
MINUTES

January 13, 2014

Regular Public Meeting

Board of Commissioners

Township of Whitehall

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, January 13, 2014, in the Public Meeting Room of the Whitehall Township Municipal Building, 3219 MacArthur Road, Whitehall, PA, with the following in attendance:

COMMISSIONERS

Linda K. Snyder, President
Philip J. Ginder, Vice President - absent
Dennis C. Hower, Secretary
Clair Hunsberger
Gerard F. Palagonia
Thomas Slonaker

TOWNSHIP PERSONNEL

Edward D. Hozza, Jr., Mayor
John D. Meyers, Deputy Mayor - late
Charles Fonzone, Attorney
Frank Clark, Keystone Engineering
Linda Kulp, 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 our troops.

2) APPROVAL OF MINUTES

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

Regular Public Meeting – December 9, 2013

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

- b) Commissioner HUNSBERGER moved, seconded by Commissioner SLONAKER to approve the minutes of the following meeting:

Reorganization Meeting – January 6, 2014

Commissioner PALAGONIA brought up the issue of the conflict counsel and the rate. It was noted they are just approving the minutes.

President SNYDER stated she never said Kevin Fogerty would take the job for \$250, never discussed that with him, only what he was receiving at the time. Mayor HOZZA questioned where that was stated in the minutes. After review it was determined the minutes were correct as stated. She also suggested adding the Mayor’s prayer to the minutes.

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

B. COURTESY OF THE FLOOR

Howard LIEBERMAN, 2314 N. 1st Avenue, Whitehall, stated at his first attendance at the Township's holiday celebration noticed something was missing and presented Mayor HOZZA with a Hanukkah menorah. He gave a report on the CRIZ activity (copy attached) stating it is not dead and they are actively pursuing it. Commissioner HOWER noted he has done a lot of work on this and has been a pit bull on these issues and thanked him for his efforts.

Joni TEDESCO, 424 Fourth Street, Whitehall, questioned the snow removal ordinance, noting an excellent job was done by the Township employees but a neighbor came out much later to shovel his vehicle out throwing the snow into the street, she called the Lehigh County Com Center, was told by the dispatcher there was no ordinance in the Township, called the Whitehall Police Aide who said there was, called the dispatcher back telling her there was an ordinance, was told an officer was notified about the situation but the police wouldn't do anything to enforce it anyway, realizes there are more important calls the police need to attend too but if there is an ordinance, why isn't it enforced and asked if 5th Street in the Township is a snow emergency route because the plow had to go around parked vehicles, so why doesn't the Township announce a snow emergency since all the other communities in the surrounding area have it on Channel 69 news and why weren't these vehicles ticketed. Ms. TEDESCO stated from a conversation with the Mayor, was told to bring all matters to his attention and not to the Commissioners meeting, did call him on his cell phone on Sunday around 11:00 am, left a message, never received a return call and is beginning to think Whitehall Township only exists for residents to pay taxes. She was upset that no one ever showed up where the person threw the snow but is impressed with the snow removal in the Township.

Mayor HOZZA asked the date she called and apologized stating he was in church, had turned his phone off, evidently it did not populate and regarding why Whitehall does not call a snow emergency, he posed that question 6 years ago when he arrived and in discussing it with the Public Works Director, the assistant Public Works Director, the Fire Chief and the Police Chief at that time, was told we have not declared a snow emergency since the last blizzard and the Public Works Director feels our crews can handle plowing the streets and even if we declared one, many residents may not know they are on a snow emergency route because they are not familiar with the system despite having something in the newsletter alerting them to the fact that we could declare a snow emergency. As the Mayor, could declare one the next time but would warn residents it will involve moving vehicles in neighborhoods that do not have off street parking, they would have to find a location to move their vehicles too and then you have issues on fighting over shoveled parking spaces. Mayor HOZZA stated he is going by the advice of his Bureau Chief's and since Chief KULP has experienced it, perhaps she can address what occurs with a snow emergency. He suggested to take pictures with a cell phone to help the officer with the enforcement of the ordinance and noted one of our MacArthur Road business owners was cited last week after he went personally and told the staff to shovel the snow and they didn't. Mayor HOZZA stated it's a very challenging time, wishes every resident shoveled their snow into their yard and not into the street but another problem is on a sunny day they throw the snow into the street so it melts, then at night that street ices over and with our current litigious society, if a person is involved in a motor vehicle accident because that snow thrown into the street, then they will sue the homeowner who threw it and is just like if you have shrubs blocking the view at an intersection, the property owner is liable if there is a motor vehicle accident at that intersection because the owners shrubs are blocking the site lines.

Ms. TEDESCO stated she doesn't think she should have to take a picture. Mayor HOZZA noted she is witness to the fact when the officer comes or the person can deny it. Commissioner PALAGONIA stated if there is an eye witness to testify in court, believes the judge will agree with the eye witness and find the person guilty but someone has to come forward and say they

observed it happening. Ms. TEDESCO asked why are there snow emergency route signs if the Township isn't going to enforce it. Mayor HOZZA stated they are on the books of the Township for ~over 60 years. President SNYDER stated her street is a snow emergency route and a truck parks at the end of her driveway, then a car and another car, she puts her car in the driveway and when the plow comes all the snow goes in front of her house and driveway and she can't shovel it anymore because of her back and needs to pay someone to do it because she has a child that many times needs to go in an ambulance. Mayor HOZZA stated if there was a snow emergency and cars weren't removed, they would be towed by the tow truck drivers under contract and the homeowner would incur the expense to reclaim their vehicle. President SNYDER stated when they enforced it years ago, they were told by the police they had to move their cars. Mayor HOZZA stated it's the same issue when streets are cleaned in the spring when signs are posted 24 hours prior and still have a multitude of vehicles needing to be ticketed. Ms. TEDESCO stated what good is a sign if nothing will be enforced. Mayor HOZZA stated the ordinance is enforced with snow removal and throwing snow into the streets and regarding snow emergency declarations will still rely on the Public Works Director and his assistant, the Fire Chief and Police Chief. President SNYDER asked why they don't want it enforced. Mayor HOZZA stated they feel we can handle a snow event other than a major blizzard of over a foot of snow based on the crews we have. President SNYDER stated if those people had to move their cars, the whole street would be cleared and would not have snow all around the cars. Mayor HOZZA stated not every street that has a snow emergency route has adequate secondary parking for those residents. President SNYDER stated she isn't the Mayor but if she was it would be enforced but is not her job, knows the difference.

Panna CHIBBER, 1688 Harding Circle, Whitehall, provided a letter to the Board regarding an issue against the police (copy attached). She stated an officer cited her wrongly for something she was not guilty of, went to her mother's house for no reason at midnight, she is a recuperating heart patient, was sick for 3 days afterwards because he bothered her when she was getting ready to sleep and had to go back to the doctor. Ms. CHIBBER stated she knows what the legal means are to handle her issue and sent this letter to Lt. Bertoni, Chief Kulp, the Board, the Morning Call and Channel 69 News, has called the police in the past because of neighbors harassing her but they didn't do anything, told her to take it to the magistrate, she did and despite proof and an eye witness, he let them go. She stated the last thing Whitehall needs, especially the Police Department, is a lawsuit because they wrongfully went to someone's address giving them a heart attack, which is very possible, is not just her mother she cares about, is every senior citizen or anybody who has been subjected to this type of harassment by the Police Department and when she calls the police, her neighbors are smart enough to stop what they are doing and then point the blame. They have called her residence numerous times when she hasn't been home with complaints and has her family calling asking where she is because the police are at her door and is she okay. She stated the officer in question damaged her door by banging on it and has video surveillance of it. She doesn't expect a response now, just putting it out there because the last thing the Police Department needs is a lawsuit for wrongfully involving a third party which is a fourth and a fourteenth amendment violation based on privacy. Ms. CHIBBER stated everything is there is black and white for their perusal and thanked them for allowing her to speak. President SNYDER asked if she would like the letter submitted into the official minutes, with an affirmative response.

