

HANOVER TOWNSHIP, LEHIGH COUNTY
REGULAR COUNCIL MEETING

April 3, 2024
7:00 P.M.

Present: Councilmen Heimbecker, Lawlor, Rossi, Woolley, Paulus; J. Jackson Eaton, III, Esquire; Kevin Cimic, P.E.; Melissa A. Wehr; Vicky Roth

Absent: 0

Attendance:

Courtesy of the Floor: None.

Approval of Minutes: Council Meeting March 20, 2024

Motion: I move we waive the reading of the March 20, 2024 Council Meeting Minutes and accept same as presented.

Paulus, Woolley: Moved and Seconded

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

Reports:

1. Melissa A. Wehr
Township Manager

The Manager reminded everyone that street sweeping began on Monday.

Our new Public Works employee started on Monday. He previously worked for the Township and left the area due to relocating. He is happy to be working here again.

The Spring Newsletter is at the printers. It should be coming out in the next few weeks.

The State Police Memorial Day is on May 2 at 9:00 a.m. If anyone would like to attend the memorial, please let me know and I will add you to the list.

The exciting Movie Night in the Park dates at Canal Park are scheduled for May 31, June 28 and July 26. The movie on May 31 is called Migration, June 28 is the War with Grandpa, and July 26 is Arthur Christmas. More to follow in our newsletter and on our website. It is being sponsored by the Airport. We are looking forward to this new venture with the Airport and as part of our community outreach.

The Vice Chairman said that he has received several questions from neighbors on Sherwood Street and Tacoma Street relative to the Zoning Board decision regarding A. Duie Pyle and there are questions as to what is the appeal process? He directed

them to the Township's website. The Manager replied that once a hearing is before the Zoning Hearing Board, the zoning hearing board attorney has 45 days from the date of the hearing to get the written opinion out. The written opinion went out last week. Those in attendance who requested a copy received a copy in the mail. From that point, there is a 30-day appeal period. Any appeal would be filed with Lehigh County Court of Common Pleas. The Chairman asked the Vice Chairman if there is an issue and the Vice Chairman replied there are a lot of issues regarding the Zoning Hearing Board's decision. He does not want to mess up anyone's process regarding the complaints. He said to let the citizens go forward with it if they choose to appeal.

2. Kevin Camic, P.E.
Township Engineer

The start of the storm sewer project has been delayed due to the rainy weather.

Township Engineer said he had more to report on the Agenda items.

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

The Attorney's items are on the Agenda.

Unfinished Business: None.

New Business:

1. Authorization for Council to grant approval to Community Partners 4 Kids to have games of chance at Canal Park on May 4, 2024 (Vote)

The Operations Manager for Community Partners 4 Kids thanked Council for welcoming them to their Community Night a couple years ago. He and the Executive Director reinvented the program and Hanover Township, Lehigh County was one of the first to do a child I.D. program at Community Days. It has taken off with other municipalities. On behalf of Community Partners 4 Kids, for those who don't know, we are a child I.D. program and we produce in four minutes what it takes normal law enforcement anywhere from four hours to several days to prove a child is actually gone missing and how to find them. We put it on a disc and it goes to the parents at no charge.

Grant Heimbecker, the Executive Director introduced himself and spoke a little about the program. This will be their fourth year working with the Township at their Community Days. He said Canal Park is a wonderful venue. He belongs to a network group called Believers in Business. A member approached him with the prospect of doing a private community day. Private, in the sense that it is not put together by the Township, but a collection of BIB members, everyone from a public adjuster, food vendor, insurance people, etc. They wanted to come to the community combining the services of BIB, while at the same time acting like a fundraiser for Community Partners 4 Kids. A quick snapshot of the details is \$20

fee per BIB member or business person in the community who would like to participate. That \$20 goes to Community Partners 4 Kids as a fundraiser. The small games of chance work into this as part of a basket raffle at the event. Both the fundraiser and the small games of chance provisions need approval from Council according to the Township's Park Rental Rules.

Motion: I move we Authorization for Council to grant approval to Community Partners 4 Kids to have games of chance at Canal Park on May 4, 2024 as presented.

