

**Board of Supervisors**  
**Thursday, September 10th, 2009 @ 6:30 PM**  
**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., Member Thomas C. Creighton III, Zoning Officer/Township Manager Kevin N. Deppe, Secretary/Treasurer Tammy M. White, Solicitor Marc Fisher, NW Press reporter Ken Petrini, and approximately 42 citizens.

**Pledge of Allegiance:** The Pledge of Allegiance was conducted.

**Public Comment:** (1) Resident, Tim Noctor expressed his concerns about the play ground equipment that has been erected in the tot-lot. Mr. Noctor's property is adjacent to the tot-lot and he is not happy to see the swing set on the opened field and would hope that no more equipment is erected. Kermit DeLong stated that at this time, the swing set is the only equipment to be installed. Kermit DeLong also noted that the dead trees located on the Tot-Lot will be removed. (2) Resident, Rob Sadler offered the BOS details as to the dimensions of regulation Horseshoe Courts. (3) Resident and Treatment Plant operator, Donald Christ stated that he is very upset with the BOS decision not to move forward with the AQC-OD. Mr. Christ noted that all the cost for the facilities upgrade will be the full responsibility of the current users and the majority of the current users cannot afford to pay rates that may be triple of what they are paying now.

**Accept the Minutes and Direct the Treasurer to pay the bills:** A motion was made by Thomas C. Creighton and seconded by Kermit E. DeLong to accept the minutes from 08/13/09 BOS meeting as well as the minutes from the joint PC/BOS meeting from 08/18/09. Motion carried unanimously. A motion was made by Thomas C. Creighton and seconded by Kermit E. DeLong to direct the treasurer to pay the bills. Motion carried unanimously.

**Park Report:** Richard Matthias, Park Manager, reported for the month of August: (1) Planted tree & installed park bench donated in memory of Ian Beecher. (2) Worked on watering tank to increase the flow and cut down on loading time. (3) Installed a new pressure switch on the pump for the front well. (4) Spread ground in the field. (5) Filled the water bags on the trees (3) times. (6) Removed left over mulch from the grassy area. (7) Dug out rocks in the hiking trail. (8) Removed a tree that fell down over the hiking trail. (9) Cement the swing frame in the Tot-Lot. (10) Put up handi-cap sign by the new pavilion. (11) Helped road crew with paving project of front entrance to park. (12) Lubricated the lock at the transfer station. a.) Kevin Deppe confirmed that the trees marked in Ontelaunee Park will be topped by Tamarack to remove all the dead tops at no charge.

**Road Report:** Bruce Raber, Roadmaster, report for the months of July: (1) Half way completed with shoulder mowing. (2) Swept intersections. (3) Installed two new pipes. (4) Working on dirt roads. (5) Hauled 15 loads of shale to park. (6) Changed oil & filters on some equipment and trucks. Report for the months of August: (1) Working on dirt roads due to heavy rains. (2) Worked 3 days at the REC fields setting up for night in the Country. (3) Paved park entrance. (4) Replaced road name signs. (5) Mowed shoulders of roads. (6) Completed a 7 ton paving job on German's corner road where pipe was replaced. Anticipated work for September: (1) Work on dirt roads. (2) Patch pot holes on black top roads. (3) Continue shoulder mowing. (a) Kermit DeLong asked how the roads look going into winter and Bruce Raber stated that the roads were good.

**Policy for Fire Protection:** Solicitor, Marc Fisher addressed the issue regarding a policy for fire protection so that there is no misunderstandings. Marc Fisher stated that a policy should be in writing for employee's who are volunteers in emergency services and to also make sure of proper insurance coverage in the event of an injury or claim. It is the BOS discretion whether the policy would allow for payment of a township employee during services to an emergency call. Both board members present, Kermit E. DeLong and Thomas C. Creighton were in favor of paying an employee for emergency services during regular business hours. Resident and Fire Chief from New Tripoli Fire Co., Dennis Snyder stated that he wanted to let the public know that he felt that the person responsible for all this commotion was not present at the meeting. Marc Fisher reiterated by stating again that it is better to have a policy & proper coverage. Dennis Snyder noted that the fire company does have coverage for its volunteers. Kevin Deppe added that until the policy is drafted and put into affect, nothing will change. All employees' of Lynn Township who volunteer in any capacity of emergency services, which respond to a call during working hours will be paid their wages. Kevin Deppe also added that the policy is to protect the township and the employee (s) who is responding to a call. It was also discussed if regular employees could be pulled in the event a fire company would be short handed. Dennis Snyder stated that all volunteers need to be certified but in the event of a severe situation they may pull volunteers but they would be limited to what they would be able to do. Lynnport Fire Co. responded that usually someone is in the area during the day if a call comes in. New Tripoli fire fighter, Donald Christ referred to the second class township book to section 607 regarding the duties of supervisors which states that the supervisors are to ensure sound fiscal management and to secure the health, safety and welfare of the citizens of the township. Kevin Deppe stated that section 607 of the second class township has nothing to do with the policy for employees. It was also suggested that each fire chief could submit a statement to the township when a township employee performs volunteer duties during working hours. Richard Matthias stated that it would be difficult for the fire chiefs, and extra paper work, to report the exact times that a volunteer reported to duty. Assistant Fire Chief from



