



Wednesday, June 19, 2024

Board of Commissioners AGENDA-MINUTES – 7:00 PM

1. CALL TO ORDER

A. Roll Call

Attendees:

Commissioner Diane Kelly, President
Commissioner Monica Hodges, Vice President
Commissioner Jacob Roth, Assist. Twp. Secretary
Commissioner Tom Johns
Commissioner Chris Peischl
Joseph A. Zator, Twp. Solicitor, Zator Law
Anthony Tallarida, Twp. Engineer, The Pidcock Co.

Tom Petrucci, Township Manager
Herb Bender, Dir. of Twp. Operations
Mike Elias, PW Utility & MS4 Coordinator *
Tricia Dickert, Director of Finance*
Interim Chief Stephen G. Brown, SWT-PD
Dave Manhardt, Director, Community Development Dept.
Chris Strohler, Long-Range Planner, CD Dept.
Gregg Adams, Planner, Community Development Dept.
John Frantz, Fire Marshal, Building Code Official *
Tom Harper, Code Enforcement Program Manager *
Rob Fehnel, IT Projects Manager *
Tracy Fehnel, Exec. Assistant
Laura Harrier, Zoning Officer
Absent* **Attended Virtually ****

2. PLEDGE OF ALLEGIANCE

3. ANNOUNCEMENTS

A. All public sessions of the South Whitehall Township Board of Commissioners are electronically recorded, filed, and posted on the Township’s Website for Public access.

B. Public /Virtual Meeting Rules

C. Board of Commissioners Met in Executive Session on the following dates to discuss legal and personnel Matters: June 19, 2024, prior to the BOC Meeting. (1:50)

4. COURTESY OF THE FLOOR – Public Comment on Non-Agenda Items – NONE.

5. MINUTES

A. June 5, 2024 – Board of Commissioners Meeting Minutes

(2:15) A MOTION was made by Commissioners Roth and Peischl to approve the June 5, 2024, BOC Meeting Minutes as presented. All in favor; none opposed. Vote 5:0; Motion carried.

6. PRESENTATION

A. Gregg Adams, Planner – Community Development Department. Recognition of Retirements. (2:35)

Dave Manhardt, Director, CD Department, explained that last week the Planning Commission celebrated Gregg’s retirement where we reviewed his conditions of approval for retirement, his career statistics with South Whitehall Township, and his lasting legacies at the Township. Mr. Manhardt pointed out that in his 25-year career with the Township, Gregg has never taken a sick day, getting the Ironman Award. Dave went on to say that he feels Gregg’s greatest attribute is his devotion to service. Gregg served in the U.S. Army, and later dedicated himself to serve his local community. Working for local government, one needs to have a certain appreciation for service—and in that regard, Gregg has certainly devoted 25 years of his career devoting himself to the Township of South Whitehall. He thanked Gregg for his service to this

Country, to his local community, and for his 25 years of service to this Community—South Whitehall Township. Congratulations Gregg!

President Kelly said that the Board is so in agreement with Dave’s gratitude and appreciation for Gregg Adams’ service both to our Country and the last 25 years to South Whitehall. At this time, President Kelly presented to Gregg a Distinguished Service Award.

7. ORDINANCES

A. An Ordinance Amending Chapter 336 (Vehicles and Traffic) of the Codified Ordinances of the Township of South Whitehall to Provide for an Additional Parking Zone for Persons with Disabilities and Disabled Veterans and to Provide for Severability, Retention of Rights to Enforce, Repealer and an Effective Date. (9:05)

Herb Bender, Director of Township Operations, explained that Administration is respectfully asking to amend the code CHAPTER 336 (“VEHICLES AND TRAFFIC”), ARTICLE IV (“GENERAL PARKING REGULATIONS”) OF THE CODIFIED ORDINANCES OF SWT TO AMEND SECTION §336-41 (“Handicapped parking zones”).