Woolley, Lawlor: Moved and Seconded

Heimbecker:

Abstained

Lawlor, Rossi, Woolley, Paulus:

Aye

2. Resolution No. 2024-38, A Resolution Granting Preliminary/Final Land Development Approval to Provident Group-Lehigh Valley Properties LLC, 3337 Airport Rd., Allentown, PA 18109 (Vote)

Kate Durso, the applicant's attorney appeared before the Board on behalf of Provident Group. She stated this is for the hotel only. The concern Council had was with the traffic which would not change. Traffic will be entering the hotel from within the airport. It would be a transient type of people coming to airport to fly in and out of airport. They proceeded to review the Resolution with 24 conditions. They agree with all 24 and the 16 waivers. The Township Engineer stated out of the 16 conditions, 12 of them deal with existing features for the entire property of 792 acres. They are dealing with five acres. A lot of the waivers are requests showing information on the entire property and limiting them to five acres on the surrounding area. The remaining waivers are typical of a Preliminary/Final Land Development Approval items and there are two stormwater waivers. One for the pipe material and one for the cover over the parking lot. On Waiver 16, the pipe is identified as HOPE and it should be HDPE. This was a typo.

Motion: I move Council adopt Resolution No. 2024-38, A Resolution Granting Preliminary/Final Land Development Approval along with the waivers to Provident Group-Lehigh Valley Properties LLC, 3337 Airport Rd., Allentown, PA 18109 as presented and approved by the Township Engineer.

Heimbecker, Lawlor: Moved and Seconded

Heimbecker, Lawlor, Rossi, Woolley, Paulus:

Aye

Unan.

3. Authorization for the Manager to approve the posting of the advertisement of the bid for the 2024 Road Program (Vote)

The Township Engineer stated the Township will be doing three roads. Catasauqua Road, where two areas that will receive a full-depth reconstruction. On Catasauqua Road from Airport Road to the Township line with the City of Bethlehem will be milled and overlaid. The curve near Applebee's Restaurant will get an anti-skid treatment to roughen the surface a bit on the curve. On

requires us to go out for a bid even though the bid documents indicate that there will be a negotiation period afterward. The bid is just a starting point.

Motion: I move Council approve Authorization for the Manager to advertise a bid for the D&L Trail Design Professional as presented.

Heimbecker, Lawlor: Moved and Seconded

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

6. Bill No. 2024-01, An Ordinance Amending Chapter 18-201 of the Statutory Code of Hanover Township to Prohibit Connecting More than One Primary Commercial Building on a Property by a Single Building Sewer (Introduce)

The Attorney introduced the Bill. A grandfathering clause has been added. It provides that anything that is in existence from the date this is passed and is grandfathered, but if the lot is subject to subdivision of some kind, then the new properties are required to confirm. They would then have to at that point, construct individual sewer lines to the building.

7. Bill No. 2024-02, An Ordinance Amending Chapter 26, Section 26-106 of the Statutory Code of Hanover Township to Prohibit Connecting More than One Primary Commercial Building on a Property by a Single Building Water (Introduce)

The Attorney introduced the Bill. The Bill in front of Council was drafted in his absence. The terms are correct, but there is another part to the Ordinance that already has the language, thus, the new document. This is not a change to the Agenda. The Manager said that they wanted to keep the language the same in both Water and Sewer. In that regard:

Motion: I move to withdraw Bill No. 2024-02, An Ordinance Amending Chapter 26, Section 26-106 of the Statutory Code of Hanover Township to Prohibit Connecting More than One Primary Commercial Building on a Property by a Single Building Water as a Bill as recommend by the Township Attorney.

Heimbecker, Wooley: Moved and Seconded

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

The Vice Chairman introduced in place of #7, Bill No. 2024-02, An Ordinance Amending Chapter 26, Section 26-144 of the Statutory Code of Hanover Township to Prohibit Connecting More than One Primary Commercial Building on a Property by a Single Building Water, which will be presented as Bill No. 2024-03 which replaces Bill No. 2024-02. This is an Introduction.

8. Resolution No. 2024-39, A Resolution Designating an Area of Compliance in Accordance with Section 104.3.2 of the Construction Code of Hanover Township (Vote)

The Manager stated that this is in Area No. 5 for Base Engineering to go out and do the five yearaid compliance inspections of all the properties that fall under that section.