Chief Kulp stated they did receive the letter, has not responded as yet, her secretary was out due to her mother's passing, there are about 14 incidents involving this resident and her neighbor, has been going on for a long time, will have everything complied for them in their next monthly report as there are things that do not need to be aired now and not everything said was factual.

Chief Kulp stated she is trying to get the number of complaints they responded too regarding snow removal and the citations issued. Commissioner SLONAKER asked her view on having a

snow emergency posted. Chief KULP stated she believes the last time a snow emergency was declared was 1991 or 1992 with the blizzard and with the last major snow storm Catasauqua had a snow emergency, had nothing but problems, they towed the cars, now these people are trying to get their cars and saying they weren't given enough notice, so how much notice are you going to give, they were on the television and radio and if you go that route, have to publicly get the message out and haven't done it in so long feels we will have a major problem with the residents. President SNYDER stated years ago there weren't many vehicles towed, the people got the message and knows because the people who park around her are out there finding a place to go when it's on TV. Chief KULP stated they are ticketed for the street cleaning also and its how many people do they want to come to the next meeting complaining they had their car towed. President SNYDER stated they wouldn't phase or bother her at all, doesn't care about that, that's what you're supposed to do. Commissioner HUNSBERGER asked when you put up the signs and they don't move if they ticket them, with an affirmative response. Commissioner PALAGONIA stated as far as the complaint, it's with the Police Department to handle but is concerned with the damage to the door, should make restitution if it is accidental damage. Chief KULP stated it went thru three supervisors before it got to her.

C. PULBIC HEARING AND VOTING ON ORDINANCES

1. BILL NO. 36-2013 (Second Hearing)

TITLE: AN ORDINANCE ESTABLISHING RESTRICTIONS ON THOSE MONIES
ORIGINATING FROM THE SALE OF LAND IN JULY 1998 TO THE
LAFARGE CORPORATION (BOC)

President SNYDER read Bill No. 36-2013 to the Board.

Commissioner HUNSBERGER moved to approve, seconded by Commissioner PALAGONIA.

Commissioner HUNSBERGER asked if this has to do with the paper they got. Commissioner HOWER stated it is just the history that Commissioner GINDER brought up the last meeting and thanked Pat for doing the research because as a newer member of the board was not privy to the information and if he had been on the Board at that time would have voted the same way since it was a little too restrictive that the Lafarge money be restricted to only the interest payment. Commissioner HUNSBERGER stated he was referring to the money taken for the Helfrich Springs Bridge on Mickley Road and the County was to pay all that money back. Mayor HOZZA stated it was taken by the Board and Executive Solt and was paid back. Commissioner HUNSBERGER stated Jack was asked in November if all that money was paid yet and he said the money is coming in slow. Mayor HOZZA noted those minutes go back to 2005. Commissioner SLONAKER stated if he looks at the date it is when the Helfrich Springs Bridge was done, cannot tell him how it was repaid but according to the Mayor it was repaid and was years ago and the last numbers they had about whether the County was paying or not was on some specific grants which is not part of the Lafarge Fund and the last thing borrowed from the Lafarge Fund was for the Prydun Farm and that is where we are saying the money is coming in slow but the County and the State are always a little slow. Commissioner HUNSBERGER stated Jack was asked if we got all the money from the County down at the bridge and he said it's coming in slow and the Mayor is saying it was paid but we never got a paper saying where the County paid the Township for that bridge and doesn't want to see our taxpayers get ripped off. Mayor HOZZA stated he was not here, was prior to his taking office but the Township fronted the start of the construction of the bridge otherwise the bridge would have been delayed a year or two and the loan

was made from the Lafarge Fund to start construction and Jack can go back and look to see that all the monies were paid back by Lehigh County. Commissioner PALAGONIA stated he believes the monies came in. Commissioner HUNSBERGER stated to go after the County if they didn't give us back all our money. Mayor HOZZA stated he is sure that Executive SOLT and Jack MEYERS made sure the monies were returned. Commissioner SLONAKER stated the Bill was 37-2007 which means it was in 2007 when this came up and doesn't know about being repaid or not but does know it was fronted just to get it going at the time.

Commissioner HOWER stated when he read it a couple things stuck out, one was the original amount of the fund was \$1.6M and the last Treasurer's report and would like to see a treasurer's report because he hasn't seen one in months, then the fund was a little over \$1M and we are short about \$500,000. Mayor HOZZA stated you can't go by the original amount because prior to his arrival this Board approved, during the State of Emergency, monies from the Lafarge Fund to install the sprinkler system in this building. President SNYDER stated that was all to be paid back, whether it was or not, because they were running short while the building was being renovated and asked us about getting money from there to do those things and they did say it was to be repaid. Mayor HOZZA stated it was prior to his time and was because the insurance would not pay for the installation since it was not an original item to the building and was an upgrade of ~\$300,000. President SNYDER noted there were other items involved also. Mayor HOZZA noted it was also the Kohler generator which has saved us many times since its installation and did not know additional funds were added from the Novak settlement. Commissioner HOWER stated it is historical information, realizes we had \$1.6M and were getting 5% interest with a CD at that time which you cannot get today and asked to provide information to see where the money has gone over the years just to see where we are at because the last time they did get a Treasurer's report about 4-5 months ago it was down. Mayor HOZZA stated initially it was for dump trucks and pickup trucks that were much needed for the Public Works Department, then the loan for the bridge, then the sprinkler system for the building, then to carry forward for the fiscal years 2010 and 2011 so we wouldn't have to take out a tax anticipation loan and now the loan for the purchasing of the open space. Commissioner HOWER stated his reason for asking is to just take a look at it because at the end of the day, doesn't want to leave this Board with nothing there.

President SNYDER asked the Solicitor why in the Charter most ordinances state 3.20 and this one is 3.19 since one defines it more than the other. Attorney FONZONE stated most have 3.19 and 3.20 together. President SNYDER stated she just wants it to be accurate. Attorney FONZONE stated he reads 3.19 that says certain specific action enumerated in Section 3.20 and one of those is the authorization to borrow money must be adopted by an ordinance and that is what they are doing and this is saying if you are authorizing the borrowing of money, 3.20 is covered by 3.19 and have to do it by an ordinance. President SNYDER stated she just wants the number correct or remove it but everything they do every month the number is 3.20. Attorney FONZONE stated 3.19 is mentioned because Commissioner PALAGONIA wanted it from the first dollar and if you go to 3.20, it's over \$25,000, and is more control.

Five Commissioners were present and voted "yes". Bill No. 36-2013 was approved.

