

**REGULAR PUBLIC MEETING
JULY 6 , 2010**

MEMBERS PRESENT

Arthur Murphy, President
Paul Weiss, Vice President
Jerry Batcha, Commissioner
Michael Hudak, Commissioner
Thomas Nolan, Commissioner

OTHERS PRESENT

Jon Hammer, Township Manager
James Broughal, Township Solicitor
Howard Kutzler, Director of Planning and Economic Development
Brian Dillman, Pidcock Associates (Township Engineer)
Doug Bruce, Assistant Township Manager

CALL TO ORDER

Mr. Murphy called the meeting to order at 7:04 p.m.

COURTESY OF THE FLOOR**BARRY ROTH****4323 CHETWIN TERRACE**

Mr. Roth asked that, the next time the St. Luke's Hospital road improvement project is on the agenda, the blueprints of the project be available for public inspection.

Mr. Roth asked whether all related road paving would be finished before the opening of the First Federal Credit Union facility under construction on William Penn Highway. Mr. Kutzler said the project had already received a certificate of use and occupancy from the township. Mr. Kutzler said the roads involved are owned by the state and the developers have been told by the township to take care of any Pennsylvania Department of Transportation issues.

Mr. Dillman said the project's developers are following PennDOT's schedule, not the township's. Mr. Dillman said the township can control the quality of the work on site, but not the schedule, since the roads are owned by the state.

Mr. Kutzler said he would check on the status of the road improvements for the project.

TIM BRADY**CHRISTIAN SPRINGS ROAD**

Mr. Brady asked whether the Board of Commissioners, after hearing presentations at an earlier special meeting, would be taking action tonight on awarding the contract for master planning of the Housenick property.

APPROVAL OF MINUTES

Mr. Batcha suggested one change to the proposed minutes of the June 21, 2010, regular meeting, noting it was Mr. Nolan, and not Mr. Batcha, who had noted a correction to the minutes of the June 7 meeting. Upon motion (Batcha-Nolan), the Board of Commissioners voted unanimously by voice vote to approve the minutes of the regular public meeting of June 21, 2010, as amended by Mr. Batcha.

RESOLUTION

RESOLUTION R042-10 GRANTING THE REQUEST OF FREEMANSBURG AVENUE DEVELOPMENT LP, APPLICANT FOR BIRCHWOOD COMMONS REVISED FINAL LAND DEVELOPMENT PLAN, TO EXTEND THE TIME FOR RECORDING OF THE APPROVED FINAL PLAN.

Mr. Kutzler said it was his department's recommendation to approve the resolution because the development in question had been delayed by the economic recession.

Mr. Weiss said he had no issues about granting the extension, but asked if the developers were close to moving forward on the project. Mr. Kutzler said it seemed like the developers were "working on it" based on recent meetings with the township's staff.

Attorney Joseph Piperato, representing the Township, said they were working on moving forward with the project.

Upon motion (Weiss-Hudak), the Board of Commissioners voted 4-1 by voice vote to adopt Resolution R042-10 granting the request of Freemansburg Avenue Development LP, applicant for Birchwood Commons Revised Final Land Development Plan, to extend the time for recording of the approved final plan. Mr. Batcha was the lone "no" vote.

RESOLUTION

RESOLUTION R041-10 AUTHORIZING THE TOWNSHIP MANAGER TO APPLY TO THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION FOR A GRANT FOR THE BETHLEHEM TOWNSHIP DUI ENFORCEMENT PROJECT.

Mr. Hammer said the resolution was associated with a state grant received annually to fund DUI enforcement in the township.

Mr. Nolan noted the grant application had a deadline of June 30. Mr. Hammer said there would not be a problem with the deadline, assuming the board adopted the resolution tonight.

Upon motion (Nolan-Weiss), the Board of Commissioners unanimously voted voice vote to adopt Resolution R041-10 authorizing the township manager to apply to the Pennsylvania Department of Transportation for a grant for the Bethlehem Township DUI Enforcement Project.

MOTION

A motion authorizing that Dorothy C. Livingston (beneficiary of Robert N. Livingston, deceased participant) is granted a lifetime monthly pension from the Teamsters Pension Fund in the amount of \$394.83 per month, effective July 1, 2010.

Mr. Hammer said the township's actuary had calculated Mrs. Livingston's pension and the board's authorization was needed to formalize the pension.

Upon motion (Batcha-Hudak), the Board of Commissioners voted unanimously by voice vote to approve the motion authorizing that Dorothy C. Livingston (beneficiary of Robert N. Livingston, deceased participant) is granted a lifetime monthly pension from the Teamsters Pension Fund in the amount of \$394.83 per month, effective July 1, 2010.

MOTION

A motion authorizing the township manager to exercise the township's legal rights against the letter of credit for Vineyard Phase 4, if the same is not renewed prior to its expiration date of July 22, 2010.

Upon motion (Batcha-Weiss), the Board of Commissioners voted unanimously by voice vote to approve the motion authorizing the township manager to exercise the township's legal rights against the letter of credit for Vineyard Phase 4, if the same is not renewed prior to its expiration date of July 22, 2010.

MOTION

A motion authorizing the township manager to exercise the township's legal rights against the letter of credit for Vineyard Phase 6, if the same is not renewed prior to its expiration date of July 21, 2010.

Upon motion (Batcha-Weiss), the Board of Commissioners voted unanimously by voice vote to approve the motion authorizing the township manager to exercise the township's legal rights against the letter of credit for Vineyard Phase 6, if the same is not renewed prior to its expiration date of July 21, 2010.

PURCHASE ORDER, BILL, AND CHECK REGISTER APPROVAL

Mr. Hudak asked if the soccer camp related to the first purchase order (P.O. 20101814, SUSC Perugia Grifos/Keystone Athletic) was open to anyone. Mr. Hammer said the answer was "yes."

Upon motion (Hudak-Weiss), the Board of Commissioners voted unanimously by voice vote to approve Purchase Orders No. 1, 3, and 4, as presented (Purchase Order No. 2 had been removed from the agenda prior to the meeting).

OTHER BUSINESS

Mr. Nolan said that, after the presentations made at tonight's special meeting by the two companies being considered for the Housenick property master plan, there was no point in waiting any longer to make a decision on awarding the contract for the work.

Mr. Weiss said he would prefer to wait and think about tonight's presentations before making a decision. Mr. Murphy said he agreed with Mr. Weiss.

Mr. Nolan said the matter should then be placed on the agenda for the board's next meeting.

Mr. Broughal said the board would be meeting in executive session following this meeting to discuss matters involving litigation.

Mr. Nolan said every year the board received a copy of the Bethlehem Area Public Library budget too late to discuss with the township's two representatives on the library's board. He said the Board of Commissioners should set up in advance a budget discussion with the township's library representatives. Mr. Hudak said he supported the idea. Mr. Hammer said he would work to set up such a meeting.

Mr. Nolan said the Two Rivers Council of Governments would be meeting July 21 at the township's municipal building. The meeting was scheduled to include a discussion on hiring a part-time director for the council, he said.

ADJOURNMENT

Upon motion (Weiss-Nolan), the Board of Commissioners voted unanimously by voice vote to adjourn the meeting at 7:23 p.m.