

**TOWNSHIP OF SALISBURY  
LEHIGH COUNTY, PENNSYLVANIA  
MINUTES FROM THE BOARD OF COMMISSIONERS  
February 26, 2015  
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 the proceedings over to Randy Soriano, Township Manager.

**ROLL CALL**

**Board Members Present:**

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

**Staff Present:**

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

**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 oneself, 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.

**APPROVAL OF THE FINANCIAL REPORT AND LIST OF BILLS PAYABLE**

Mr. Soriano presented the unaudited Financial Report and list of Bills Payable.

**Motion by Commissioner Ackerman, seconded by Commissioner Seagreaves, to approve the unaudited Financial Report for the period ending January 31, 2015 and the list of Bills Payable for the period 2/7/14-2/20/2015, broken down as follows:**

\$188,644.90 = GENERAL  
\$2,708.13 = FIRE  
\$0 = LIBRARY  
\$20,467.74 = WATER  
\$57,022.33 = SEWER  
\$0 = REFUSE & RECYCLING  
\$29,408.53 = HIGHWAY AID  
**\$298,251.63** = 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 12<sup>th</sup>, 2015**

Commissioner Brown declared the Minutes of February 12<sup>th</sup>, 2015 accepted as presented.

**NEW BUSINESS**

## **ORDINANCES**

None.

## **RESOLUTIONS**

### **Auditor Appointment for 2014 Accounts.**

Mr. Soriano stated that the Board must officially appoint the Auditor to audit the Financial Statement from 2014 and establish a compensation for services. He noted that the Budget allocated various amounts split between various funds. The auditor is Mr. Todd Bushta, CPA of the Accounting Firm of Bushta & Co. at P.O. Box 3419, Bethlehem, PA 18017.

Mr. Soriano read the Resolution into the record.

**Motion by Commissioner Ackerman, seconded by Commissioner Martucci, to adopt the Resolution as read.**

#### **Roll Call:**

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

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

### **Setting the Police Pension Employees Contribution rate for FY 2015.**

Mr. Soriano stated that this is the Resolution which sets up the employee contribution for the Police Pension plan for 2015. He read the Resolution into the record.

**Motion by Commissioner Ackerman, seconded by Commissioner Brinton, to adopt Resolution No. 02-2015-1490, setting the Police Pension employee contribution rate for 2015.**

#### **Roll Call:**

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

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

## MOTIONS

### Laubach Park Goose Management Program – FY 2015.

Mr. Soriano stated that as in years past, the Board needs to approve the agreement with the U.S. Department of Agriculture to continue the geese management services at Laubach Park. The cost is close to \$5,000 so the agreement reads for an amount not to exceed \$5,000.

**Motion by Commissioner Martucci, seconded by Commissioner Seagreaves, to approve the USDA agreement for geese management services at Laubach Park for a cost not to exceed \$5,000.**

#### **Roll Call:**

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

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

### Valley Mountain Bikers Request to hold a Mountain Biking Race at Walking Purchase Park.

Mr. Soriano stated that this is a usual request by the Valley Mountain Bikers for their mountain biking race.

**Motion by Commissioner Martucci, seconded by Commissioner Brinton, to approve the request from the Valley Mountain Bikers to hold a Mountain Biking Race at Walking Purchase Park, contingent on the signing of a hold harmless agreement and providing the certificate of liability listing all three owners (Salisbury Township, County of Lehigh and City of Allentown) as additional insured.**

#### **Roll Call:**

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

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

### Walking Purchase Park Clean-up Event – MS4 MCM #2 Public Participation.

Mr. Soriano stated that the Environmental Advisory Council members are requesting a cleanup event be held at Walking Purchase Park. He noted that the organization has been dealing with the requirements of the MS4 in regards to education and public participation, and the cleanup event would be sufficient to meet the MCM #2 requirement. Mr. Soriano stated that once the Board approves the event, the EAC will follow-up with the planning.

Ms. Sopka commented that the EAC is going to try and coordinate efforts with Norfolk Southern because a lot of debris that is thrown rolls down into their freight right-of-way. She noted that the proposed date is April 26<sup>th</sup>, 2015 from 8:00 am – 12:00 pm and 12:00 pm – 4:00 pm.