Motion: I move that Council adopt Resolution No. 2024-39, A Resolution Designating an Area of Compliance in Accordance with Section 104.3.2 of the Construction Code of Hanover Township as presented by the Township Manager.

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

9. Resolution No. 2024-40, A Resolution Honoring State Police Day in Hanover Township (Vote)

Motion: I move that Council adopt Resolution No. 2024-40, A Resolution Honoring State Police Day in Hanover Township as presented.

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

10. Authorization by Council to Grant Approval for Animals Rides, Petting Zoo, and Food Trucks at Community Night on August 27, 2024 with a rain date of August 28, 2024 (Vote)

The Manager said this is the Township's fourth annual Community Night down at Canal Park and would require for Council to approve for the animal rides, petting zoo and the food trucks at Community Night. It's growing every year. We have sponsorships coming in for it. Baskets and donations have started to come in as well.

Motion: I move that Council approve Authorization by Council to Grant Approval for Animals Rides, Petting Zoo, and Food Trucks at Community Night on August 27, 2024 with a rain date of August 28, 2024 as presented by the Township Manager.

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

11. Authorization for Council to Sponsor Child Fingerprinting at Community Night on August 27, 2024 with a rain date of August 28, 2024 (Vote)

The Vice Chairman requested that the word Fingerprinting be stricken and replace it with I.D. since it encompasses so much more than fingerprinting, i.e. voice overs, discs with information on the child for parents, etc.)

Motion: I move that Council approve Authorization for Council to Sponsor Child I.D. at Community Night on August 27, 2024 with a rain date of August 28, 2024 as presented and amended.

Lawlor, Woolley: Moved and Seconded
Heimbecker: Abstained
Lawlor, Rossi, Woolley, Paulus: Aye

12. Authorize the Township Manager to contribute to ARC for Step Forward Celebration in the Amount of \$250.00 (Vote)

The Manager stated that ARC is the Association for Retarded Citizens. They attended Community Night last year and have a program called One Step Forward Celebration that will be held on May 16, 2024 at 5:00 p.m. at Desales University Conference Center. They reached out to us requesting Hanover Township be a sponsor for this program. There are different levels of sponsors that range from \$75 up to \$5,500. The Manager picked \$250 but we could increase if that is what Council would like. It's an excellent program. There is an annual award gala to celebrate the accomplishments, triumphs and victories of local children and adults with intellectual and developmental disabilities, their families and include businesses who support people with IDD in the Lehigh Valley. This fits in with our Community Day theme with being involved in the community and it's in our backyard. She asked that at a minimum the Township do a \$250 donation.

A Councilmember suggested that if the Board agree to the \$250 donation, his business, DKR will donate \$300 to make it \$550. The Chairman noted that this is a donation in conjunction with our Community Day event and not part of the Township's yearly donations. The Vice Chairman suggested that he would like to see the people present at the Council meeting who are requesting the donation so that they can meet them. The Manager will have them at the next Council meeting.

Motion: I move that Council approve Authorize the Township Manager to contribute to ARC for Step Forward Celebration in the Amount of \$250.00 as presented.

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

Approval of Bills:

Motion: I move Council authorize payment Voucher Nos. 27853-27891 from the General Fund Account in the amount of \$128,621.68; Voucher No. 4690-4693 from the Capital Reserve Account in the amount of \$101,832.01; Voucher Nos. 4697-4698 from the Water Account in the amount of \$108.35; Voucher Nos. 6447-6450 from the Sewer Account in the amount of \$2,636.98; Voucher Nos. 5422-5423 from the Escrow Account in the amount of \$43,930.73 for a Grand Total Expenditure of \$277,129.75.

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

Courtesy of the Floor:

A Councilman questioned the change to Item 7. He needed clarification. The Vice Chairman clarified that Bill 2024-03 will be replacing Bill 2024-02 and it is an introduction.

Grant Heimbecker, Community Partner 4 Kids questioned the Park rules for Pony Rides. He has someone offering pony rides which would be needed for permission to do this. The Vice Chairman said that was not on the agenda and he will have to go back to the Manager to be placed on the next meeting's Agenda.

The Manager wished three Council Members a Happy Birthday since they will have birthdays within a few days apart.

Adjournment:

The meeting was adjourned at 7:52 P.M.

Respectfully submitted,

Melissa A. Wehr
Township Manager