2. BILL NO. 1-2014

TITLE: AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF A PROPOSAL
FOR THE PURCHASE OF (1) 2015 MACK TANDEM AXLE DUMP TRUCK

FOR THE PUBLIC WORKS DEPARTMENT, IN ACCORDANCE WITH SECTION 3.20 IN THE HOME RULE CHARTER WHICH REQUIRES AUTHORIZATION OF ACQUISITIONS IN EXCESS OF \$25,000 BY ORDINANCE. (PUBLIC WORKS)

President SNYDER read Bill No. 1-2014 to the Board.

Commissioner PALAGONIA moved to approve, seconded by Commissioner HUNSBERGER.

Commissioner PALAGONIA noted this was budgeted.

Five Commissioners were present and voted “yes”. Bill No. 1-2014 was approved

3. BILL NO. 2-2014

TITLE: AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF A PROPOSAL FOR PURCHASE OF REPLACEMENT, LAPTOP COMPUTERS FOR THE POLICE CRUISER CARS, IN ACCORDANCE WITH SECTION 3.20 IN THE HOME RULE CHARTER WHICH REQUIRES AUTHORIZATION OF ACQUISITIONS IN EXCESS OF \$25,000 BY ORDINANCE. (ADMIN)

President SNYDER read Bill No. 2-2014 to the Board.

Commissioner HOWER moved to approve, seconded by Commissioner PALAGONIA.

Five Commissioners were present and voted “yes”. Bill No. 2-2014 was approved.

4. BILL NO. 3-2014

TITLE: AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF A PROPOSAL FOR PURCHASE OF REPLACEMENT, ALTERATIONS AND IMPROVEMENTS TO THE WHITEHALL POLICE SECURITY SYSTEM, IN ACCORDANCE WITH SECTION 3.20 IN THE HOME RULE CHARTER WHICH REQUIRES AUTHORIZATION OF ACQUISITIONS IN EXCESS OF \$25,000 BY ORDINANCE. (ADMIN)

President SNYDER read Bill No. 3-2014 to the Board.

Commissioner PALAGONIA moved to approve, seconded by Commissioner HUNSBERGER.

Commissioner SLONAKER asked if this is something being done by requirement or if the old stuff is worn out. Chief KULP stated it is worn out and cannot be replaced. It was noted the cost is ~\$27,000.

Five Commissioners were present and voted “yes”. Bill No. 3-2014 was approved

5. BILL NO. 4-2014 (First Hearing)

TITLE: AN ORDINANCE AMENDING CHAPTER 27 OF THE WHITEHALL TOWNSHIP CODIFIED ORDINANCES, SECTION 27-72, R-3, LOW/MEDIUM DENSITY RESIDENTIAL; SECTION 27-73, R-3A, SPECIAL CARE COMMUNITY RESIDENTIAL AND SECTION 27-74, R-4, MEDIUM

DENSITY RESIDENTIAL, REGARDING SETBACKS FOR NON-RESIDENTIAL USES. (Legal & Legislative)

President SNYDER read Bill No. 4-2014 to the Board.

There were no questions or comments.

D. PUBLIC HEARING AND VOTING ON RESOLUTIONS

1. RESOLUTION NO. 2827

TITLE: A RESOLUTION REVISING RESOLUTION 2772, WHICH APPROVED THE MINOR SUBDIVISION PLAN OF AZAR/KERSHNER, LOCATED AT 1100 CONGRESS STREET, WHITEHALL TOWNSHIP, LEHIGH COUNTY, PENNSYLVANIA, INDEX NO. 1824-12; TO REVISE CONDITION #3, WITH RESPECT TO RECREATION FEE PAYMENT (BOC)

President SNYDER read Resolution No. 2827 to the Board.

Commissioner HOWER moved to approve, seconded by Commissioner PALAGONIA.

Commissioner SLONAKER stated he is confused, its saying we have \$2,000 in there and then another \$2,000 and is similar. Lee RACKUS stated she listed all the conditions that were part of the original approval and only number 3 is being modified. Commissioner SLONAKER asked if this is what they had talked about making a new lot. Lee RACKUS stated there is a new buildable lot created, is not the property of the Azar's, will be the property of Kershner and when Kershner sells it and whoever builds on it will have to pay the fee then instead of the way it is typically paid before the plan is recorded.

Five Commissioners were present and voted "yes". Resolution No. 2827 was approved.

2. RESOLUTION NO. 2828

TITLE: A RESOLUTION TO ESTABLISH THE AMOUNT OF THE TREASURER'S BOND FOR 2014, WITH SAID BOND TO BE SECURED THROUGH THE COUNTY OF LEHIGH CLERK OF JUDICIAL RECORDS (ADMIN/TREAS)

President SNYDER read Resolution No. 2828 to the Board.

Commissioner SLONAKER moved to approve, seconded by Commissioner PALAGONIA. There were no questions or comments.

Seven Commissioners were present and voted "yes". Resolution No. 2828 was approved

3. RESOLUTION NO. 2829

TITLE: A RESOLUTION REAPPOINTING STEPHEN BURDA TO THE WHITEHALL TOWNSHIP ZONING HEARING BOARD. (BOC)

President SNYDER read Resolution No. 2829 to the Board.

Commissioner PALAGONIA moved to approve, seconded by Commissioner HUNSBERGER.

Commissioner PALAGONIA stated that Mr. BURDA has been on the Board for over 20 years, has been doing a great job and feels he should be recognized with a plaque or certificate.

Five Commissioners were present and voted “yes”. Resolution No. 2829 was approved

4. RESOLUTION NO. 2830

TITLE: A RESOLUTION APPOINTING ALBERTA SCARFARO AS A REGULAR MEMBER TO THE WHITEHALL TOWNSHIP ZONING HEARING BOARD. (BOC)

President SNYDER read Resolution No. 2830 to the Board.

Commissioner HUNSBERGER moved to approve, seconded by Commissioner SLONAKER. There were no questions or comments.

Five Commissioners were present and voted “yes”. Resolution No. 2830 was approved

5. RESOLUTION NO. 2831

TITLE: A RESOLUTION REAPPOINTING ROGER WALL TO THE WHITEHALL TOWNSHIP BUILDING CODE BOARD OF APPEALS. (BOC)

President SNYDER read Resolution No. 2831 to the Board.

Commissioner SLONAKER moved to approve, seconded by Commissioner PALAGONIA. There were no questions or comments.

Five Commissioners were present and voted “yes”. Resolution No. 2831 was approved

D. MOTION

1. Commissioner PALAGONIA moved, seconded by Commissioner HUNSBERGER to approve the reappointment of James MOLINARO to serve on the Whitehall Township Planning Commission, term expiring December 31, 2017.

Commissioner PALAGONIA noted Mr. MOLINARO is another volunteer who deserves recognition.

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

2. Commissioner HOWER moved, seconded by Commissioner HUNSBERGER to approve the reappointment of Ann FREYMAN to serve on the Whitehall Township Planning Commission, term expiring December 31, 2017.

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

3. Commissioner HOWER moved, seconded by Commissioner PALAGONIA to approve the reappointment of Richard FAHRINGER to serve on the Whitehall Township Authority, term expiring December 31, 2018.

Commissioner HOWER noted Mr. FAHRINGER has also been a lifelong volunteer.

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

4. Commissioner SLONAKER moved, seconded by Commissioner HUNSBERGER to approve the reappointment of Laura LONG to serve on the Whitehall Township Industrial and Commercial Development Authority, term expiring December 31, 2017.

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

5. Commissioner PALAGONIA moved, seconded by Commissioner HOWER to approve the reappointment of Mario SPAGNOLETTI to serve on the Shade Tree Committee, term expiring December 31, 2016.

