

**TOWNSHIP OF SALISBURY  
LEHIGH COUNTY, PENNSYLVANIA  
MINUTES FROM THE BOARD OF COMMISSIONERS  
MARCH 14, 2013  
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 Martucci asked everyone to rise and recite the Pledge of Allegiance, followed by a short period of silence and reflection.

**CALL TO ORDER**

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

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

**ROLL CALL**

**Board Members Present:**

James Brown, President – ARRIVED LATE  
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 – EXCUSED  
John Andreas, Director of Public Works  
Allen Stiles, Chief of Police  
Cynthia Sopka, Director of Planning & Zoning  
John Ashley, Esquire, Township Solicitor  
David Tettermer, 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 recorded electronically for the purpose of taking the Minutes. All public comments on agenda items will 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 records are available pursuant to the Right-to-Know Law, if requested.

Mr. Soriano reminded everyone of the three minute rule and asked that anyone who wishes to speak come to the podium, sign in, announce themselves, and speak clearly into the microphone. Mr. Soriano added that the speaker can choose 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 administrative follow-ups on a particular issue.

Mr. Brown arrived and took his seat as President.

### **APPROVAL OF BILLS PAYABLE**

**Motion by Commissioner Ackerman, seconded by Commissioner Martucci, to approve the list of Bills Payable for the period 2/23/2013-3/8/2013, broken down as follows:**

\$100,836.56 = GENERAL  
\$3,306.67 = FIRE  
\$0 = LIBRARY  
\$7,929.96 = WATER  
\$173,922.83 = SEWER  
\$20.00 = REFUSE & RECYLCING  
\$21,691.78 = HIGHWAY AID  
**\$307,707.80** = GRAND TOTAL ALL FUNDS

#### **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 28, 2013**

Commissioner Brown declared the February 28, 2013 Regular Meeting Minutes of the Board of Commissioners approved as presented.

### **NEW BUSINESS**

### **RESOLUTIONS**

None.

## **ORDINANCES**

None.

## **MOTIONS**

### **Motion to appoint a Police Officer.**

Mr. Soriano stated that the Civil Service Commission has responded to the Board's request to certify the top three candidates eligible for the appointment. He commented that Civil Service Commission Rules and Regulations require that if a veteran is one of the top three candidates, regardless of his or her ranking, the Board must select and appoint the veteran. Mr. Soriano stated that the only candidate who is currently on the certified top three eligibility list and is a veteran is Mr. Brian Zulic from Summit Hill, PA.

Mr. Soriano detailed the hiring process for the Board. He noted that the starting wage for an entry-level police officer is \$50,377.60.

Commissioner Brinton asked for input from the Chief Stiles about the candidate. Chief Stiles stated that Mr. Zulic is 22 years old and recently moved to Bath, PA. He noted that Mr. Zulic has served as a part-time Police Officer with the Lehigh and Lansford Police Departments, and is currently employed full-time with Verizon. Chief Stiles commented that Mr. Zulic entered the Marine Corps in 2008 and presently serves with the Marine Reserve Artillery Unit in Reading, PA.

**Motion by Commissioner Seagreaves, seconded by Commissioner Martucci, to select Mr. Brian Zulic, Summit Hill, PA, for appointment to entry-level police officer in accordance with the provisions of the Civil Service Commission rules and regulations applicable to entry-level appointment and contingent on the selected applicant passing the required physical and psychological examinations described in the Civil Service rules.**

### **Roll Call:**

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

**The Motion passed by 5-0.**

**Motion to approve a Lease with the Salisbury Youth Association for the erection of a "temporary" shed at Franko Farm Park.**

Mr. Soriano stated that the Salisbury Youth Association made a presentation to the Board during the last Workshop session regarding the erection of a temporary shed at Franko Farm Park. He commented that at that time, the Board approved the request contingent on SYA signing a lease, submitting insurance information and signing appropriate indemnification.

Mr. Soriano noted that Attorney Ashley has reviewed the lease and feels confident that if at any time the Board would want to get rid of the shed, they can do so because there are provisions in the lease that give the Board the authority.

Commissioner Martucci inquired if there was a color selected for the shed. Mr. Soriano stated that the lease says that the lessor would have final authorization on the color. A discussion ensued about the color of the shed blending in with the aesthetics of the park.

**Motion by Commissioner Martucci, seconded by Commissioner Brinton, to approve the lease with the Salisbury Youth Association for the erection of a temporary shed at Franko Farm Park, subject to the Township approving the color of the shed.**

**Roll Call:**

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

**The Motion passed by 5-0.**

**Consideration of a request from Hamilton Park Athletic Association to construct batting cages at Lindberg Park.**

Mr. Soriano stated that the Hamilton Park Athletic Association would like to complete construction of the batting cages that are part of the newly adopted Lindberg Park Master Site Plan. He noted that the batting cages were part of Phase 3 of the plan and were estimated to cost approximately \$6,000.

Mr. Mark Wilson from the HPAA was present to address the Board about the request. He stated that HPAA would like to purchase, install and maintain both batting tunnels, both poles and nets. Mr. Wilson noted that the volunteers from HPAA would annually erect the tunnels in late March and dismantle them at the end of the season.

Mr. Wilson introduced Mr. Cory Goth, also from HPAA, to further explain the benefits of the batting cages. Mr. Goth stated that the cages will be custom fitted to the space and he described the design of the project to the Board.

Commissioner Martucci inquired if the Township assumes all liability for those residents who might end up using the cages even though they were installed by HPAA. Attorney Ashley stated that because the cages are on Township property, the Township would accept liability.

Commissioner Ackerman expressed her support for the permanent structures.

