

The regular meeting of the Middle Smithfield Township Board of Supervisors was held on Thursday, February 26, 2015 at the Schoonover Municipal Building at 7:00 p.m. with Annette Atkinson presiding.

Supervisors present: Annette Atkinson, Mike Dwyer and Mitchell Marcus. Township Solicitor Michael Gaul, Esq., Township Secretary Michele L. Clewell, Stenographer Donna Kenderdine and interested residents. (Fred Courtright was absent).

### **Approval of Minutes**

Annette Atkinson made a motion to approve the February 12, 2015 minutes. Mike Dwyer seconded the motion. Motion passed 3-0.

### **Announcements**

Mike Dwyer stated that the Supervisors will be holding a LERTA presentation at the Whispering Pines Banquet Hall on Saturday, February 28, 2015 at 10:00 a.m. This is a tax abatement program for the commercial and industrial zoning districts. Working to get the school district and county commissioners on board. This program will phase in the increased taxes on any increased assessed value of a business or industrial property as a result of new construction or improvement, based on a diminishing schedule over a five year period. This will help the township grow both by encouraging existing businesses to expand as well as enticing new businesses to the area and if businesses grow, our tax base and local economy will also grow. Handouts are available on the side table.

### **Public Hearing**

An Ordinance Of The Township Of Middle Smithfield, Monroe County, Pennsylvania, Setting Forth An Amendment To The Code Of The Township Of Middle Smithfield, As Heretofore Amended, Amending Part I, "Administrative Legislation", Chapter 61 "Salaries And Compensation", Article I "Board Of Supervisors".

Donna Kenderdine took a stenographic record of the hearing

Annette Atkinson made a motion to open the public hearing at 7:10 p.m. Mitchell Marcus seconded the motion. Motion passed 3-0.

Attorney Gaul introduced township exhibits in to the record.

Attorney Gaul stated that the proposed ordinance would replace the 1995 ordinance and raise the supervisors pay to \$4,125.00 per year for their duties as township supervisors, as allowed by the second class township code. Payments will be made in monthly installments.

No public comment was given.

Annette Atkinson made a motion to close the public hearing at 7:15 p.m. Mitchell Marcus seconded the motion. Motion passed 3-0.

Annette Atkinson made a motion to adopt Ordinance No. 203 as written. Mitchell Marcus seconded the motion. Motion passed 3-0.

Annette Atkinson stated that this ordinance does not affect the three sitting supervisors, only new supervisors hereafter. The increased compensation is effective only beginning a supervisor's next term of office.

### **Report of Executive Session**

Attorney Gaul reported that an executive session was held prior to the meeting to go over pending legal matters with the township solicitor.

### **Treasurer's Report**

Mike Dwyer reported that through the end of February the township remains in good fiscal health. The expenses and income are lower than expected. A reimbursement check in the amount of \$156,000.00 is expected to be received from PA DEP for a backhoe for the recycling operation.

Payables - Mike Dwyer made a motion to pay the general fund payables in the amount of \$138,198.90. Mitchell Marcus seconded the motion. Motion passed 3-0.

Mike Dwyer made a motion to pay the sewer fund payables in the amount of \$19,688.86. Mitchell Marcus seconded the motion. Motion passed 3-0.

Mike Dwyer made a motion to pay the golf fund payables in the amount of \$9,899.09. Annette Atkinson seconded the motion. Motion passed 3-0.

Mike Dwyer made a motion to pay the liquid fuels payables in the amount of \$5,184.32. Mitchell Marcus seconded the motion. Motion passed 3-0.

Monroe County Tax Assessment Office Tax Refund Request – Mike Dwyer made a motion to refund William and Loretta Allan \$131.03 due to incorrect building information. Annette Atkinson seconded the motion. Motion passed 3-0.

Mike Dwyer made a motion to refund Denise Hoppaugh \$86.49 due to an appeal board decision. Mitchell Marcus seconded the motion. Motion passed 3-0.

Mike Dwyer made a motion to refund Dorothy Geiss \$5.99 due to trailer sold and moved. Annette Atkinson seconded the motion. Motion passed 3-0.

Mike Dwyer made a motion to refund Sylvia Byer/R. Lee Byers \$312.61 due to an appeal board decision. Mitchell Marcus seconded the motion. Motion passed 3-0.

Mike Dwyer made a motion to refund Barry Baratta \$81.86 due to incorrect building information. Mitchell Marcus seconded the motion. Motion passed 3-0.

