

UPPER MOUNT BETHEL TOWNSHIP
BOARD OF SUPERVISORS MEETING MINUTES
MONDAY, DECEMBER 9, 2019 @ 7:00 PM

PART I

1. Call to Order-Chairman Bermingham Jr. called the meeting to order at 7:00 pm.
2. The Pledge of Allegiance was recited.
3. Present in addition to Chairman Bermingham Jr. were Supervisor Due, Supervisor Teel, Supervisor DeFranco, Supervisor Pinter (via phone), Manager Nelson, and Solicitor Karasek. Engineer Coyle arrived at 8:00 pm.
4. Approve the Agenda-Chairman Bermingham Jr. amended the agenda, adding the Final Payment to Barker & Barker to Part VI #1. **MOTION** by Supervisor Teel, seconded by Supervisor Due, to approve the amended agenda. Vote: 5-0.

Chairman Bermingham Jr. thanked Sgt. Roberts of the PA State Police, for attending the meeting this evening and for all the assistance on the school bus incidents in the Township. Chairman Bermingham Jr. asked for a moment of silence to remember those who lost their lives from the December 7th attack at Pearl Harbor.

PART II (Public Comment)

Richard Wilford-Hunt commented the he received some information from a reliable source that Lou Pektor has partnered with CBRE Real Estate. Richard stated this would be a good time for the Township to review the Zoning Ordinance, i.e. truck idling, lighting, buffer zones.

Charles Cole commented on the continued truck traffic and has been working with Lower Mount Bethel Township on an inter-municipal agreement.

Judith Henckel commented on different groups who are concerned about what is planned for the Township. Judith commented that it would be a good idea for Mr. Pektor to have a meeting for Township residents to ask questions about what his plans are.

Ron Angle commented on the zoning application submitted for a variance. The applicant, VIP, have applied for a variance and thought that the public should be made aware of this. Ron stated he met with Lou Pektor, who stated he is not interested in big box warehouses, he is more interested in food processing.

Jeff Manzi stated that the VIP zoning application is a very important meeting, we cannot control what happens in East Bangor, but we can in Upper Mount Bethel Township.

Charles Cole stated that VIP has signs posted along N. Broad St.

PART III (Public Announcements)

Chairman Bermingham Jr. thanked the road crew for keeping the Township roads clear after a recent snow storm. There was a local citizen who was having emergency surgery and was concerned about the road conditions, but thanks to the road crew, she was able to get to the hospital safely.

PART IV (Approval of Minutes)

1. Budget Meeting Minutes-November 25, 2019-**MOTION** by Supervisor Teel, seconded by Supervisor Due, to approve the November 25, 2019 Budget Meeting Minutes. Vote: 5-0.
2. Meeting Minutes-November 25, 2019-**MOTION** by Supervisor Teel, seconded by Supervisor Due, to approve the November 25, 2019 Meeting Minutes. Vote: 5-0.

PART V (Subdivision and Land Development)

1. Potter Minor Subdivision-Audubon Dr.-Solicitor Karasek discussed the waiver requests recommended by the Planning Commission.
 - a. SALDO Section 302.4.1.3 requires that the plan scale be 1 inch equals 50 feet. The Planning Commission has granted this waiver.
 - b. SALDO Section 302.4.3 requires that natural features on the site and within 100 feet of the site and significant natural resources on the site or within ½ mile of the site be shown. **MOTION** by Supervisor Due, seconded by Supervisor Teel, to grant waiver. Vote: 5-0.
 - c. SALDO Section 308.2.1 requires that a Natural Resource Inventory be provided. **MOTION** by Supervisor Due, seconded by Supervisor Teel, to grant waiver. Vote: 5-0.

Solicitor Karasek stated that the applicant has already signed an agreement for conditional plan approval and the conditions are that the Planning Module is approved, Fees-in-Lieu be paid (\$2,000) and the plan be signed. Solicitor Karasek stated the Supervisors can make a motion to accept the conditions and approve the plan. **MOTION** by Supervisor Teel, seconded by Supervisor Due, to approve the plan. Vote: 5-0.

2. Messinger/Hilliard Lot Line Adjustment-Deer Run-Solicitor Karasek discussed the waiver requests recommended by the Planning Commission.
 - a. SALDO Section (Amending Ordinance No. 2016-03-200D) requires that secondary or sewage reserve testing be conducted for lots reduced in size by a lot line adjustment. **MOTION** by Supervisor Teel, seconded by Supervisor Due, to grant waiver. Vote: 5-0.
 - b. SALDO Section (Amending Ordinance No 2016-03 Submission Checklist No. 21) requires that the location of the existing water and sanitary sewer services be on the plan. **MOTION** by Supervisor Due, seconded by Supervisor Teel, to grant waiver. Vote: 5-0.
 - c. SALDO Section (Amending Ordinance No. 2016-03 Submission Checklist No. 22) requires that the existing lot widths and setback lines are to be shown. **MOTION** by Supervisor Due, seconded by Supervisor Teel, to grant waiver. Vote: 5-0.

Solicitor Karasek stated that the applicant has already signed the agreement for conditional plan approval and the Supervisors can make a motion to accept the conditions and approve the plan. **MOTION** by Supervisor Teel, seconded by Supervisor Due, to approve the plan. Vote: 5-0.

