

A special meeting of the Middle Smithfield Township Board of Supervisors was held on Friday, April 8, 2011 at 10:00 A.M. at the Schoonover Municipal Building with Scott R. Schaller presiding.

Members present: Scott Schaller, Robert (Bob) F. Spano, Sr. and Mitchell K. Marcus. Also present, Attorney Jennifer Ann Wise, Country Club of the Poconos Director Robyn Pugh, Budget & Finance Secretary Sherry Predmore, Township Secretary Michele Clewell and two Pennsylvania State Constables.

Chairman's Comments

Scott Schaller addressed some comments that took place this week with Supervisor Mitchell Marcus's lawsuit against the Township and the other two Supervisors.

Following Mr. Schaller's comments, Mr. Marcus asked to comment on one thing. Mr. Schaller declined his request as he is suing.

Spring Cleanup Containers Bid Opening

Michele Clewell opened and read aloud the (4) sealed bids received. A copy of the spreadsheet is attached and made a part of the minutes.

Scott Schaller made a motion to take a five minute recess in order to contact TB Disposal Inc. for clarification on the recyclables portion of their bid. Bob Spano seconded the motion. Motion carried 3-0.

Scott Schaller made a motion to reconvene the meeting at 10:41 A.M. Bob Spano seconded the motion. Motion carried 3-0.

Michele Clewell stated that a fax was requested and received from TB Disposal Inc. stating that it will haul the recyclable materials for the specified cost stated in their bid.

After reviewing the bids received, Attorney Wise stated that only one bidder fully compliant with the bid specifications was TB Disposal, Inc.

Scott Schaller made a motion to award the Spring Cleanup Container Bid to TB Disposal, Inc. pursuant to the bid notice at \$19.00 per cubic yard. Bob Spano seconded the motion. Motion carried 3-0.

No questions regarding the bids were received.

Solicitors Report

Resolution 04-2011-01 – Authorizing the Issuance of a Tax and Revenue Anticipation Note, Series 2011. Attorney Wise and Robyn Pugh summarized Resolution 04-2011-01.

Bob Pohlman asked if this is a normal amount for this time of year. Robyn Pugh stated that this is normal compared to last year.

Scott Schaller made a motion to approve Resolution 04-2011-01. Bob Spano seconded the motion. Mitchell Marcus voted no. Motion carried 2-1.

Middle Smithfield Township Land Development Plan 1.91 Acre Parcel and Request for Modification of Regulations – Attorney Wise stated that revisions have been made to the plan due to comments received from the Monroe County Planning Commission, it is her recommendation that if the Supervisors want to move forward to conditionally approve the plan subject to addressing outside agency comments.

Attorney Wise stated that (7) Requests for Modification for the 1.91 acre parcel were submitted as follows:

1. Township is requesting not to show contours as the site is very flat with slopes less than 3%;
2. Township is requesting not to show existing/proposed signs as only existing small sign indicates location of wastewater treatment facility – Lessee to get sign permit for his/her seasonal business;
3. Township is requesting not to show emergency grid lines as they are no longer used by Monroe County;
4. Township is requesting not to show the centerline profiles as the driveway already exists and slopes on site are less than 3%;
5. Township is requesting not to provide stormwater management plan as the site is very flat, seasonal use, less than 15,000 S.F. of total disturbance;
6. Township is requesting not complete construction improvements agreement as it is a township project;
7. Township is requesting not to pay fees with application as it is a township project.

Scott Schaller made a motion to grant the (7) waivers as read by the Solicitor. Bob Spano seconded the motion. Motion carried 3-0.

Scott Schaller made a motion to conditionally approve the Land Development plan subject to making the necessary corrections to the plan. Bob Spano seconded the motion. Motion carried 3-0.

Cancellation and Reschedule May 2011 Meeting

Scott Schaller made a motion to cancel the May 12, 2011 Board of Supervisors meeting and reschedule the meeting to May 19, 2011 at 4:00 P.M. Bob Spano seconded the motion. Mitchell Marcus voted no. Motion carried 2-1.

Public Comment

There was general discussion regarding adding the quarterly sewer fees to the Township fee schedule, un-metered/metered sewer lines, sewer line extension delays due to the weather and coordination with PA American Water, Winona Lakes STP, costs associated with golf course mailings and when is opening day of the golf course.

Robyn Pugh stated that opening day is today, April 8, 2011.

Executive Session

Scott Schaller made a motion to go into executive session at 11:10 A.M. to discuss personnel matters. Bob Spano seconded the motion. Motion carried 3-0.

Scott Schaller made a motion to reconvene the meeting at 12:40 P.M. Bob Spano seconded the motion. Motion carried 3-0.

Scott Schaller made a motion to terminate the employment of R. Douglas Olmstead, Jr. P.E. Bob Spano seconded the motion. Mitchell Marcus voted no. Motion carried 2-1.

Scott Schaller made a motion to terminate the employment of Sue Werkheiser, Golf Pro. Bob Spano seconded the motion. Mitchell Marcus voted no. Motion carried 2-1.

Scott Schaller made a motion directing the Secretary and Solicitor to make an offer to an Engineer. Bob Spano seconded the motion. Mitchell Marcus voted no. Motion carried 2-1.

Scott Schaller made a motion to adjourn the meeting at 12:45 P.M. Bob Spano seconded the motion. Motion carried 3-0.

Respectfully submitted,

Michele L. Clewell
Township Secretary
April 8, 2011