

HANOVER TOWNSHIP, LEHIGH COUNTY
REGULAR COUNCIL MEETING

October 1, 2014
7:30 P.M.

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

Absent: 0

Attendance: 5

Courtesy of the Floor:

Mr. Francis Johnson of the Allendale Apartments approached the Board at this time with respect to his pavilion rental at Canal Park scheduled for October 4, 2014. Mr. Johnson indicated that he has been advised that the party must be concluded by 6:40 P.M. but is requesting that he be allowed to extend that time frame to 7:30 P.M. due to the fact that he felt he did not have enough people to clean up properly from the event. Mr. Johnson acknowledged that alcoholic beverages would be served but that the party will be concluded by the time frame originally allowed and the additional time would be utilized for cleanup. In resolution of this matter, the Board made the following Motion:

Motion: I move we extend the hours for Francis Johnson's event at Canal Park on October 4, 2014 from 6:40 P.M. to 7:30 P.M.

Wegfahrt, Martucci: Moved and Seconded
Heimbecker, Martucci, Wegfahrt, Woolley, Paulus: Aye Unan.

Approval of Minutes: September 17, 2014 Regular Council Meeting

Motion: I move we waive the reading of the Minutes of the September 17, 2014 Regular Council Meeting and accept same as presented.

Paulus, Heimbecker: Moved and Seconded
Heimbecker, Martucci, Wegfahrt, Woolley, Paulus: Aye Unan.

Reports:

1. Sandra A. Pudliner
Township Manager

1. The Township Manager advised the Board that they have received the 2015 Proposed Budgets and accordingly should schedule the Budget Hearings at this time. After discussion, it was determined that the Budget Hearings would be held on Tuesday evenings, namely, October 14, 21, and 28, November 4 and 11 and December 1 at 6:00 P.M.

2. The Township Manager advised that during the course of the Budget preparation discussions with the Township's Tax Collector, Berkheimer Associates revealed that they had incorrectly charged the rate for collection of Business Privilege Tax at a higher rate. Accordingly, they have indicated that the Township will receive a refund of \$30,070.49.
 3. The Township Manager advised Council that the Township staff has notified all the residents and businesses in Hanover Township with respect to the upcoming FedEx meeting to be held at the Days Hotel on Monday, October 6, 2014 at 7:00 P.M. Mrs. Pudliner also noted that the Township has notified the adjoining municipalities as well as the press regarding the upcoming meeting.
 4. The Township Manager advised that the upcoming Lehigh Valley Planning Commission training with respect to the Subdivision and Land Development process commences as of October 15, 2014. Councilmen Heimbecker and Wegfahrt will attend the three sessions scheduled. With respect to the October 15 meeting, they will be unable to attend but the Township will still have a quorum with the attendance of the three remaining councilmen.
 5. With respect to the Township's acceptance of credit cards for payment of all invoices, Council should be advised that PNC Bank will attend the October 15, 2014 meeting to explain how they would handle the process on behalf of the Township. Additionally, the Township Council will be provided with the information received from the private company with whom the Township had been in touch regarding the credit card process.
3. Frederick W. Hay, P.E.
Township Engineer

1. The Township Engineer advised the Board that he has provided them with a portion of a map provided to the Township by the City of Bethlehem showing the water service area of the City of Bethlehem. Mr. Hay indicated to the Board that the City will be going to the PUC for the purpose of serving the FedEx Development since same is outside their service area and requires them to go to the PUC for such action. City representatives have indicated that at the same time they would like to go to the PUC with respect to property located in Hanover Township, Lehigh County, which is currently not part of the service area. The Township Engineer noted that if that property were ever developed the water would need to be provided by the City of Bethlehem.

Council discussed the matter and determined that the Township had no problem with Bethlehem taking the necessary action before the PUC to provide water service to the property along Willowbrook Rd. in Hanover Township, Lehigh County.

There was some discussion at this point in the meeting with respect to the proposed FedEx Development. It was noted that the stub road connecting Race Street with Schoenersville Road will stay. Chairman Paulus commented that there had been some

talk about using Cascade Drive and Fashion Drive instead of Willowbrook Road to accommodate the FedEx traffic. The Township Engineer commented that would be, in his opinion, impossible since that would involve a tremendous amount of filling in of the land and building culverts since the elevation change is so great. The Township Engineer indicated it was not feasible to even consider this.

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

1. The Township Attorney advised the Board that he had received a request from Allen Township for a draft of a transmission agreement as same relates to providing sewer to Allen Township. Attorney Eaton noted that he forwarded a draft agreement to the solicitor for Allen Township for review.
2. The Township Attorney advised the Board that the Township Manager and he discussed three pieces of legislation currently in Harrisburg for action. With respect to House Bill No. 211, the Township Attorney advised that this proposed legislation enhances the Firearms Prevention Act. That Act gives people the right to sue if a municipality tries to restrict their carrying of firearms. Attorney Eaton indicated that the Township has already taken all the steps necessary to void any potential problems.

The Township Attorney advised that Senate Bill 1023 is proposed legislation which will require multiple building inspectors. Attorney Eaton commented that he feels that this came about as a result of complaints received regarding the chosen building inspectors in different municipalities, as well as exorbitant fees that have been charged for services.

Attorney Eaton further advised that House Bill 2408 would propose to change the process currently in place in a township whereby Council may act on any item whether or not it has been put on the agenda (ordinances must have been advertised as required). Under this legislation, Council will be prohibited from taking any official action for which notice has not been given.

3. The Township Attorney advised that he has done the necessary research with respect to the Township's consideration of a contribution to the family of the slain State Police officer. In that regard, Attorney Eaton indicated that he feels it is questionable as to whether or not the Township should make such a contribution.

Unfinished Business:

1. Bill No. 2014-16, An Ordinance Amending Chapter 18, Part 3 (Sewer Rates, Rents and Charges), Section 303 (Billing Rates) of the Statutory Code of Hanover Township (Public Hearing)

Chairman Paulus opened the Public Hearing relative to Bill No. 2014-16 at this time. The Township Engineer noted that it is his feeling that the billing rates need to be increased to absorb the increases in capital costs incurred by the Township.

Chairman Paulus closed the Public Hearing relative to Bill No. 2014-16 and in resolution of this matter, the following Motion was made:

Motion: I move that Bill No. 2014-15, An Ordinance Amending Chapter 18, Part 3 (Sewer Rates, Rents and Charges), Section 303 (Billing Rates) of the Statutory Code of Hanover Township be adopted as Township Ordinance No. 569.

Wegfahrt, Martucci: Moved and Seconded
Heimbecker, Martucci, Wegfahrt, Woolley, Paulus: Aye Unan.

New Business:

1. Resolution No. 2014-37, A Resolution Designating an Area of Compliance in Accordance with Section 109.9 of the Building Code of Hanover Township (Vote)

The Township Attorney commented that as the Board may be aware, the Township had designated five areas of the Township for inspection as same relates to safety concerns. This proposed resolution relates to the area of compliance designated for inspection at this time. In resolution of this matter, the Board made the following Motion:

Motion: I move that Resolution No. 2014-37, A Resolution Designating an Area of Compliance in Accordance with Section 109.9 of the Building Code of Hanover Township be adopted as presented.

Wegfahrt, Heimbecker: Moved and Seconded
Heimbecker, Martucci, Wegfahrt, Woolley, Paulus: Aye Unan.

Courtesy of the Floor: None.

Adjournment:

The meeting was adjourned at 8:25 P.M.

Respectfully submitted,

Sandra A. Pudliner
Township Manager