

HANOVER TOWNSHIP, LEHIGH COUNTY
REGULAR COUNCIL MEETING

May 6, 2015
7:30 P.M.

Present: Councilmen Heimbecker, Martucci, Paulus, Wegfahrt, Woolley;
Kimberly Spotts-Kimmel, Esquire; Ryan Christman; Sandra A. Pudliner;
Vicky Roth

Absent: J. Jackson Eaton, III, Esquire

Attendance: 8

Opening of Bids: 1. 2015-01 Chestnut Grove Sanitary Sewer Replacement

Council proceeded to open the two bids received relative to Bid No. 2015-01. Joao & Bradley Construction Inc. of Bethlehem, PA provided a 10% bid bond with the bid amount being \$645,245.00. Doli Construction Corporation of Chalfont, PA provided a 10% bid bond with the bid amount being \$592,684.00. Chairman Paulus noted that Doli Construction Corporation was the low bid received. In resolution of this matter, the Board made the following Motion:

Motion: I move we award Bid No. 2015-01 Chestnut Grove Sanitary Sewer Replacement project to Doli Construction Corporation of Chalfont, PA for the amount of \$592,684, subject to the review and approval of the Township Engineer.

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

Courtesy of the Floor:

Mr. Tom Campione approached the Board at this time and advised that he is the Director of Legislative Affairs for Pennsylvanians for Self Protection as well as the Vice Chairman of the Lehigh Valley Tea Party. Mr. Campione advised that his purpose at the meeting was to inform the Township of Act 192 which became effective as of January 5, 2015 which allows citizens to sue municipalities over local gun ordinances that go beyond state law. Mr. Campione proposed to the Board that the Township's Ordinances need to be reviewed and brought into compliance. Mr. Campione referred to Chapter 6 of the Statutory Code of Hanover Township, in particular, Sections 101.E in Sections 201, 202 and 203. With respect to issues regarding firearms in the Township parks, it was noted that the Township Ordinances in that regard had been revised but that the signs in place at all three Township parks still have fire arms on the sign. Mr. Mike Mizur also present at the meeting provided pictures of all three park signs with the firearms portion visible. The Township Public Works Director, Jeff Mouer, also present at the meeting, indicated that he had very recently done his spring inspection of the parks and that his people had taped over the firearms information and he was of the opinion that somehow that had been removed. Mr. Mouer did indicate that action would be taken to

permanently erase the firearm information from the signage. In any event, all the information was turned over to Attorney Kimberly Spotts-Kimmel present at the meeting for review.

Approval of Minutes: April 15, 2015 Regular Council Meeting

Motion: I move we waive the reading of the Minutes of the April 15, 2015 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 noted that she has provided the Board with a copy of correspondence from a Township resident questioning the uses for the Township's Municipal Building. Mrs. Pudliner advised Council that upon speaking with the resident, she had advised the resident that the Municipal Building is not a community center facility and is utilized for government purposes. The Township Manager also indicated that she had described to the resident the offices located within the building as well as the type of government-related uses for which the building has been used in the past. Council indicated that the Township Manager should correspond with the resident explaining the matter in detail.
2. The Township Manager advised the Board that they have received correspondence regarding the current status of the property at 1835 Troxell Street. She noted that she would continue to keep the Board up-to-date as to what the remediation company accomplishes in that regard.
3. The Township Manager advised that as Council will recall some time ago the Board had been advised of the Allendale Apartment Complex request for a sewer credit. The history of the matter relates to water leaks on the property which were left unresolved for quite a lengthy period of time. Allendale has now repaired the water leaks and has requested consideration for a sewer credit since the Township utilizes the water consumption for sewer billing purposes. Additionally, the Township Manager advised the Board that the Township has performed necessary evaluation to determine that the credit amount is not the amount of the request; namely, \$308,063 dollars, but rather \$227,186. Additionally, the Township Manager noted that the Township Solicitor has become involved in this process and has indicated that the Township does indeed need to issue a sewer credit to the apartment complex, but that the payback method may be determined by the Township. There was discussion with respect to spacing out the credit over a period of years. The Township Manager was directed to take the necessary action to advise Allendale that the Township would provide a sewer credit and make a

determination as to how the credit would be applied and over what period of time the credit would be applied. In that regard, the Board made the following Motion:

Motion: I move that the Township Council approves issuing a sewer credit to the Allendale Apartment Complex in the total amount of \$227,186 over a period of time to be determined by the Township.

Wegfahrt, Heimbecker: Moved and Seconded

Heimbecker, Martucci, Wegfahrt, Woolley, Paulus: Aye Unan.

There was some discussion with respect to problems with weed growth and vines at the Carmike Cinemas facility. The Township Manager was directed to advise Carmike of the violations.

Chairman Paulus advised all in attendance that on Monday he as well as the Vice Chairman and Township Manager had attended the State Police Memorial Day function for the Troop M Barracks and presented a proclamation to the State Police declaring that date as State Police Memorial Day in Hanover Township. Chairman Paulus also advised that he and the Township Manager had attended a Council of Government meeting for Lehigh County and that PennDOT was the guest speaker at the meeting. Chairman Paulus noted that it appears that the 22 widening project is at the top of the list of projects. There was also some discussion regarding the bridge projects that are proposed and the new method of bridge replacement which allows for the construction off site and simply putting it in place at the location where it is to be permanently situated. Apparently, this method is more cost effective and does not require PennDOT to secure right-of-way and easements for bridge reconstruction.

2. Ryan Christman
Township Engineer

1. The Township Engineer offered no report at this time. Councilman Wegfahrt questioned whether or not there has been any response regarding Keystone's letter to the Pidcock Company regarding their review of the plans for the FedEx Development Project. Mr. Christman noted that Pidcock is addressing the issues but apparently that matter has not been concluded as of this time.

3. Kimberly Spotts-Kimmel, Esquire
Township Attorney

1. With respect to the Rockefeller/FedEx Project, Attorney Kimmel noted that as the Board is aware a draft agreement had been provided to them and that some comments from the Board had been received regarding that agreement and those comments were incorporated into the agreement and the agreement has been provided to Attorney Fitzpatrick, Counsel for the Rockefeller Group.

Unfinished Business: None.

New Business:

Vice Chairman Heimbecker commented that as previously noted he had been in attendance at the State Police Memorial Day. He commented that they had been advised at the ceremony that 300 state troopers from Pennsylvania including Troop M representatives had gone to Baltimore to assist in the problems there. He encourages fellow Council members to attend the Memorial Ceremony next year because he felt it was quite worthwhile.

Courtesy of the Floor:

There was some discussion with a Township resident, Mr. Thomas Lerch, regarding the new recycling containers. Mr. Lerch indicated the size he did not feel was an issue, but he still found it interesting how you can comingle everything and they can separate those things out. Vice Chairman Heimbecker noted that they have high-tech equipment with blowers, etc. and in the future the equipment will be even more high tech.

Adjournment:

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

Respectfully submitted,

Sandra A. Pudliner
Township Manager