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# **MINUTES**

**September 12, 2016**  
**Regular Public Meeting**

**Board of Commissioners**

**Township of Whitehall**

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**A. CALL TO ORDER**

- 1) The regular Public Meeting of the Whitehall Township Board of Commissioners was called to order at 7:00 p.m. on Monday, September 12, 2016, in the Public Meeting Room of the Whitehall Township Municipal Building, 3219 MacArthur Road, Whitehall, PA, with the following in attendance:

**COMMISSIONERS**

Phillips M. Armstrong, President  
Dennis C. Hower, Vice President – absent  
Thomas Slonaker, Secretary  
Jeffrey L. Dutt  
Philip J. Ginder  
Joseph J. Marx, Jr.  
Linda K. Snyder

**TOWNSHIP PERSONNEL**

Edward D. Hozza, Jr., Mayor  
John D. Meyers, Deputy Mayor  
Charles Fonzone, Attorney  
Frank Clark, Township Engineer  
Michael Marks, Acting Police Chief  
Lee Rackus, PZ&D  
Patricia Sweeney, Executive Secretary

The meeting was formally opened with the Pledge of Allegiance to the Flag and a moment of silence for all of the patriots who died on September 11<sup>th</sup> and also Richard DROSNOCK a member of the Planning Commission who passed away.

**2) APPROVAL OF MINUTES**

- a) Commissioner GINDER moved, seconded by Commissioner DUTT to approve the minutes of the following meeting:

Regular Public Meeting – August 8, 2016

Six Commissioners were present and voted “yes”. Motion carried

**B. PULBIC HEARING AND VOTING ON CONDITIONAL USE**

**1. RESOLUTION NO.2945**

TITLE: A RESOLUTION CONDITIONALLY APPROVING THE CONDITIONAL USE PLAN OF DVS ENTERPRISES INC, LOCATED AT 4239 RELIANCE STREET, WHITEHALL TOWNSHIP, LEHIGH COUNTY, PENNSYLVANIA, INDEX #1889-16. (DEVELOP)

President ARMSTRONG read Resolution No. 2945 to the Board.

Attorney Trisha MAJUMDAR of Plunkett & Graver, representing DVS Enterprises stated they are seeking conditional use relief for permission to fill a quarry at 4239 Reliance Street.

Mr. David SCHEUERMANN, President of DVS Enterprises, testified the property of ~56 acres is vacant, will access the property via a private road off Church Street, property is surrounded by farm fields, quarries, a Rod & Gun Club, with residential properties several thousand feet away. Plan is to fill a little over five acres previously filled by the cement plant to create an access to Ruchsville Road to have better access to the property. It will be clean fill, unregulated, from various sites related to his excavating business, will be used to fill that part of the quarry to build the road, the soil will be tested before it leaves the work sites by Moonstone and working with Frank CLARK on testing again at the site.

Frank CLARK, Township Engineer, stated they are looking to establish a testing interval as the fills comes up vertically every two feet, establishing a grid in the field to be followed by the testing lab and the operator spreading the fill and to keep track of everything in a log book. President ARMSTRONG asked if watering down the soil would be required when spreading it. Mr. CLARK stated not as a rule, is an isolated area, the westerly wind would push any dust against the quarry wall.

When asked Mr. SCHEUERMANN stated there would be ~70 trucks on a busy day, his employees, agents of the company, hired trucks they would subcontract would be dropping off the fill, Monday thru Friday, 7:00 am to 5:00 pm, Saturdays 7:00 am to 12:00 pm and except on occasion when they get a job that would go after hours and spoke to the Planning Commission about getting special permission on an as-needed basis to go beyond those hours. He stated the property is fenced with three gates to get back to the quarry from Church Street, the gates will be open during the day and closed after hours. He owns part of Ranger Lake as part of the acquisition of this property, allows the Rod & Gun Club to use it and will fence and berm the area being filled to protect it from Ranger Lake so people fishing there won't have access. Commissioner DUTT asked the distance to Ranger Lake from the fill area and what is in between. Mr. SCHEUERMANN stated it is ~30-40 feet in one spot, with the rest pretty far from the water and the ~30 foot stone road that goes around the shore line they use for access is in between. He does not foresee filling the quarry will have any adverse impact to the surrounding area, no noise or smell emanating from the site. It is just a start to clean up the old cement plant property for access and future development around the lake and currently has a demolition permit to take down some of the structures. The Planning Commission recommended approval with a list of recommendations/conditions.

