

HANOVER TOWNSHIP, LEHIGH COUNTY
REGULAR COUNCIL MEETING

August 20, 2014
7:30 P.M.

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

Absent: Councilman Heimbecker

Attendance: 12

Courtesy of the Floor: None.

Approval of Minutes: August 6, 2014 Regular Council Meeting
August 12, 2014 Special Council Meeting

Motion: I move we waive the reading of the Minutes of the August 6, 2014 Regular Council Meeting and accept same as presented.

Paulus, Wegfahrt: Moved and Seconded

Martucci, Wegfahrt, Woolley, Paulus: Aye Unan.

Motion: I move we waive the reading of the Minutes of the August 12, 2014 Special Council Meeting and accept same as presented.

Paulus, Woolley: Moved and Seconded

Martucci, Wegfahrt, Woolley, Paulus: Aye Unan.

At this point in the meeting, Chairman Paulus read for all in attendance a copy of correspondence dated August 14, 2014 from Pete Deshler, 235 McNair Circle, Northampton, PA 18067 in which correspondence Mr. Deshler expresses his opposition to the proposed FedEx project in Allen Township and encourages Hanover Township to oppose the project.

Reports:

1. Sandra A. Pudliner
Township Manager

1. The Township Manager advised the Board that the Five Year Capital Program for the years 2015-2019 is on the Agenda for adoption.
2. The Township Manager advised Council that an offer had been made to the owner of the property directly adjacent to the Township's garage in Canal Park. Mrs. Pudliner noted that the offer has not as of this time been accepted by the property owner.

3. The Township Manager advised the Board that she will transfer title to the Township's current 1991 Ladder Truck on Friday of this week. The Sale price is \$120,000. The purchaser is Lehigh Township.
4. The Township Manager made the Board aware of the passing of Mr. Jeffrey Fuehrer who faithfully served the Township as part of Han-Le-Co Volunteer Fire Company No. 1 as President, as well as the head of Fire Police of Han-Le-Co. Mrs. Pudliner indicated that Mr. Fuehrer was an asset to the Township and he will be missed. She noted that representatives from the Township will be present at the viewing.

Councilman Wegfahrt questioned the Township Manager with respect to upcoming training courses by the Lehigh Valley Planning Commission relative to subdivision review as well as zoning. The Township Manager indicated that she would look at that information again. It was noted that possibly members of Council and new members on Township Boards may have an interest in attending those seminars.

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

1. The Township Engineer advised that he had no report to offer at this time. It was noted that the Township Engineer's office is putting together specifications for the sewer replacement on Catasauqua Road as well as the Township's Road Program.

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

1. The Township Attorney advised the Board that following the Allen Township meeting held recently he had spoken with Chairman Paulus and Councilman Wegfahrt and he had been requested to put together a summary of where we are. Attorney Eaton noted that his secretary is out but that he would turn it around as quickly as possible. The Township Attorney indicated that he will summarize the Township's position going forward. He also noted that a new item under New Business has been added to the Agenda and he would address same at that time.

4. Maintenance Report (Written)

5. Fire Company 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.

With respect to the Township's Maintenance Report, the Township's Maintenance Supervisor, Jeff Mouer was in attendance at the meeting. He advised the Board that the final treatment at the Catasauqua Lake has been completed and that the chemicals have minimalized the algae. It has been recommended that the area be treated next year and possibly the year after. Mr. Mouer also indicated that the Chestnut Grove Park Project has basically been completed with the exception of the light on the southern end of the park. He advised he is looking at different options for same. Mr. Mouer noted the seasonal help is completing his employment this Friday. He noted that the young gentleman worked out very well and he would like to invite him back next year. Mr. Mouer also noted that the 4 Ton Dump Truck will be in our possession within the next two weeks. He indicated that he is going out tomorrow for a final inspection. Councilman Woolley inquired about the completion of the detention pond adjacent to the Township's Municipal Building. Mr. Mouer indicated that the Conservation District will be coming out next week for final approval. Hopefully, Mr. Mouer indicated we can now just wait for the grass to grow.

8. Treasurer's Report (Written)

Motion: I move we accept the computer printouts dated August 20, 2014, for the General Fund Account, Capital Reserve Account, Escrow Account, Liquid Fuels Account, Sewer Account and Water Account subject to audit.

Paulus, Wegfahrt: Moved and Seconded

Martucci, Wegfahrt, Woolley, Paulus:

Aye

Unan.