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

6. Commissioner PALAGONIA moved, seconded by Commissioner HUNSBERGER to approve the reappointment of Matthew CROSLIS to serve on the Whitehall Township Civil Service Commission, term expiring December 31, 2019.

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

7. Commissioner SLONAKER moved, seconded by Commissioner HUNSBERGER to approve the reappointment of Boyd KREGLOW to serve on the Tax Appeals Board, term expiring December 31, 2016.

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

8. Commissioner HUNSBERGER moved, seconded by Commissioner PALAGONIA to approve the appointment of Paul GEISSINGER to serve on the Coplay-Whitehall Sewer Authority, term expiring December 31, 2018.

Al RECKER, Whitehall-Coplay Press, asked who was on the Authority previously. Mayor HOZZA noted it was James ROTH. Mr. RECKER asked if he reapplied, with an affirmative response.

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

9. Commissioner SLONAKER moved, seconded by Commissioner PALAGONIA to approve the release of escrow for completed and withdrawn projects, per Deputy Mayor MEYERS memo dated January 8, 2014.

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

10. Commissioner PALAGONIA moved, seconded by Commissioner HOWER to give approval to Keystone Consulting Engineering, the Township Engineering Firm, to move forward in the updating of the Township’s Act 537 Plan.

Commissioner SLONAKER asked how far it will encompass and if it is just for the newer stuff.

Frank CLARK stated they will take a look at the existing plan to update the Cementon area where the issues are, with part of the catalyst being the Schwartz property, the reservoir and the existing lots up there. He stated it is a matter of taking a look at the existing conditions in areas that are not sewered and see what is still going to be or not be viable for the next 5 to 10 years to remain on lot septic. Commissioner SLONAKER asked if they try to integrate them into what we need. Frank CLARK stated it's a document and plan administered thru DEP, interface with them, scope out the project, get their approval on what we are going to look at and go forward from there. Commissioner SLONAKER asked how it impacts things that have already been done in older sections and what upgrades may be necessary because of the new plan. Frank CLARK stated they look at any kind of existing problems, will talk to the Sewer Authority and look at their issues or problems, is basically a planning tool to see where the Sewer Authority should go next and is at the Board's direction thru this plan. Mayor HOZZA noted it is not limited to the northern tier since there are pockets in the Township that still are not sewered.

Joe MARX, 4119 Alice Lane, Whitehall, a member of the CWSA, stated they have a comprehensive plan, there are other issues in the Township other than the northern tier and the concern the Authority has with the northern tier is gravity dictates, are spot areas especially east of Rt. 145 that will be a problem either way and asked if Mr. CLARK could clarify those spot areas. Mr. CLARK stated they will do interviews with the Sewer Authority to look at all those issues. Mr. MARX stated they aren't aware of all the situations, they have more control over that than the Sewer Authority because sometimes it comes out of nowhere especially since they just heard about an incident down on Lehigh Street they were unaware of. Mayor HOZZA noted some of it is word of mouth and residents are obviously skittish about revealing their system has failed because of the cost. Mr. MARX asked when Mr. CLARK's comprehensive study off of Rt. 145 east would be available. It was noted Mr. CLARK has no study regarding the Schwartz property. Mayor HOZZA stated there was a Board meeting regarding the sidewalks with a comment about certain lots on how they had perked from Lehigh Engineering who is doing the work for the developer. Mr. MARX asked when that report would be forthcoming. Mr. CLARK stated he can get the perk results; most of the ones on the plan passed but when they redid the layout there are several other lots that need to be re-perked because of the lot line changes. Mr. CLARK stated the 537 Plan attempts to get a comprehensive look at everything from all of the angles and then go forward with a plan. President SNYDER stated their goal is to work together, not to be hostile, is not the reason they want to do this, is the proper thing to do, and if there are any problems will be able to negotiate, be willing to work with their Board and meet but do have some of our own ideas when it comes to the say the pumps where there is sometimes a difference but doesn't believe there is that much of a difference that we can't be human beings and sit down together once we get to that point and to pass it along to his Board. Mr. MARX stated he came forward to set some clarification so they are not taking 10 steps forward and 2 steps back and is a lot easier to solve problems if we can pre-plan. President SNYDER stated when Mr. SCHWARTZ came in it was something on our minds and is why we were asking Frank if it could be tied into doing that study in regard to the pump system because we really have a concern and the Mayor learned something that he spoke to them about at L&L and probably is part of this discussion and asked if he wants to mention it now or later. Mayor HOZZA stated that potential alternative fell through. Mr. MARX stated he has been discussing this with their engineer Mr. HARLEMAN and MR. JENKINS from Spotts Stevens, just putting a feeler out on the ground work because there

are alternatives to this and wants to do it in the most cost effective way because if they are going to service Mr. SCHWARTZ's property, there are some unserved areas up there that will need to be tied into the system. Frank CLARK stated the idea is to try and coordinate everything, to look forward a good 5-10 years to see what the needs are and what else you can serve cost effectively with any kind of extension. Mr. MARX stated their biggest concern right now isn't the stuff on the table, it is the stuff that is unknown and if they go and take action then find out later there may be a situation where we have to get into the system but can't is where it will get tough. Mr. MARX noted they have heard of issues up there with existing homes. Commissioner PALAGONIA noted a lot of the homes on Summit Street are septic systems on small lots and will eventually need some type of sewage. Mr. MARX noted there are 3 low pressure systems up there also and have to look at the alternatives for those systems. Mayor HOZZA asked what the bond issue was for the long term debt for the Coplay Creek Interceptor since they also got Penn Vest grants. Mr. MARX stated the Penn Vest grants are not free, just low interest loans and it was ~\$9.7M. Mayor HOZZA asked what the limit is for the Authority in going out for more debt on the bonds and keeping the Authority sound. Mr. MARX stated there is no dollar limit on anything, it will not make them insolvent no matter what happens and if the Board tells them they have to service these parcels, will have to do it. He stated there is a lot of money out there, interest rates are still very low, Penn Vest was established as sort of a rob Peter to pay Paul, are now 100% solvent and in the black and have money to loan. He noted getting the funding isn't a problem, there is some block grant money available that applies to certain parts of Cementon, just looked into it since they took a block grant last year to put the new pipe in under Rt. 22 and the County does have available block grant money this year and asked the Authority if we want more since we were so diligent in the way the money was used but unfortunately the areas we are taking about to sewer aren't qualifying areas unless we do a study and get all the statistics together to qualify for a grant, are looking at any way they can get a free dollar and as far as loans, will go out and borrow the money if need be. Mr. MARX stated he wants to do this in the simplest, easiest, most cost effective way because it is going to be a heavy burden, have some of the some of the lowest rates in the State and want to keep it that way. Mayor HOZZA stated the need to also look at the age of the infrastructure because these lines were put in at the same time as the Coplay Creek Interceptor is the same technology and is only a matter of time we will be having problems with the seams. Mr. MARX stated when they looked at the Coplay Creek Interceptor also studied the whole township and will have to do infrastructure which will be costly but will do whatever they need to do.

Five Commissioners were present and voted "yes". Motion carried.

