

**TOWNSHIP OF SALISBURY
LEHIGH COUNTY, PENNSYLVANIA
MINUTES FROM THE BOARD OF COMMISSIONERS
MARCH 8, 2012
REGULAR MEETING – 7:00 PM**

The Public Meeting of the Salisbury Township Board of Commissioners was held on the above date in the Township Municipal Building located at 2900 South Pike Avenue, Allentown, Lehigh County, Pennsylvania.

PLEDGE OF ALLEGIANCE

Commissioner Brown asked everyone to rise and recite the Pledge of Allegiance, followed by a short period of silence and reflection.

CALL TO ORDER

Commissioner Brown called the meeting to order at 7:00 p.m.

Commissioner Brown turned over the proceedings to the Township Manager, Randy Soriano.

ROLL CALL

Board Members Present:

James Brown, President
Robert Martucci, Jr., Vice President
James Seagreaves, President Pro-Tempore
Joanne Ackerman
Debra Brinton

Staff Present:

Randy Soriano, Township Manager
Cathy Bonaskiewich, Assistant Township Manager/Finance Director
John Andreas, Director of Public Works
Allen Stiles, Chief of Police
Cynthia Sopka, Director of Planning & Zoning
John Ashley, Esquire, Township Solicitor
David Tetterer, representative of Township Engineer, Keystone Consulting Engineers

NOTIFICATION

Mr. Soriano informed the attendees that all sessions of the Salisbury Township Board of Commissioners regular meetings are electronically recorded for the purpose of taking the

Minutes. All public comments on agenda items would be taken prior to the vote. All public comments related to non-agenda items will be taken after the agenda has been satisfied.

Mr. Soriano announced that the Township records the meetings and archives its tapes and are available pursuant the Right-to-Know Law, if requested.

Mr. Soriano reminded everyone of the three minute rule and asked that everyone who wishes to speak to come to the podium, sign up, announce themselves, and speak clearly in the microphone. Mr. Soriano added that the speaker has a choice not to list his/her address; however, it is preferred that the speaker announce if he or she is a Township resident. He noted that if a resident does not divulge his or her address, it will impair the Township with administrative follow ups on a particular issue.

APPROVAL OF BILLS PAYABLES

Commissioner Ackerman inquired about an invoice from Upper Saucon Township for compost. Mr. Soriano stated that it reflects the cost of utilizing the composting site at Liberty Road. He noted that it is a shared expense between Salisbury Township, Coopersburg and Upper Saucon Township and the site is a satellite site of the County, permitted through DEP.

Motion by Commissioner Ackerman, seconded by Commissioner Martucci, to approve list of Bills Payables for the period 2/18/2012 through 3/2/2012, broken down as follows: General Fund - \$150,725.04; Fire Fund - \$3,653.04; Library Fund - \$0; Water Fund - \$1,205.03; Sewer Fund - \$ 21,305.72; Highway Fund - \$ 6,343.60. Total of all Funds - \$183,232.43.

Roll Call:

COMMISSIONER ACKERMAN - YES
COMMISSIONER SEAGREAVES -YES
COMMISSIONER MARTUCCI - YES
COMMISSIONER BRINTON - YES
COMMISSIONER BROWN – YES

The Motion passed by 5-0

MINUTES

February 23, 2012

Commissioner Brown declared the February 23, 2012 Regular Meeting Minutes of the Board of Commissioners approved as presented.

NEW BUSINESS

ORDINANCES

First Reading – Ordinance setting Water Rates.

Mr. Soriano introduced the Ordinance for the first reading and commented that the Board discussed it at the last work session. Mr. Soriano stated that the City of Allentown’s latest water bill showed an increase in the water rates, and prior to this bill, the Township did not receive an official notice during the 2012 budget deliberations that this was in the works. Mr. Soriano commented that the Board approved a Water Fund budget without any increases, but it has been customary to pass any increases to its users.

