

HANOVER TOWNSHIP, LEHIGH COUNTY
REGULAR COUNCIL MEETING

November 20, 2013
7:30 P.M.

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

Absent: Sandra A. Pudliner

Attendance:

Courtesy of the Floor: None.

Approval of Minutes: November 6, 2013 Regular Council Meeting

Motion: I move we waive the reading of the Minutes of the Regular Council Meeting of November 6, 2013 and accept same as presented.

Dreisbach, Kovacs: Moved and Seconded

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

Reports:

1. Vicky Roth
Township Clerk

1. The Township Clerk advised the Board she has no items to report at this time.

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

1. The Township Engineer advised the Board there will be a meeting this Friday with the Conservation District relative to the pond/swale located in the front of the Municipal Building. Mr. Hay also stated there has been an ongoing problem with the swale located at the Friendly's Restaurant which is at the corner of Catasauqua and Airport Rds. After reviewing the situation, he feels we need to fill in the swale as well as install inlets into this swale in order to improve the flow and other problems. In that regard, Keystone Engineers has sent out proposals for the remedy of same. They are as follows: JCSons, Inc. with a bid of \$11,895.00; C.E. Ankiewicz Construction with a bid of \$24,153.00;

NIMARIS Construction Inc. with a proposed bid of \$43,464.75 and Joao & Bradley with a bid of \$65,000.00. The Township Engineer also stated the Township would be providing an additional \$5,000.00 of materials toward this project. When questioned by the Board, the Township Engineer stated upon the completion of this problem, that Friendly's Restaurant would maintain the grass in this area. He also said all of the flows from the swale go toward the Airport Center Shopping Center corner toward the old Davis Business Machines. He stated the funds would come out of Capital Reserve Miscellaneous Storm Water. In regard to this matter, the following motion was made:

Motion: I move that the Township Engineer proceed with the submitted plan to JCSons, Inc. in the amount of \$11,895.00 for work on the southeast corner of Airport Rd. and Catasauqua Rd. to remedy the situation with the swale.

Atkinson, Kovacs: Moved and Seconded

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

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

1. The Township Attorney noted he has received correspondence concerning some outstanding matters in the Township. The correspondence shows there is a problem in our Township Charter concerning the Penal Code of the Commonwealth of Pennsylvania which was replaced by the current Crimes Code. He also noted there has been an inquiry concerning the Election Board recall. Section 609 of the Hanover Township Charter which states, "Violations are subject to punishment under the provision of the Penal Code of the Commonwealth, while the provision is common, it is not unconstitutional with the Pennsylvania Commonwealth Constitution. Also, Pennsylvania no longer has the Penal Code as of June 6, 1973 and has been replaced by the current Crimes Code. In that regard, the attorney stated he needs to research as to what items in reference to Article 9 of our Charter is correct and he would need to compile this so that this can be placed on the spring ballot. The Township Attorney stated he needed the consensus of the Board to review the Charter and retain the proper provisions and to delete or correct the items which are aired. He will bring the findings back to the Board for their direction. He would draft an Ordinance for any corrections to be on the ballot. At this point, Councilman Atkinson questioned why our Charter was approved by the state three years after the Penal Code was replaced? The attorney had no comment on this matter.
2. The Township Attorney requested an Executive Session with the Board from which the Board would not return to the meeting with any decision. The Executive Session would relate to updating an outstanding possible litigation matter.

4. Maintenance Report (Written)

5. Fire Company's Report (Written)

6. Code Enforcement Officers' Reports (Written)

The Board noted a Code Enforcement Officer, Stephen Rusyn, checked on the dumpster situation at the Subway and reported to the Township Manager that this had been corrected and is no longer an issue. There was also a question in the October 11 Report of Robin Yoder in which a party was stringing up lights at Canal Park and removed the center light leaving an open base. The Township Clerk will check with the Public Works Supervisor to see if there was any damage to same.

7. Building Inspector's Report (Written)

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

At this point in the meeting, the Township Clerk notified the Board about the annual inspection for the Days Hotel has been moved up to this Thursday due to repeated fire calls at this location. One of the items in question is the sprinkler system which will be part of that inspection.

8. Treasurer's Report (Written)

Motion: I move we accept the computer printouts dated November 20, 2013, for the General Fund Account, Capital Reserve Account, Escrow Account, Liquid Fuels Account, Sewer Account and Water Account subject to audit.

Dreisbach, Kovacs: Moved and Seconded

Atkinson, Kovacs, Paulus, Woolley, Dreisbach:

Aye

Unan.

Unfinished Business:

1. Streaming the Board Meetings (Review and Discussion)

At this point in the meeting, Chairman Dreisbach stated he had further researched various questions concerning the streaming of the Board meetings. He stated streaming is a service that the residents could use like they use our website. He felt that the more information they have regarding the Township the better. He said that they would need a code to get in or to gain access to the streaming. The Chairman stated the cost is minimal and he has been in contact with Matt from CSI, gotomeeting.com, and to Spencer Sound. Chairman Dreisbach stated we removed the poles from the Township Building at a cost of \$80,000, replaced the lobby window to make it more secure for a safer building, redid the landscaping at the Municipal Building. These were all good items which needed to be done, which cost money. Also we have a projector on the wall to be used and a tape recorder to have the ability to tape the meetings. We have the ability to use both of these even though they are not in use at this time. He stated the cost for Spencer Sound would be \$1358.00, CSI would be between \$45 and \$90 for the hookup to our server and gotomeeting.com would be \$49 per month for the first 39 persons viewing the streaming

of the Board meetings. At this point in the meeting, Councilman Paulus stated we have a new equation on this issue. As of January 2014, we will have new Board members who will not spend Township funds on this endeavor and he feels this is a waste of taxpayer's money at this time and the system will not be used next year. Councilman Atkinson questioned Mr. Paulus as to the difference in spending \$6,000 to put a camera in the park, which does not operate at this time. There was further discussion with the Board on other wasted monies. At this point in the meeting, the following Motion was made:

Motion: I move the Township moves forward with the installation of streaming in this Township with a cost not to exceed \$1,500 for the installation and the cap of \$2,100.

Atkinson, Kovacs: Moved and Seconded
Atkinson, Kovacs, Dreisbach: Aye
Paulus, Woolley: Nay

New Business:

1. Resolution No. 2013-31, A Resolution Authorizing a Holiday Dinner for Recognition and Appreciation for Services Rendered (Vote)

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

2. Resolution No. 2013-32, A Resolution Adopting Budget Transfers for the Year 2013 (Vote)

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

Payment of Bills:

Motion: I move Council authorize payment of Payroll (10/25/13), Payroll (11/08/13); Voucher Nos. 19831-19842 (Prepays), Voucher Nos. 19843-19903, from the General Fund Account in the amount of \$168,011.64; Voucher Nos. 108 from the Liquid Fuels Account in the amount of \$5,961.58; Voucher No. 4100-4103 (Prepays), Voucher Nos. 4104-4106 from Capital Reserve in the amount of \$354,516.11; Voucher Nos. 4059-4061 from the Escrow Account in the amount of \$10,538.25; Voucher Nos. 3901-3902 from the Water Account in the amount of \$167.06; Voucher Nos. 5075-5083 from the Sewer Account in the amount of \$11,251.70 for a Grand Total Expenditure of \$550,446.34.

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

Courtesy of the Floor: None.

It was noted that the Board would be going into Executive Session and would not return to the meeting with any decisions.

Adjournment:

The meeting was adjourned at 8:02 P.M.

Respectfully submitted,

Vicky Roth
Township Clerk