E. REPORTS OF PUBLIC OFFICIALS

1. Commissioner SLONAKER stated this is about a snow event, is bringing it up because he told the Public Works Director he would, had gone to him and told him he can't have the guys blocking the handicapped ramps and was told there are newer guys plowing and would be taken care of the next time.
2. Commissioner HOWER stated he just wants to reiterate his request for the Treasurer's reports. Mayor HOZZA noted she had surgery.
3. Commissioner HUNSBERGER asked what happened to the Pennsylvania flag. Mayor HOZZA stated the pole holding the flag snapped and when the Mayor has some spare cash, will order a new pole.

Commissioner HUNSBERGER stated ordinances should be enforced and 2 months ago he brought up about a guy running trucks with wrecked cars on his trucks in a Fullerton area development and thinks they are over the gross weight of the ordinance. Mayor HOZZA asked if it is Ellsworth Circle, with an affirmative response. Commissioner HUNSBERGER stated there are three big trucks and believes they are over the gross weight. Mayor HOZZA stated he believes the gross weight refers to the truck only and not the cars on top of it and since they are on the street will work with the Police Department and will check to see if he has a business license.

4. Commissioner PALAGONIA stated he contacted Attorney Fogerty to see if he wanted to be our conflict attorney since he was prior and said he would at a rate of \$120/hour. Mayor HOZZA noted Attorney Fogerty resigned that position in 2009.

Commissioner PALAGONIA commended the Police Department regarding an armed robbery at the Burger King where the manager was held up at gun point but gave a good description of the actors and one of our officers chased the vehicle into Allentown but was not able to apprehend them, was good police work and the officer should be commended on his actions and is sure they will find out who the actors were.

Commissioner PALAGONIA asked if any state grant money was received. Mayor HOZZA presented a large check (\$51,497.01) for the paving of Gallagher Road, which is a Township street, received from Lehigh County reimbursing the Township monies owed for the Jordan Greenway project. Commissioner PALAGONIA stated he called about 3 people to try to activate the payment. Mayor HOZZA noted the check was cut prior to the last Commissioners meeting. Commissioner PALAGONIA asked if we received the money from the state grant, with a negative response.

Commissioner PALAGONIA stated he spoke about the problem at the Hobel landfill last month. Mayor HOZZA stated he contacted Mr. HOBEL, one gate is locked and the second gate is left open for any UGI emergency deliveries if they should have a break in the middle of the night, Mr. HOBEL is currently doing a lot of the hauling for UGI and there is very little that comes in after hours. Commissioner PALAGONIA stated he thought the agreement was that after hours the gates would be locked. Mayor HOZZA stated that agreement was with UGI and if Mr. HOBEL is hauling for them it's his property. President SNYDER stated the residents were told it would not be after certain hours, it was a condition. Mayor HOZZA stated he would get a count from Mr. HOBEL or UGI. Commissioner PALAGONIA stated he thinks they can put a combination lock there so everybody can open it up.

Commissioner PALAGONIA stated he believes the Fullerton road project is going to start this spring. Mayor HOZZA responded in the negative stating it will not start until 2015. Commissioner PALAGONIA asked if there is any confirmation on the 5th Street Bridge. Mayor HOZZA stated the plan is the 5th Street Bridge will be used as the detour for the Fullerton Bridge and new Lehigh River Bridge and when completed the 5th Street Bridge will be demolished and rebuilt and the turn back agreement with PennDOT to rebuilt the 5th Street Bridge is that we will take Lehigh Street and Schadt Avenue West in return for construction of the 5th Street Bridge. Commissioner PALAGONIA asked is there is anything in writing. Mayor HOZZA stated we will have the agreement when we come to a conclusion on the turn back agreement, have to give PennDOT our estimates of what we want repaired on both streets before the turn back agreement and once that is in place, the agreements will be signed. Commissioner PALAGONIA stated he checked with some PennDOT people and as of this time it's not scheduled to be built right now. Mayor HOZZA stated everything is in flux right now because of a project in Allen

Township and whether money that has been earmarked on the TIP, put out by the Lehigh Valley Planning Commission and Transportation Board, is divided to the widening of Race Street and Airport Road but questioned what will happen when you get to Route 22 and are stopped dead with all of the additional traffic, so they need to widen Route 22 to accommodate a facility of the size. Commissioner PALAGONIA stated he hopes they get confirmation on the bridge before they demolish it. Mayor HOZZA stated you are looking at the best case scenario of construction of Fullerton Avenue and the Lehigh River Bridge in 2015 into 2017 and the earliest of demolishing of the 5th Street Bridge would be 2018 or 2019 and may be at the same time when the whole widening funding comes into play from the increased gas tax the Republicans passed. Commissioner PALAGONIA stated then he was misinformed. Mayor HOZZA suggested calling him and not listening to facebook or twitter. Commissioner PALAGONIA stated he called a supervisor in PennDOT that he doesn't get along well with. Mayor HOZZA noted he does get along with them.

Commissioner PALAGONIA asked what the plans are for a new needed aerial truck. Mayor HOZZA stated the capital plan of the Township was discussed at their budget meetings in October where first was the replacement of a truck for West Catasauqua, then a replacement of a truck at Egypt and then the replacement of the aerial and the last time we purchased an aerial had to take a bond out, was not taken out of capital. President SNYDER stated she is not sure if that is in the order it should be because she has all the dates of every single truck. Mayor HOZZA noted that was the order given to him when he started. President SNYDER stated that's fine but would not exactly commit to that right now but is up to him and to look at the sheet she has because things are off. Mayor HOZZA stated the years are completely off due to the great recession of 2008 but is up to the Board because any purchase over \$25,000 needs their approval. Commissioner PALAGONIA stated he knows we need it desperately, has been talking to a lot of the Fire Department and heard even our insurance company says we need another aerial truck. Deputy Mayor MEYERS stated he never heard that from our insurance carrier. Mayor HOZZA stated we have the Quint in Hokendauqua and knows there is a movement afloat among many to get another Quint and is something that needs to be evaluated throughout the study commission with the Fire Department and Emergency Services. Commissioner PALAGONIA stated if we need another aerial truck it will cost close to a \$1M, so not to raise any future taxes proposed to draft a letter requesting donations for the purchase of a new aerial fire truck and send it to all our residents and businesses in the Township, endorsed by him and the Board and personally will donate \$1,000 for a new truck and to see if we can get this off the road, have a lot of professional sports people in the area, get some memorabilia to raffle or auction off to raise a lot of money. Mayor HOZZA suggested the board pass a motion naming him the chairman of the Fund Raising Committee. Commissioner PALAGONIA stated he would enjoy doing it, has raised a lot of money with the Lions Club and a few other organizations and we used to raise money for recreation with our fall fling dances. Mayor HOZZA stated he remembers ~ 20 years a board on the highway with a thermometer for a fire truck and the red never got passed the bottom, never materialized, it never got higher. Commissioner PALAGONIA stated these are new times and we have lot businesses in Whitehall and is sure if he can reach down and go for \$1,000, there's other people who might want to do \$5,000 or \$10,000 or some of these big business places we have that could prosper from the fire ladder truck or even some people from outside the Township, does not want to see taxes raised but knows we need it and should give an effort to try something and is sure all the Fire Department people could give an effort and try to raise some money for equipment they really need that costs an outrageous amount of money.