**Motion by Commissioner Ackerman, seconded by Commissioner Brinton, to approve the request to hold Clean-up Event at Walking Purchase Park contingent on the other two owners (City of Allentown and County of Lehigh) agreeing as well.**

**Roll Call:**

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

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

**Conditional Use Hearing – Flower Tent (South Mall parking lot).**

Mr. Soriano stated that Mr. James Pompa, Principal of Cornerstone Consulting Co., LLC, requested permission for temporary flower sales at the South Mall, which requires Conditional Use review pursuant to Section 807c of the Zoning Ordinance. The lot is located at 3300 Lehigh Street in a C-3 zone. Mr. Soriano noted that a stenographer is present to record the meeting and he turned the proceedings over to Attorney Ashley.

Mr. James Pompa was present to testify. Mr. Pompa stated that he would like to operate a temporary, seasonal flower tent in the parking lot of the South Mall (3300 Lehigh Street) selling potted flowers and plants. He stated that he has a lease with the Mall (Applicants Exhibit A-1), but it is contingent on zoning approval. Mr. Pompa noted that this is the fourteenth year of operating the business at this location.

Mr. James Pompa stated that they would like to operate for 11 days around Easter, 11 days around Mother's Day and every day after Mother's Day until June 22<sup>nd</sup>, 2015. The time periods would be from 9:00 am – 6:00 pm. He stated that at the end of each day, they will close up the tent and rely on Mall Security to keep things protected.

Mr. Pompa stated that the Planning Commission has recommended approval. Attorney Ashley noted that if the Board grants permission, Cornerstone Consulting Co., LLC will have zoning

permission to operate the facility in accordance with what was specified for a time frame of five years.

**Motion by Commissioner Ackerman, seconded by Commissioner Brinton, to grant approval to Cornerstone Consulting Co., LLC to erect a temporary Flower Tent at 3300 Lehigh Street for a five year period with the use and operation specified.**

**Roll Call:**

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

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

**ANNOUNCEMENTS**

Mr. Soriano commented that he received information from the DEP in regards to the Bethlehem Landfill in Lower Saucon Township. He stated that a notice was sent to neighboring municipalities regarding their permit modification of adding approximately six acres to the disposal area. Mr. Soriano noted that a meeting about the permit modification is scheduled for Wednesday, March 11<sup>th</sup>, from 7:00 pm – 9:00 pm at the Se-Wy-Co Fire Company.

Mr. Soriano stated that he will appear at the County on March 11<sup>th</sup> because they will hopefully have the second reading of the CDBG reallocation of the \$150,000 that the Township is now requesting for a sewer project pursuant to the EPA order. He noted that the Commissioners approved the first reading with some questions about issues regarding the sewer project, which he and Mr. Tetteimer will address before the next meeting.

Mr. Soriano stated that he is in receipt of a letter from the Environmental Advisory Council requesting a part-time employee to manage portions of the MS4 requirements mandated by the EPA. He noted that the EAC is capable of handling the first two mandates, but not all of them. Mr. Soriano commented that he believes the Township already has the staff in-house to handle the requirements but with the help of the Engineer. He stated that he would give each Commissioner a copy of the letter and discuss the matter at the next workshop on March 12<sup>th</sup>.

Mr. Soriano commented that he expects two to three bids for the Lindberg Park Master Site Plan Phase I construction to come in on Friday, March 6<sup>th</sup>. He noted that the Board could potentially award the contract at the meeting of March 12<sup>th</sup> and then have the month to complete the work, but the temperatures would need to rise in order to do that.

Mr. Soriano stated that the weather is also impacting the Transportation Alternative Program (the Grant from the state) as the first meeting might not be until April. He noted that the Township has until June 30<sup>th</sup> to present the design.

Mr. Soriano announced that the Township has offered the custodian position to Mr. Michael Sinko.

**PRIVILEGE OF THE FLOOR**

Mr. Tom Campione, Director of Legislative Affairs for Pennsylvanians for Self Protection and Vice Chairman of the Lehigh Valley Tea Party, was once again present to inquire about repealing the Township's Firearm Ordinance. Commissioner Brown commented that the topic is on the Agenda for tonight's Workshop. Mr. Soriano stated that the topic was also mentioned at the last Workshop and he provided the Board with a proposed language revision to the Ordinance. He noted that the proposed Ordinance deletes the entire section of Chapter 6, Part 1. Mr. Soriano commented that the next step is to advertise the Ordinance for enactment at the next meeting.

**ADJOURNMENT**

Commissioner Ackerman made a Motion to adjourn the Meeting, seconded by Commissioner Martucci. The time was 8:10 p.m.

Respectfully submitted,

Randy Soriano  
Secretary

These constitute the official minutes of the Regular Meeting of the Board of Commissioners held on February 26, 2015.

Approved and certified on this date:

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

Date: \_\_\_\_\_

SEAL