Mr. Soriano noted that the Finance Department estimates the increase from \$5.16/m gals to \$5.30/m gals in order to keep in step with the rate increase from the City of Allentown. Mr. Soriano stated that the average water consumption varies between 15,000 and 25,000, and based on this, the rate impact would be as follows:

25,000 gal/qtr == At \$5.16/m gals = \$129.00; At \$5.30/m gals = \$132.50. A \$3.50/qtr increase (2.7%).
20,000 gal/qtr == At \$5.16/m gals = \$103.20; At \$5.30/m gals = \$106.00. A \$2.80/qtr increase (2.7%).
15,000 gal/qtr == At \$5.16/m gals = \$77.40; At \$5.30/m gals = \$79.50. A \$2.10/qtr increase (2.7%).

ORDINANCE NO. 03-2012-575

BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF SALISBURY, LEHIGH COUNTY, PENNSYLVANIA, AMENDING CHAPTER 26, ENTITLED WATER, §102 OF THE CODE OF ORDINANCES, AS AMENDED, ESTABLISHING WATER RATES, RENTS AND CHARGES FOR FURNISHING WATER SERVICES TO CONSUMERS LOCATED IN THE TOWNSHIP OF SALISBURY (WATER RATE CHANGE TO \$5.30 PER 1,000 GALLONS OF WATER)

WHEREAS, the Township of Salisbury received a water rate increase from the City of Allentown for water services.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Salisbury, Lehigh County, Pennsylvania, and it is hereby ordained and enacted by the same that Chapter 26 of the Code of Ordinances, as amended, be and the same hereby is amended as follows:

ARTICLE I. *Section 102 shall be amended to read as follows:*

§102. Water Rates, Rents and Charges.

“The following water rates, rents and charges are fixed, adopted, established and imposed upon each consumer located within the municipal boundaries of the Township served or to be served by the Water System, for use thereof, and such rates, rents and charges shall be established by the Township by resolution or ordinance:

1. Schedule of Meter Rates.

There shall be a charge of five dollars and thirty cents (\$5.30) for each one thousand (1,000) gallons of water furnished to a consumer effective January 1, 2012.

ARTICLE III. *All Ordinances inconsistent herewith are hereby repealed. In all other respects, Sections 102 of Chapter 26, Water, of the Code of Ordinances of the Township*

of Salisbury shall remain as heretofore enacted, ordained and amended, which said Chapter 26, as amended, is hereby re-enacted in its entirety herein.

ARTICLE IV. This Ordinance shall be effective immediately.

ENACTED AND ORDAINED this 22nd day of March, 2012.

TOWNSHIP OF SALISBURY
(Lehigh County, Pennsylvania)

By: _____
President, Board of Commissioners

Attest:

Secretary

Motion by Commissioner Seagreaves, seconded by Commissioner Martucci, to approve the first reading of Ordinance 03-2012-575 amending the Chapter 26, entitled Water, §102 of the Code of Ordinances, as amended, establishing water rates, rents and charges for furnishing water services to consumers located in the Township of Salisbury (water rate change to \$5.30 per 1,000 gallons of water).

Roll Call:

COMMISSIONER ACKERMAN – YES
COMMISSIONER SEAGREAVES – YES
COMMISSIONER MARTUCCI – YES
COMMISSIONER BRINTON – YES
COMMISSIONER BROWN – YES

The Motion passed by 5-0

RESOLUTIONS

None

APPOINTMENTS

Appointment to the Environmental Advisory Council.

Mr. Soriano commented that a notice was placed on the website announcing the vacancy of Mr. Cinquino, as follows:

Notice of Environmental Advisory Council Vacancy-The Township of Salisbury is seeking interested residents from Ward 3 to fill a vacancy on the Environmental Advisory Council, a seat vacated by former member Louis Cinquino. The term of the appointment will end on 1/1/2014. If you are

*interested and would like to be considered for the appointment, please download and complete the [application form](#) and mail it along with a resume to the attention of: Mr. Randy Soriano, Township Manager, 2900 S. Pike Avenue, Allentown, PA 18103 or email it to rsoriano@salisburytownship.org. **Please respond no later than March 7, 2012.***

Mr. Soriano noted that the only resume to date was from Mr. Kreg D. Ulery.