Germansville Fire Co., Randy Metzger, also agreed with Richard Matthias. New Tripoli Fire Chief, Dennis Snyder thanked all the fire companies for coming to the meeting. Dennis Van Allen thanked the BOS for looking at the policy with common sense and commended them for doing the right thing. Randy Metzger also thanked the BOS as Asst. Fire Chief of Lynnport and a resident. Mr. Metzger added that he wished Mr. Najarian was here so he could speak his mind. Mr. Metzger also asked the BOS to forward Lynn Townships policy to other surrounding townships when complete and adopted. Kevin Deppe stated that he had called all surrounding townships to see if they had a policy in affect and Washington Township was the only township to have a policy in affect. State Representative, Gary Day stated that he has received phone calls in support of the fire companies. Gary Day stated that currently there is a bill on the floor for a tax credit to volunteer fire fighters. Gary Day stated that an ordinance should be drafted stating the emergency services issue. Marc Fisher confirmed that it is a policy not an ordinance. *A motion was made by Kermit E. DeLong and seconded by Thomas C. Creighton to authorize Marc Fisher to draft a policy for emergency personnel and that any employee of Lynn Township, who is a volunteer, needs to be certified and to have the policy allow for payment to the employee in the event a call is during working hours. Motion carried unanimously.* Marc Fisher will have the policy prepared prior to the next BOS meeting and will forward the draft to Kevin Deppe.

**No Kill Lehigh Valley:** Kevin Deppe reported that he has not been contacted by the No Kill Lehigh Valley. *A motion was made by Kermit E. DeLong and seconded by Thomas C. Creighton to table the issue until further information is received. Motion carried unanimously.*

**Trick or Treat Night:** *A motion was made by Thomas C. Creighton and seconded by Kermit E. DeLong to schedule Trick or Treat Night for Lynn Township on Saturday, October 31, 2009 from 6pm to 8pm. Motion carried unanimously.* No rain date was set.

**Weed Ordinance:** Public comment was offered with no response. *A motion was made by Thomas C. Creighton and seconded by Kermit E. DeLong to adopt Ordinance 2009-03; AN ORDINANCE OF THE TOWNSHIP OF LYNN, LEHIGH COUNTY, PA, REGUALTING BRUSH, GRASS AND NOXIUS WEEDS, DEFINIGN VIOLATIONS, AND PROVIDING PENALTIES. Motion carried unanimously.*

**Miscellaneous:** (1) State Route 863- Speed Limit Study regarding a reduction in the existing speed limit. The Department of Transportation requires a letter from Lynn Township stating that the township will agree to pay for speed limit signs before DOT moves forward with the speed study. *A motion was made by Kermit E. DeLong and seconded by Thomas C. Creighton to send a written agreement to the PA Department of Transportation stating the Lynn Township will accept responsibility for the purchase and erection and maintenance of the appropriate speed limit signs upon completion of the speed study. Motion carried unanimously.* (2) A request was received from Nathan Hunsicker and Lauren Zubey requesting an additional hour to their park rental on July 3, 2010 until 11:00 pm allowing them ample time for clean up following their wedding reception. *A motion was made by Kermit E. DeLong and seconded by Thomas C. Creighton allowing the additional hour of requested time on July 3, 2010 for the Hunsicker/Zubey wedding. Motion carried unanimously.* (3) Richard Matthias stated that he was asked about having a Haunted Halloween Trail in Ontelaunee Park. The BOS were not in agreement with having a Haunted Halloween Trail. Richard Matthias stated that he will relay the message.

**Public Comment:** (1) Eric Schellhamer, Chairman of the Lynn Township Sewer Authority, stated that with the upgrade and moving forward with the expansion of the sewer plant, they're looking at a huge number and noted that he is frustrated with what the users are going to have to pay due to the fact that the BOS decided not to move forward with the AQC-OD. Kermit DeLong added that it will affect all the townships because the school's rates will triple as well. (2) Resident, Richard Metzger stated that he was in agreement with Donald Christ's and Eric Schellhamer's comments regarding the upgrade to the sewer plant and its increase in sewer rates.

