., with the last hour of same being for cleanup purposes.

Paulus, Atkinson: Moved and Seconded

Atkinson, Dreisbach, Kovacs, Woolley, Paulus:                      Aye                      Unan.

At this point in the meeting, Kimberly Conrad and Christopher Bilheimer of Catasauqua, Pennsylvania approached the Board and indicated they are also requesting relief from the hours for their wedding reception at Canal Park, which will be held on September 8. They indicated they will have approximately 150 people in attendance. They will serve alcoholic beverages and have a DJ scheduled for the event. They noted that the cutoff time would around 8:00 P.M.

and they would like to have cleanup by 9:30 P.M. on that date. In resolution of this matter, the Board made the following motion:

Motion: I move that Council allow the wedding reception of Kimberly Conrad and Christopher Bilheimer to be held at Canal Park to be extended until 9:30 P.M. on that date, with the final hour of same being for cleanup purposes.

Paulus, Dreisbach: Moved and Seconded

Atkinson, Dreisbach, Kovacs, Woolley, Paulus: Aye Unan.

Approval of Minutes: August 1, 2012 Regular Council Meeting  
August 6, 2012 Special Council Meeting

Motion: I move we waive the reading of the Minutes of the August 1, 2012 Regular Council Meeting and accept same as presented.

Paulus, Kovacs: Moved and Seconded

Atkinson, Dreisbach, Kovacs, Woolley, Paulus: Aye Unan.

Motion: I move we waive the reading of the Minutes of the August 6, 2012 Special Council Meeting and accept same as presented.

Paulus, Kovacs: Moved and Seconded

Atkinson, Dreisbach, Kovacs, Woolley, Paulus: Aye Unan.

Reports:

1. Sandra A. Pudliner  
Township Manager

1. There was a discussion at this point in the meeting initiated by the Township Manager as same relates to the security of the new Township Municipal Building. It was noted that there have been occasions where the building has not been secured. Accordingly, the contractor is changing the security code. That code will be provided only to the Vice Chairman of the Board.

There was general discussion at this point in the meeting regarding the new Municipal Building construction. Vice Chairman Dreisbach noted that it appears that the deadline we have set for occupancy is okay with the contractor. There was discussion that when the old building is vacated, the Township will need to contact PPL and the water company to cut off services to that facility. There was discussion regarding the elevator in the new Municipal Building. It was indicated that a line has been run to the elevator for testing purposes of the phone within the elevator and that an electrical inspection for the elevator will be conducted on Monday. It was further noted that on August 27 PPL will be burying the lines on the telephone poles on Grove Road.

2. Frederick W. Hay, P.E.  
Township Engineer

1. The Township Engineer noted that the three-way stop signs have been installed by the owner at the Target location at Airport Centers.

Vice Chairman Dreisbach questioned the Township Engineer with respect to the status of the solar panel hookup on the new Municipal Garage facility. The Township Engineer noted that he has called them, but they have not gotten back to him. Vice Chairman Dreisbach questioned the status of the excessive stone removal on the roof of the garage facility. The Township Engineer indicated that he felt they could just spread the stones out, rake it down and flatten it out.

3. J. Jackson Eaton, III, Esquire  
Township Attorney

1. The Township Attorney offered no oral report at this time.

4. Maintenance Report (Written)
5. Fire Company's Report (Written)
6. Code Enforcement Officers' Reports (Written)
7. Building Inspector's Report (Written)

Chairman Paulus acknowledged receipt of a written Maintenance Report, written Fire Company Report, written Code Enforcement Officers' Reports and written Building Inspector's Report and same were noted for the record.

Councilman Atkinson questioned why the Public Works Department is raking the Sherwood Park Ballfield so often. The Township's Maintenance Supervisor Jeff Mouer, who was in attendance at the meeting, indicated that by doing so it keeps the weeds down. It was also noted for the record that the grass planted in that area looks very good. With respect to the Code Enforcement Officers' Reports, Councilman Atkinson questioned why the resident on Pennsylvania Avenue with whom there were fireworks violations over the last three years was not cited by the Code Enforcement Officer. The Township Manager indicated that she had indicated to the Code Enforcement Officer that he should cite that resident if he was so disposed to. There was also a discussion as to why one of the Code Enforcement Officers was driving through the Allendale Apartments when the power was out. The Township Manager was directed to check into these issues.

With respect to the Building Inspector's Report, there was a lengthy discussion regarding a situation with respect to the Scottish Inn located at 1701 Catasauqua Road. Councilman Atkinson questioned what the Township's enforcement procedures are in this type of situation and also whether or not one could go to the

state to seek enforcement. The Township Manager was directed to check on same with the Township's Building Inspector.