We were contacted by the Westwood Heights Swim Club located at 1144 N. 38th Street requesting to have two Handicap Parking spaces installed. The reason for this request is to allow Handicap members easier access to the facility. Map enclosed in Board packet, which shows where those signs would be installed if granted permission. When meeting with swim club, Mr. Bender did confirm with them that these would not just be for the swim club, and that anyone with a Handicap license plate or placard could park in those spaces.

Administration is respectfully looking for a motion to amend the current section of Code 336-41 (“Handicapped parking zones”), to send to legal for review, and then for advertising of said draft Ordinance Amendment.

Herb confirmed that there is currently parking in front of the Westwood Heights Swim Club, all around the curb, and on both sides of the street there—the street is 36’ wide.

A MOTION was made by Commissioners Johns and Roth approving request to proceed with advertising of said ordinance. All in favor; none opposed. Vote 5:0; Motion carried.

8. RESOLUTIONS

A. A Resolution of the Board of Commissioners of South Whitehall Township, Lehigh County, Pennsylvania, Authorizing the Township Manager to Execute Professional Services Agreements for the Jordan Valley Open Space Zoning Update not to Exceed \$150,000.00. (11:30)

Dave Manhardt, Director, CDD, explained that earlier this year the BOC authorized us to release a Request for Proposals (RFP) to look at the Jordan Valley Open Space update. Received quotes back and looking to finalize some of those quotes. Looking to build a team of those consultants. Had to modify some of the scopes and now finalizing those details. In order to move this forward more quickly, we are here to ask authorization for the Township Manager to enter Professional Services Agreements up to \$150,000.

Currently, the concepts are to focus on Open Space Preservation, which is the primary goal, while balancing other interests, property rights, etc. We are still developing the ultimate deliverable.

President Kelly thanked Dave Manhardt and Chris Stroehler for preparing this memo, which was very informative and helpful to the BOC.

The Board asked that Staff remind the consultants that they need to get feedback early and often from Township residents, which the consultants may not be used to doing. Mr. Manhardt said he feels that the

Strategy and Communications Plan is really to keep the Community informed as much as possible—in having that open opportunity to submit comments throughout the process. The interaction between the Consultants and residents will not be often, but the interaction would primarily be between Staff and the Residents. Staff will direct the Consultants appropriately.

Staff was also asked that we clearly define “overlay” with residents, so that they know this a very different overlay than what we have had previously. Dave explained that “overlay” is a mechanism in the Municipal Planning Code, so that is why we are using this term here. We may shift direction and use some of the other provisions—overlay may not be a positive connotation.

President Kelly wanted to add that the proposals that were in the packet, included pictures, with accompanying descriptions, which she said would be very helpful to residents to understand as we are working through this process. She thanked Staff for including this information.

A MOTION was made by Commissioners Hodges and Kelly to adopt said resolution authorizing the Township Manager to execute professional services agreements for the Jordan Valley Open Space Zoning Update not to exceed \$150,000. All in favor; none opposed. Vote 5:0; motion carried.

B. A Resolution of the Board of Commissioners of the Township of South Whitehall, Lehigh County, Commonwealth of Pennsylvania, Approving a General Service Agreement between the South Whitehall Township Police Department and Millennium Operations LLC d/b/a Dorney Park and Wildwater Kingdom (16:40)

Township Manager Tom Petrucci explained that SWT and Millennium Operations LLC d/b/a Dorney Park & Wildwater Kingdom have mutually determined an identified need for continued cooperation regarding the use of sworn police officers outlined as follows:

1. Up to two officers needed at identified peak dates/times during the operation of the amusement park complex (including the wet and dry parks). The officers will assist with maintaining the peace and security of DP. These officers would be compensated at the Police Service Extra Duty overtime rate of \$83.17 per hour for all hours worked, as confirmed in the 2024 Schedule of Fees. This arrangement has been in place for the last several years, and this General Service Agreement memorializes that.
2. New for this Year - Up to six officers needed at identified peak dates/times during the operation of the amusement park complex (including the wet and dry parks). The officers will assist by providing traffic control services at the intersection of Hamilton Boulevard and Lincoln Avenue as a dedicated special voluntary/assigned detail. These officers would be compensated at the Holiday Overtime Rate (either Shift 1, Shift 2, or Shift 3) for all actual hours worked.