5. President SNYDER commented because of the discussions we have had in the previous months, happy we received the check but the money had been taken out the general fund, is glad the County paid it back, believes at the time there was a tax increase that year and was over \$25,000 and were not asked, then about two years ago \$90,000 was taken out of the Lafarge for the tax anticipation note that Jack needed to pay, was over \$25,000 and were not asked or told, was paid back and then the \$120,000 for the Prydun Farm and were not asked and is sure there are more. Mayor HOZZA corrected her on the tax anticipation note that Jack clearly told the Board the monies would come out of the Lafarge Fund, one was a tax anticipation note to get the Township through the first quarter and the other was a loan from the Lafarge Fund to get through the bills for the first quarter for that year. President SNYDER stated that's fine but the point she is trying to get at is all these things, not saying they are bad things and is not accusing anyone of stealing money, but as Commissioners to do their job and by oath to do the right thing so anything over \$25,000 they want from now on to have it approved in writing for them to vote on it. She stated they get a police report, a fire report, and a Mayor's report every month and other things on a monthly basis and would like to see, because of all these discrepancies and back and forth about monies, a monthly report for the Commissioners in writing on every single penny coming into the Township and going out so when money is taken out they would have had a piece of paper saying that because she does not want to be like some other communities where individuals were maybe not doing their job and someone got away with thousands of dollars, does not want to feel guilty and perhaps if they would have asked for these things, they would have known things. Mayor HOZZA stated she used the word discrepancy in remarks about our fiscal house and since he has been here brought in a new audit firm of which she listens to their audit presentation and has admitted it is far and above anything that we used to have from our former audit company and when you look at the Charter the Treasurer is the Chief Financial Officer and the Deputy Mayor and the Mayor has very little control over the finances of the Township. President SNYDER asked who is talking about him and when she uses the word discrepancy if affects everyone in this building who takes their oath very seriously. President SNYDER asked if there is a problem for asking for a monthly report of every single penny coming into this Township and going out. Mayor HOZZA stated he has no problem with such a report, is not the one preparing it, would be the Tax Collector, Deputy Mayor and Finance Officer. Deputy Mayor MEYERS stated she needs to tell him what they want, with a response of everything. Deputy Mayor MEYERS stated it would be impossible and very lengthy. Commissioner SLONAKER stated at the County we instituted something where we saw every check that went through and asked how many checks are written each month. Deputy Mayor Meyers stated ~400 and involves twice the amount of invoices and if they want the disbursement journal of everything is easier enough to print off but will be very lengthy. President SNYDER stated she wants it. Commissioner SLONAKER stated now they will have all these numbers but still will not know whether or not they are correct and you get into this minutia and that's not our job, we approve the budget. President SNYDER stated what about all the amounts they didn't know about and maybe if they would have had it, would have known about it. Commissioner PALAGONIA stated as a Board, had their trust violated. Commissioner SLONAKER stated he is trying to bring out the practicality and have addressed the issue more than once with saying over \$25,000 and these people will be writing checks to some places for \$10, has been there and knows. President SNYDER stated he was pragmatic about it down at the County and went after a lot of people so why wouldn't he want that here. Commissioner SLONAKER stated because that is the job of the Controller, is not the job of Commissioners, it's a day-to-day function but if they don't want to listen he will shut up but is talking from what he has experienced. President SNYDER stated you would think what he experienced as being the Controller t is what he would want here, want that accountability and checks and balances for us.

Commissioner PALAGONIA stated it would be really tedious. Commissioner SLONAKER stated it is beyond tedious, they will put themselves into the position that any person who comes into the Township building at a meeting like this and says look at that one expenditure for \$347, why didn't you people pick that up, is not where we are at, we are suppose to go ahead and approve a budget the Administration gives us and they go ahead and do it and not go over every single bill. President SNYDER asked why not? Commissioner SLONAKER stated because it is not their job because none of us have all that time to do it, they are full time employees doing this and she may have the time and understand what that expenditure is. President SNYDER stated she thinks it's pretty plain, if something costs \$4.00 we're not that stupid. Commissioner SLONAKER stated she thinks it's that easy but it is not. President SNYDER stated no one is as smart as him, it is up to the Board but she wants it and wants a motion passed to get it and that way they won't be blindsided any longer and when the MAYOR or anyone else writes a check, they will know it. Mayor HOZZA noted he doesn't write checks. President SNYDER stated he is asking for the money, they don't do it on their own account. Commissioner PALAGONIA asked how the money came out of the General Fund to do the Greenway Project. Mayor HOZZA stated the bills come in to accounts payable and they were paid. Commissioner PALAGONIA stated it was over \$25,000. Mayor HOZZA noted it was not all at one time, you don't get a \$25,000 bill from the paving company. Commissioner PALAGONIA questioned if it was in the budget and couldn't that money been used to pave other roads that needed to be paved in the Township – answering himself yes. Mayor HOZZA thanked him for putting words in his mouth. Mayor HOZZA stated the project was done on a handshake by a former Executive and former Recreation Director and Wildlands who was to receive a grant from the Trexler Trust and if they have a bone to pick to call the Trexler Trust. President SNYDER stated the point is it was paid from the Township taxpayers and they weren't told. Mayor HOZZA stated it is our road and still listed as a Township street and not to walk on it if they have an aversion to it. Commissioner PALAGONIA stated not to tell him where to walk and if he is so smart he found out that he told the Township to cut grass behind the Anna KASYCH property on Schadt Avenue. Mayor HOZZA stated that is not true and to keep slinging. President SNYDER stated she is just asking for answers, is not running for Mayor, so don't blame her. Mayor HOZZA stated obviously someone is. President SNYDER stated as Commissioners believes they have a right to know what is coming into this Township and what is going out and what is wrong for asking and with all the thousands of dollars we spend on computers at budget time does not see how that could be that difficult and if it is then we have a problem and is why we have a Finance Director. Mayor HOZZA stated no one said it was going to be a problem. President SNYDER noted then they should get it and should be no arguing, wants every single penny and won't be surprise anymore and will know of anything over \$25,000. President SNYDER asked how the farm was paid for. Mayor HOZZA stated there was a \$175,000 grant from Lehigh County, an approved Recreation Commission grant and a DCNR grant and at a public meeting they approved the DCNR and Lehigh County grants but will put in future grants that are written, with a separate ordinance, that the Township may have to front for the purchase or the improvement until that grant money comes into the Township. He noted we had a DCNR grant also for work on the IRT and it took 3 years for the money. President SNYDER stated they are not arguing that point, just asking him how he paid for it because he said he doesn't write checks. Mayor HOZZA stated they went to settlement and we had a check. Deputy Mayor MEYERS stated it came from the Lafarge Fund. President SNYDER stated she understands but is not her point because he said he doesn't write checks, it's a game. Commissioner PALAGONIA commented he's dancing around the issue. Mayor HOZZA stated former Commissioner GEISSINGER gave him information tonight on future DCNR grants and what would they like to submit for a DCNR grant for this year, if they want to be involved, what is it we need to