Commissioner GINDER asked if everything has been dealt with from the engineer's end. Mr. CLARK responded in the affirmative. Commissioner GINDER stated then it's everything except one or two items we need to agree on now. Mr. CLARK stated basically need to finish up with the testing protocol, the selecting of an independent lab by Mr. SCHEUERMANN to be vetted by us, he will pay the lab fees, we will get the reports, also the truck routing. Most things were already documented at the Planning Commission. Lee RACKUS noted most of these types of operations were pre-empted by the State, so our conditional use regulations are very limited and at this point he has actually met more than what our ordinance requires. Commissioner GINDER asked if the haul road will be maintained between him and Township because it is not a public road, a lot of people use it, has been used for many years, our Rail Trail heads back there and need to figure out how to keep it open for him and the public. Mr. SCHEUERMANN stated it's a private road that has been used by the public, is his road, wants to use it, will need to keep it fixed so he can continue to use it, is trying to get another access to Ruchsville Road by doing this but will take time. Commissioner GINDER stated the need to have the conversation on record that

this has to be addressed. Mr. SCHEUERMANN stated he doesn't want to be held to a written agreement to determine how it will be maintained, is in the paving business, will keep the road maintained and has already done a lot to clean-up the property. Commissioner SLONAKER stated he has a problem with that since everyone uses it in the area and do not have anything in writing that says it will be maintained. Commissioner SNYDER asked if he is willing to have the maintaining as a condition if the engineer feels the road deteriorates to a certain level. Frank CLARK stated the road has been opened to the public, was not contested by Essroc or after he took over ownership, there is a reasonable expectation the road will remain passable and in good repair in order for him to use it also but the onus is on him to look after the road to keep it in a passable, safe condition but if it becomes compromised for the motoring public and is not repaired, then either the engineer's office or the Public Works Director's office would put him on notice to repair the road. President ARMSTRONG stated since everything comes down to interpretation and having to go to court, would like something in the resolution he would maintain the road in a safe and passable condition and to work with our engineers on a solution if it is not. Mr. SCHEUERMANN stated then you're saying he is assuming maintenance of the road. Mr. CLARK stated it's his road, doesn't see any other way until a discussion in the future on ownership or to go about it in a timely fashion then to hold him responsible for the maintenance but to leave the door open this condition can be revisited in the future if ownership/maintenance responsibilities change. Attorney MAJUMDAR stated her client is in agreement with the condition the road will be maintained in a passable, safe condition with good repair and if not, is agreeable to a notice to be sent from the Township or the Township engineer and then move forward on the repairs. Commissioner SNYDER stated if he would disagree with their decision, could come back to the Board as a good faith effort. Mr. SCHEUERMANN stated he didn't think that would be an issue. Mr. CLARK stated to define the condition - to keep the road as close to its present condition and be documented by photographs or video. Mayor HOZZA asked if the finish coat was every applied. Mr. CLARK stated the agreement with the Sewer Authority and their contractor was to rebuild the base and bring it up to a wearing course condition with an option for Essroc to rebuild the whole road except for the wearing course. Mayor HOZZA asked what the cost would be for the finish coat. Mr. SCHEUERMANN stated a couple hundred thousand dollars. Commissioner GINDER stated the Ironton Rail Trail crosses the haul road about 50 yards in front of his gate, the elderly, people in wheelchairs, bicycles and families all use it, the Township owns the ground under the Rail Trail, is concerned about the tri-axles crossing it and how to make sure it is kept a passable safe road. Mr. SCHEUERMANN stated it is all part of the passable agreement. Mayor HOZZA asked about caution signage and asked to check on permanent stop signs at South Church Street and the other intersection. Commissioner GINDER asked if the Township will still continue to plow the snow on that road. Mayor HOZZA stated it needs to be part of some type of agreement. Mr. SCHEUERMANN stated the Township is much better in plowing and his trucks are not the only ones using it. Commissioner GINDER stated it's a fair thing if he is going to maintain the road in a decent shape, for the Township to continue to plow and salt that road to meet halfway.