DP has confirmed their willingness to reimburse SWT for the associated costs as set forth in the General Service Agreement, which is on this evening’s agenda for approval via resolution.

Noted for the record is that when it is special services duty detail for the Park officers, as well as the Traffic Officers, this is a voluntary assignment—they have to volunteer; then the costs are paid by DP. The intent of the new traffic detail is to help assuage the concerns of moving traffic through the intersection, so as to not have the traffic backing up onto 78 creating a safety hazard. 3-4 officers are minimally required to have the traffic control, but 6 officers are optimal.

Agreement has been reviewed by Township Solicitor, as well as the Labor Attorney, and is ready this evening for adoption. DP would then have to sign in order to complete said Agreement.

A MOTION was made by Commissioners Roth and Peischl to adopt said resolution approving a General Service Agreement between SWT-PD and Millennium Operations. All in favor; none opposed. Vote 5:0; motion carried.

C. A Resolution of the Board of Commissioners of the Township of South Whitehall, Lehigh County, Commonwealth of Pennsylvania, Approving a Memorandum of Understanding between South Whitehall Township and the South Whitehall Township Bargaining Unit Representing Full-Time Non-Managerial Officers of the South Whitehall Township Police Department. (20:00)

Township Manager Tom Petrucci explained this is a companion document to the General Service Agreement. This is required in order to set forth the terms between the Township and the SWT bargaining unit for the Police service. Key provisions of the MOU are as follows:

1. The MOU would automatically terminate in the event that the above-referenced General Service Agreement would terminate, for whatever reason.
2. The MOU automatically sunsets (ends) at the end of December 31, 2024. In other words, this MOU will only be in effect during the timer period of the 2024 DP season. This gives both the Township and the bargaining unit the ability to evaluate the effectiveness of the MOU arrangement at the conclusion of the season with DP. As mentioned earlier, the costs would be paid by DP.

A MOTION was made by Commissioners Peischl and Hodges to approve the adoption of said resolution approving MOU between SWT and the SWT Bargaining Unit representing full-time non-managerial officers of the SWT-PD. All in favor; none opposed. Vote 5:0; motion carried.

D. A Resolution of the Board of Commissioners of South Whitehall Township to Submit an Application to the Pennsylvania Department of Community and Economic Development 2024 Marketing to Attract Tourists Grant Program to Provide Funding to be Used for the Acquisition of one (1) Patrol Police Vehicle and E-Bikes for the Use of Patrol Officers. (21:35)

Interim Chief of Police Steve Brown explained the PD is requesting permission to apply for this grant through PA DCED. Our intent is to provide funding to be used to purchase one patrol vehicle and a number of e-bikes yet to be determined for use by patrol officers. The e-bikes would be used in our parks, neighborhoods, etc. We are looking at the pedal assist e-bikes, which is not the full electronic bike, but will help officers to ride longer.

This grant would cover the full cost of the above-mentioned items.

A MOTION was made by Commissioners Hodges and Roth to adopt said resolution authorizing the submission of application to PA DCED 2024 Marketing to Attract Tourists Grant Program with regard to providing funding to be used for the acquisition of one patrol police vehicle and e-bikes for use by patrol officers. All in favor; none opposed. Vote 5:0; motion carried.

