

## MINUTES

Upper Saucon Township Board of Supervisors  
Regular Meeting  
Monday, April 12, 2021 – 6:30 P.M.  
Township Municipal Building

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

Staff Attending: Thomas F. Beil, Township Manager  
Joseph Geib, Assistant Township Manager  
Thomas Dinkelacker, Township Solicitor  
Charles Unangst, P.E., Township Engineer  
Thomas Nicoletti, Police Chief

### 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

Chairman Farrell noted that Lehigh County Executive Philips Armstrong was in attendance.

Mr. Armstrong gave an update on various County matters. He highlighted the County’s response to the COVID-19 pandemic.

Supervisor Spaeth inquired about the continued funding of the Lehigh County Farmland Preservation Program. Mr. Armstrong replied that Lehigh County ranks third in the

Commonwealth in preserved farms with over 350 farms, totaling over 25,000 acres, and that the County doubled the funding in Farmland Preservation this year with \$2,000,000 in the 2021 Budget. He said quality of life issues are very important.

In response to a request by Chairman Farrell, Police Chief Thomas Nicoletti provided an update on recent traffic enforcement activities in the Township.

Badge Award Ceremony for Newly Promoted Police Sergeants

Police Chief Thomas Nicoletti presented Sean Clause and Daniel Bencsics with their sergeant badges. The Board congratulated Sergeants Clause and Bencsics on their promotions.

Kristin Roth – 6288 Hall Court – expressed concerns about vehicles speeding on Station Avenue between Walnut Street and New Street. She indicated many pedestrians and bikers use this section of Station Avenue due to the proximity of the Saucon Rail Trail and DeSales University. She asked the Township to explore the possibility of installing speed tables and / or additional signage to make the road safer. Ms. Roth was also concerned about loud fireworks being set off in the Township.

Tammy Clemens – 6725 Blue Church Road South – thanked the Police Department for addressing her recent concerns about truck traffic on Blue Church Road South. She hoped the Police would remain vigilant in addressing the issues of speeding and truck traffic. She agreed with Ms. Roth that fireworks seem to be a growing problem in the Township.

**SUBDIVISIONS & LAND DEVELOPMENTS**

Saucon Overlook Subdivision – Preliminary / Final Land Development Plan – Resolution No. 2021-14

Motion made by Mr. Inglis and seconded by Mr. Benner to adopt Resolution No. 2021-14 conditionally approving the Preliminary / Final Land Development Plan of PD Valley, L.P. to subdivide a 56-acre property located at 1379 Station Avenue into an 18 lot residential subdivision (with 7 lots in Upper Saucon Township and 11 lots in Lower Saucon Township).

Supervisor Spaeth had questions about the Plan to which Ms. Lang and Mr. Unangst responded.

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

Dieterly Lot Line Adjustment Plan – Resolution No. 2021-15

Motion made by Mr. Benner and seconded by Mr. Inglis to adopt Resolution No. 2021-15 conditionally approving the Preliminary / Final Lot Line Adjustment Plan of Tina Dieterly and U.S. Home Corporation to adjust the lot line between the properties at 7439 and 7535 South Main Street.

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

## MINUTES

### Regular Meeting of February 22, 2021

Motion made by Mr. Spaeth and seconded by Mr. Wagner to approve the minutes of the regular meeting of February 22, 2021.

The motion was approved by a vote of 4 in favor, none against and 1 abstention. Mr. Benner abstained from voting because he was not present at the meeting on February 22, 2021.

## ORDINANCES

### Ordinance No. 172 – Prohibiting The Use of Engine Brake Retarders On A Section of Route 309 Between Fairmount Street and Passer Road

Motion made by Mr. Inglis and seconded by Mr. Wagner to adopt proposed Ordinance No. 172 prohibiting the use of engine brake retarders on a section of Route 309 between Fairmount Street and Passer Road.

Tammy Clemens – 6725 Blue Church Road South – asked if the engine brake retarder prohibition can be extended to additional roads in the Township. Mr. Beil replied that PennDOT regulations limit where such prohibitions can be imposed.

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

## RESOLUTIONS

None

## MOTIONS

### Request for Payment – Central Complex at Hopewell Park – Certification No. 2 (Contract 2 – Mechanical)

Motion made by Mr. Benner and seconded by Mr. Inglis to authorize final payment in the amount of \$6,731.25 to K.C. Mechanical Service for work completed on the Central Complex at Hopewell Park.

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

### Request for Payment – Water / Sewer Dept. Garage – Certification No. 10 (Contract 3 – Plumbing)

Motion made by Mr. Spaeth and seconded by Mr. Benner to authorize payment in the amount of \$12,738.41 to Dual Temp Company for work completed on the Water / Sewer Department Garage.