**Announcements:** (1) Household Hazardous Waste Water Program - Saturday, October 17, 2009 & Saturday, April 24, 2010; 8am to 2pm @ The Lehigh County Authority Wastewater Plant. (2) Pioneer Day is scheduled for Saturday, October 3, 2009.

**Adjournment:** *A motion was made by Thomas C. Creighton and seconded by Kermit E. DeLong to adjourn the meeting. Motion carried unanimously.* Meeting adjourned at 7:22 pm.

**As of September 30, 2009**

Account	Balance
General Fund	469,281.55
Capital Reserve	461,132.40
Zoning/Subdivision	10,084.32
HLLW COG	41,948.31
State Road	18,087.71
Street Light	4,583.97
Park	28,667.30
Recreation	25,309.62
<b>Total</b>	<b>1,059,095.18</b>

Sep 09

Income-General Fund

301 · Real Property Taxes	
301.10 · Real Estate Tax-Current	3,087.34
301.40 · Delinquent RE Tax-Tax Claim	168.58
301.60 · Real Estate Tax-Interim-Current	22.61
Total 301 · Real Property Taxes	3,278.53
310 · Local Tax Enabling Act	
310.10 · Real Estate Transfer Tax	1,932.45
310.20 · Earned Income Tax	
310.21 · Earned Income Tax-Current	47,834.25
Total 310.20 · Earned Income Tax	47,834.25
310.60 · Amusement /Admissions Tax	2,309.76
Total 310 · Local Tax Enabling Act	52,076.46
331 · Fines	
331.10 · Court - Magistrate	156.78
Total 331 · Fines	156.78
342 · Interest, Rents & Royalties	
342.53 · Royalties from Cell Tower Rent	1,100.00
Total 342 · Interest, Rents & Royalties	1,100.00
355 · Shared Revenue & Entitlements	
355.06 · Suppl State Pension Assistance	28,152.12
355.99 · Fire Relief Account	27,254.97
Total 355 · Shared Revenue & Entitlements	55,407.09
356 · State Payments in Lieu of Taxes	
356.02 · Game Commission	1,992.66
Total 356 · State Payments in Lieu of Taxes	1,992.66
360 · Gen. Govt. Charges for Services	
361 · General Government	
361.87 · Sale of Maps & Publications	3.00
361.92 · Electrical Registrations	50.00
361.94 · Misc. Billing	61.75
Total 361 · General Government	114.75
362 · Public Safety	
362.40 · Protective Inspection Fees	
362.41 · Building Permit	
362.41D · Driveway Permit	225.00
362.41F · Building Permit Filed	600.00
362.41N · Re-inspection	50.00
362.41R · Renew BLDG, Zone, Plumb	125.00
362.41S · Accessory Struc < 1000 ft	220.00
Total 362.41 · Building Permit	1,220.00
362.44 · Sewage Permits (SEO Fees)	180.00
Total 362.40 · Protective Inspection Fees	1,400.00
362.98 · Sign Permit	10.00
362.99 · Logging/Timber Harvest	200.00
Total 362 · Public Safety	1,610.00
364 · Sanitation	
364.30 · Solid Waste Collection/Disposal	1,811.70
Total 364 · Sanitation	1,811.70
Total 360 · Gen. Govt. Charges for Services	3,536.45
395 · Refunds of Prior Yr Expenditure	
395.99 · Refunds of Prior Year Exp.	1,093.75



