

Board of Supervisors
Thurs. March 8th, 2007 @ 5:30 P M
Lynn Twp.- 7911 Kings Hgwy., New Tripoli

Call to Order:

The regular meeting of the Lynn Township Board of Supervisors was called to order by Chairman Thomas Creighton III, at 5:30 p.m. in the Municipal Building. Present were Chairman Thomas C. Creighton III, Vice Chairman Dave Najarian, Charles E. Lenhart III, Zoning Officer Kevin N. Deppe, Assistant Secretary Tina Everett, Accounts Clerk Rob Sadler, Northwestern Press Reporter Elsa Kerschner and approximately 20 citizens.

Pledge of Allegiance:

The Pledge of Allegiance was conducted.

Public Comment:

Resident Steve Sanko from 6809 Leh Court, New Tripoli discussed the sludge dumping near his property on the Mangold farm which started in December. The solids being dumped were not even 40 feet from his private well, causing his water now to be contaminated. He brought in a sample of his water in a jar for the Board to smell. His water now even smells like the sludge. He sent his water out to be tested. He's lived here for twelve years and never had this problem.

Zoning Officer Deppe informed him that Synagro signed a contract for this dumping and DEP issued the permit. Mr. Deppe also informed the board that as per our ordinance the bio-solids are to be turned under within 48 hours.

Solicitor Healy suggested that Mr. Sanko file a complaint with DEP. The Board of Supervisors directed Kevin Deppe to look into this matter and address it.

Resident Larry Wedge from 6522 Germans Corners Rd., Germansville discussed his frustrations with his many complaints to the township regarding his neighbor's outdoor woodstove furnace and the smoke. Sometimes when his neighbor burns his outdoor wood furnace he can't even see his house due to the heavy, black smoke. Mr. Wedge feels he's not getting any satisfaction from the township, but the Board explained that the Township does not regulate these outdoor wood furnaces.

Mr. Deppe has looked into this several times by driving by the property. He hasn't been able to see a problem with this outdoor wood furnace. Mr. Wedge supplied the township with many pictures of what he's seeing. Mr. Wedge doesn't know what his neighbor is burning, but feels his neighbor should maintain this furnace in a manner to make it efficient. After discussing this matter in further detail the Board authorized Kevin Deppe to continue to checkup on this situation.

Accept the Minutes and Direct the Assistant Treasurer to pay the bills:

The Board decided to table this issue until later in the meeting since the board wanted to give Mr. Schaeffer a chance to read the minutes from the prior meeting and the Board had some issues with bills to be paid.

Ratify Joint Bidding for 60,000 Gallons of oil:

A motion was made by David Najarian, seconded by Charles Lenhart to ratify the joint bidding with Lowhill, Weisenberg & Heidelberg Townships for 60,000 gallons of oil for Lynn Township and to award the low bid of \$1.449 per gal. from Asphalt Paving Systems, Inc for CRS-2PME3M(oil). Motion carried.

The bids were as follows for:

\$ 1.449 gal.-Asphalt Paving Systems, Inc., \$ 1.49 gal.-Asphalt Maint. Solutions, LLC, \$ 1.499 gal.-Garden State Asphalt Mat., Inc., \$1.59 gal.-Eastern Industries, \$1.70 gal.-HRI, Inc.

Liability Insurance Coverage/Umbrella Policy:

At this time the Board discussed our current liability insurance policy which was up for renewal. Currently our full annual premium is about \$1,500 in which we have a one million dollar umbrella policy. If the Board would decide to increase the umbrella policy to a two million dollar policy, this would double the annual premium to \$3,000. After further discussing this matter, Solicitor Healy asked that he look into this matter further before the Board decides whether or not to increase the umbrella policy. At this time the Board decided to table the umbrella issue.

A motion was then made by David Najarian, seconded by Charles Lenhart to authorize the renewal of our liability insurance policy. Motion carried.

PA Recreation & Park Society 2007 Membership Dues:

At this time the Board discussed the PA Recreation and Park Society Membership dues invoice. Vice Chairman Najarian asked that the address on this invoice be the township's address not Donald Christ's address. After further discussing this, the Board decided to table this until the next meeting on 4/2.