E. A Resolution Granting Preliminary/Final Approval To A Major Plan Entitled “Nestle Purina Wastewater Treatment Upgrades” (24:00)

Gregg Adams, Planner, CDD, explained this is an application to further develop the properties located at 2050 Pope Road and 4535 Huckleberry Road. On 2050 Pope Road, the plan proposes the construction of a 21,921 SQF wastewater treatment building on the current site of Waste Disposal Facility Holding Basin 1B. The plan proposes that the treated effluent is to be rerouted from its current discharge point into an unnamed tributary to the Jordan Creek. The treated effluent is proposed to be piped north across the remainder of 2050 Pope Road, under Huckleberry Road, and north across 4535 Huckleberry Road to discharge directly into the JC. The plan proposes the construction of a gate and driveway on 4535 Huckleberry Road to support monitoring and property maintenance. The plan also proposes the construction of an 896 SQF maintenance building to the immediate north of the main production factory building.

The Planning Commission, at their May 16, 2024, meeting recommended approval of Nestle Purina Wastewater Treatment Upgrades Major Plan 2021-102 with 9 conditions and 13 favorably-recommended

waiver/deferral requests. In the interim, the applicant has addressed 1 condition and staff has added an additional 5 standard boiler-plate and legal protections conditions.

The Applicant is requesting approval of the plan this evening, and Staff has no objections. Nestle team was in attendance for questions/comments.

Tony Tallarida, Township Engineer – As mentioned in their letter, they only have a few stormwater comments, of which he said will not hold up this plan. The one outstanding waiver was discussed at length over a few PC meetings. They are asking a waiver for a driveway slope greater than the standard 10%. They are at 14.7% which they are proposing. At the first PC meeting they provided four points to justify waiver as follows:

1. This is not for public use; it is a gated driveway for Nestle staff only, who are in charge of maintenance or bad weather events—it is their driveway only.
2. Standards for PennDOT driveways provided in packet talked about landing areas coming up to a road, which Nestle has met, based upon their slopes.
3. This is a driveway for maintenance only. It is not to service any buildings but to check the status of their stormwater facilities and some utilities in this area; therefore, it is not a road that will be used heavily.
4. While there is open land on the side of the road they own, if ever there is a land development or any changes to use, they agree this driveway may be reconstructed if requested at that time—meaning if there is a change of use where more people are using it. If the PC and BOC at that time asks them to reconstruct the road to meet standards, they are open and willing to do so.

Attorney Stephanie Koble, Fitzpatrick, Lentz & Bubba, took a moment to explain that they were before the PC twice, specifically with regard to this waiver. The first time the PC asked that Nestle really review this and do a deeper dive with the Township Engineer to see if we could change things to make it better, and maybe not need the waiver. Nestle did do this. To decrease the slope of the driveway would require additional impervious coverage in an area that is already flood prone. To decrease the slope of the driveway would require us to put more fill in a flood plain area which would create an increased risk of flooding in a flood plain area. To decrease the slope of the driveway, we would need to elongate the driveway. The existing site limits our ability to do this; specifically, the driveway is constricted by a PPL easement which we cannot build within the flood plain and an existing stormwater inlet from Huckleberry Road, which we would need to relocate, and the current location of the pipe is actually the preferred location by PA DEP and LC Conservation District. The PC has asked that Nestle place a “private/no trespassing” sign, to which Nestle is agreeable to. PC also asks that Nestle place a sign to this driveway for Emergency Vehicles, so that emergency responders, fire companies, ambulances are able to get there with no issues as well. Nestle is also agreeable to this. These are some of the additional justifications. Attorney Koble went on to say that this is a waiver that was well thought out by many. Nestle does acknowledge that if the property being discussed is ever developed that this is not a waiver that would be carried forward to the future development of this property currently being discussing this evening.

Tony Tallarida, Township Engineer – He agrees with all the justifications that they provided in terms of impervious, in terms of meeting PennDOT—obviously, it is at the discretion of the Board, but all their justifications have been reviewed and confirmed.