Motion by Commissioner Brinton, seconded by Commissioner Martucci, to appoint Mr. Kreg D. Ulery, 914 Sour Apple Lane, to the Environmental Advisory Committee with the term ending 2014.

Roll Call:

COMMISSIONER ACKERMAN – YES
COMMISSIONER SEAGREAVES – YES
COMMISSIONER MARTUCCI – YES
COMMISSIONER BRINTON – YES
COMMISSIONER BROWN – YES

The Motion passed by 5-0

MOTIONS

Mr. Soriano noted that there is an additional item for consideration for the Board. Mr. Soriano noted that the Township Engineer has reviewed the daily field work orders submitted by RGC Development in conjunction with “extra” work necessitated by a water line pipe found over the area of the sewer construction that was not shown on the drawings. Mr. Soriano noted that the Engineer and Solicitor would like to recess in Executive Session to address a contractual issue. Mr. Soriano noted that the Board will reconvene to deliberate on the proposed change order for the extra work.

OLD BUSINESS

Mr. Soriano stated that he received an email from the Township Manager of Hanover Township asking Salisbury Township to join them in exploring the legality of Allentown’s Neighborhood Improvement Zone and to pay a portion of any legal expenses that would arise from the review. Mr. Soriano recommended not joining the effort because he believes the course of action should be to try and get enough information to address the impact on the Township. He also noted that eventually all the money will be returned. It was the consensus of the Board not to get involved with legal action at this point.

COURTESY OF THE FLOOR

Mr. Eric Rigler of 820 E. Rock Road was present to address the Board about the Valley Mountain Bikers’ Event at Walking Purchase Park. Mr. Soriano noted that approval of this Event was tabled at the last meeting pending some additional information regarding insurance

and police presence. Mr. Rigler stated that the event will begin and end in Fountain Hill at the St. Luke's Hospital parking deck and St. Luke's will provide security and a first aid station at the start/finish area. He commented that they are not seeking additional police presence.

Motion by Commissioner Brinton, seconded by Commissioner Ackerman, to approve a request from the Valley Mountain Bikers to hold a Bike Event on July 21, 2012 at the Walking Purchase Park, contingent on the signing of a Hold Harmless Agreement and submitting proof of liability insurance adding the Township, County of Lehigh and City of Allentown as an additional insured for the event.

Roll Call:

COMMISSIONER ACKERMAN – YES
COMMISSIONER SEAGREAVES – YES
COMMISSIONER MARTUCCI – YES
COMMISSIONER BRINTON – YES
COMMISSIONER BROWN – YES

The Motion passed by 5-0

Motion by Commissioner Martucci, seconded by Commissioner Brinton, to recess into executive session to discuss a legal contractual issue associated with extra work in regards to the Patricia Drive Pump Station project. The time was 7:45 p.m.

Commissioner Brown reconvened the regular meeting at 9:01 p.m.

Motion by Commissioner Brinton, seconded by Commissioner Martucci, to approve a change order reviewed and recommended by the Township Engineer in the amount of \$9,097.65 to RGC Development for the extra work associated with the water line conflict for the Patricia Drive Pumping Station Project.

Roll Call:

COMMISSIONER ACKERMAN – YES
COMMISSIONER SEAGREAVES – YES
COMMISSIONER MARTUCCI – YES
COMMISSIONER BRINTON – YES
COMMISSIONER BROWN – YES

The Motion passed by 5-0

ADJOURNMENT

Commissioner Brinton made a Motion to adjourn the Meeting. Seconded by Commissioner Ackerman. The time was 9:04 p.m.