

HANOVER TOWNSHIP, LEHIGH COUNTY
REGULAR COUNCIL MEETING

March 2, 2016
7:30 P.M.

Present: Councilmen Heimbecker, Lawlor, Paulus, Wegfahrt, Woolley; J. Jackson Eaton, III, Esquire; Al Kortze, P.E.; Sandra A. Pudliner; Vicky Roth

Absent: 0

Attendance: 5

Courtesy of the Floor: None.

Opening of Bids:

1. Bid No. 2016-02, Sherwood Park Tennis Court Reconstruction

Chairman Paulus proceeded to open the three bids received with respect to Bid No. 2016-02. The following represents the bid results:

Barker and Barker Paving, Bethlehem, PA	Bid Amount - \$76,864
Schlouch, Inc., Blandon, PA	Bid Amount - \$109,105
RGC Development, LP, Bath, PA	Bid Amount - \$125,860

Chairman Paulus noted to all present that the apparent low bidder is Barker and Barker Paving of Bethlehem, PA. and, in that regard, made the following Motion:

Motion: I move that the Township award Bid No. 2016-02 to Barker and Barker Paving of Bethlehem, PA, subject to the review and approval of the Township Engineer.

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

Approval of Minutes: February 17, 2016 Regular Council Meeting

The Township Attorney advised the Board that he had reviewed the Minutes up for adoption and felt that there should be some clarifications made to same, all of which he has outlined for inclusion in the Minutes by the Township Manager. The Township Attorney noted that these inclusions are not really corrections to the Minutes but rather a clarification with respect to the Township's ability to withdraw from the applications to PennDOT relative to the Rockefeller Development matter prior to the Infrastructure Agreement becoming effective. Rockefeller has been advised that the Township would not submit applications prior to the Infrastructure Agreement becoming effective unless it receives acceptable assurances from PennDOT that the Township could withdraw its applications prior to commencement of construction of the traffic signals in order to

avoid any obligations if the Infrastructure Agreement does not become effective. There was also some clarification regarding the Township raising the question as to why Township approval of Willowbrook Road as a truck access route was necessary since Willowbrook Rd. would be adopted by PennDOT as a state road immediately upon completion of construction. In any event, the Township Attorney felt these clarifications essential and also indicated that PennDOT requested a copy of the Minutes from the meeting held regarding these issues. In resolution of this matter, the Board made the following Motions:

Motion: I move that Council approves the Amendments as noted by the Township Attorney with respect to the Minutes from the February 17, 2016 Regular Council Meeting.

Heimbecker, Wegfahrt: Moved and Seconded

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

Motion: I move that Council approve the February 17, 2016 Regular Council Meeting Minutes 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 that she has provided them with both a copy of correspondence forwarded to the City of Bethlehem with respect to issues regarding the recent water break in the Troxell Street Area, as well as the head of the Bethlehem Water Department's response to her correspondence. As noted in the response, an investigation is now taking place regarding the issues raised by the Township and Bethlehem will get back to the Township in that regard.
2. As the Board is aware, there is an item listed on the Agenda regarding electric street lighting service to the Township by PPL. With respect to the Township's intent to convert to LED lighting, a requirement by PPL will be the execution of an agreement with them. In that regard, the Township Manager advised that the Maintenance Supervisor, Jeff Mouer, is present at the meeting and can review this matter with the Board at this time.

The Township's Maintenance Supervisor indicated to the Board that by way of history this issue goes back a couple of years when PPL was offering conversion to LED lighting for street lights free of charge and ultimately save the Township money with respect to street lighting charges. Early on, however, the money was not available on PPL's side. There were some administrative issues. However, conversions have started happening in the Lehigh Valley. In that regard, Mr. Mouer indicated that he began making inquiries and there were some difficulties until he located the right person at PPL to review the matter. There was a simple

online application which was completed and the Township qualified for this conversion. There would be 279 street lights converted to LED lighting. The current cost of the Township is approximately \$878 per month and when the conversion takes place the Township will save \$391.64 per month. The agreement PPL has in place is a 15-year agreement which automatically renews after the 15 years. The Maintenance Supervisor provided the Board with a copy of the Township's more recent street lighting bill from PPL. It was noted that the supplier on this particular bill was NextEra Energy Services. Chairman Paulus questioned the charge being somewhat high. The Township Manager noted that the Township currently has a contract in place with a new vendor which has been secured through the PSATS' approved energy broker whom she had contact with at the last State Convention. The new energy supplier for the Township is Direct Energy. The Township Manager advised the Board that she would check on the invoice showing NextEra Energy Services to determine why they are listed as the supplier on said invoice. The Township Manager did note that the conversion over to Direct Energy was an ongoing process and this particular invoice was probably for energy supplied prior to the conversion.