Chris FEIDLER asked who will sweep the dust that comes off the road because of the issue they are dealing with on North Coplay Road. Mr. SCHEUERMANN stated there would not be dust or mud drug out because they will be driving on a paved road on his property. Mayor HOZZA asked if he would be willing to donate the Cement Company's Safety Monument to a Township Park to preserve it, with an affirmative response.

Commissioner GINDER moved to approve, seconded by Commissioner DUTT.

Six Commissioners were present and voted “yes”. Resolution No. 2945 was approved.

**NOTE: The above represents a brief summation of this Conditional Use Hearing. A complete, verbatim transcript of the proceeding can be viewed at the Township’s Municipal Building, 3219 MacArthur Road, Whitehall, PA.**

**C. COURTESY OF THE FLOOR**

Chris FEIDLER, 5046 Foxdale Drive, Whitehall, stated he is representing himself and his neighbors in Fox Hollow who have invested thousands of dollars in keeping their homes beautiful and are asking the Township to investigate the substance in the air being put in their neighborhood, haven’t had many issues except for the last year with the sticky dust that has to be taken off with vinegar, have contacted Lafarge and DEP who have been out but have never found the actual cause. The DEP stated it was 80% organic and 20% not. Spoke to Lafarge, they came and investigated and stated it is not normal dust, is not coming from them since they are highly regulated by the DEP but are other quarries around them that are not as highly regulated. DEP has been out a couple of times and has an active investigation going on the UGI site, after his last visit the truck traffic stopped and the dust disappeared for a period of 5 days but the trucks were there at 6:00 am this morning and then his truck had the same dust. Have Coplay Aggregates, UGI and Lafarge quarries, doesn’t think it is Lafarge, not fair to them, pay taxes and have 93 homes and residents upset on what they have to do on a daily basis to keep their properties clean.

Frank CLARK, Township Engineer, asked if DEP actually sampled it, with an affirmative response. Mr. FEIDLER stated he feels the condition of Coplay and North Coplay Roads have a lot to do with the issues they are having, asked why they can’t put a binder over the stone going down to the quarry after they get to the entrance gate so they can bring wash trucks up and clean off the roads. Mr. CLARK stated he is at the quarry at least once a month, has full access, was there last Wednesday, saw an SUV parked on the right side of the road, was covered with stuff, took pictures and will contact DEP for a copy of the lab report. Mr. CLARK stated he noticed on the haul road the leaves are coated, haven’t had any rain which would have helped but is also wondering if a lot of dust is coming off of Coplay Road and blowing onto their properties. Mr. FEIDLER stated he has lived there 4 years, the first year was some ash from Lafarge which they took care of but the last two years it has gotten worse, the tri-axles think it is their own personal road and heard there is an ordinance involving UGI. Mr. CLARK stated it is a resolution of approval with conditions, are allowed to have tri-axle trucks on occasion when they have a stock pile they couldn’t get to the quarry on a regular basis, can take care of the speeding thru there with UGI along with a stop sign and a water truck, needs to check the vehicle code to see if the trucks can be covered.

Commissioner MARX stated UGI agreed to numerous conditions, one was hours but has been told by residents they have been continuous and sometimes in the middle of the night. Mr. CLARK stated they are only allowed to do it on an emergency basis. Mr. MARX stated he thought it was to be single axle dump trucks, they would dump their spoils in their Bethlehem yard, pre-inspect them, then reload the next day even if it was an emergency situation and understands there is contaminated soil there now and how did that happen. Mr. CLARK stated all the soil deposited there does not move, stays in place until it’s tested. At the hearing the testimony was they may not always bring it up to the quarry right away when they are working, may have other lots where they can stage it, no testing would be done in the staged area and when they would empty those staged areas it would be via tri-axles, day-to-day was to be the 2-axle trucks, all testing is done on site, did get a couple hits last week with the lab report for contamination, usually arsenic from the soil in the City, those

