

Board of Supervisors
Thursday, April 10th, 2008 @ 6:30 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 Kermit E. DeLong Jr., at 6:30 pm in the Municipal Building. Present were Chairman Kermit E. DeLong Jr., Vice Chairman Thomas C. Creighton III, member David C. Najarian, Zoning Officer Kevin N. Deppe, Secretary/Treasurer Tammy M. White, Engineer Roy Stewart, KCE Representative Alan Fornwalt, Solicitor Ed Healy, and approximately 15 citizens.

Pledge of Allegiance: The Pledge of Allegiance was conducted.

Public Comment: Kermit DeLong noted that the office renovations were complete and that the water heater was enclosed. The BOS approved the purchase of a new desk for Kevin Deppe's office which will match all the other desks.

Accept the Minutes and Direct the Treasurer to pay the bills: A motion was made by David C. Najarian and seconded by Thomas C. Creighton to accept the minutes from March 13, 2008 and to direct the treasurer to pay the bills, with the two following corrections to the minutes: 1) Kermit E. DeLong abstained from the motion to accept the minutes and direct the treasurer to pay the bills and 2) not list the entity in the fuel tank issue. Motion carried unanimously.

Subdivision: NW Self Storage/Barry Follweiler #07-03 Land Dev.-Revised Preliminary/3rd Review-Rte 309 - A motion was made by David C. Najarian and seconded by Thomas C. Creighton to grant preliminary approval subject to meeting conditions on NPDES, Declaration of Covenants for drainage improvements and improvements agreement. Motion carried unanimously. Elaine J. Peter #07-09 4 Lot Major Subdivision Final/3rd review-7001 Flint Hill Rd., NT. A motion was made by David C. Najarian and seconded by Thomas C. Creighton granting final approval. Motion carried unanimously. Miller Rd. Farms LLC #07-06, 5 Lot Major Subdivision Preliminary/2nd Review-7103 Flint Hill Rd., NT. A motion was made by David C. Najarian and seconded by Thomas C. Creighton granting preliminary approval subject to meeting conditions on NPDES, Declaration of Covenants and improvements agreement. Motion carried unanimously. Springfed Farm East (Scully) #08-03, 3 Lot Minor Subdivision-Final/2nd review-Bausch & Bachman Rds., NT. A motion was made by David C. Najarian and seconded by Thomas C. Creighton to grant conditional final approval based on meeting Road fees/REC fees/sewage planning module. Motion carried unanimously. Wisser Extension A motion was made by Thomas C. Creighton and seconded by David C. Najarian granting an extension through August 15, 2008. Motion carried unanimously.

AG Security: A motion was made by David C. Najarian and seconded by Thomas C. Creighton to accept the Proposal-Eric W. Daniels & William P. Daniels - 7753 Springhouse RD. NT - SS Springhouse Rd. NT - WS Fort Everett Dr. NT (3 lot parcels) and Proposal-Timothy R. Ruch & Kathy L. Ruch - 1142 Highland Ave. Abinton, PA 19001 (1 lot parcel) into the Agricultural Security Area. Motion carried unanimously. This will be passed by resolution 180 days from the time the motion to accept the parcel into the Ag Security.

Madison Park North: Kevin Deppe has not received word on the grant yet. Mel Charles asked the BOS if they felt the township could support the playground if the grant fell through. Dave Najarian stated that he felt they could.

Reinsel Kuntz Leshner: Larry Shaub, representative from Reisel Kuntz Leshner was present to review the complete 2007 Audit. Mr. Shaub noted that there was an increase of \$197,000.00 in total cash balance as compared to the previous year. Larry Shaub also noted that RKL uses a state form to perform the audit which is based on a cash basis. Dave Najarian asked Mr. Shaub if he could send him a comparison of the last 2 years audit, which RKL has performed. The audit includes the tax collection information. A separate audit will be done in June on the Tax Collector. Elected auditor, Bob Hamm asked Mr. Shaub why the audit was not complete and advertised by March 10th. Larry Shaub stated that according to his information, the March 10th deadline applied to the Elected Auditors only. Larry Shaub will make a note, that if RKL is hired again next year to do the 2008 audit, they will have it complete and advertised by March 10th. Mel Charles asked Larry Shaub about a 5 year plan for the township. Mr. Shaub stated the RKL would be able to help with a 5 year plan.