improve. President SNYDER stated they are getting off the track. Mayor HOZZA replied this is the next round. President SNYDER stated he is the person in charge and should know what the Township needs and were told they were too stupid about what the Mayor does and what a Commissioner does. Mayor HOZZA stated he is making the offer. President SNYDER stated not to offer because it's not in the Charter and he told them they were too dumb. Mayor HOZZA stated he will pick the project to be submitted. President SNYDER stated he always does, why wouldn't he and if it is over \$25,000 to have it on the agenda for them to approve it. President SNYDER asked if the Board wants to do what she is asking and if so, would like a motion to do it. Mayor HOZZA asked if this is above a motion. President SNYDER stated whatever type of legislation it takes. Deputy Mayor MEYERS stated it would involve Diane because she gets all of that stuff. President SNYDER asked if it isn't given to the Finance Director. Deputy Mayor MEYERS responded in the affirmative but we do not document every transaction, if they get \$1,000 worth of building permits do not enter each one separately, enter the totality of funds. Mayor HOZZA stated to consider the confidentiality of it as well. President SNYDER asked why. Commissioner SLONAKER stated maybe it would be better if they did it like they do at the County, have a print out of all the checks written, then confidentiality came in at the County with different doctors being paid and people being paid for different things you cannot have in public. Deputy Mayor MEYERS noted medical would be the only thing here. President SNYDER stated they do not want anything they are not suppose to get. Commissioner SLONAKER stated they can print out the check registers, get the income from the treasurer's report and should suffice to what is being asked. President SNYDER stated if things weren't handled like they were, they wouldn't be asking and having this arguing and never thought she would ask for this. Commissioner SLONAKER stated he doesn't see a need for a resolution, an ordinance or anything and to see just what the check register has. President SNYDER stated she doesn't want anything confidential and if someone has a credit card will they get that information. Deputy Mayor MEYERS stated there are no credit cards. It was noted they will not know about payroll since it's in their budget. Commissioner HOWER stated they do get payroll information on a quarterly basis, understands the frustration but if they had Treasurer's reports, which they haven't had in about 4 months, they would see expenditures like the Prydun Farm and does know by looking at a check register, is not sure it's the right way to go but understand the frustration when it is done after the fact and appreciates the Mayor will put at the end of ordinances that the money may have to be taken from somewhere else. Mayor HOZZA stated it obvious that Board members don't realize you don't get the money the next day. President SNYDER stated that it is not his fault. Commissioner HOWER stated they understand it, has worked on 2 non-profit boards that rely almost exclusively on writing and getting grants, understands how long they take to come in but the problem is they weren't told it is coming out of the Lafarge Fund, got the Treasurer's report and saw this \$330,000 expenditure and is why he asked the question and there are times he wants to kick himself because this has gotten to be such an issue but is their job to look at stuff, ask questions and no one is accusing him or anyone in the Administration of doing anything wrong with the Prydun Farm, we all approved the Prydun Farm, thinks it's great, the problem is he would like to see a little more transparency but disagrees with trying to get every penny because to Tom's point, it would be a nightmare. President SNYDER stated she doesn't know what other way to go about it in a fair way, have the finance meetings and they are good but at these meetings are never told these things, so how do we go ahead so it stops. Deputy Mayor MEYERS stated the check register is a good place to start and is the easiest to do because a Home Depot check may have 40 different invoices on it. Commissioner HOWER stated even then when you have one check for 40 different invoices, what will that tell us at the end of the day, the total amount we spent at Home Depot, will not say what was bought. President SNYDER stated all her years on the Board, never went thru this before and

who is doing it, Jack MEYERS never did and will vouch for him forever, been thru everything with him, could not ask for more upstanding, reliable person, is not putting anything on him, is asking for the information and how to get it or if there is a simpler way to do, does not want to make things difficult for any employee but is trying to make things easy for the Board so they are not blindsided, is the taxpayers money, when she wants something, calls him and he puts stuff on email and need to him how to get it off because it is so good and there are letters from him. Commissioner PALAGONIA stated Jack has been the backbone of our Township for many years. Deputy Mayor MEYERS stated he thinks the things that would give them a better idea would be the check register from the expense side and the daily receipt sheets they get from the Treasurer's office on the revenue side, look at them and see if it's acceptable or if we need to fine tune or adjust something.

President SNYDER stated they get a police report each month and looking at the numbers things are getting worse with the intensity of the crimes, does not necessarily mean to put more police officers on but is there any thought given to curtail some of it or in any the Board can help and remembers years ago they wanted to put a substation at the lower end. Chief KULP stated they had Operation Impact but do not have enough people to do that unless she wants to authorize the overtime, they do the weigh team and things like that when they can but is an overtime incurred cost, do not have the staffing right now to start another program. President SNYDER asked if they get any grants for anything, with a negative response. Deputy Mayor MEYERS stated one of things we looked at in the five year capital plan is the camera concept and in your capital improvement plan in the upcoming five years, Linda has an aggressive program to have camera's installed. Chief KULP stated the idea is to start along the highway, then start at the lower end and try to get businesses and Maryland Circle to buy into it and have a cooperative relationship there. They would monitor it but have some buy in from the community and would be the primary focus of where to start. Commissioner PALAGONIA asked about the weigh team when they arrest drivers for being overweight or whatever, if they money comes back to the Township. Chief KULP stated the funding streams are changing, had been getting a good portion of it but a lot of the funding is now going back to the State because of the roadways and bridges. Commissioner PALAGONIA stated we used to get about 80-90% of it. Deputy Mayor MEYERS stated we only got about half of the State Police fines this year, they are cutting back and reallocating that money and those without Police Departments that used to be getting it aren't getting it at all anymore. President SNYDER stated people are getting crazier by the day; it is so intense and is the only answer more police. Chief KULP stated the types of crimes are changing, have had some violent crimes and saturation patrol has proven to work, don't just want to be reactive in responding to calls. Commissioner HOWER asked if she felt a lot of the violent stuff is targeted. Chief KULP stated for the most part it is random and the Burger King was planned.

Chief KULP stated she did find the snow complaint of Sunday, December 13 at 11:15 am and per Lehigh County radio a female was complaining about people throwing snow on the roadway, advised her police cannot do anything about it, she stated there is an ordinance, told her to contact the Township, is not her address, would not provide her name, female called back, stated she called headquarters, said there is an ordinance, was given the Com Center number again to call, was told if she is not happy, to contact the Township, she said she will, has the Mayor's cell number. Officer GILMORE responded within 5 minutes, checked Calvert Street in reference to this complaint, there were vehicles in the roadway that appeared to be in the process of being dug out, no one was around at the time and drove thru the area. Chief KULP stated they did respond and if it happens again, to leave her name so when they get there and see the snow in the street can say she saw them do it. Chief KULP stated they had 19 written reports on snow

events some of which contained multiple addresses which means there were more than 19, had 7 warnings and 3 citations issued so they are enforcing the ordinance and after the first snow storm a copy of the ordinance with the memorandum went out immediately for ten day for every roll call, they do know the ordinance and do enforce it. President SNYDER asked how many police did we have ten years ago. Chief KULP responded 50 and 44 now. Mayor HOZZA stated with a budget in 2014 for 45 and the formula for a Township our size based on population is 34 police officers but because we have retail needs to be bumped up. President SNYDER stated years ago when you looked out your window or sat on your porch, you would see police and she knows they are working and are very busy but is that the reason why we hardly ever see police on our streets. Chief KULP stated it's the traffic, the number of vehicles you have a day, gives the number of reports every Monday at staff meeting, are averaging 300 written incident reports a week, knows many of them have scanners, there are five officers on the road and when you have a major accident could have all five at the incident, is time consuming and they are patrolling. President SNYDER asked if the solution to curtailing some of this would be if we could afford to hire more police, with an affirmative response. Chief KULP stated with a Township of this size have not increased minimum staffing, it's been 5-6 on a middle shift forever and can remember when she started had 3 on night shift. President SNYDER stated she knows the figure Jack gave them to hire one police officer is \$100,000. Deputy Mayor MEYERS noted is it probably a little more.

