

**TOWNSHIP OF SALISBURY  
LEHIGH COUNTY, PENNSYLVANIA  
MINUTES FROM THE BOARD OF COMMISSIONERS  
March 12, 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. – EXCUSED  
James Seagreaves, President Pro-Tempore – EXCUSED  
Joanne Ackerman

**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  
Don Sabo, 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 LIST OF BILLS PAYABLE**

Mr. Soriano presented the list of Bills Payable.

**Motion by Commissioner Ackerman, seconded by Commissioner Brinton, to approve the list of Bills Payable for the period 2/21/15-3/6/2015, broken down as follows:**

\$33,420.97 = GENERAL  
\$6,095.53 = FIRE  
\$0 = LIBRARY  
\$225,691.50 = WATER  
\$76,802.82 = SEWER  
\$16.30 = REFUSE & RECYCLING  
\$1,614.10 = HIGHWAY AID  
**\$344,279.72 = GRAND TOTAL ALL FUNDS**

#### **Roll Call:**

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

**The Motion passed by 3-0.**

### **MINUTES**

#### **February 26, 2015**

Commissioner Brown declared the Minutes of February 26<sup>th</sup>, 2015 accepted as presented.

### **NEW BUSINESS**

### **ORDINANCES**

**Public Hearing – New Zoning Ordinance.**

Mr. Soriano introduced the staff from URDC who was hired to do the Comprehensive Plan update and the Zoning Ordinance. He noted that the new Zoning Ordinance was a group effort done by the Consultant, the Director of Planning and Zoning and the Planning Commission. The draft has been presented to the Board of Commissioners.

Dr. Richard Cusick of 535 E. Emmaus Avenue was present to address the Board in regards to the section in the new Zoning Ordinance which has to do with beekeeping. He expressed concerns about the Ordinance prohibiting beekeeping from taking place within 30 feet or less from a lot line of any dwelling or a street, as well as the stipulation that if the beekeeping activity takes place 30-60 feet from the lot line, a solid six-foot high fence would be required. Dr. Cusick noted that he is not so much concerned with the lot line requirement, but more so with the six-foot high fence required 60 feet from the property line.

Mr. Steve Fink, the President of the Lehigh Valley Beekeepers Association, was also present to address the Board. He commented that it does not make sense that the distance in which a fence is required is farther than the minimum property line requirement. He suggested that the Ordinance should state a fence is required to keep bees within 30 feet of a lot line.

Mr. Charles Beck, Chairman of the Planning Commission, stated that his concern was people coming into contact with the bees, so that is why the 30 foot stipulation from the lot line was put into place with a surrounding fence. Ms. Sopka commented that it was the recommendation of the Consultant to extend the fence requirement to 60 feet.

Mrs. Norma Cusick of 535 E. Emmaus Avenue inquired if the Township would consider changing the Ordinance to read that a fence is only required within 30 feet of a lot line.

Commissioner Brown commented that the Board will consider the request, but nothing will be voted on at this time.

Mr. Soriano stated that if a section of the Ordinance would change, the Township would have to repeat the process of approval with the Lehigh Valley Planning Commission.

Attorney Tim Sigfried, counsel to the Lehigh Valley Hospital, requested that minor language changes be made to the Ordinance that he feels may have been inadvertently changed, like typographical errors.

No other comments were heard. The Public Hearing was closed at 7:40 p.m.

**Repealing Firearms Ordinances.**

Mr. Soriano stated that the proposed Ordinance will delete any Chapters of the Code of Ordinances regarding the carrying and setting off of firearms.

**Motion by Commissioner Ackerman, seconded by Commissioner Brinton, to adopt Ordinance No. 03-2015-595 as presented.**

**Roll Call:**

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

**The Motion passed by 3-0.**

**RESOLUTIONS**

None.