A & K Pole Building – Mike Dwyer reported that the township engineer has inspected the building and completed the closeout documents and recommends that the bill be paid in full. Mike Dwyer made a motion to approve and pay A & K Pole Building for the CCP Maintenance Building \$44,825.00. Annette Atkinson seconded the motion. Motion passed 3-0.

### **Solicitors Report**

None

### **Engineers Report**

Although Mr. Courtright is not present, Mr. Dwyer provided an update with regard to CCP Phase 2 Section 6 and that Toll Bro. will be conducting core samples in order to counter the results from the township engineer's findings. The results should be received within a week.

### **Old Business**

None

### **New Business**

Resolution 02-2015-1; Establishing the Position of Township Code Enforcement Officer and Providing for Other Miscellaneous Matters – Annette Atkinson made a motion to approve Resolution 02-2015-1. Mike Dwyer seconded the motion. Motion passed 3-0.

Appoint Code Enforcement Officer – Annette Atkinson made a motion to appoint Shawn McGlynn of SFM, LLC as the Middle Smithfield Township Code Enforcement Officer. Mitchell Marcus seconded the motion. Motion passed 3-0.

Authorize Code Enforcement Officer to File Citations – Annette Atkinson made a motion authorizing and directing the code enforcement officer to file the listed citations. Mike Dwyer seconded the motion. Motion passed 3-0.

- Owner: Harry Lisenbigler, Jr & Deborah Lisenbigler  
Property: 2423 Dornick Rd. PIN: 09732503330699
- Owner: Edward & Christine Booth  
Property: 2409 Dornick Rd. PIN: 09732503237584
- Owner: Vincent L. Robertson  
Property: 85 Barren Rd. PIN: 09730400856344
- Owner: E. Hotels LP, c/o James Ertle  
Property: Fernwood Resort Complex PIN: 09735400048831

Authorize Zoning Officer to file Civil Complaint – Annette Atkinson made a motion authorizing and directing the zoning officer to file the listed civil complaint. Mitchell Marcus seconded the motion. Motion passed 3-0.

- Owner: George F. Cooper & Valerie I Cooper

Property: 2529 Raspberry Lane PIN: 09732403216266

Accept Demolition Proposals from Roy Squires – Mike Dwyer made a motion to accept and award the listed demolition proposals received from Roy Squires. Annette Atkinson seconded the motion. Motion passed 3-0.

- 862 Underwood, Monroe Lakes; PIN 09731502788307, in the amount of \$2,950.00
- 958 Venue, Monroe Lakes; PIN 09731502789518, in the amount of \$2,650.00.
- 6806 Fir, Monroe Lakes; PIN 09732501050628, in the amount of \$3,100.00.
- 3205 Pocono Dr. Pocono Heights; PIN 09732403241792, in the amount of \$2,950.00.
- 3366 Masons Lane; Pocono Heights; PIN 09732403227466, in the amount of \$2,900.00.

**Public Comment**

Mr. Bob Lewis thanked the public works crew for the great job of plowing this winter.

**Adjournment**

Annette Atkinson made a motion to adjourn the meeting at 7:22 p.m. Mitchell Marcus seconded the motion. Motion passed 3-0.

Respectfully submitted,

Michele L. Clewell  
Township Secretary  
February 26, 2015

**General Fund**

<b>Num</b>	<b>Name</b>	<b>Memo</b>	<b>Amount</b>
12594	209 Enterprises	inv 101-05678 /05711 /05725 anti skid	-4,408.17
12595	A & K Pole Buildings Inc.	inv 1361 maintenance building	-44,825.00
12596	ABC Trophies, Inc	inv 15468 flag & pole for conference room	-186.10
12597	Advance Auto Parts	invs 6952503604343/49199336/5605032/5605033 parts	-176.04
12598	AFLAC	inv 709649	-420.20
12599	Bergey's, Inc	inv ph483236r filters	-92.94
12600	Claude S. Cyphers, Inc	invs 630926/631224/413/471 parts	-232.17
12601	CNH Capital	a/c 5043935501409770	-4.39
12602	Cramer's Welding & Repairs	inv 432495 repair grader gear box	-60.00
12603	Donna G. Kenderdine, RPR	inv 36-15 Zheng	-473.50
12604	E.M. Kutz	invs 8612/8873/74/75 parts	-715.29