Commissioner Brown inquired if they could put fluorescent caps on the tops of the poles when the nets are not on them in order to prevent people from walking into the poles. Mr. Soriano stated that the poles could be painted or caps could be put on the tops of them to prevent injuries.

**Motion by Commissioner Ackerman, seconded by Commissioner Brinton, to approve the request from the Hamilton Park Athletic Association to construct batting cages at Lindberg Park contingent on the work being coordinated with Township personnel.**

**Roll Call:**

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

**The Motion passed by 5-0.**

**Consideration of Payment Application No. 8 – FINAL – submitted by RGC Development, Inc. for work performed on the Patricia Drive Pumping Station Elimination Project.**

Mr. Soriano stated that the Application will release the \$1,500 retainage held for the Patricia Drive Pumping Station Project. He noted that with the release of this retainage, the contract is closed out and the maintenance period will be in effect.

Mr. Soriano expressed concerns from South Whitehall Township in regards sagging pipes. Mr. Tettermer stated that the issue will be taken care of in the maintenance period.

**Motion by Commissioner Martucci, seconded by Commissioner Brinton, to approve Payment Application No. 8 – FINAL – in the amount of \$1,500 to RGC Development, Inc. for work performed on the Patricia Drive Pumping Station Elimination Project.**

**Roll Call:**

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

**The Motion passed by 5-0.**

**OLD BUSINESS**

**PRIVILEGE OF THE FLOOR**

Mr. Soriano provided an update on the submittal to the State for the DCNR Community Conservation Partnership Program. He stated that the Program requires that the Township meet with the original advisor prior to submitting an application, and that meeting will take place Friday, March 15<sup>th</sup> on at 1:00 p.m. at Lindberg Park. Mr. Soriano commented that Urban Research will be on hand, along with Commissioner Brinton, Mr. Frank Adamcik, Mr. Frank McCullough and any other Recreation Advisory Committee members who are able to attend.

Mr. Soriano stated that Senator Bob Mensch has set up a meeting on March 27<sup>th</sup>, 2013 at the Upper Saucon Township Building and it is open to all communities he represents. Mr. Soriano also announced that Representative Justin Simmons will be able to set up a meeting with the Board in July or August, after the Stated Budget has been approved.

Mr. Soriano announced that PennDOT will be repairing the bridge on South Fairview Road, beginning in July 2013 and ending in September 2013.

Mr. Soriano brought forth a concern from a resident about a private road off of Church Road. A discussion ensued about the Township engaging the services of Mr. Tettermer or handling the concern in-house. It was the consensus of the Board not to engage the Engineer at this point.

Mr. Soriano asked Chief Stiles if he expects to hold a Police Week in May. Chief Stiles responded that he is not planning to do one.

Mr. Soriano stated that the PA DEP Growing Greener Grant has been approved and he thanked the staff for their efforts.

Mr. Soriano inquired if the Closed Circuit TV inspection has been completed. Mr. Andreas stated the TV-ing and the grouting section have been completed, but he is requesting the ability to do spot repairs along Honeysuckle Road and South Filbert Street, along with some additional work that was not included in the original TV-ing. Mr. Andreas explained that it would give the ability to televise some laterals that show flow or questionable conditions during the time of TV-ing the main. Mr. Soriano questioned if there were any collapsed pipes found. Mr. Tettermer responded that there were a couple of areas of concern that are being addressed, and there were a lot of leaky joints. He stated that the big problem is inflow, not infiltration. Mr. Andreas noted that the spot repairs are estimated at \$1,400 a piece and the camera work is estimated at \$100 per lateral. No further action was taken.

Mr. Michael Sinclair of 1101 Flexer Avenue was present to address the Board in regards to Allentown's plan of privatizing their water/sewer. He requested that the Board voice opposition to the plan. Commissioner Ackerman requested that Mr. Soriano contact the City to inquire what privatizing would mean to the Township. Mr. Soriano commented that Allentown must honor the current service agreement. Attorney Ashley explained that the Township has an

agreement that effectively lasts forever. He noted that other municipalities may have agreements that are shorter terms or have re-opener clauses, but the agreement that the Township has runs in perpetuity. Attorney Ashley commented that the City would have to go to court and somehow overturn that agreement, but it was a contract that was freely entered into between the parties. He noted that the City has to continue to supply the Township with the services they agreed to supply it with under that agreement, and the calculations of how the fees are charged are also spelled out in that agreement. Commissioner Ackerman questioned the quality of the water. Attorney Ashley commented that they have to give the Township the kind of water that was agreed to. Mr. Soriano stated that he intends to have a meeting with the City's Solicitor.

Ms. Genny Baillie reminded the Board of the Recreation Advisory Committee's Egg Hunt scheduled for March 23<sup>rd</sup>, 2013 at 10:00 a.m. at Lindberg Park.

Commissioner Martucci inquired about putting the Library Fund on referendum. It was the consensus of the Board to put it on the November ballots in order to let the citizens decide.

Chief Stiles announced that the Police Department will be holding a Prescription Drug Take Back Day on Saturday, April 27<sup>th</sup>, 2013 from 10:00 a.m. – 2:00 p.m. at the South Mall (3300 Lehigh Street).

**ADJOURNMENT**

Commissioner Brinton made a Motion to adjourn the Meeting, seconded by Commissioner Ackerman. The time was 8:20 p.m.

Respectfully submitted,

Randy Soriano  
Secretary

These constitute the official minutes of the Regular Meeting of the Board of Commissioners held on March 14, 2013.

Approved and certified on this date:

\_\_\_\_\_  
Randy Soriano

\_\_\_\_\_  
Date

SEAL