A MOTION was made by Commissioners Johns and Peischl to approve adoption of said resolution granting P-F Approval to a major plan—Nestle Purina Wastewater Treatment Upgrades. All in favor; none opposed. Vote 5:0; motion carried.

9. MOTIONS

A. Motion to Proceed with Security Release: Ridge Farms Phase 1A Improvements Security Release Certification #6. (35:10)

Gregg Adams, Planner, CDD, explained this is an application to develop the property at the NE corner of Cedar Crest Boulevard and Walbert Avenue. This project, Ridge Farm, Final Plan 1A, was approved by the Board of Commissioners at their April 6, 2022. The applicant has secured \$3,570,877.33 in improvements for Phase 1A. The plan was recorded July 5, 2023, and construction started shortly afterwards. The applicant has completed more of the required improvements and has requested a sixth release of security for the completed improvements. The Township Engineer's office and staff conducted inspections to confirm and document the construction of the required improvements and are authorizing the release of \$526,802.65. This release will bring the value of the constructed improvements to \$2,057,284.23.

Staff is requesting a motion to authorize the Township Manager to sign the security release letter to the financial institution. Staff has no objections to this as well.

Tony Tallarida, Township Engineer – Mr. Tallarida said we have reviewed this again. They are working on utilities, storm sewer, and a waterline. They are doing a lot of underground utility work and preparation in trying to get the building prepared. We have reviewed this and we have no objections.

A MOTION was made by Commissioners Roth and Kelly granting permission to proceed with said security release as explained by Mr. Adams. All in favor; none opposed. Vote 5:0; motion carried.

B. Motion to Proceed with Sewer Line Repair on 31st Street, between Tilghman and Washington Streets. (37:20)

Herb Bender, Director of Township Operations, explained that PW Utility division is respectfully asking permission to proceed with repairing the sewer line sag on 31st Street, between Tilghman and Washington Streets. After reaching out to 7 companies, only 2 companies gave us a quote for this repair. We are asking to move forward with Scheuermann Excavating for this repair work in the amount of \$10,570. This was budgeted in the 2024 Budget in the amount of \$55,000. Mr. Bender said this is only Step 1 of the full fix of the line. We need to get the sag fixed first before we can line the rest of it.

A MOTION was made by Commissioners Hodges and Peischl granting permission to proceed with sewer line repair on 31st Street, between Tilghman and Washington Streets. All in favor; none opposed. Vote 5:0; motion carried.

C. Motion to Proceed with Advertisement regarding Sidewalk Specifications for Municipal Building Sidewalk Project. (39:20)

Herb Bender, Director of Township Operations, explained that during the April 3, 2024, Board of Commissioners meeting, the Board approved a motion to proceed with the engineering work for the construction of a new sidewalk in front of the Township Building along Walbert Avenue. This sidewalk will connect to the existing sidewalk in front of Attorney Zator's office and will be ADA compliant and include a LANTA bus stop.

The Township contracted with The Pidcock Company to create a technical bid specification for the sidewalk, a copy of which is in Board packet.

Staff is requesting the Board's permission to bid this project. The project was requested and approved in the 2024 Budget for \$294,124.80.

President Kelly said this is a well thought out plan and she is happy to see that it will provide walkability, as well as connections to the Library and LANTA bus stop.

Township Manager Top Petrucci said that this will now close out the use of the General Obligation Funds.

A MOTION was made by Commissioners Johns and Peischl granting permission to proceed with advertisement of bid for this project. All in favor; none opposed. Vote 5:0; motion carried.

D. Motion to Proceed with the Replacement of the Jacoby Water Station Roof. (41:15)

Herb Bender, Director of Township Operations, explained that PW Utilities is respectfully requesting approval to move forward with replacing Jacoby Water Station roof. PW solicited 4 quotes, and after going through all the quotes, we are respectfully asking to proceed with In the Light Roofing. The price for replacing the roof on the water station and the well house is \$17,190.05.