loads are identified, collected into drums and taken down to Hagerstown, Maryland for disposal. Mr. FEIDLER asked what is considered a few tri-axles since they have them every day. Mr. CLARK stated if there is a lot more activity than anticipated, will contact UGI and see what their schedule has been lately and if happens all day long with tri-axles, is not something that was agreed to, will get the manifest to get the count of what is going in and out. Mr. FEIDLER asked what all the dust is doing to their lungs. Mr. CLARK asked when they started to see the stickiness, with a response of last year. Mr. CLARK stated then for 10 years it wasn't but is now in the last year and a half. Mr. FEIDLER stated it is a seasonal event, is why they are here tonight and need a solution. Contacted a couple of people who work for the Township, got blown off, did not sign a disclosure form when he bought his house that said he lived between 3 active quarries and will live with dust on a time-to-time basis and it may be health problem. Mr. CLARK stated it is the timing of this, UGI has been in there for ~10 years, had some dust issues, most of the fill is coming from City streets but this is different, now it is a sticky and all the stuff that UGI is bringing in from before and the asphalt they are bringing in and grinding is considered clean fill.

James ROTH, 5604 N. Coplay Road, Whitehall, stated the DEP Policy 504 states a person cannot mix or blend materials to become clean fill, materials that contain regulated substances that are intentionally released may not be managed under this policy. Mr. CLARK stated you cannot blend material to make it clean if it wasn't cleaned before, are all types of fill, there are allowable limits for regulated fill, clean fill and what they are saying is you can't take regulated fill and blend it with clean fill, they are bringing in clean fill, it is tested and have all the reports. Mr. FEIDLER stated the truck traffic has increased by 100%, hears the loaders working at night, just wants a solution to the problem, has a beautiful house and doesn't want to move. Mr. CLARK stated a promising thing is the lab report identifying what was found in the sticky material, can compare it to the UGI lab reports, will be talking to UGI about the washing and repair of the road since the road needs attention now, will be rebuild entirely when the quarry is filled. Mr. FEIDLER stated they understand there is a gate that is supposed to be locked but it is actually lying on the ground. Commissioner MARX stated when they come before boards and commissions, they sell a great bill of goods but it doesn't always happen, don't have the enforcement mechanisms, and don't have police officers or public works people to post at the gates 24/7, need to tell UGI they accepted the conditions to step up. Mayor HOZZA stated this is the PUC order to replace all of the cast iron pipes in the State of Pennsylvania by the year 2020, is mostly existing infrastructure being paid by the rate payers of UGI, are working in Hokendauqua and Jordan Hills now in the Township, need to make cuts and that is the material coming to North Coplay Road. Mr. FEIDLER stated UGI is a big company and should not be allowed to disrespect the Township and the residents of Fox Hollow and why don't they run lines to them, would like to have gas in his area. Mayor HOZZA noted the three corporations surrounding the Township got state grant money to run gas lines to their companies, Lafarge, GEO Specialty Plant and Eastern Industries but was denied when he asked UGI if they could run the gas line to support lower Cementon or his neighborhood. Mr. CLARK stated when this was proposed it was to take 25-30 years to fill, are well past the 80% point already, which means the amount of truck traffic based on the speed this quarry was filled tells him the whole operation was accelerated beyond what anyone thought when it first came in, so it has also accelerated the wear and tear on the roads. He will be meeting with UGI to step up on the maintenance, to get a better fix on the fugitive dust issues since something has happened that has changed the makeup of this whole operation and the road will need to be repaired so that it is passable. Mayor HOZZA asked if they have reached out to Representative HARHART and Senator BOSCOLA's offices, with an affirmative response.

Commissioner GINDER stated the resolution states the site will only be used between 8 am and 5 pm, Monday thru Friday, asked how that gets enforced and what the penalties are. Mr. CLARK stated he will find out and will remind UGI of the hours agreed to.

Doris Stearns, 5044 Foxdale Drive, Whitehall, stated this has really been an issue in the past 2 years, are all diligent with their properties, the gentleman from DEP has stated he is making this a priority, are really concerned on what this is, asking to help them and if UGI is self-reporting. Mr. CLARK stated there is an independent laboratory that comes in, is paid for by UGI but is totally independent. Ms. STEARNS stated it is concerning, are they going to believe what they say they are doing and if they will be informed, with an affirmative response.

Mr. FEIDLER stated a neighbor who lives by the entrance has agreed to let him put an activity camera there and can print out the pictures if we need too because they are all time stamped. President ARMSTRONG stated the more evidence of any violation the better, are entitled to a quality of life and if it is a matter they are living up to the terms when the resolution was passed.