The Board then discussed the invoice received for wages for Brad Christ for working in Ontelaunee Park for the months of January totaling 97 hours. This was brought to the board's attention due to the fact that at the meeting held on 1/3/06 that the Board decided to cap the part-time hours at 40 hrs. per month. In addition to that, the board discussed at the 12/31/06 meeting that the Board would designate which employees to use. In addition to that, at the 1/29/07 meeting the Board requested that Donald Christ first request from Bruce Raber, Road Master if he'd have any help to offer. Vice Chairman Najarian felt that maybe the Board wanted to consider hiring Brad Christ as a part-time employee for the township. By doing this the township could oversee him instead of his father.

After discussing this further, the Board decided to table this invoice until the next meeting so they could speak to Donald Christ. Vice Chairman Najarian pointed out that this is not a reflect on his work, just a policy of the township.

Accept Land into Ag. Security Area (Ciocco/SS Saw Mill Rd., 22.135 acres):

A motion was made by Thomas Creighton, seconded by Charles Lenhart to accept the proposal for Mr. Louis T. Ciocco (SS Saw Mill Rd.), 22.135 acres into the Agricultural Security Areas and to record this by resolution in 180 days, which would be at our regular meeting on September 13, 2007. Motion carried.

CPA Tax Collector's Accounts & Township Audit:

Representing our CPA firm Reinsel Kuntz Leshner were Larry Shaub & Rebecca Clouser whom attended this meeting. They had brought along with them the Annual Audit and Financial Report along with an internal control letter, recommendation letter and an audit communication letter. Basically these letters are related to control deficiencies they found and in turn letter us know how to improve our record keeping. They had gone over the Annual Audit and Financial Report in complete detail with the Board explaining it to them clearly as to what it means.

There was then a discussion on advertising this audit. After further discussing it, the Board came to the conclusion that the deadline to advertise was March 10th. At this time they directed Assistant Secretary Everett to advertise this in the Morning Call once on Saturday, March 10th. The CPA firm will forward the advertising to her via email.

At this time the Board had a lengthy discussion on whether or not they wanted to have Reinsel Kuntz Leshner to the audit of the tax collector, Linda Tyson for the year ended December 31, 2006. As per a letter received from Reinsel Kuntz Leshner dated Feb. 6, 2007 the cost to perform this audit as described in the letter is not to exceed \$2,000 unless the scope of the engagement is changed, the assistance which the Tax Collector has agreed to furnish is not provided, or unexpected conditions are encountered. After further discussing this matter the Board felt that it was important to do this since it was protecting the tax payer's money.

A motion was made by David Najarian, seconded by Charles Lenhart to authorize Reinsel Kuntz Leshner to undertake the audit of our tax collector, Linda Tyson as per their proposal letter dated February 6, 2007, which was not to exceed \$2,000. Motion carried.

Act 537 Plan & Corrective Action Plan:

There was discussion on the upcoming meeting with Scott Novatnak of DEP along with a representative of the Board, a representative of the Sewer Authority along with an engineer is setup March 20th @ 1pm at Lynn Township. There has also been a joint public meeting scheduled with the Sewer Authority along the Board of Supervisors to receive and discuss the draft 537 plan. The Board had discussed their proposed timeline of the Act 537

Plan Amendment between them and the Sewer Authority, which consisted of the following timeline which Vice Chairman Najarian had put forth:

3/20/07 Meeting with DEP
3/31/07 Deadline for receiving draft 537 from Britt Basset
4/10/07 Joint Special meeting with Sewer Authority and Board of Supervisors to receive/discuss draft
4/12/07 BOS regular meeting
4/17/07 Sewer Authority meeting, deadline for Sewer Authority recommendation
4/30/07 BOS regular meeting, deadline for BOS actions on any final recommendation
5/9/07 Deadline for final amendments based on Sewer Authority and Board of Supervisors recommendations, to be amended by Mr. Bassett
5/10/07 Regular BOS meeting, begin 30 day public comment period, schedule advertised meeting to receive public comment.
6/11/07 Public comment period over. Address comments received.
6/25/07 Submission to DEP.

Record Request from Michael Schaeffer/CD of mtg. from 2/26/07:

The board had a detailed discussion on the requests for copies of recordings from meetings. At a past meeting the board decided to look at each request on a case by case basis. After further discussing this matter and after Mr. Schaeffer had a chance to read the minutes from the 2/26 meeting, he withdrew his written request for a copy of the tape or CD of the township meeting which was held on 2/26/07. Mr. Schaeffer had informed the Board that he had found a mistake on the minutes that needed to be corrected.

Agreement for Animal Control Services/Humane Society:

A motion was made by David Najarian, seconded by Charles Lenhart to accept the agreement for animal control services for the period of Jan. 1, 2007 to Dec. 31, 2007 for the cost of \$465.00. Motion carried. Assistant Secretary Everett was directed to have the agreement signed and mailed back to the Human Society.