PW is requesting a motion to approve the roof replacement in the amount of \$17,190.05. This was budgeted in the 2024 budget for \$37,000. Herb said the reason we budgeted \$37,000 was that last year we received two quotes at budget time—one was \$54,000, and the other was around \$22,000. So we went in the middle of the two.

A MOTION was made by Commissioners Hodges and Roth granting permission to proceed with replacement of Jacoby water station roof. All in favor; none opposed. Vote 5:0; motion carried.

E. Motion to Authorize Township Manager to Send Letter of Opposition Concerning House Bill 1976, House Bill 2045, and Senate Bill 1126. (42:35)

Township Manager Tom Petrucci explained that the Pennsylvania State Association of Township Supervisors (PSATS) Morning News, June 6, 2024, published the following article under Legislation & Policy:

“House Local Government Committee Approves Statewide Zoning Mandates Efforts to strip local communities of land use decisions gained momentum yesterday. Two bills that would create statewide zoning mandates for housing under the guise of affordability were approved by the House Local Government Committee largely along a party-line vote with House Majority members supporting statewide zoning. HB 1976 and HB 2045 will now head to the full House for consideration.

HB 1976 would require that multi-family housing be a permitted use in areas zoned for commercial in municipalities with populations over 5,000.

HB 2045 would require that duplex, triplex, and quadplex housing be a permitted use in areas zoned for single family housing in municipalities with populations over 5,000.

A coalition, made up of developers, business, housing advocates, planners, and more, used recent poll results that it commissioned to suggest that Pennsylvanians want the state to require more housing options and decrease local decision-making. Legislators supporting these bills contended that they are responsible to the taxpayers and that zoning should encourage multi-use development seen in boroughs and cities, with housing units located close to and sometimes above businesses, instead of zoning housing and commercial development into separate districts.

Please contact your state House member and urge them to preserve local decision-making and oppose both HB 1976 and HB 2045.”

PSATS is recommending that Municipalities send resolutions or letters of opposition to local legislators. Therefore, if the Board is inclined, Mr. Petrucci said that he can put together a letter which essentially indicates that these bills ignore the planning process that communities like SWT have developed extensively (e.g. our 2023 Comprehensive Plan). This legislation would ignore that process and would attempt to solve the problem of affordable housing across the Commonwealth.

If the Board is inclined to support the motion, Mr. Petrucci said he will put together a letter that conveys that sentiment, if that is what the Board wants. President Kelly said she feels the Township should take a stance on this. This is very concerning to her. She said we have worked very hard to include our citizens in this process, working through our CP, moving forward. If these bills were adopted, they would remove this Board’s authority and would silence our residents, and they would no longer have the ability to be involved in the planning of our community. Each Board member voiced their concerns over this matter, and were in complete agreement that Township Manager Tom Petrucci should put together a letter, to be sent to PA State Representatives, conveying the sentiments of the Board, in that they are opposed to House Bills 1976 and 2045. The Board also hopes the residents share their opposition to these bills as well. The State legislature does not know this community as well as our residents know their own community.

Township Manager Tom Petrucci said that the letter will be sent tomorrow. President Kelly asked that he include the fact that it was a unanimous decision of this Board to send the letter. This will be duly noted in the letter.

A MOTION was made by Commissioners Hodges and Kelly directing Township Manager Tom Petrucci to send said letter as explained above. All in favor; none opposed. Vote 5:0; motion carried.

10. CORRESPONDENCE AND INFORMATION ITEMS

A. Boards and Commissions – Informational Items/Vacancies (52:00)

The Wednesday, July 3rd Board of Commissioners Meeting is CANCELED.

11. DIRECTION/DISCUSSION ITEMS

A. Crackersport Road and Eck Road – Status Update (53:25)

At the January 24, 2024, Board of Commissioners meeting IPT ALLENTOWN DC LLC requested a second extension of their Subdivision Improvements Agreement. The motion passed that evening included “... the Developer coming back the first meeting of July to give the BOC an update on the project.” Since the first meeting in July has been cancelled the Developer agreed to appear at the June 19, 2024, meeting.