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

Release of Funds – Blue Ridge Chase Subdivision – Security Release No. S3

Motion made by Mr. Inglis and seconded by Mr. Benner to authorize the release of construction security in the amount of \$5,500.00 for the Blue Ridge Chase Subdivision in accordance with the Township Engineer's recommendation made by letter dated April 6, 2021.

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

Award Bid – Chestnut Hill Road Drainage and Roadway Improvements Project, Phase 2

Motion made by Mr. Wagner and seconded by Mr. Benner to award the bid for Phase 2 of the Chestnut Hill Road Drainage and Roadway Improvements Project to Anrich, Inc. for a total bid price of \$696,367.50.

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

Award Bid – Hopewell Park Landscaping Project, Phase 1

Motion made by Mr. Inglis and seconded by Mr. Benner to award the bid for Phase 1 of the Hopewell Park Landscaping Project to All Season Landscaping Company for a total bid price of \$58,640.00.

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

Award Bid – Hopewell Park Pavilion Project

Motion made by Mr. Spaeth and seconded by Mr. Wagner to award the bid for the Hopewell Park Pavilion Project to Irish Creek Construction for a total bid price of \$129,900.00.

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

Award Bid – Fertilizer, Weed Prevention and Pest Control Applications at Township Parks

Motion made by Mr. Inglis and seconded by Mr. Benner to award the bid for fertilizer, weed prevention and pest control applications at the Township Parks to Moyer Indoor / Outdoor for a total bid price of \$26,405.

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

Award Bid – Oakhurst Drive Sanitary Sewer Extension Project

Motion made by Mr. Inglis and seconded by Mr. Wagner to award the bid for the Oakhurst Drive Sanitary Sewer Extension Project to Anrich, Inc. for a total bid price of \$417,752.00.

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

Release of Funds – Hopewell Elementary School – Security Release No. 3

Motion made by Mr. Spaeth and seconded by Mr. Inglis to authorize the release of construction security in the amount of \$174,822.21 for the Hopewell Elementary School project in accordance with the Community Development Director's recommendation made by memo dated April 8, 2021.

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

### **CORRESPONDENCE & INFORMATION ITEMS**

None

### **DIRECTION/DISCUSSION ITEMS**

#### **Legislation before the Pennsylvania General Assembly that would authorize the use of radar speed-measuring devices by local police**

Mr. Beil reviewed this matter with the Board. He noted radar is generally considered the safest, most efficient and most economical speed-measuring device. The Board directed the Township Manager to prepare a Resolution urging the Pennsylvania General Assembly to enact legislation that would allow municipal police to use radar speed-measuring devices. The Resolution will be considered for adoption at the next Board meeting.

#### **Proposed entrance sign for Hopewell Park**

Mr. Beil presented the concept plan for a new entrance sign at Hopewell Park. The Board was generally pleased with the appearance of the sign and directed staff to move forward with the purchase and installation of the sign.

### **BILLS, PAYROLL, AND COMMISSIONS**

Motion made by Mr. Inglis and seconded by Mr. Benner to authorize payment of the Prepaid Invoice List Dated April 9, 2021 for Check Issue Dates 3/9/2021 – 4/9/2021 and Warrant Detail Invoice List dated April 9, 2021 for Report Dates: 4/1/ 2021 – 4 /12/2021.

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

### **ADDITIONAL BUSINESS**

Supervisor Inglis asked County Executive Armstrong to look into getting more voting machines for the polling place at the Township Building. He said there were very long lines during the most recent election.

Mr. Armstrong said he would follow up on Mr. Inglis' concern.

Supervisor Spaeth noted there was a recent incident with a large automobile transport truck being stuck at the intersection of Applebutter Hill Road and Chestnut Hill Road. He asked the Township staff to monitor this intersection as a truck prohibition might be needed at some point in the future.

### **COURTESY OF THE FLOOR**

Tammy Clemens – 6725 Blue Church Road South – asked about prohibiting trucks on more roads in the Township. Mr. Beil replied that truck prohibitions must first be warranted by an engineering study.

Jyl Francis – 6223 Locust Valley Road – voiced concerns about speeding vehicles on Locust Valley Road.

### **EXECUTIVE SESSION**

At approximately 7:42 p.m., the Board met in Executive Session to discuss:

- Possibility of the Township purchasing real property.
- Legal issues related to the use or lease of Township-owned property which, if conducted in public, would violate the Attorney / Client privilege and lead to the disclosure of information or confidentiality protected by law.
- Pending litigation against the Township filed by Kay Lehigh, LLC regarding the Township's denial of Kay Lehigh's Curative Amendment.

At approximately 10:00 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 10:01 p.m.

  
Secretary