PART VI (Reports)

1. Barker & Barker Final Payment-Chairman Bermingham Jr. discussed the recommendation from Township Engineer Coyle, for final payment to Barker & Barker in the amount of \$12,051.81. **MOTION** by Supervisor Due, seconded by Supervisor Teel, to pay Barker & Barker \$12,051.81. Vote: 5-0.
2. Financial Report/Bill List-Manager Nelson read the bill list. **MOTION** by Supervisor Pinter, seconded by Supervisor Due, to pay the bills in the amount of \$104,240.86. Vote: 5-0.
3. Monthly Reports
 - a. Manager's Report-Manager Nelson read his report and discussed road department activity, park improvements, finance, administration, building, and meetings attended. Manager Nelson discussed Engineering items, park, bridges, guiderail-River Rd., River Rd. Turnback and an update on the Act

537 Plan. Manager Nelson stated that we will need to request an extension on the River Rd. Turnback and to revise Resolution #2017-13, Highway Transfer Program, to authorize Manager Nelson to execute documents.

MOTION by Chairman Bermingham Jr., seconded by Supervisor Teel, to approve Resolution #2017-13. Vote: 5-0. Manager Nelson reported his Public Official Bond is now in effect. Manager Nelson stated he is still looking for blanket donations for homeless veterans and awareness of any Township resident that is deployed overseas so the Township can send a card thanking him/her for his/her service and to send a “care” package during the holiday season. Manager Nelson discussed the status and recommendations for the eight (8) bridges that the Township maintains.

- b. Engineer’s Report-Engineer read his report and discussed park improvements, Act 537 Plan update, Dirt & Gravel project, meetings attended, PennDOT permits, and the 611/512 traffic signal project.
- c. Solicitor’s Report-Solicitor Karasek read his report and discussed meetings attended, subdivision/zoning/other land use matters, outstanding litigation and misc. administrative matters.
- d. Supervisor’s Report

Supervisor Due reported the Open Space Board would like to advertise for the Preserve Wetland Delineation. Supervisor Due reported they would also like to use ESU interns for spraying in the mapping areas. Supervisor Due reported the Collura property is on hold. Supervisor Due reported Slate Belt Rising attended the tree lighting and for any contractors, they will be doing Lead Training.

Supervisor Teel stated he did not attend the last Planning Commission Meeting but stated there are plans to be on the next Planning Commission Agenda. Supervisor Teel stated that there will be a discussion on the VIP project in East Bangor. Supervisor Teel asked Engineer Coyle about the traffic light at the intersection of Rt. 611/Rt. 512, in regards to the right hand turning lane. Engineer Coyle stated the plan has been revised and submitted.

Supervisor DeFranco reported the brine system is up and running and seems to be doing the job. Supervisor DeFranco reported the road crew has been busy with various jobs. Supervisor DeFranco reported the EAC has been invited to talk with Lou Pektor if and when they would like.

Supervisor Pinter stated he has nothing to report this month.

Chairman Bermingham Jr. reported on the smoke alarm program and is happy to report that six families to date have received the donated smoke alarms. Chairman Bermingham Jr. reported he spoke with Senator Scavello, who will be going to Washington DC, to discuss the Rt. 80 Rockwall project. Chairman Bermingham Jr. reported he met with the Mayor of Belvidere, Joe Kennedy and discussed ways of bringing Belvidere and Upper Mount Bethel Township together. Chairman Bermingham Jr. reported the Holiday House Decorating contest form needs to be submitted by December 15th and the Supervisors will be judging the houses. Chairman Bermingham Jr. reported movie night is Saturday, 12/21, where we will be showing “The Grinch” and Santa Claus will be there for pictures. Chairman Bermingham Jr. discussed the police survey and hopes to get it out sometime in January.

1. Refuse Reductions, Application Refunds and Exonerations-**MOTION** by Supervisor Due, seconded by Supervisor Teel, to approve the Refuse Reductions, Applications Refunds and Exonerations. Vote: 5-0.
2. Resolution #2019-11-Solicitor Karasek stated this Resolution is to correct a single inadvertent, administrative error in the Floodplain Ordinance changing one reference from the “Township Board of Supervisors” to the “Township Zoning Hearing Board”. **MOTION** by Chairman Bermingham Jr., seconded by Supervisor DeFranco, to adopt Resolution # 2019-11. Vote: 5-0.
3. Digital Copies of Final Plans-Manager Nelson discussed having a digital copy of final plans that are submitted. **MOTION** by Supervisor Due, seconded by Supervisor DeFranco, to approve of a digital copy of the final plans be submitted. Vote: 5-0.
4. Trucks 26 & 27-No discussion
5. River Rd. Turnback-Discussed in Manager’s report.

PART VIII (Old Business)

1. Park Deed Restrictions-Solicitor Karasek stated the Deed has been filed.

PARK IX (New Business)

Supervisor Due stated that he knows of someone with a 53 acre parcel near Lake Minsi that may be interested in preserving the 53 acres.

PART X (Public Comment)

Jimmy Potter commented on the motorcycle traffic in the Township.

Judith Henckel commented on the use of the Township excavator to assist Fish and Boat.

PART XI (Executive Session)-Recess to Executive Session at 9:00 pm to discuss personnel. The meeting reconvened at 9:18 pm.

1. Chairman Bermingham Jr. stated that personnel was discussed in Executive Session. The discussion pertained to the Township Secretary, who completed her 90 day probation period and after the probation period, her pay rate was not adjusted properly. Chairman Bermingham Jr. stated that the correct pay rate was adjusted after the last meeting. Chairman Bermingham Jr. stated that Manager Nelson had the Township Bookkeeper calculate the hours with the correct pay rate. **MOTION** by Chairman Bermingham Jr., seconded by Supervisor Due, to pay the Township Secretary \$14,329.74, as put together by the Township Bookkeeper, less customary deductions. Vote: 5-0.

PART XII (Adjournment)-**MOTION** by Supervisor Teel, seconded by Supervisor Due, to adjourn the meeting at 9:20 pm.

Respectfully by Submitted by Cindy Beck-Recording Secretary