In addition to site improvements, improvements for the project include Crackersport Road, Eck Road, Chapmans Road, Ridgeview Avenue and Route 309, Resident concerns at 1273 Eck Road, Norfolk Southern Rail Crossing and Administrative Items.

Mr. Mac Culp, Representative of the Developer, was in attendance this evening to provide an update to the BOC. He said he is happy to report that we are moving forward with all the offsite improvements remaining/outstanding on the project. Looking at the finite items at the intersection of Chapmans Road and Eck Road, which require an HOP permit—this work is well underway. The demolition has started. We started on pipe work, the roadway back, and prepping for sidewalks. This work is scheduled to finish up this summer. Moving down the road there is the Norfolk Southern Crossing. Initially we had trouble getting the rail protective services companies that Norfolk Southern requires to get out on site. Recently we’ve contacted them and they’ve given us the names of new companies that will be doing this. We were told that as soon as we get our insurance and the Township Insurance we can then get on the schedule and then it will only be a couple of weeks. We hope to have a start date in the next two weeks. Should only take two weeks to complete once started. The third and final piece is the drainage improvements at 1273 Eck Road. Since we met here in January, Pidcock Company and Township Staff have been out there several times. As of April, we’ve gotten through all of Pidcock’s concerns. These improvements will require some ROW easements. We have the language together, and Zator Law has signed off on what we’ve proposed, and now they are in front of the neighbor for his approval. Provided we get sign-off on that, that is only a couple weeks of work, we will be able to finish this up this summer as anticipated.

Tony Tallarida, Township Engineer – regarding the work, we are out there now inspecting that intersection. I think everyone that drives by knows that’s going through, they are working on a detour plan, but that should greatly improve that intersection. Regarding Norfolk Southern, we are waiting. We know it is a small amount of work, and as mentioned there are some agreements/documents needed currently being worked through. We have no other comments. We did meet multiple times in terms of the proposal for the storm water for the property and whenever that starts, we will be in assistance for however the Township needs us. At the end of the project, there will of course always be final inspection, where we will have to go through and check all items up and down the roadway, all the public improvements. There will be a list coming out. We will have to go through this process before it goes into maintenance, but that will all happen. Mr. Culp said they have been working through this list ticking off items, so it should be a small list to complete.

Joseph Zator, Township Solicitor – said he has nothing to add and/or to report at this time.

12. OLD BUSINESS

(58:15) Brian Hite – Resident at 1273 Eck Road, Allentown. Subject: Damage due to the flooding on his property. Question: If Norfolk Southern gets delayed again, is what is going to happen at my property going to be delayed as well? Mr. Culp said the Norfolk Southern Project is separate from this project. They are both contracted and ready to go as soon as we get the documentation we need for either of these projects, we will schedule and start either of them.

13. COURTESY OF THE FLOOR - Public Comment on Non-Agenda Items – None.

14. MOTION TO AUTHORIZE PAYMENT OF INVOICES & DISBURSEMENTS

A. Invoices and Disbursements

A MOTION was made by Commissioners Roth and Kelly to authorize the payment of Invoices & Disbursements. All in favor; none opposed. Vote 5:0; Motion carried.

15 EXECUTIVE SESSION

A. Scheduled Accordingly – NONE.

16. ADJOURNMENT

A. Motion to Adjourn – At 8:01P a MOTION was made by Commissioners Hodges and Roth to adjourn. All in favor; none opposed. Vote 5:0. Motion carried.

17. APPROVED – On July 17, 2024, a MOTION was made by Commissioners Roth and Hodges to approve the June 19, 2024, BOC Meeting Minutes as presented. All in favor; none opposed. Vote 5:0; Motion carried.