

# AGENDA

Upper Saucon Township Board of Supervisors  
Regular Meeting  
Monday, December 19, 2011 – 6:00 P.M.  
Township Municipal Building

---

**1. CALL TO ORDER** – Chairman Miro A. Gutzmirtl

**2. PLEDGE OF ALLEGIANCE**

**3. NOTIFICATION**

All public sessions of the Upper Saucon Township Board of Supervisors are electronically recorded. The recordings are maintained as part of the record of the meeting until the minutes are transcribed and approved by the Board.

**4. PUBLIC COMMENT** (Any Item On or Off the Agenda)

Please sign the Speaker Sign-In Sheet at the front desk if you wish to address the Board during the Public Comment portion of the agenda. Speakers are asked to limit their comments to 3 minutes or less.

**5. CHAIRMAN'S REMARKS**

**6. STATE REPRESENTATIVE JUSTIN SIMMONS – RECOGNITION OF OUTGOING SUPERVISORS MIRO GUTZMIRTL AND JOSEPH HORVATH FOR THEIR SERVICE TO THE TOWNSHIP**

**7. PROPOSED ORDINANCE NO. 145 – COMPREHENSIVE AMENDMENT OF SUBDIVISION AND LAND DEVELOPMENT ORDINANCE**

Ordinance No. 145 constitutes a comprehensive amendment to the Subdivision and Land Development Ordinance of Upper Saucon Township enacted June 24, 1975.

a. Public Hearing on Proposed Ordinance No. 145

- Introduction by Township Solicitor
- Presentation by Township staff and consultants
- Accept public comment and input

b. Adoption of Proposed Ordinance No. 145

Consideration of a motion to adopt proposed Ordinance No. 145 which constitutes a comprehensive amendment to the Upper Saucon Township Subdivision and Land Development Ordinance.

**8. PROPOSED ORDINANCE NO. 141-E – ZONING ORDINANCE AMENDMENT**

Ordinance No. 141-E amends the Upper Saucon Township Zoning Ordinance by amending the Zoning Map to designate a 3 acre portion of a certain tract of land at the corner of Route 378 and Colesville Road identified as 4373 Route 378 as a Village Commercial Overlay Zone.

a. Public Hearing on Proposed Ordinance No. 141-E

- Introduction by Township Solicitor
- Staff comments
- Accept public comment and input

**b. Adoption of Proposed Ordinance No. 141-E**

Consideration of a motion to adopt proposed Ordinance No. 141-E which amends the Zoning Ordinance by amending the Zoning map to designate a 3 acre portion of a certain tract of land at the corner of Route 378 and Colesville Road identified as 4373 Route 378 as a Village Commercial Overlay Zone.

**9. SUBDIVISIONS & LAND DEVELOPMENTS**

**a. Old Saucon Development – Resolution No. 2011-31**

Consideration of a motion to adopt Resolution No. 2011-31 conditionally approving the Preliminary / Final Land Development Plan of Old Saucon Investment, LP to construct an age qualified residential community and a village commercial center along the east side of Route 378 near the intersection with Center Valley Parkway.

**10. MINUTES**

- a. Regular Meeting of November 7, 2011
- b. Regular Meeting of November 21, 2011

**11. COMMITTEE REPORTS**

**12. ORDINANCES**

**a. Proposed Ordinance No. 108-B – Act 167 Stormwater Management Ordinance**

Consideration of a motion to adopt proposed Ordinance No. 108-B regulating stormwater management, stormwater quality and certain land development practices as the same may impact upon stormwater runoff management and quality.

**13. RESOLUTIONS**

**a. Resolution No. 2011-28 – Adoption of 2012 Township Budget**

Consideration of a motion to adopt Resolution No. 2011-28 approving the 2012 Township Budget.

**b. Resolution No. 2011-29 – 2012 Tax Levy**

Consideration of a motion to adopt Resolution No. 2011-29 fixing various tax rates for the year 2012, which are unchanged from the year 2011 tax rates.

**c. Resolution No. 2011-30 – 2012 Pay Plan**

Consideration of a motion to adopt Resolution No. 2011-30 establishing the 2012 Pay Plan for all Township employees.

**d. Resolution No. 2011-27 – Fee Schedule for Community Development Department**

Consideration of a motion to adopt Resolution No. 2011-27 establishing a comprehensive fee schedule for the subdivision and land development process, building permit process, building code appeals, certificate of occupancy issuance, zoning permits, zoning appeals, stormwater infiltration testing and activities performed in connection with on-lot sewage disposal systems.