Total 395 · Refunds of Prior Yr Expenditure	1,093.75
<b>Total Income</b>	<b>118,641.72</b>
<b>Expense</b>	
400 · General Government	
400.00 · Legislative (Governing) Body	
400.05 · Supervisor Salaries	413.79
Total 400.00 · Legislative (Governing) Body	413.79
403 · Tax Collection	
403.16 · Commission Paid as Compensation	9,920.05
Total 403 · Tax Collection	9,920.05
404 · Solicitor/Legal Services	1,031.92
405 · Secretary/Clerk	
405.12 · Salary Township Secretary	2,023.34
Total 405 · Secretary/Clerk	2,023.34
406 · Other General Govt. Admin	
406.12 · Salary Full Time Staff	1,943.18
406.21 · Office Supplies	101.14
406.32 · Communication - Phone/Wireless	528.27
406.48 · Internet Fees/Web Design	35.00
406.99 · Payroll	220.91
Total 406 · Other General Govt. Admin	2,828.50
408 · Engineering Services	
408.99 · Township engineer	1,327.63
Total 408 · Engineering Services	1,327.63
409 · General Government Bldg&Plants	
409.36 · Public Utility Services (TWP)	334.21
409.44 · Laundry/Other Sanitary Services	561.40
Total 409 · General Government Bldg&Plants	895.61
Total 400 · General Government	18,440.84
410 · Public Safety	
411 · Fire	
411.99 · Fire Company - Miscellaneous	27,254.97
Total 411 · Fire	27,254.97
412 · Ambulance/Rescue	
412.99 · Ambulance/Rescue Expenses	58.11
Total 412 · Ambulance/Rescue	58.11
413 · Code Enforcement	
413.31 · Code enforcement pro. service	1,581.50
Total 413 · Code Enforcement	1,581.50
414 · Planning & Zoning	
414.31 · Professional services	790.00
414.33 · Transportation Costs	390.50
414.99 · Salary Zoning Officer	3,386.22
Total 414 · Planning & Zoning	4,566.72
419 · Other Public Safety	
419.99 · PA One Call	12.75
Total 419 · Other Public Safety	12.75
Total 410 · Public Safety	33,474.05
420 · Health and Human Services	
426 · Gen Gov Recycling Col & Dis	
426.15 · Transfer/Recycle Salaries	310.38
426.44 · Sanitation Services	835.38
Total 426 · Gen Gov Recycling Col & Dis	1,145.76

Total 420 · Health and Human Services	1,145.76
430 · Public Works Hwy,Rds,Streets	
437 · Repair of Tools & Machinery	
437.99 · Truck Repair	1,968.78
Total 437 · Repair of Tools & Machinery	1,968.78
438 · Road/Bridge Maint. and Repair	
438.14 · Salaries for Road Maint	8,361.09
438.25 · Repairs & Maint Supplies	318.61
438.38 · Road/Bridge-Rental of Machinery	403.38
438.99 · Truck Fuel	1,913.00
Total 438 · Road/Bridge Maint. and Repair	10,996.08
Total 430 · Public Works Hwy,Rds,Streets	12,964.86
450 · Culture-Recreation	
452 · Participant Recreation	
452.15 · Participant Recreation - P/T	714.34
Total 452 · Participant Recreation	714.34
454 · GF Parks	
454.12 · Parks full time staff (GF)	1,987.95
454.15 · Parks part time staff (GF)	827.32
454.31 · Parks Professional services	8,608.17
Total 454 · GF Parks	11,423.44
Total 450 · Culture-Recreation	12,137.78
480 · Misc. Expense	
481 · Employer paid Taxes	
481.10 · Employer paid FICA	1,613.99
481.20 · Employer paid Medicare	377.46
481.30 · Employer paid Unemployment Comp	149.33
Total 481 · Employer paid Taxes	2,140.78
487 · Other Group Insurance Benefits	
487.01 · Health Insurance	9,023.69
487.02 · Life Insurance	37.50
Total 487 · Other Group Insurance Benefits	9,061.19
489 · All other unclassified Expenses	
489.99 · EE withholding taxes	5,563.67
Total 489 · All other unclassified Expenses	5,563.67
Total 480 · Misc. Expense	16,765.64

Total Expense	94,928.93
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Net Income	23,712.79
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Sep 09

Income-Light Fund

383.11 · Street Lighting Tax	177.93
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Total Income	177.93
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Expense

434 · Street Lighting	
434.36 · Street Lighting Electric	763.94

Total 434 · Street Lighting	763.94
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Total Expense	763.94
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Net Income	-586.01
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Sep 09

Income-HLLW COG Fund

342.40 · Rent of Machinery and Equipment	935.72
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Total Income	935.72
Expense	0.00
Net Income	<u>935.72</u>
	<u>Sep 09</u>
Income-REC Fund	
341.01 · Interest on Checking	5.37
Total Income	5.37
Expense	0.00
Net Income	<u>5.37</u>
	<u>Sep 09</u>
Income-Escrow Fund	
361 · General Government	
361.96 · Subdivision Escrow Deposit	615.00
Total 361 · General Government	615.00
Total Income	615.00
Expense	0.00
Net Income	<u>615.00</u>
	<u>Sep 09</u>
Income-Park Fund	
342.59 · Rental of Park Facilities	550.00
Total Income	550.00
Expense	
454 · Parks	
454.25 · Repairs & Maintenance Supplies	1,000.19
454.36 · Public Utilities	11.53
454.38 · Rental	76.00
Total 454 · Parks	1,087.72
Total Expense	1,087.72
Net Income	<u>-537.72</u>
Total Income (all accounts)	120,925.74
Total Expense (all accounts)	96,780.59
Net Income(all accounts)	<u>24,145.15</u>

Respectfully Submitted,

*Tammy M. White*

Tammy M. White  
Secretary/Treasurer