Bid Opening: Bids were opened for Stone & Bituminous materials, but tabled until later in the meeting.

Park Report: *Richard Matthias, Park Manager, reported for the month of March:* 1 - Picked up branches & removed a downed tree at back end of park. 2 - Picked up branches. 3 - Checked the band shell for water coming in around bottom of building. 4 - Spread fertilizer and lime on soccer field, in front of band shell and west end of new pavilion. 5 -Caulked around band shell to stop water leaks. 6 - Put plaques on benches. 7 - Started to cut trees that fell down in front of park. 8 - Cut two large trees that fell across hiking trail. 9 - Helped Dave Wright pull wires for flag pole and lights in front end of park and for well. Mel Charles had concerns about the well water in the front of the park. Mel stated the water should be tested for the quality of drinking water. Richard Matthias stated that the well will be tested. Richard Matthias also brought up the concern for a building to house equipment at the park. There had been discussion on closing in part of the old pavilion or possibly erecting a pole building elsewhere in the park. The BOS directed Richard Matthias to ask the RAC for their comments on the issue. Richard Matthias will report back to the BOS at the next meeting on May 8, 2008.

Road Report: *Bruce Raber, Road master, reported for the month of March:* 1 - Tree trimming on Red Road and have completed tree trimming for the season. 2 - Plowed snow, salted & cindered roads. 3 - Filled pot holes on black top

roads. 4 - Opened pipes with backhoe and by hand. 5 - Started cleaning out gutters and cutting shoulders on dirt roads and built them up where needed. 6 - Sweeping intersections and roads where needed. *Anticipated work for April:* 1 - Continue cleaning gutters and cutting shoulders on dirt roads. 2 - Start cutting shoulder's on black top roads that are to be shoulder paved and oiled and chipped. 3 -Crack seal roads. Bruce Raber informed the BOS that at the last 6 township meeting held on March 10, 2008, each Roadmaster was going to have one member from their board appointed to be able to make a decision to purchase equipment up to \$10,000.00, for the COG. Appointing this board member would allow each township to at least give the ok that they would be willing to be included in whatever the purchase may be. The proper procedures would then have to be followed in order to make the purchase. Lynn Township did not appoint a board member. Bruce Raber also addressed the BOS that he has looked at paver with the Roadmaster from Heidelberg Township, Kevin Huber. The total cost of the paver is \$3,250.00, which would be \$1,625.00 per township. The BOS agreed to the purchase but stated that a resolution between Heidelberg and Lynn Township should be done. Bruce Raber also noted that he purchase a 20 ton hydraulic floor jack at the cost of \$112.00. Bruce Raber had repairs done to the jack at the cost of \$697.00. Bids were opened and read for Stone & Bituminous materials. The following list represents the bids from each company:

Open Bids	2008 Road Materials			Line Paint	300 Ton #67	300 Ton #57	500 Ton	2,500 Ton #8	600 Ton	
Company				105,600 LF	Stone,1% LBW	Stone, 2%	#2A Stone	Stone,1% LBW	#1 Stone	
Lehigh Asphalt Paving & Const. Co.			FOB			\$8.95	\$ 7.40	\$10.75	\$8.50	
			Total			\$2,685.00	\$3,700.00	\$26,875.00	\$5,100.00	
			Delivered			\$13.35	\$11.80	\$15.15	\$12.90	
			Total			\$4,005.00	\$5,900.00	\$37,875.00	\$7,740.00	
Eastern Industries, Inc.			FOB		\$10.20	\$8.70	\$6.60	\$11.00	\$8.00	
			Total		\$3,060.00	\$2,610.00	\$3,300.00	\$27,500.00	\$4,800.00	
			Delivered		\$15.12	\$12.97	\$11.85	\$15.28	\$12.28	
			Total		\$4,536.00	\$3,891.00	\$5,925.00	\$38,200.00	\$7,368.00	
Slatedale Aggregate Mat.			FOB							
			Total							
			Delivered							
			Total							
Berks Products Corp			FOB			\$9.00	\$5.95			
			Total			\$2,700.00	\$2,975.00			
			Delivered			\$16.84	\$13.79			
			Total			\$5,052.00	\$6,895.00			
A1 Traffic Control Product			UNIT PRICE	.0755						
			Total	\$7,972.80						
Interstate Rd. Management			UNIT PRICE	.0715						
			Total	\$7,550.40						
Open Bids	2008 Road Materials									
					500 Ton	5,000 Ton	500 Ton	900 Ton	900 Ton	200 Ton
Company					#10 Stone	2RC	Type 2	9.5 mm	19.0 mm	25.0 mm
							Anti-Skid	Superpave	Superpave	Superpave
Lehigh Asphalt Paving & Const. Co.			FOB		\$7.40	\$8.50		\$48.46	\$45.21	\$47.46
			Total		\$37,000.00	\$4,250.00		\$43,614.00	\$40,689.00	\$9,492.00
			Delivered		\$11.80	\$12.90				
			Total		\$59,000.00	\$6,450.00				
Eastern Industries, Inc.			FOB		\$5.00	\$7.65		\$49.75	\$46.75	\$43.25
			Total		\$25,000.00	\$3,825.00		\$44,775.00	\$42,075.00	\$8,650.00
			Delivered		\$9.28	\$11.58				
			Total		\$46,400.00	\$5,790.00				
Slatedale Aggregate Mat.			FOB		\$5.00					
			Total		\$25,000.00					

			Delivered		\$9.00			
			Total		\$45,000.00			
Berks Products Corp.			FOB	\$8.00	\$5.55			
			Total	\$4,000.00	\$27,750.00			
			Delivered	\$15.84	\$13.39			
			Total	\$7,920.00	\$66,950.00			

Open Bids	2008 Road Materials			300 Ton	150 Ton	100 Ton	400 Ton
				9.5 mm Superpave	Cold Patch 484	UPM Permanent Coldpatch	B-1 Sand
Lehigh Asphalt Paving & Const. Co.				FOB	\$41.97	\$66.00	\$9.75
			Total	\$12,591.00	\$9,900.00		\$3,900.00
			Delivered				\$14.15
			Total				\$5,660.00
Eastern Industries, Inc.				FOB	\$48.75	\$70.00	\$10.75
			Total	\$14,625.00	\$10,500.00	\$9,200.00	\$4,300.00
			Delivered				\$16.00
			Total				\$6,400.00
Slatedale Aggregate Mat.				FOB			
			Total				
			Delivered				
			Total				

Heating Oil/Diesel Fuel Results

MAXIMUM MARK-UP
OVER BIDDER'S COST AT
TIME OF DELIVERY

Horwith Fuel Oil

.15 (cents)

Bids were not accepted or awarded at the April 10th meeting. Bids will be accepted and awarded at the May 8, 2008 meeting.

Ordinance: Vacating Hummingbird Lane, St. Peter & possibly Boyer Court. The BOS directed Kevin Deppe to send letters to all those who would be affected by this ordinance.

Berger Recycling: Kevin Deppe will have a proposal from Berger by the next meeting.

Act 537: None

Traffic Plan: The BOS agreed to send the Traffic Plan and draft resolution to the PC for their review.

AARC: Kermit DeLong received letters of engagement from Blake C. Marles and Maxwell E. Davison. Dave Najarian objected to using Blake Marles. Dave Najarian stated that the AARC should be sent to the PC for them to present recommendations. Tom Creighton asked Kevin Deppe to get a copy of the ordinance for the AARC that has been established in Carbon County, Mahoney Township. Kermit DeLong asked Dave Najarian why he was against the AARC. Dave Najarian stated that he was not against it but wants to make sure the proper channels are followed. Tom Creighton asked Kermit DeLong if he objects asking the PC what they recommended as a density incentive for having an AARC. Kermit DeLong stated he had no objections. A motion was made by Thomas C. Creighton and seconded by Kermit E. DeLong authorizing Kermit DeLong to meet with Maxwell Davison and to engage in a creation. David C. Najarian voted no.