**MOTIONS**

**Payment Application #1 – Flow Assessment Services, LLC (\$66,960) for work performed on the 2014 Sanitary Sewer Flow Monitoring and Data Logging Project.**

Mr. Soriano noted that this payment is for the work performed on the 2014 I&I project.

**Motion by Commissioner Ackerman, seconded by Commissioner Brinton, to approve Payment Application #1 to Flow Assessment Services, LLC in the amount of \$66,960.**

**Roll Call:**

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

**The Motion passed by 3-0.**

**Payment Application #1 – Tru-Line Contractors, Inc. (\$80,595.54) for work performed on the Edgemont Drive Water Main Replacement Project- Phase I.**

Mr. Soriano stated that the contracted amount for the project was \$168,452.01, so this payment represents about half of that amount. He noted that the contractor is currently in the process of reconnecting services.

**Motion by Commissioner Ackerman, seconded by Commissioner Brinton, to approve Payment Application #1 to Tru-Line Contractors, Inc. in the amount of \$80,595.54 for the Edgemont Drive Water Main Replacement Project.**

**Roll Call:**

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

**The Motion passed by 3-0.**

**Lindberg Park Master Site Plan – Phase I – Perimeter Trail – Bid Award.**

Mr. Soriano presented the bid tabulations as follows:

- Miller Bros. Construction Inc.- 950 E. Main St., Ste. 107, P.O. Box 472, Schuylkill Haven PA 17972 - Base Bid \$497,702.02. Alternate 1 - \$18,252
- RGC Development LP-6866 Chrisphalt Dr., Bath, PA 18014 - Base Bid \$633,840.95. Alternate 1 - \$24,000.00.
- Land-Tech Enterprises, Inc. 3084B. Bristol Rd., Warrington, PA 18976 - Base Bid \$639,800.00. Alternate 1 - \$24,000.00.

Mr. Soriano stated that the apparent low bidder was Miller Bros., even though there were mathematical errors in some line items.

**Motion by Commissioner Brinton, seconded by Commissioner Ackerman, to award the bid for Phase I of the Lindberg Park Perimeter Trail Project to Miller Bros. Construction, Inc. (Schuylkill Haven, PA 17972) and authorize the Township Manager to sign a contract contingent on the approval of DCNR and the Township Solicitor.**

**Roll Call:**

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

**The Motion passed by 3-0.**

## **ANNOUNCEMENTS**

Mr. Soriano announced that Lehigh County approved the Township's CDBG Grant application for the reallocation of \$150,000 for the sewer project pursuant to the EPA Order.

Mr. Soriano stated that the refuse and recycling contract switched over to Republic Services on Monday, March 2<sup>nd</sup>, 2015. He reminded the Board to call the office immediately if there are any issues so they can be addressed right away.

## **PRIVILEGE OF THE FLOOR**

Commissioner Ackerman inquired if the Police Department has anything in place for drones. Chief Stiles replied that they are still waiting on guidelines from the Federal Government in regards to what the public can do with drones.

Commissioner Brown thanked the Public Works Department for their snow plowing efforts.

Commissioner Brown questioned if the changes that the Hospital Attorney proposed to the Zoning Ordinance would be considered "major" changes. Attorney Ashley commented that he does not think those language changes are substantively changing anything. He noted that the only fundamental change that was proposed has to do with the beekeeping.

A discussion ensued about the proposed fence required for beekeeping. Attorney Ashley noted that the beekeepers, who were keeping bees prior to the adoption of the new Zoning Ordinance and are not in compliance with the new requirements, would be nonconforming and thus "grandfathered".

## **ADJOURNMENT**

Commissioner Ackerman made a Motion to adjourn the Meeting, seconded by Commissioner Brinton. The time was 8:28 p.m.

Respectfully submitted,

Randy Soriano  
Secretary

These constitute the official minutes of the Regular Meeting of the Board of Commissioners held on March 12, 2015.

Approved and certified on this date:

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Randy Soriano

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

SEAL