



Allen Township Board of Supervisors

Meeting Minutes October 12, 2021 7:00 P.M.

A General Meeting of the Allen Township Board of Supervisors was held on Tuesday, October 12, 2021 at 7:00 P.M. at the Allen Township Fire Company Building, located at 3530 Howertown Road, Northampton, PA. Mr. Hassler led the audience in the Pledge of Allegiance to the Flag.

1. Roll Call: Present: Gary Behler; Dale Hassler; Carl Edwards (audio only); Gerald Montanari, Sr.; B. Lincoln Treadwell, Jr., Esq; Bruce Frack and Stan Wojciechowski, PE, CME; Ilene Eckhart, Manager.

2. Announcements and/or Actions to Add New Items to Current Agenda: No announcements or additions.

3. Public to be Heard: No comments from the public present.

4. Public Hearings: No Public Hearings.

5. Approval of Minutes: Mr. Behler made a motion to approve the minutes of September 14, 2021; seconded by Mr. Montanari. On the motion, by roll call vote, all Supervisors present voted yes.

6. Reports – All Reports with exception of the Treasurers Report noted as “on file”.

A. Treasurer: Mr. Behler made a motion to approve the Treasurers Report and Pay the bills; seconded by Mr. Frack. On the motion, by roll call vote, all Supervisors present voted yes.

B. Solicitor: On file.

i. Krapf Settlement Agreement and Release: Mr. Treadwell presented the Krapf Settlement Agreement and Release as discussed in prior executive sessions. This agreement has been approved in concept by Attorneys Treadwell and Crotty and Attorney Kratz (attorney for Krapf). Mr. Behler stated although he agreed with the vast majority of the agreement he would like to see a timeframe associated with the agreement and release for the plan - he would like this to be a timeframe just like any other approval (such as five years). Mr. Treadwell indicated the plan is only in concept at this time. Mr. Montanari did not agree with a timeframe. Mr. Hassler stated that the sewer EDU's were purchased for this property so this should not present a problem. Mr. Behler did not agree with page 3, paragraph 2 "Grant of Waivers". He did not feel he could bind a future Board by the granting of "customary or reasonable waivers" - what is the definition of "customary or reasonable"? Mr. Treadwell clarified that this was not a carte blanche waiver it was stating, "to be processed as a preliminary/final plan". Mr. Kratz added the sentence was limited to the submission and processing and further the granting of waivers was for similar developments or phases of developments. Mr. Montanari was concerned that five years was not enough time given the difficulties of the economy. Mr. Montanari thought maybe ten years was better. Mr. Treadwell indicated that the current agreement has no time limit in it at all. Mr. Kratz indicated that his client has agreed to the current draft agreement, which has no timeframe. Mr. Behler was fine with agreement with the explanation provided.

Mr. Behler made a motion to approve the Settlement Agreement between Kay Krapf K&H Investments; seconded by Mr. Montanari. On the motion, by roll call vote, all Supervisors present voted yes.

C. **Engineer:** On file.

i. **JW Development Northampton Business Center - Amended Record Plan:** Bruce Anderson, Pidcock Company was present to address the amended record plan, which addresses the installation of two fire suppression pump buildings and two guard houses. Mr. Behler made a motion to approve the amended record plan for the JW Northampton Business Center showing the guardhouses and fire suppression pump buildings dated July 30, 2021; seconded by Mr. Montanari. On the motion, by roll call vote, all Supervisors present voted yes.

D. **Planning/Zoning/Code Enforcement:** On file.

E. **Road Superintendent/Public Works Leader:** On file.

F. **Fire Company:** On file.

G. **Emergency Management Coordinator:** On file.

H. **Parks:** On file.

J. **Nazareth Council of Government:** On file.

K. **First Regional Compost Authority:** On file.

L. **Stormwater:** On file.

i. **Walker Street Basin MS4 Project:** Ms. Eckhart explained the recent MS4 Audit went very well and requested the Board consider moving ahead with the Walker Street Basin MS4 project. She indicated that the Township Public Works Department would perform most of the work and the Township Engineer, which will save approximately one-half of the cost, would provide oversight. Mr. Behler made a motion to proceed utilizing the Township crew and proceed with the project with the Township Engineer providing oversight; seconded by Mr. Montanari. On the motion, by roll call vote, all Supervisors present voted yes. Mr. Behler added this project would take place on property owned by the Township.

7. **Unfinished Business**

A. **2008 Mack Repairs - Resolution to Repair Issues:** Ms. Eckhart reported she visited with the vendor along with the Public Works Leader on the resolution of the 2008 Mack Repair issues indicating that the invoice was adjusted by approximately \$5,000 related to the turbo issue. She also noted that aftermarket parts were not available for this particular repair. She indicated in the future a list of alternate vendors would be compiled to provide mechanical repairs. Mr. Montanari questioned the warranty associated with the repairs completed by this vendor. Ms. Eckhart indicated she was unsure but a 30-day warranty was provided in the past. Mr. Montanari questioned if this was the final bill and if the truck was inspected. Mr. Montanari recommended that the 30-day warranty should be confirmed with the vendor. Mr. Behler made a motion to pay the bill and fix the truck; seconded by Frack. On the motion, by roll call vote, all Supervisors present voted yes.

B. **Willow Green Manhole Rehabilitation Project - Closeout:** Ms. Eckhart reported the sealing of the manholes has been performed, which was the final item under the contract. Mr. Behler made a motion to closeout the project; seconded by Mr. Frack. On the motion, by roll call vote, all Supervisors present voted yes.

8. **New Business**

A. Request to Legislators to Revise Municipal Planning Code: Ms. Eckhart presented a sample letter spearheaded by the area municipalities (including those in the NAZ COG) requesting legislators to consider writing a similar letter to the Township legislators. Mr. Behler felt that the letter should provide specific points that create inequities to the municipalities in the Municipalities Planning Code, which negatively impact the Township local authority. Mr. Behler made a motion to direct the Planning Commission to work with the Township Manager to develop a letter to send to legislators; seconded by Mr. Edwards. On the motion, by roll call vote, all Supervisors present voted yes.

9. Public to be Heard: No comments from the audience.

There being no further comments or business the meeting adjourned at 7:40 PM.

Respectfully submitted,

Ilene M. Eckhart