Mario SPAGNOLETTI, 351 Sumner Avenue, Whitehall, stated he has been on the Crime Watch for about 20 years, crime sheets were 1 or 2 and now are up to 15 sheets and thinks it is because the police are catching more people but do have the Mall and trouble spots and these guys know where they are and every month when they get the report he sends them out to the neighborhood because he is a block captain and if we see something, they report it and the police come down and check it. He stated our Community Police Officer Paul Davis does a heck of a job and thinks we have more problems in Whitehall than other Townships. President SNYDER stated that is why they are trying to find some solutions to help Chief KULP with those problems. Chief KULP stated she has not seen any new initiatives in the policing world, everyone tries to prevent things before they happen, get in those busy areas and maybe is why you don't see an officer on your street because it's not a high crime area. President SNYDER stated she realizes that because they are at those places doing their job but would be nice to have somebody doing that also. Chief KULP stated it's ironic this was brought up because they had building issues and still have nine bicycles from years ago when they had the bike patrol, times were flush then and had patrol and bike patrol working at the same time but are down to bare bones and can't cut anymore in the Police Department. Commissioner PALAGONIA stated she is doing a super job with what she has. President SNYDER stated they need to think about the money, is their job but also need to take some of these other things into consideration and try to weigh them out and see what can be done. Chief KULP stated it is a snowball, can do it for so long, tried to show them at the budget hearings this is what you have to work with and if you want to allocate the overtime and say do it, we can and now is when everyone has to go thru 16 hours of mandatory training, has an officer on light duty and another that will be going on light duty, one on maternity and one out on long term injury so you don't have the number of people you think and in any given year you will always have a number of people that are down. President SNYDER asked how the Malls are doing with their security. Chief KULP stated they are fine, work very well with the Mall, have a great relationship, in addition to the Mayor and his team here, they meet quarterly and she also meets with them separately. President SNYDER stated to put her thinking cap on and feel free to come back.

Joni TEDESCO, 424 4th Street, Whitehall, commended the Police Department and to what Chief KULP was just talking about the Maryland Circle area on the south end of the Township, is a resident in the south end and barely ever sees a Police Officer in her area, get all that garbage coming up, doesn't mean to sound racist but are a lot of garbage people coming into the Township from the north end of Allentown and would like to see more patrolling in her area, understands they are limited but it's coming north to the south end. President SNYDER stated it's coming up even further than that. Commissioner PALAGONIA stated when he was on the Police Department and after the Lehigh Valley Mall was built, had a lot of people walking from Allentown into Whitehall to go to the Mall and no one could leave anything of value out. Ms. TEDESCO stated her neighbor informed her a couple of weeks ago about the second house north of Calvert Street on Fifth and behind that property he found a scale and some other paraphernalia and advised a Police Officer and feels that house needs to be watched more closely as well as the cul-de-sac on Calvert because of action going on down there.

Commissioner PALAGONIA stated he wanted to bring up about the volunteers that are over 20 years and should be recognized some way, doesn't think we need a motion to do that, have Administration think about it and do it. Mayor HOZZA stated to ask Pat, the chief awards person.

Commissioner PALAGONIA stated he would like to make a motion on the conflict counsel and if they all agree would make a motion they appoint Attorney Kevin FOGERTY at a rate of \$120.00, seconded by Commissioner SLONAKER. Commissioner HOWER asked if they need anything in writing from Attorney FOGERTY that he is agreeing to it and at that rate. Five Commissioners were present and voted "yes". Motion passed.

Commissioner PALAGONIA asked how the Board feels about a motion regarding the money. Commissioner SLONAKER stated he didn't feel a motion was necessary, Jack said he would do it. President SNYDER asked if that means someone else can say for him not to do it any longer but if it's a motion it's like a law and he has to do it. Solicitor FONZONE stated a motion can be changed and is not sure what she is asking him to do will satisfy what she wants. Deputy Mayor MEYERS stated he would give them a copy of the check register every month and a copy of the daily receipt sheets every month. Solicitor FONZONE stated to start for a month to see if that is what they really want and then pass a motion. Commissioner HOWER stated he would like to see what it actually is so they can take a look at what we are looking at. It was decided to wait and see what they get and then make a motion next month.

Commissioner PALAGONIA asked how the Board feels about raising money for an aerial truck which will cost the Township over \$900,000, thinks there are a lot of people in the Township that are wealthy and maybe give a few thousand bucks, a lot of business people in the Township and knows with the Lions Club every year they give a letter and raffle tickets to ~11,000 residents and get good results, is one of their biggest money makers. He feels they could send out 11,000 letters to all the business places and wouldn't mind to personally go around and talk to all the general managers of the big business places to see if we can get some money for a fire truck because it is going to help everyone and will benefit business places. Solicitor FONZONE stated he is not an accountant but if he wants to set up a fund to collect money, need to have some understanding of what donations made are charitable, can be written off by the people you are asking to give, what kind of fund they will be put into, who will be in charge of it, need to consider all of those things. Mayor HOZZA suggested checks only. Commissioner PALAGONIA agreed and made out to the Treasurer for the Aerial Fire

Truck Fund. Solicitor FONZONE stated his point is will it be tax deductible to the person who is giving it, should know that answer because you are asking people to give donations, will need some incentive for them to give him money and somebody needs to be in charge of it. President SNYDER stated not her because she doesn't take any money. Commissioner SLONAKER stated it may require a lot more work than a good idea, no one on the Board is going to say they are against it but you have to go ahead and get the mechanics. Commissioner PALAGONIA stated he remembers when we had our Fall Fling dances had a letter from the Township and would go out and get a lot of prizes from businesses in the Township and stated he would research it. Mayor HOZZA stated he will get the push back on which station the truck will be for, will ask him which station will house this truck and if you say 36 and they live in 37 or 38, will say they're not contributing because they make a donation to that fire station. Commissioner PALAGONIA noted the Fire Department does send out letters. Mayor HOZZA noted each station does to their particular district. Commissioner PALAGONIA stated the ladder truck is used, no matter where it is housed. Mayor HOZZA stated it is still the kingdom mentality. Commissioner PALAGONIA agreed stating maybe they can house it at our new station on Schadt Avenue. Mayor HOZZA noted with a tarp. Commissioner PALAGONIA stated he will go around and talk to some of the people in all of the fire stations.

6. Mayor HOZZA stated there is an opening for the Board of Commissioners and applications are available here at the Township and also on the web site and the Board will interview all candidates that apply. He noted the Township newsletter will be delivered in the next week or two and asked that residents cut out the page that has the 2014 Refuse and Recycling schedule so they will know the pickup schedule for the year.

Mayor HOZZA thanked residents who shoveled their snow and didn't put it in the street and helped their neighbors especially our senior citizens and those that are disabled and Whitehall becomes a better place when we help and not condemn our neighbors.

Mayor HOZZA noted as per the State of Pennsylvania, we must now refer to our Treasurer as a Tax Collector.

Al RECKER, Whitehall Press, asked if the candidates' names and interviews for Commissioner will be public. President SNYDER stated everything is public with the Sunshine Law and anyone can listen when they are interviewed.

G. ADJOURNMENT

1. MOTION – Commissioner HUNSBERGER moved, seconded by Commissioner PALAGONIA to adjourn the meeting at 9:50 p.m.