- e. Resolution No. 2011-32 – Authorizing Condemnation of Gun Club Property at 7600 Blue Church Road South  
Consideration of a motion adopt Resolution No. 2011-32 authorizing the Township Solicitor to take all legal steps necessary to acquire 2.131 acres of the property at 7600 Blue Church Road South and a non-exclusive wellhead protection easement on the property at 7600 Blue Church Road South in order for the Township to construct, operate and maintain a municipal water supply well and related waterlines.
- f. Resolution No. 2011-33 – Policy for Processing Requests by Supervisors for Access to Information  
Consideration of a motion to adopt Resolution 2011-33 establishing a policy for processing requests by members of the Board of Supervisors for access to information.

#### 14. MOTIONS

- a. Interim Appointment of Code Master Inspection Services to Administer and Enforce the State Wide Construction Code  
Note: Interim appointment necessitated by staffing changes at 3<sup>rd</sup> party agency currently performing building inspection services for the Township. In January 2012, a search will begin for a long term solution to Township's building inspection needs.
  - 1. Interim Appointment of Third Party Agency For Administration and Enforcement of PA Construction Code Act  
Motion to appoint Code Master Inspection Services, Inc. and its construction code officials, as the sole third- party agency to act on behalf of Upper Saucon Township for administration and enforcement of the Pennsylvania Construction Code Act, in accordance with Section 503(b)(2) of the Act and Section 3.b of Upper Saucon Township Ordinance No. 130.
  - 2. Interim Appointment of Municipal Code Official and Primary Building Code Official  
Motion to appoint David Backenstoets of Code Master Inspection Services, Inc., as the municipal code official and primary building code official to act on behalf of Upper Saucon Township for administration and enforcement of the Pennsylvania Construction Code Act, in accordance with Section 503(b)(1) of the Act and Section 3.a of Upper Saucon Township Ordinance No. 130.
- b. Request For Payment – Barry J. Hoffman, Inc. – Certification No. 12  
Consideration of a motion to authorize payment in the amount of \$124.50 to Barry J. Hoffman, Inc., for work completed on the electrical system at the Country Club Sewer Pump Station.
- c. Police Collective Bargaining Agreement  
Consideration of a motion to ratify the new Collective Bargaining Agreement between the Township and the Police Officers Association incorporating the terms and conditions contained in the Act 111 Interest Arbitration Award dated November 21, 2011; and authorizing the appropriate Township officials to execute said Agreement on behalf of the Township.

- d. Release of Funds – Assumption of BVM Church Land Development – Certification No. T-1  
Consideration of a motion to authorize the release of construction security in the amount of \$4,840.00 for the Assumption of BVM Church Land Development in accordance with the Township Engineer’s recommendation made by letter dated August 9, 2011.
  
- e. Request For Payment – Livengood Excavators, Inc. – Certification No. 2  
Consideration of a motion to authorize payment in the amount of \$88,565.39 to Livengood Excavators, Inc., for work completed on the Taylor Drive storm sewer project.
  
- f. Request For Payment – Barry J. Hoffman, Inc. – Certification No. 13  
Consideration of a motion to authorize payment in the amount of \$294.00 to Barry J. Hoffman, Inc., for work completed on the electrical systems at the Wastewater Treatment Plant and the zinc mine water supply facility.
  
- g. Animal Control Agreement With Lehigh County Humane Society  
Consideration of a motion to approve an agreement with the Lehigh County Humane Society for animal control services during the 2012 calendar year and to authorize the Township Manager to execute said agreement on behalf of the Township.
  
- h. Amendment to Traffic Improvements Agreement with School District  
Consideration of a motion to approve an amendment to the Traffic Improvements Agreement between the Township and the Southern Lehigh School District relating to the design and construction of certain traffic improvements at the intersection of Route 309 and Lanark Road, subject to any minor modifications to the Agreement deemed appropriate by the Township Solicitor.

**15. CORRESPONDENCE & INFORMATION ITEMS**

**16. DIRECTION/DISCUSSION ITEMS**

**17. BILLS, PAYROLL AND COMMISSIONS**

- Prepaid Invoice List #12052011 dated 12/16/2011.....\$ 358,001.15
- Warrant List #12052011 dated 12/16/2011.....\$1,614,663.86

Consideration of a motion to authorize payment of the Prepaid Invoice List and Warrant List #12052011 dated 12/16/2011.

**18. ADDITIONAL BUSINESS**

**19. COURTESY OF THE FLOOR**

**20. EXECUTIVE SESSION**

**21. ADJOURNMENT**