James ROTH, 5604 N. Coplay Road, Whitehall, stated he also called UGI about a gas line, would be \$100/foot, is a quarter mile to his house and asked if he gets the tapping fees, with a negative response. He stated looking at the resolution there are 5-6 violations and asked about the tree limbs that are level with his truck windshield and the road clearance on the side of North Coplay Road and how will they plow it in the winter time because it is a small road. The road is supposed to be 75 feet off of N. Coplay Road and at one point is only 25 feet. Mr. CLARK stated they are 2 paths to get in that need to be maintained.

Peter ROYER, 3838 Rosewood Lane, Whitehall, stated his complaint is about noise in the area with people honking their horns and gangs around the local area is stemming from New York. Acting Police Chief MARKS stated there have been only a couple of complaints around Mechanicsville Road that were unsubstantiated. Mr. ROYER stated they are stemming from Reading coming to Allentown, up in front of the Wawa, lives behind the diner and they are honking their horns 24 hours a day, 7 days a week, for the past 3 weeks, are keeping up our neighborhood, he is at Kutztown University now and they are up there now harassing the college, has to be about 500 gang members involved. Commissioner MARX asked what the point is to the beeping, what prompts it and if it is a specific area. Mr. ROYER stated he believes its juveniles told to honk their horns at his house. Commissioner MARX asked if there is a reason he should be threatened by these gang members or why they are doing this to him. Mr. ROYER stated it is over racism with the Latin Kings from New York, knows the person but not his name, didn't take much for them to come after him so he tried to defend himself which made it safer for him but now there is a horn honking problem. Commissioner MARX asked if they followed him out to Kutztown University, with an affirmative response. Mr. ROYER stated they are on campus, have taking control of the horn honking for the most part because he called the campus police. He is asking to put a noise ordinance in place to protect his neighborhood when he is there. Mayor HOZZA stated it seems odd that he has not received any other letter or phone call from any resident in Mickley Gardens about horns honking. Mr. ROYER stated he wanted to bring it to the attention of the Board. Mayor HOZZA asked if he could get some other neighbors in his neighborhood to contact him about this so it is documented.

James Roth, 5604 N. Coplay Road, Whitehall, stated last Friday they called the police at 7:45 pm about the trucks coming in after hours.

Michele FABIK for Joanna FABIK, 735 Second Street, Whitehall, asked what the current structural set back is from a curb or alley. Lee RACKUS stated there are different setbacks for different things and for different districts. Ms. FABIK stated for a principle structure. Ms. RACKUS stated she believes it is a C-1, 10 feet front, 5 and 5 feet on the sides and 25 feet in the rear. Ms. FABIK stated she wants to submit some legislation from other municipal communities as it applies to the concerns in the neighborhood regarding oversight of the recovery house business. President ARMSTRONG noted that legislation has been pulled, they are gone. Mayor HOZZA stated it has to be apples-to-apples, we are a First Class Township under Home Rule so whatever municipality she investigated would have to be checked with our code here in Whitehall.

Ms. FABIK stated at the July meeting the Mayor stated the 5<sup>th</sup> Street Bridge will be rebuilt by PennDOT as part of the Rte. 22 Project. Mayor HOZZA noted this is not the widening project, when the Fullerton Avenue Project is completed, the 5<sup>th</sup> Street Bridge will be demolished and will be down until the widening project begins in 2- 3 years, was in the PA Journal as an approval and has been assured by local PennDOT officials and is part of the TIP of the Municipal Planning Organization for the Lehigh Valley.

Ms. FABIK noted she gave them information to better articulate concerns about setbacks regarding the proposed adaptive re-use ordinance. It was noted this is an L&L issue. Ms. FABIK asked if there is anything they can share on the revisions to the adaptive re-use ordinance. Mayor HOZZA stated it will be back on the agenda for October.

**D. PULBIC HEARING AND VOTING ON RESOLUTION**

**1. RESOLUTION NO. 2948**

TITLE: A RESOLUTION RELATIVE TO THE HOTEL ROOM RENTAL TAX  
MISAPPROPRIATION OF FUNDS TO THE NEIGHBORHOOD  
IMPROVEMENT ZONE IN ALLENTOWN, PENNSYLVANIA. (BOC)

President ARMSTRONG read Resolution No. 2948 to the Board.