Lynnport Fire Co.: Kermit DeLong questioned Dave Najarian, treasurer for Lynnport Fire Co., if the fire co. is still having financial difficulties. Dave Najarian stated that he will have a representative from the Lynnport Fire Co. attend the next meeting to discuss the issue further.

Amusement Tax: Kevin Deppe reviewed the current ordinance. Tammy M. White will compile a list of those whom have paid in 2007. The Amusement Tax will be discussed further at the next meeting.

Cable Franchise: Solicitor, Ed Healy stated that he is working with Gary Day and then will send to BRCTV. The issue will be discussed at the next meeting.

Policy Handbook: Dave Najarian and Kermit DeLong reviewed the policy handbook and have returned their suggestion to Kevin Deppe. Tom Creighton said he had no changes. Kevin Deppe will compile a list of the revision and will discuss it at the next meeting.

Internet: A motion was made by David C. Najarian and seconded by Thomas C. Creighton to accept the bid from Wayne Kessler, President of Kessler Freedman, Inc. in the amount of \$1,900 for the first year, to design, host and maintain the townships website for the first year. Motion carried unanimously. Dave Najarian will contact Mr. Kessler.

Saldo/ZO Amendments- 1 - SALDO/ZO amendments to require proof of ownership interest / 4 - Proposed Zoning Ordinance Change. Solicitor, Ed Healy prepared an amendment to SALDO/ZO that requires a proof of equitable interest in the land prior to ZHB and PC and has sent it to Kevin Deppe. More discussion at the next meeting. **2 - SALDO amendment for property description on new lots.** This issue was tabled until the next meeting. **3 - EAC-GIS revision to SALDO.** This issue was tabled until the next meeting. **5 - EAC-Implement MPC articles IV and V-A.** Mel Charles stated that a traffic study should be done. Tom Creighton asked Kevin Deppe if he ordered the computer for the GIS system. Kevin Deppe informed the BOS that he has looked into the items needed but has not yet placed an order. Kevin Deppe stated that he wants to consult with Mike, from Lehigh Technical Services before he places the order.

Miscellaneous: A motion was made by David C. Najarian and seconded by Thomas C. Creighton authorizing a donation in the amount of \$250.00 to the Rural Preservation Association of Northwester Lehigh County in consideration allowing us to use their facilities. Motion carried unanimously. Kermit DeLong also noted that the SPCA will not come out and pick up stray animals, you need to call the Dog warden and they will then take them to the SPCA. A motion was made by Thomas C. Creighton and seconded by Kermit E. DeLong rejecting Blake Marles letter of engagement and sending a letter of thank you. Motion carried unanimously.

Public Comment: None

Announcements: The great Lehigh County Cleanup, Sat. April 19, 2008 contact Virginia Savage @ 610.782.3809 for more info.

Adjournment: A motion was made by David C. Najarian and seconded by Thomas C. Creighton to adjourn the meeting. Motion carried unanimously. Meeting adjourned at 9:20 pm.

As of April 30, 2008

Account	Balance
General Fund	366,031.84
Capital Reserve	446,092.22
Zoning/Subdivision	48,524.34
HLLW COG	35,584.91
State Road	207,747.50
Street Light	997.54
Park	2,756.31
Recreation	26,720.33
Shade Tree	2,372.33
Total	1,136,827.32

Apr 1, 08

Income-General Fund

360 · Gen. Govt. Charges for Services

361 · General Government

361.100 · General Contractor Registration	75.00
361.87 · Sale of Maps & Publications	20.00
361.88 · Copy Fee	0.50
361.94 · Misc. Billing	100.00

Total 361 · General Government 195.50

362 · Public Safety

362.40 · Protective Inspection Fees

362.41 · Building Permit

362.41B · BLDG/Alter/Repair Permit	994.00
362.41D · Driveway Permit	75.00
362.41F · Building Permit Filed	400.00
362.41N · Re-inspection	150.00
362.41P · Pool/Hot Tub/Spa Permit	54.00
362.41R · Renew BLDG, Zone, Plumb	100.00
362.41S · Accessory Struc < 1000 ft	165.00

