

MINUTES

Upper Saucon Township Board of Supervisors
Regular Meeting
Monday, December 21, 2020 – 6:30 P.M.
Township Municipal Building

Members Present: Brian J. Farrell, Chairman
Philip W. Spaeth, Vice Chairman
John G. Inglis, III
Dennis E. Benner
Stephen Wagner

Staff Attending: Thomas F. Beil, Township Manager
Joseph Geib, Assistant Township Manager
Thomas Dinkelacker, Township Solicitor
Kevin Chimics, P.E., Township Engineer

CALL TO ORDER

Chairman Farrell called the meeting to order at 6:30 p.m., in the Public Meeting Room of the Upper Saucon Township Municipal Building, 5500 Camp Meeting Road, Upper Saucon Township, Lehigh County, PA.

PLEDGE OF ALLEGIANCE

Chairman Farrell asked all in attendance to stand and recite the “Pledge of Allegiance.”

NOTIFICATION

Chairman Farrell announced that 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.

PUBLIC COMMENT

None

ORDINANCES

None

SUBDIVISIONS & LAND DEVELOPMENTS

None

MINUTES

Regular Meeting of October 12, 2020

Motion made by Mr. Benner and seconded by Mr. Inglis to approve the minutes of the regular meeting of October 12, 2020.

The motion was approved by a vote of 5 to 0.

Regular Meeting of November 9, 2020

Motion made by Mr. Wagner and seconded by Mr. Benner to approve the minutes of the regular meeting of November 9, 2020.

The motion was approved by a vote of 5 to 0.

RESOLUTIONS

Resolution No. 2020-38 – Adoption of 2021 Township Budget

Motion made by Mr. Spaeth and seconded by Mr. Inglis to adopt Resolution No. 2020-38 approving the 2021 Township Budget.

The motion was approved by a vote of 5 to 0.

Resolution No. 2020-39 – 2021 Tax Levy

Motion made by Mr. Inglis and seconded by Mr. Wagner to adopt Resolution No. 2020-39 fixing the real estate tax rate and fire hydrant tax rate for the year 2021.

The motion was approved by a vote of 5 to 0.

Resolution No. 2020-40 – 2021 Pay Plan For Non-represented Employees

Motion made by Mr. Inglis and seconded by Mr. Benner to adopt Resolution No. 2020-40 establishing the 2021 Pay Plan for non-represented employees of the Township.

The motion was approved by a vote of 5 to 0.

Resolution No. 2020-41 - Accepting Streets in Whispering Pines Subdivision

Motion made by Mr. Inglis and seconded by Mr. Benner to adopt Resolution No. 2020-41 conditionally accepting Liberty Creek Parkway, Weber Circle, Candle Place, Thompsondale Road, Trolley Stop Lane and Olde Trolley Lane as part of the Township road system.

The motion was approved by a vote of 5 to 0.

Resolution No. 2020-42 – Accepting Southern Extension of Cumorah Avenue in Blue Ridge Chase Subdivision

Motion made by Mr. Wagner and seconded by Mr. Benner to adopt Resolution No. 2020-42 conditionally accepting the southern extension of Cumorah Avenue (from Jared Road to cul-de-sac bulb) as part of the Township Road system.

The motion was approved by a vote of 5 to 0.

MOTIONS

Release of Funds - Whispering Pines – Release Request No. 8

Motion made by Mr. Inglis and seconded by Mr. Benner to authorize the release of construction security in the amount of \$599,274.78 for the Whispering Pines Subdivision in accordance with The Pidcock Company's recommendation made by letter dated November 23, 2020.

The motion was approved by a vote of 5 to 0.

Request for Payment – Central Complex at Hopewell Park – Certification No. 3 (Contract 1 – Site Work and General Building)

Motion made by Mr. Inglis and seconded by Mr. Wagner to authorize payment in the amount of \$2,910.80 to Perrotto Builders for work completed on the Central Complex at Hopewell Park.

The motion was approved by a vote of 5 to 0.

CORRESPONDENCE & INFORMATION ITEMS

Chairman Farrell announced the Board of Supervisors Reorganization Meeting will be held on Monday, January 4, 2021 at 6:30 pm.

DIRECTION/DISCUSSION ITEMS

None

BILLS, PAYROLL, AND COMMISSIONS

Motion made by Mr. Wagner and seconded by Mr. Spaeth to authorize payment of the Prepaid Invoice List Dated December 18, 2020 for Check Issue Dates 11/17/2020 – 12/21/2020 and Warrant Detail Invoice List dated December 18, 2020 for Report Date 12/21/2020.

The motion was approved by a vote of 5 to 0.

COURTESY OF THE FLOOR

Attorney Joseph Fitzpatrick of Fitzpatrick, Lentz and Bubba was present on behalf of Aldi USA. He explained Aldi USA is interested in expanding its grocery distribution and logistics facility located at 2700 Saucon Valley Road. As part of the expansion, Aldi would like to create five internal queuing lanes within the facility property to address an ongoing tractor trailer parking problem along Saucon Valley Road. A small building addition on the southeaster corner of the existing facility for refrigerated products is also planned, which should reduce noise associated with refrigeration truck units.

Attorney Fitzpatrick said certain provisions in the Township's zoning ordinance are prejudicial to Adli's expansion plans, and he would like to resolve this matter through a settlement agreement rather than being forced to challenge the Township's zoning ordinance.

Attorney Fitzpatrick responded to questions posed by the Board members.

Attorney Fitzpatrick thanked the Board for considering his request.

EXECUTIVE SESSION

At approximately 7:13 p.m., the Board met in Executive Session to consult with the Township Solicitor regarding the following legal matters:

- Potential litigation concerning the proposed expansion of the Aldi distribution and warehouse facility at 2700 Saucon Valley Road.
- Pending litigation against the Township filed by Kay Lehigh, LLC regarding the Township's denial of Kay Lehigh's Curative Amendment.

At approximately 9:06 p.m., the Board returned from Executive Session.

ADJOURNMENT

Motion made by Mr. Benner and seconded by Mr. Inglis to adjourn the meeting.

The motion was approved by a vote of 5 to 0.

The meeting was adjourned at approximately 9:07 p.m.



Secretary