

**BOROUGH OF WIND GAP  
29 MECHANIC STREET  
WIND GAP, PA 18091  
863-7288  
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The Council meeting of the Borough of Wind Gap on Tuesday, January 2, 2007, was called to order at 7:30 p.m. by George Hinton at which time he reminded those present that the meeting was being recorded. In attendance were Councilpersons: Jon Faust, Nathan Hinton, and Scott Parsons. Also in attendance were Mayor Mitchell D. Mogilski, Borough Solicitor Ronold Karasek, and Borough Administrator Louise Firestone. Absent: Councilmen Kerry Gassler, Todd Beil and Tony Curcio.

**PUBLIC COMMENT**

None

**SOLICITOR'S REPORT**

Ron Karasek reported that all the matters being handled by his law office for the Borough during the month of December are outlined in a report. The report includes the meeting attended as Borough Solicitor.

**Subdivision Matters:** (Receipt, review and administration of second revised Grand Central Investment Co., Ltd. Subdivision Plan re condemnation on East West Street)

**Land Development Matters:** (Review of Passeri Sketch Plan)

**Zoning and Other Land Use Matters:** (Prepare first draft of Enforcement Notice re PPL cell tower issue, Receipt, review and administration of Borough Planning Commission and Lehigh Valley Planning Commission review of zoning ordinance amendments)

**Developments on Outstanding Litigation:** (SBACC injunction lawsuit scheduled for trial on Tuesday, January 16, 2007)

**Court Decisions on Borough Cases:** N/A

**Miscellaneous Matters:** (Receipt, review and administration of materials and documentation re proposed Resolution to Adopt the Lehigh Valley Hazard Mitigation Plan, Prepare Ordinance No. 452 – Real Estate Tax Millage for 2007 and Resolution No. 2006-6 – Weeast for advertising, Preparation of Mayor-Council Quorum Memorandum, Review various correspondence, prepare correspondence and make and receive telephone calls.)

**Outstanding Items** (East West Street condemnation – Grand Central property – revised map received and needs Applicant's approval before Planning Commission and Council can act on SALDO Waiver, North Broadway Storm Sewer Easement Agreements – prepared drafts of agreements and awaiting review by Borough Engineer, PPL Cell Tower matter – moving forward with enforcement notice and related proceedings, Weeast lawsuit for interest – pending, Ordinance for loitering, begging, and panhandling – pending, Ordinance for unlicensed and unregistered vehicles – pending meeting with Borough Police Chief on January 11, 2007, Ordinance for police pension contribution – pending, Ordinance for Office Staff pension – pending, Ordinance and agreement for adoption of Intermunicipal Comprehensive Plan, Update to Ordinance 444 adopted 3/7/05 – updated Stormwater management for Bushkill Creek).

George asked the status of the Grand Central / Holland property? Ron replied that he did receive the map and it was sent to Mr. Bruno, who represents Grand Central, and if that map is agreed upon, mylars will be sent and it will be signed. Ron would then present it to Borough Council requesting a waiver of the filing fees and the Subdivision regulations in as much as the Borough will benefit from that plan. Borough Council will have to make that decision.

Ron asked if the agreement had been signed and the check for Schinstine condemnation had been forwarded to his office? Louise to follow-up and contact Ron tomorrow.

Ron will be meeting with the Chief next week to discuss the unregistered / unlicensed vehicles. He is finalizing the pension ordinances. He will be meeting with Brian Pyscher regarding the cell tower issue. The easement agreements for the properties on North Broadway were sent to Hanover Engineering for final review before they are sent to the residents.

## **ENGINEER'S REPORT**

Brian Pyscher was absent.

## **NEW BUSINESS**

1. George Hinton reported that there have been considerable problems with the road project at the lower end of town with the bridge repair project. The pothole continues to grow on the northbound lane and cause traffic problems. George, Jon and the Fire Company responded on December 24, 2006 and then responded again on January 1, 2007. The road crew was called to bring down the front-end loader. PennDOT indicated that they would do a site visit, and then stated that they would not respond. The contractor, Krieger, called and stated that they would be on scene within an hour, but they did not show up. The Borough took pictures of the hole and then patched the hole. George contacted Dennis Toomey, PennDOT, who provided contact numbers for the individuals responsible for that project. They held a meeting at 2:00 p.m. at the bridge today. They will saw cut the road and fix it. When the work was being done, the contractor broke the bell of the pipe where the pipes slide together that was under the road. They thought that the repair work they had done to fix the concrete would hold, but it did not. Now that PennDOT is aware of the ongoing problem, they will make sure that the contractor in charge of the project fixes the problem correctly. George asked when this project would be done? He was informed that it would be done in June 2007.

Scott asked if the Borough is going to bill for the time? George stated that the first time the Fire Company responded and directed traffic, the company gave a \$100 donation to the Fire Company.

**On motion** by Scott Parsons to have the street committee figure the hours worked, time of machine and material used to make the repairs and send the bill to Kreiger and seconded by Jon Faust. Roll call vote taken. Motion carried unanimously.

2. 2007 Meeting Schedule. Council discussed the dates for the 2007 meetings. Scott suggested that Council consider having only one meeting for the month of July and August.

**On motion** by Scott Parsons to set the 2007 meeting schedule for the first Monday and third Tuesday of every month, with the exception of one meeting in July and August the meetings will be July 17 and August 21, 2007 and seconded by Jon Faust. Roll call vote taken. Motion carried unanimously.

## **OLD BUSINESS**

1. 2007 Re-appointments will be done at the Tuesday, January 16, 2007 meeting.

**On motion** by Nathan Hinton to adjourn the meeting of January 2, 2007. Council agreed unanimously. The meeting of January 2, 2007 adjourned at 7:59 p.m.

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Louise Firestone, Borough Administrator