

HANOVER TOWNSHIP, LEHIGH COUNTY
REGULAR COUNCIL MEETING

September 2, 2015
7:30 P.M.

Present: Councilmen Heimbecker, Lawlor, Paulus, Wegfahrt, Woolley; J. Jackson Eaton, III, Esquire; Ryan Christman; Sandra A. Pudliner; Vicky Roth

Absent: 0

Attendance: 4

Courtesy of the Floor: None.

Approval of Minutes: August 19, 2015 Regular Council Meeting

Motion: I move we waive the reading of the Minutes of the August 19, 2015 Special Council Meeting and accept same as amended.

Paulus, Heimbecker: Moved and Seconded

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

Reports:

1. Sandra A. Pudliner
Township Manager

1. The Township Manager advised the Board she has provided them with correspondence relative to certain violations of Township codes, but, in particular, she would like to advise the Board that with respect to issues involving the cutting of the berm at the Carmike Cinemas property a meeting has been scheduled with the contractor for Carmike, the Carmike manager, the Chairman of the Board, Bruce Paulus, the Township's Maintenance Supervisor, and myself to meet on site on Wednesday, September 9 at 11:00 a.m. in an attempt to find solutions to the problems. Vice Chairman Heimbecker commented that in a particular section of the berm area there is a serious ivy issue which is killing off trees also located in that area.
2. The Township Manager advised Council that she has provided them with a Notice of Appeal for a hearing to be held on September 24, 2015 at 7:00 p.m. involving Airport Road METS, LLC (Shammy Shine). The Township Manager/Zoning Officer noted that as the Board may recall this Applicant had been before the Board previously with respect to a side yard setback variance for construction they wish to accomplish on their property at 3310 Airport Road. Subsequent thereto they made a determination that they require additional side yard encroachment and I advised them that they would need to revisit that issue with

the Hanover Township Zoning Hearing Board. Accordingly, a new hearing has been scheduled.

Vice Chairman Heimbecker advised the Manager that in conversations with Township residents, Cynthia and Gloria Krause, he had been advised that they are concerned over noise issues involving events at Sherwood Park. They indicated that they attempted to contact Code Enforcement regarding same but were not successful. Code Enforcement Officer Robin Yoder in attendance at the meeting indicated that he was unaware of any such attempts to contact Code. In any event, the Township Manager indicated that she would advise Code of the issue for further handling.

2. Ryan Christman
Township Engineer

1. The Chestnut Grove Sanitary Sewer Line Replacement Project will be done by the end of the week. Mr. Christman noted that next week they will restore trenches.
2. With respect to the 2015 Road Program, Mr. Christman advised that a preconstruction meeting was held yesterday. With respect to the work schedule, Mr. Christman indicated that they would be commencing the last week in September. They will be doing repairs on Grove Road and a section of Airport and Postal Rds. Recycling of Postal Rd. is scheduled for October 1. Advance notice to adjoining property owners will be provided one week before the recycling of Postal Rd. Mr. Christman also noted the road would not be closed during the work schedule.

Councilman Wegfahrt questioned the Township Engineer as to any further progress regarding the FedEx project. Mr. Christman noted that nothing has been moving forward and that he is still looking for some things from Pidcock. Work is still ongoing with respect to agreements.

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

1. The Township Attorney noted that at the last meeting his partner received a request from the Board to look into dumpster diving issues. In that regard, the Township Attorney noted he provided the Board with a letter regarding that issue.
2. The Township Attorney requested that the Board grant an Executive Session to be held after this meeting with regard to certain matters involving current litigation and matters going into litigation. The Board acknowledged that they would sit in Executive Session after this regular meeting and will not return to the meeting with any decisions.
3. The Township Attorney advised that a meeting had been held with Hanover Township, Northampton County, as a result of the Transmission Agreement which is going to be revised to take into account the Rockefeller Group. Attorney Eaton advised that the Township is looking at its costs with respect to CPI

increases. Attorney Eaton advised that he felt that the meeting was a very good meeting and that we are looking at some engineering things at the present time.

Chairman Paulus questioned the Township Attorney as to whether or not he has had recent contact with Attorney Fitzpatrick, Counsel for the Rockefeller Group. Attorney Eaton noted that yes and that they are going over some items in the agreements and adding additional parties to the agreements. Attorney Eaton noted that he did not think there were any issues with respect to them having some agreement between themselves about dividing up costs, etc., but that the Township can go after anybody.

The Township's Fire Chief and Code Enforcement Officer, Robin Yoder, was in attendance at the meeting. He questioned the Township Attorney as to the issue involving dumpster diving and whether or not the Code Enforcement Officers have a right to ask people to leave the dumpsters. Attorney Eaton indicated that Code Enforcement Officers do not have the right to do so. If No Trespassing signs are in place, the State Police may come in. Mr. Yoder noted that when the Aldi construction was going on, they threw materials into the dumpsters and people came in and took away what they wanted and no one seemed concerned.

Unfinished Business: None.

New Business: None.

Courtesy of the Floor:

Mr. Robin Yoder in his capacity as Han-Le-Co Volunteer Fire Company No. 1 Fire Chief approached Council regarding the fact that he had implemented a policy 20 years ago when the townships and fire companies were going into parades every weekend. He thought it was ridiculous to go anywhere other than Lehigh and Northampton Counties and made it a policy that the fire company would only attend such events in Lehigh and Northampton Counties. He advised Council that he is approaching them at this time because the fire company desires to go out of the two county area to attend a state fire convention in Lake Harmony. It is a three day event but it's the fire company's intent only to be there on Saturday. Mr. Yoder noted that in the center of the program flyer advertising the convention Glick had put a picture of the Township's new fire truck. The fire company would like to take that particular truck and also the squad truck to the convention. The only expense anticipated would be half a tank of fuel. Vice Chairman Heimbecker indicated that the only issue he saw would be the liability issue for providing coverage for the fire company for the event. The Township Manager was directed to check with the Township's insurance company to make sure there would not be any issues with insurance coverage for the event.

In resolution of this matter, the Board made the following Motion:

Motion: I move that the Township allow the Township's Fire Company to take the Township's recently purchased vehicle as well as the Township's squad truck to the state fire convention in Lake Harmony contingent upon the insurance coverage being provided by the Township's Fire Company's insurance carrier.

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

Chairman Paulus commented on the recently held fire company picnic in Canal Park which was attended by himself as well as Vice Chairman Heimbecker and Councilman Wegfahrt. The pig roast which was provided, Mr. Paulus, indicated was a very nice event.

Vice Chairman Heimbecker opened a discussion with respect to Catasauqua Lake. He indicated he had an opportunity to look at the lake when he attended the fire company picnic and he felt that the banks need to be cleaned up and something should be done with the algae growing in the lake. The aerators that are in place should be checked. The Township Engineer indicated he would look into this issue.

Adjournment:

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

Respectfully submitted,

Sandra A. Pudliner
Township Manager