Unfinished Business:

1. Bill No. 2014-13, An Ordinance Amending Chapter 16 of the Statutory Code of Hanover Township to Require Groups of Any Size to Pay Fees Established by Resolution for Reservations of Park Facilities (Public Hearing)

Chairman Paulus opened the Public Hearing relative to Bill No. 2014-13. In resolution of this matter, the Board made the following Motion:

Motion: I move that Bill No. 2014-13, An Ordinance Amending Chapter 16 of the Statutory Code of Hanover Township to Require Groups of Any Size to Pay Fees Established by Resolution for Reservations of Park Facilities be adopted as Township Ordinance No. 566.

Wegfahrt, Martucci: Moved and Seconded

Martucci, Wegfahrt, Woolley, Paulus:

Aye

Unan.

The Township Attorney noted that this Ordinance becomes effective within 30 days after passage. He indicated that the Township would need to pass a new Resolution for the changes.

New Business:

1. Resolution No. 2014-35, A Resolution to Adopt the Five Year Capital Program for the Years 2015-2019 (Vote)

The Township Manager noted that the Board held a Public Hearing relative to the Five Year Capital Program and they have before them the revised Program as well as this Resolution for adoption. In resolution of this matter, the Board made the following Motion:

Motion: I move that Resolution No. 2014-35, A Resolution to Adopt the Five Year Capital Program for the Years 2015-2019 be adopted as presented.

Wegfahrt, Woolley: Moved and Seconded

Martucci, Wegfahrt, Woolley, Paulus:

Aye

Unan.

2. Bill No. 2014-14, An Ordinance Amending Chapter 16 of the Statutory Code of Hanover Township to Remove Restrictions on Firearms in Township Parks (Introduce)

With respect to this proposed legislation, the Township Attorney advised Council that sometime last week a gentleman came in to the Municipal Building and provided information referencing the Pennsylvania Uniform Firearms Act. Attorney Eaton noted that there is a court case, particularly one which came down at the beginning of this year which said that the regulation of firearms is governed by the state and that the local municipalities have no authority. The Township Attorney noted that a similar case banning firearms in city parks is in violation. Accordingly, the Township Attorney recommended the proposed Bill No. 2014-14 for introduction.

There was a discussion with respect to this proposed Ordinance. The Township Attorney indicated that he felt the Township could not regulate the carrying of the firearms in parks and that the state has no prohibition for individuals carrying firearms in public parks. The Township Attorney did note that this is simply an introduction and that he would look further into the matter and prepare a memorandum for the Board's consideration. He did note that in the past a somewhat similar problem had occurred regarding the control of propane tanks within the Township. In that matter, it was noted that the state controls such tanks and that the Township had no jurisdiction. Chairman Paulus commented that the prohibition of the discharge of weapons in the Township is still in effect.

Bill No. 2014-14 was introduced at this time with a Public Hearing to be held on September 3, 2014 at 7:30 P.M.

3. Bill No. 2014-15, An Ordinance Amending Chapter 22, Part 3, Section 22-302 of the Statutory Code of Hanover Township Regulating Subdivision and Land Development to Require Submission of Traffic Studies (Introduce)

The Township Attorney advised Council that Allen Township had approved the land development of the proposed FedEx project. He further noted that the best time for a traffic study is at the planning stage. He indicated that this Ordinance was specifically to provide for a traffic study at the planning process stage of development. Attorney Eaton indicated it can be waived. He also advised the Board that it was applicable to development or subdivision estimated to generate more than 500 new vehicle trips per day.

Bill No. 2014-15 was introduced at this time with a Public Hearing to be held on Wednesday, September 3, 2014 at 7:30 P.M.

Payment of Bills:

Motion: I move Council authorize payment of Payroll (07/18/14), Payroll (08/01/14), Payroll (08/15/14); Voucher Nos. 20502-20514 (Prepays), Voucher Nos. 20515-20566, from the General Fund Account in the amount of \$400,093.25; Voucher Nos. 117 (Prepays); Voucher No. 118 from the Liquid Fuels Account in the amount of 11,457.14; Voucher No. 4133 (Prepays), Voucher Nos. 4134-4143 from Capital Reserve in the amount of \$46,857.08; Voucher Nos. 4071 4134-4149 (Prepays); Voucher Nos. 4150-4152 from the Escrow Account in the amount of \$26,329.75; Voucher Nos. 3935-3939 from the Water Account in the amount of \$58,436.68; Voucher Nos. 5164 (Prepays), Voucher Nos. 5165-5175 from the Sewer Account in the amount of \$26,718.08 for a Grand Total Expenditure of \$570,009.62.

Paulus, Martucci: Moved and Seconded
Martucci, Wegfahrt, Woolley, Paulus:

Aye

Unan.

Courtesy of the Floor: None.

Adjournment:

The meeting was adjourned at 7:55 P.M.

Respectfully submitted,

Sandra A. Pudliner
Township Manager