Commissioner MARX moved to approve, seconded by Commissioner DUTT.

Commissioner GINDER asked who gets a copy if this is approved. Mayor HOZZA stated the manager of Hanover Township, Northampton County, Jay Finnegan, who was the lead on the EIT and then the consortium of municipalities.

Six Commissioners were present and voted “yes”. Resolution No. 2948 was approved.

**2. RESOLUTION NO. 2949**

TITLE: A RESOLUTION APPROVING THE RETIREMENT AND THE  
COMMENCEMENT OF MONTHLY PENSION BENEFITS TO FORMER  
POLICE SERGEANT JOSEPH BUSCH, JR. (ADMIN)

President ARMSTRONG read Resolution No. 2949 to the Board.

Commissioner DUTT moved to approve, seconded by Commissioner SNYDER

President ARMSTRONG noted when teachers retire the state does not want them to go back and substitute and if this is the same with police officers. Acting Chief MARKS stated once your number is rescinded you would have to reapply for it. Commissioner SNYDER stated but you can still apply to be a police officer somewhere else, with an affirmative response.

Six Commissioners were present and voted “yes”. Resolution No. 2949 was approved.

***E. OTHER***

1. Commissioner GINDER moved, seconded by Commissioner DUTT to confirm the Mayor’s appointment of David NELSON to the position of Fire Chief of Whitehall Township with salary/benefits per the terms of agreement with the Whitehall Township Administration.

Six Commissioners were present and voted “yes”. Motion carried.

2. Commissioner GINDER moved, seconded by Commissioner MARX to approve the release of escrow for completed and withdrawn projects, per Deputy Mayor MEYERS memo dated August 31, 2016.

Six Commissioners were present and voted “yes”. Motion carried.

3. Commissioner SNYDER moved, seconded by Commissioner GINDER to place the Adaptive-Re-Use Zoning Revised Bill 17-2016 as a first hearing on the October 10, 2016 meeting agenda.

Six Commissioners were present and voted “yes”. Motion carried.

***F. REPORTS OF PUBLIC OFFICIALS***

1. Commissioner MARX stated he spoke to the Mayor and resolved the issue about the unlit flag pole at the Fonzone Memorial plaque at the Fullerton Park. He noted the Veteran’s Memorial is coming along, are confident will have the dedication on Memorial Day next year, fund raising has been phenomenal, have not raised all the money needed but if there is an overflow, will put the money to a very good use, hope to have a wonderful ceremony, something everyone can be very proud of.
2. Commissioner DUTT stated on Thursday, September 22<sup>nd</sup> at 7 pm here in the Caucus Room will have the Senior Citizen Committee meeting and on Monday, September 26<sup>th</sup> at 7 pm will have a town hall meeting for the Recreation Department to discuss a 7 year plan for Whitehall recreation.

Commissioner DUTT stated he spoke with Lee RACUS and Acting Chief MARKS recently about a noise ordinance and disturbing the peace. Acting Chief MARKS stated he met with the Bethlehem Police Department about their noise ordinance, also spoke with officers from Salisbury Township. The Police Chief of Bethlehem is very positive about their noise ordinance, the difference they have from other communities is they stay away from any type of electronic device/monitoring. They sit at a pre-determined distance from the property line with unreasonable noise and then file a citation or give a warning to the property owner depending on the circumstances.