2. Al Kortze, P.E.
Township Engineer

1. The Sanitary Sewer Interceptor Project on Race Street will commence the week of February 21. The contractor is just waiting on some materials. The Township Engineer felt that the project would be a two to three week completion.
2. With respect to Catasauqua Lake, the Township Engineer advised that the lake's depth is currently at eight feet. He noted that the lake depth has jumped up considerably and is within six inches from the overflow pipe area.

Vice Chairman Heimbecker commented that he found the fish report with which they have been provided very interesting. Vice Chairman Heimbecker also questioned how the water system runs in the Troxell Street Area. The Township's Maintenance Supervisor advised that the water line runs up Troxell from Catasauqua Rd. and deadlines before Hoover Avenue. The second line comes off Pennsylvania Avenue, goes down Ulster, up Hoover to Sherwood, back down Taft Street and meets Troxell. The run that goes down Ulster and down Hoover also feeds Carmike and A. Duie Pyle. That is a closed loop system. With respect to the water issues in the areas beyond the Troxell Street Area, Mr. Mouer noted that if they left one valve open and closed the other, that could have been an explanation. They could have isolated the problem but then they did have a second break.

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

1. With respect to the ongoing issues we have been reviewing regarding the Township's obligations under Fire Codes and reporting procedures, the Township Attorney advised that after reviewing the matter with the Township's Fire Chief, Fire Marshal, and Building Inspector, no one received such reports. The Building Inspector indicated that he is aware of such reports when he does the

- five-year inspection process through the Township indicating that those times he will see reports of past inspections. The Township Attorney noted that he has reviewed the provisions of the International Fire Code and NFPA 42, but he could not find a provision with respect to reporting to the municipality. The Township Attorney noted that he has now scheduled a meeting with the Building Inspector, the Township's Fire Chief and Fire Marshal to see if we should be receiving such reports and how to go about that and who is responsible.
2. The Township Attorney advised the Board that with respect to the Rockefeller Development matter, as the Board may recall, last year on July 1 the Township approved the Infrastructure Agreement proposed and authorized the Township Manager to sign same substantially in the form as it was provided. Since that time, there have been many changes and I have reviewed those issues with the Township Engineer and the Township Manager. The Township Attorney noted that the changes in his opinion are not substantive. There have been some names that have changed, some property descriptions, plans have been updated, the amount of security costs has been changed. Attorney Eaton noted that one major change is that Allen Township has requested that Rockefeller build the road. Future maintenance fees and capital costs remain the same. The Township Attorney noted that there are extensive things that need to be handled but it is hoped that all the necessary signatures can be secured next week. Chairman Paulus questioned whether or not there was concern over the Township's refusal to designate Willowbrook Road as a truck access route. The Township Attorney indicated that there was some concern over what would happen if the road is completed and PennDOT does not take it over. However, Attorney Eaton noted that would be unlikely.

Unfinished Business: None.

New Business:

1. Resolution No. 2016-25, A Resolution Providing for the Furnishing of Electric Street Lighting Service to the Township of Hanover, Lehigh County, Pennsylvania (Vote)

Motion: I move that Resolution Nos. 2016-25, A Resolution Providing for the Furnishing of Electric Street Lighting Service to the Township of Hanover, Lehigh County, Pennsylvania, be adopted as presented.

Wegfahrt, Woolley: Moved and Seconded

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

Courtesy of the Floor: None.

Adjournment:

The meeting was adjourned at 8:20 P.M.

Respectfully submitted,

Sandra A. Pudliner
Township Manager