

**REGULAR PUBLIC MEETING  
DECEMBER 1, 2003**

- MEMBERS PRESENT** Jerry Batcha, President  
Leonard Hudak, Vice President  
Robert Birk, Commissioner  
Timothy Brady, Commissioner
- MEMBERS ABSENT** Allan Robertson, Commissioner
- OTHERS PRESENT** Thomas Elliott, Township Solicitor  
Jon Hammer, Township Manager  
Doug Bruce, Assistant Township Manager  
Richard Kanaskie, Spotts, Stevens & McCoy - Township Engineers
- CALL TO ORDER** President Batcha called the meeting to order at 7:00 p.m. and led those in attendance in reciting the Pledge of Allegiance to the Flag.
- COURTESY OF THE FLOOR**
- DON WRIGHT  
2815 HOPE RIDGE DR.** Mr. Wright inquired regarding the status of the PennDot tracts on Hope Road and questioned whether the flight patterns for helicopters has changed because every night helicopters are flying over and shaking houses. Mr. Wright was told to contact the FAA concerning flight patterns.
- ADOLPH BUTKYS  
3936 BIRCH DR.** Mr. Butkys inquired regarding agenda item "E". Solicitor Elliott responded that ManorCare Health Services, located on Freemansburg Avenue, has experienced stormwater problems and this agreement will grant permission to them to do grading on Township property to remedy the stormwater problems.
- Mr. Butkys also questioned how the fee schedule for rental of athletic fields and courts was established and advised the Board of Commissioners of a customer service problem he experienced with RCN.
- MARTIN ZAWARSKI  
3717 RANEE ST.** Mr. Zawarski questioned how heavily the Municipal Park's tennis courts are used and suggested that the Board of Commissioners, in the future, consider installing 2 clay courts. Mr. Zawarski noted that the City of Bethlehem presently has clay courts for which reservations are required and non-residents are required to pay a fee for using those courts.
- APPROVAL OF MINUTES** Mr. Brady made the following correction to the first paragraph on page 3 of the November 8, 2003 budget meeting minutes: " Mr. Brady suggested ... *as the fire companies Fire Marshall...*". Mr. Batcha made the following corrections to the second paragraph on page 2 of the November 15, 2003 budget meeting minutes: "Mr. Batcha inquired ...and stated it was his understanding that **4** vehicles would be purchased..." and also requested that the following sentence be added to the end of the paragraph: "***It was agreed upon to purchase 4 vehicles for the police department.***"
- Upon motion (Brady-Birk), the Board of Commissioners voted 4-0 by roll call vote (Mr. Robertson was absent) to approve the minutes of the November 8, 2003 budget meeting as amended and the November 17, 2003 regular public meeting as presented. The November 15, 2003 budget meeting minutes were approved as amended by a 3-0 vote (Mr. Robertson was absent and Mr. Hudak abstained). Mr. Hudak asked that the minutes reflect that he did not vote for the purchase of 4 police vehicles.

**PUBLIC HEARING****ORDINANCE NO. 8-03****AN ORDINANCE AMENDING CHAPTER 18, "SEWERS AND SEWAGE DISPOSAL" OF THE TOWNSHIP OF BETHLEHEM CODE OF ORDINANCES, BY REPLACING IN THEIR ENTIRETY THE EXISTING REGULATIONS OF PART 5, "GENERAL REGULATIONS FOR THE DISPOSAL AND DISCHARGE OF INDUSTRIAL WASTE", WITH NEW REGULATIONS**

Mr. Batcha opened the public hearing for comment and questions from those in attendance. There being no comments or questions from those in attendance or from the Board of Commissioners, upon motion (Birk-Hudak), the Board of Commissioners voted 3-0 by roll call vote (Mr. Brady was not present for the vote and Mr. Robertson was absent) to adopt Ordinance 8-03 as presented, amending Chapter 18, "Sewers and Sewage Disposal" of the Township of Bethlehem Code of Ordinances by replacing in their entirety the existing regulations of Part 5, "General Regulations for the disposal and discharge of Industrial Waste", with new regulations.

**RESOLUTION R111-03****A RESOLUTION AUTHORIZING A FEE SCHEDULE FOR RENTAL OF ATHLETIC FIELDS AND COURTS**

Upon motion (Hudak-Birk), the Board of Commissioners voted 3-0 by roll call vote (Mr. Brady was not present for the vote and Mr. Robertson was absent) to adopt Resolution R111-03 as presented, authorizing a fee schedule for rental of athletic fields and courts.

**RESOLUTION R112-03****A RESOLUTION APPROVING A TEMPORARY LICENSE AGREEMENT WITH MANOR CARE HEALTH SERVICES OF NORTHAMPTON COUNTY, INC.**

Upon motion (Hudak-Birk), the Board of Commissioners voted 3-0 by roll call vote (Mr. Brady was not present for the vote and Mr. Robertson was absent) to adopt Resolution R112-03 as presented, approving a temporary license agreement with ManorCare Health Services of Northampton County, Inc.

**RESOLUTION R110-03****A RESOLUTION AUTHORIZING A POLICY FOR REIMBURSEMENT OF ATHLETIC ASSOCIATIONS**

Mr. Brady suggested that the Board of Commissioners table action on this resolution and that Township staff write a standardized reimbursement policy for all non-profit organizations that receive funding from the Township, including the fire companies.

Upon motion (Brady-Hudak), the Board of Commissioners voted 4-0 by roll call vote (Mr. Robertson was absent) to table Resolution R110-03.

**MOTION****A MOTION OF THE BOARD OF COMMISSIONERS AUTHORIZING THE TOWNSHIP MANAGER TO EXERCISE THE TOWNSHIP'S LEGAL RIGHTS AGAINST THE LETTER OF CREDIT FOR LEHIGH VALLEY HOSPITAL CENTER IF THE SAME IS NOT RENEWED PRIOR TO ITS EXPIRATION DATE OF DECEMBER 6, 2003**

Upon motion (Brady-Hudak), the Board of Commissioners voted 4-0 by roll call vote (Mr. Robertson was absent) to authorize the Township Manager to exercise the Township's legal rights against the Letter of Credit for Lehigh Valley Hospital Center if the same is not renewed prior to its expiration date of December 6, 2003.

**APPROVAL OF PURCHASE ORDERS**

Mr. Batcha announced that P.O. #20033189 for Industrial Communications in the amount of \$3,210.00 has been pulled from the agenda. Upon motion (Brady-Birk), the Board of Commissioners voted 4-0 by roll call vote (Mr. Robertson was absent) to approve all purchase orders as presented with the exception of P.O. #10033189.

**OTHER BUSINESS****POSITION OF POLICE CAPTAIN**

Mr. Hudak stated that the position of Captain was created so that there would be 24-hour supervisory coverage, with the Chief working dayshift, the Captain working nights and filling in during the absence of the Chief. Mr. Hudak questioned why this was not being followed and why both the Chief and the Captain were off at the same time. The Township Manager acknowledged that both the Chief and Captain were off today but this was a special situation and he did not have a problem with them both being off. Mr. Brady stated that there is no resolution that contains language as to who works when and it does not specifically say that the Chief and Captain cannot be off on the same day. Mr. Hudak responded that if this is true then perhaps the resolution should be re-written.

**ADJOURNMENT**

Upon motion (Brady-Birk), the Board of Commissioners unanimously voted by voice vote to adjourn the meeting at 7:25 p.m.

Respectfully submitted,

Judy Todaro  
Recording Secretary