Salisbury uses an electronic device that measures the sound, have set decibels within their ordinance. He prefers the Bethlehem ordinance as it is very clean, easy to enforce and gives another tool in case people are unreasonable with the noise coming from their property. Commissioner SLONAKER asked if there is any reason to change what we have now. Acting Chief MARKS stated they use it as disorderly conduct, looking at what they have and what we do with disorderly conduct, it is just the title of the ordinance or the title of the section we enforce under the crimes code, is kind of the same thing either way, and would enforce it either way. Commissioner GINDER asked if he felt they should change the ordinance to help his department. Commissioner DUTT asked to add onto it or interpretation. Acting Chief MARKS stated the interpretation gets away from his jurisdiction, goes into the court system which goes into the local magistrate's office, cannot speak on how an ordinance is viewed, can speak on how a disorderly conduct is, how it works when the officers and victims testify properly. Commissioner GINDER stated when looked at this a few years ago, were told to avoid having officers use some type of electronic device and if that is still the line of thinking today. Acting Chief MARKS stated it is because of the many different variables that go into it, can have an electronic device that can fail, have one you need to calibrate certain amount of time throughout the year, is an extra widget in the tool box they don't need, are other things the Township could spend the taxpayers hard earned money on. Commissioner MARX asked if there was any incite on the hordes of gang bangers driving thru the Township beeping their horns, with a negative response. Commissioner SNYDER noted the Chief is an expert on it, explained about gangs at a Crime Watch meeting and if that was going on, he would know about it. Acting Chief MARKS stated they would be on top of it and can say that with 99.9% certainty. Commissioner DUTT stated he doesn't know if they want to beat a dead horse because have been looking at this noise ordinance since 1998, not sure if they want to take it up at legal and legislative or not. Commissioner GINDER stated they were told years ago the Police Department can work with what we have, were told to stay away from the electronics stuff as it was more trouble for the officers, they could deal with the ordinances on the books. Commissioner DUTT stated maybe since this comes up periodically, may need to educate the population if there is a noise problem. Acting Chief MARKS stated they can do that with the new website to communicate better with the residents, are looking to be putting out different messages throughout the year.

3. Commissioner SLONAKER asked the intersection on MacArthur Road at Schadt Avenue at the Dunkin Donuts. Mayor HOZZA stated the work is only on eastbound Schadt Avenue from Mickley Road to Route 145, from 7:00 pm to 7:00 am, estimated to take 3-4 nights to complete, detour routes are being posted.
4. President ARMSTRONG stated the Stroll Down the Trail is Sunday, September 25<sup>th</sup>, 11 am to 4 pm, will have the Duck Derby this year about 1 pm, can still purchase a duck, the money is going to the Township library to purchase vision enhancement machines, Trout Unlimited will be doing demonstrations, the Lions Club will be selling hot dogs, Weis Pharmacy will be doing blood pressure testing and giving flu shots, Fitness Central will do free bicycle safety checks, Communities that Care will have a booth and hopes everyone comes out.

President ARMSTRONG stated the Whitehall Fall Festival is October 15<sup>th</sup>, should be twice the size of last year, Fellowship Manor will donate a horse and buggy ride, will have the hay ride, Fitness Cycle will have a bicycle course, numerous clubs from the high school will be participating and that we have so many is a really great thing going forward in doing things with the school and giving kids positive activities to interact with the Township. Mission Barbeque will bring their truck, have been very supportive to the Township, is proud of the community getting together for this festival along with the Churches and vendors who will be there and also have some bands lined up. Commissioner GINDER stated years ago when we had the Fall Festival had a Chief Wahoo who walked around and had a flea circus and was very entertaining. President ARMSTRONG asked if the Police and safety people could participate.

5. Mayor HOZZA stated the Mission Barbeque event in honor of Chief Benner raised \$3,620, the event for the Police Department raised over \$2,400 and noted any of the new businesses that have opened in the last 8 plus years are truly community minded.

Mayor HOZZA stated to view the new Township website at [www.whitehalltownship.org](http://www.whitehalltownship.org), thanked naStudios in Allen Township who has a majority of the municipalities in the Lehigh Valley as customers because they understand municipal websites. He noted if someone is looking to invest in your community today, the first thing they look at is their website. The old website, which was done by Whitehall High School students, is still running for the time being.

Mayor HOZZA asked residents to sign up for nixle, the emergency alert and communication system program, the information is on the front page of the newsletter, getting hard copies into the Township and getting questions about certain cell phone plans. This program is not to be confused with the systems of the School District, the NBMA or the Township Water Authority. Chris GRIM stated the sign up is only for your email or cell phone and are in the process of getting landline phone connected thru contracts with the providers.

Mayor HOZZA stated the Township will be presenting for approval next month the information on the new Freedom software for our new financial system in the Township.

#### **G. ADJOURNMENT**

1. MOTION – Commissioner DUTT moved, seconded by Commissioner MARX to adjourn the meeting at 9:45 p.m.