8. Treasurer's Report (Written)

Motion: I move we accept the computer printouts dated August 13, 2012, for the General Fund Account, Capital Reserve Account, Escrow Account, Liquid Fuels Account, Sewer Account and Water Account subject to audit.

Paulus, Kovacs: Moved and Seconded  
Atkinson, Dreisbach, Kovacs, Woolley, Paulus:           Aye                           Unan.

Unfinished Business: None.

New Business:

1. Resolution No. 2012-38, A Resolution to Adopt the Five Year Capital Program for the Years 2013-2017 (Vote)

The Township Manager advised that Resolution No. 2012-38 provides for the adoption of the Five Year Capital Program which the Board had reviewed at a prior hearing. In resolution of this matter, the Board made the following motion:

Motion: I move that Resolution No. 2012-38, A Resolution to Adopt the Five Year Capital Program for the Years 2013-2017, be adopted as presented.

Atkinson, Woolley: Moved and Seconded  
Atkinson, Dreisbach, Kovacs, Woolley, Paulus:           Aye                           Unan.

Payment of Bills:

Motion: I move Council authorize payment of Payroll (07/20/12), Payroll (08/03/12); Voucher Nos. 18889-18895 (Prepays), Voucher Nos. 18896-18939, from the General Fund Account in the amount of \$175,272.82; Voucher Nos. 93 from the Liquid Fuels Account in the amount of \$5,354.61; Voucher Nos. 3866-3869 (Prepays), Voucher Nos. 3870-3874 from Capital Reserve in the amount of \$841,170.48; Voucher Nos. 3907-3912 (Prepays), Voucher Nos. 3913-3915 from the Escrow Account in the amount of \$33,356.13; Voucher Nos. 3801-3806 from the Water Account in the amount of \$56,427.33; Voucher Nos. 4888-4900 from the Sewer Account in the amount of \$47,792.04 for a Grand Total Expenditure of \$1,161,873.41.

Paulus, Kovacs: Moved and Seconded  
Atkinson, Dreisbach, Kovacs, Woolley, Paulus:           Aye                           Unan.

There was some discussion at this point in the meeting with respect to the Township's need to secure Worker's Comp coverage for the Township's Volunteer Fire Company since the Township's Worker's Compensation carrier will no longer cover the volunteer fire company. The Township Manager noted that the Township's insurance broker is currently seeking prices with respect to same and that she would report back to the Board at a later date.

Courtesy of the Floor: None.

Adjournment:

The meeting was adjourned at 8:15 P.M.

Respectfully submitted,

A handwritten signature in cursive script that reads "Sandra A. Pudliner".

Sandra A. Pudliner  
Township Manager

**BID TABULATION**  
**Hanover Township, Lehigh County**  
**2012 Road Program**  
**Wednesday, August 15, 2012 7:30 PM**

| <b><u>NAME / ADDRESS / PHONE / FAX</u></b>  | <b><u>CONTACT NAME</u></b> | <b><u>BID BOND</u></b> | <b><u>BID</u></b> |
|---|----------------------------|------------------------|-------------------|
| Bracalente Construction , Inc.<br>700 Savage Road, Suite 15<br>Northampton, PA 18067<br>610-261-1696<br>610-261-1698 Fax  | Rick Bracalente            | 10%                    | \$ 295,980.00     |
| E.J. Breneman<br>1117 Snyder Road<br>West Lawn, PA 19609<br>610-678-1913<br>610-678-9691 Fax<br><a href="mailto:mmohan@ejbreneman.com">mmohan@ejbreneman.com</a>                                      | Maryanne                   | 10%                    | \$ 319,097.00     |
| Livengood Excavators, Inc.<br>4661 Lehigh Drive<br>Walnutport, PA 18088<br>610-767-5073<br>610-767-1730 Fax   |                            | NO BID                 | \$ _____          |
| Recon Construction Services, Inc.<br>3289 Susquehanna Trail North<br>York, PA 17406<br>717-779-0663<br>717-779-0724 Fax<br><a href="mailto:rick@reconconstruction.com">rick@reconconstruction.com</a> | Rick Nunemacher            | NO BID                 | \$ _____          |
|   |                            | _____                  | \$ _____          |

ADOPTED: AUGUST 15, 2012

MOTION: I MOVE WE AWARD THE BID FOR THE 2012 ROAD PROGRAM TO BRACALENTE CONSTRUCTION IN THE AMOUNT OF \$ 295,980 SUBJECT TO THE REVIEW OF THE TOWNSHIP ENGINEER.

MOVED: PAULUS

SECOND: KOVACS

VOTE: ATKINSON, DREISBACH, KOVACS, WOOLLEY, PAULUS:

AYE

UNAN.