Total 362.41 · Building Permit	1,938.00
362.42 · Electrical Permit	248.00
362.43 · Plumbing Permit	<u>129.00</u>
Total 362.40 · Protective Inspection Fees	2,315.00
362.98 · Sign Permit	30.00
362.99 · Logging/Timber Harvest	<u>200.00</u>
Total 362 · Public Safety	2,545.00
364 · Sanitation	
364.30 · Solid Waste Collection/Disposal	<u>468.00</u>
Total 364 · Sanitation	<u>468.00</u>
Total 360 · Gen. Govt. Charges for Services	<u>3,208.50</u>
Total Income	3,208.50
Expense	
400 · General Government	
406 · Other General Govt. Admin	
406.34 · Advertising	<u>355.38</u>
Total 406 · Other General Govt. Admin	355.38
409 · General Government Bldg&Plants	
409.37 · Repairs and Maint.	<u>142.79</u>
Total 409 · General Government Bldg&Plants	<u>142.79</u>
Total 400 · General Government	498.17
420 · Health and Human Services	
426 · Gen Gov Recycling Col & Dis	
426.44 · Sanitation Services	<u>673.41</u>
Total 426 · Gen Gov Recycling Col & Dis	<u>673.41</u>
Total 420 · Health and Human Services	673.41
430 · Public Works Hwy,Rds,Streets	
438 · Road/Bridge Maint. and Repair	
438.98 · Twp. paid road maint mat.	<u>42.00</u>
Total 438 · Road/Bridge Maint. and Repair	<u>42.00</u>
Total 430 · Public Works Hwy,Rds,Streets	<u>42.00</u>
Total Expense	<u>1,213.58</u>
Net Income	<u>1,994.92</u>

Apr 08

Income-Street Light Fund	
392 · Interfund Operating Transfers	
392.01 · Transfer from General Fund	<u>1,275.00</u>
Total 392 · Interfund Operating Transfers	<u>1,275.00</u>
Total Income	1,275.00
Expense	
434 · Street Lighting	
434.36 · Street Lighting Electric	<u>747.59</u>
Total 434 · Street Lighting	<u>747.59</u>
Total Expense	<u>747.59</u>
Net Income	<u>527.41</u>

Apr 08

Income-LFF	
355 · LFF State Shared Revenue	
355.02 · Motor Vehicle Fuel Taxes	<u>205,551.23</u>
Total 355 · LFF State Shared Revenue	<u>205,551.23</u>
Total Income	205,551.23

Expense	
430 - LFF Public Works	
438 · Maint./Repair Roads & Bridges	385.86
Total 430 · LFF Public Works	385.86
Total Expense	385.86
Net Income	205,165.37
	<u>Apr 08</u>
Income-Recreation Fund	
341.01 · Interest on Checking	9.54
367.99 · Rec Fee from Subdivision	3,000.00
Total Income	3,009.54
Expense	0.00
Net Income	3,009.54
	<u>Apr 08</u>
Income-Subdivision Escrow Fund	
341.001 · Interest Earnings/Heintzelman	159.06
Total Income	159.06
Expense	0.00
Net Income	159.06
	<u>Apr 08</u>
Income-Park Fund	
342.59 · Rental of Park Facilities	700.00
387 · Contributions and Donations	125.00
Total Income	825.00
Expense	
454 · Parks	
454.25 · Repairs & Maintenance Supplies	4,980.56
454.28 · Park Equipment	1,127.00
454.36 · Public Utilities	25.80
454.38 · Rental	76.00
454.99 · Signs	64.04
Total 454 · Parks	6,273.40
Total Expense	6,273.40
Net Income	-5,448.40
Total Income (all accounts)	214,028.33
Total Expense (all accounts)	8,620.43
Net Income(all accounts)	205,407.90

Respectfully Submitted,

Tammy M. White
 Tammy M. White
 Secretary/Treasurer