Sign Issue:

An extended discussion was held on the advertising sign for Nationwide Insurance which is located on the township's property at 7911 Kings Highway. Solicitor Healy informed the board that he had done research on this issue by reviewing the deed history concerning the lot upon which his sign is located. In reviewing all the deeds and recorded documents concerning this, there was no evidence found of any agreement or deed pertaining to the placement of the sign on the township's property. After further discussing this matter the Board directed Kevin Deppe to draft a letter to Mr. Bryan Billig.

Computer Request by Tax Collector:

Discussion was held on a recent letter received from Tax Collector Linda Tyson dated Jan. 24, 2007, which was in regards to getting her a new replacement computer. Currently her computer is running Windows 98, which is now outdated and she will not be able to handle the new programs that Lehigh County has. After further discussing this matter, the Board discussed their responsibility to support tax-collection activities and the Board agreed to share in pre-identified and reasonable costs for a replacement system, provided however, that the Northwestern School District also agrees to contribute toward the purchase. At this time Vice Chairman Najarian offered to write her a letter in regards to this issue. With that they decided to table this matter until a later date.

Memorial Plaque:

At this time discussion was held again on possibly purchasing a memorial plaque to be located in the Ontelaunee Park honoring all residents of Lynn Township whom served our country in the Iraq War. Kevin Deppe had looked into this matter. He had met with Mr. Paul Womer of Womer Memorials and he would sell a memorial to us at cost. The cost

would depend on the size of memorial we order. For a monument of granite with rough edges and an approximate size of 24 inches by 36 inches and approximately thickness of 5 inches with letters engraved in the granite will cost approximately \$1000. The board also seemed to agree that all individual names should be placed on this memorial plaque. The setup, which would consist of digging footers and pouring concrete would be at our expense. After discussing this matter further, Solicitor Healy felt that maybe he should look into this matter further to make sure that the Township may purchase one of these as per the Second Class Township Code. At the time the Board decided to table this matter until the next meeting.

Miscellaneous:

At this time there was discussion that the Board needs to pass a resolution at their next meeting establishing a fee schedule for engineering or municipal consultant fees for subdivision and land development review. Assistant Secretary Everett was directed to have this resolution prepared.

Accept the Minutes and Direct the Assistant Treasurer to pay the bills:

At this time Vice Chairman Najarian questioned Mr. Schaeffer if he had a chance to review the minutes from the 2/26/07 public meeting. He had, but he found one correction, which consisted of the following sentence. "He felt that if they could demonstrate to DEP on their Corrective Action Plan that maybe they'll allow the 2 additional EDU's that were paid." It should of read "2 of the 24".

A motion was made by David Najarian, seconded by Charles Lenhart to approve the minutes of the public meeting on 2/26/07 with a correction found by Mr. Michael Schaeffer and to direct the treasurer to pay the bills. Motion carried.

Public Comment:

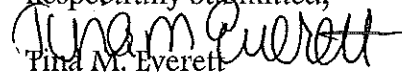
Jason Rice & John Yanek representing the Northwestern Youth Athletic Association requested the use of our park facilities for the calendar year 2007. They would like to hold the Spring/Summer sports, such as soccer and football at the Ontelaunee Park this Season. There was also some discussion on putting up a small structure for a snack bar and possibly another small structure as a store. After further discussing this matter the Board agreed that they should have the Lynn Township Recreation Advisory Committee review this request and report back to the Board.

Announcements: (2nd Annual Beautify Lynn Day, Sat., April 7th, 8-11am)

At this time Peter Crabb, Chair of the EAC Committee discussed the second annual beautify Lynn Day, which is to be held, Sat. April 7th, 2007 from 8am until 11:00am. Beautify Lynn Day is a community-wide effort to clean up Lynn Township's scenic rural roads. During the week of April 2nd, residents are asked to take some time to pick up roadside litter near their homes, farms and businesses. They can bring this trash free to the township building on Sat., April 7th, from 8am until 11am. The trash will then be taken to the Lowhill Township Bldg. that day for the annual Cleansweep. Free trash bags, gloves and safety vests will be available at the Lynn Twp. building the week of April 2nd.

Adjournment:

A motion was made by David Najarian, seconded by Charles Lenhart to adjourn meeting. Motion carried unanimously. Meeting adjourned at 8:00pm.

Respectfully Submitted,

Tina M. Everett
Assistant Secretary

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