12605	First Insurance Funding Corp	12101-0066-1674635	-10,319.90
12606	Francis C. Disalvo	inv 02191510435 pliers	-59.25
12607	GreatAmerican Leasing Corp	inv 16547971 copier lease	-304.50
12608	John's Truck Parts of NY Inc	inv 21744 rebuilt diff	-1,495.00
12609	Journal Communications	Pocono Mountain Economic Development guide ad	-3,285.00
12610	Judith Acosta	milage for zoning semionar training	-30.69
12611	Kimball Midwest	inv 3922530 parts	-269.57
12612	King, Spry, Herman, Freund & Paul LLC	legal fees	-14,340.00
12613	Lehigh Valley Petroleum	inv 908666 repairs	-671.30
12614	Macmillan Oil	inv 91637 / 5110 / 5210 hydrolic fluid	-518.00
12615	Mailfinance	inv n5162225 postage machine	-463.38
12616	Miggys Five	a/c 15 supplies 2/20	-42.72
12617	Monroe County General Fund	tax collector interest	-70.79
12618	PA DEP	inv 930934 storage tank permits	-100.00
12619	PA Municipal Health Insurance Cooperative	052801 health insurance	-36,600.96
12620	PAPCO	invs 1659233 / 1662089 diesel & propane	-3,736.76
12621	Pocono Peterbilt	inv 354521 filter asy	-66.40
12622	Pocono Profoods	inv 653432 supplies	-34.10
12623	Progressive Business Publications	inv O6042113 a/c A56734260 renewal	-255.60
12624	Ray Price Stroud Ford	inv 304277 parts	-94.27
12625	Riley and Company	inv 36983 2nd installment for 2014 audit	-4,333.00
12626	SFM Consulting LLC	inv 007 zoning officer 2/3-2/13	-2,860.00
12627	Sibum's Auto	inv 95985 headlight assembly	-20.00
12628	Spring Hill Laser Services Corp	inv 0215-079 winter newsletter	-2,760.91
12629	Staples Advantage	inv 8033251494 office supplies	-150.20
12630	Staples Contract and Commercial	inv 7001654750 office supplies	-68.04
12631	Stroudsburg Electric Motor	inv 100569 bearings	-91.96
12632	Tulpehocken Spring Water	invs 1853516/1983460 water	-49.20
12633	Verizon	570223050340643y	-289.19
12634	Waste Management	inv 294705002037	-485.98
12635	Weitzmann & Weitzmann, LLC	inv 21144 planning commission	-375.00
12636	Winter Equipment Co	inv iv26009 plow guard	-153.86
12637	Met Ed	a/c 100016951467 bldg A	-1,171.04
12638	Met Ed	a/c 100059550028 Echo lake	-29.62
12639	Met Ed	a/c 100069220836 River Rd	-13.86
12640	Met Ed	a/c 100073577916 Sellersville	-28.81
12641	Met Ed	a/c 100036091245 bldg b	-944.41
12642	Met Ed	a/c 100016915751 Municipal	-21.83
			-
			138,198.90

## Sewer Fund

Num	Name	Memo	Amount
10902	B. Newhart & Sons, Inc.	021115	-380.00

10903	GILMORE & ASSOCIATES, INC.	140295	-3,683.44
10904	MET-ED	100083606630	-119.67
10905	NEUTRON INDUSTRIES	97165145	-4,179.53
10906	PENNSYLVANIA AMERICAN WATER	1024-210033589546	-55.43
10907	PROSSER LABORATORIES, INC.	01302015.31	-6,936.75
10908	STRAND		-1,802.45
10909	VERIZON	570588113413383Y	-33.34
10910	W.G. MALDEN	8818	-1,908.50
10911	VERIZON	570588818989863Y	-36.52
10912	VERIZON	570588113513455Y	-67.81
10913	VERIZON	570223102584198Y	-36.55
10914	VERIZON	570588764629956Y	-147.03
10915	VERIZON	5702231402484027Y	-35.22
10916	VERIZON	570588075284434Y	-67.22
10917	VERIZON	570588074284385Y	-67.97
10918	VERIZON	570588028984296Y	-67.22
10919	VERIZON	570588658114420Y	-64.21
			-
			19,688.86

### Golf Fund

Num	Name	Memo	Amount
3222	Sudden Comfort Heating & Air Conditioning	balance of hvac repairs	2,479.56
3223	Advance Auto Parts	invs 8144/8145/8215/8637 parts	-209.43
3224	Allan Rotto Consultants, Inc	inv 26 vz tax	-42.00
3225	Don Henry	liquor purchase	-288.03
3226	Fisher & Son Co., Inc.	inv 144774-in golf seminar	-35.00
3227	Hellers Gas, Inc.	inv 54853 clubhouse propane	1,869.88
3228	Lawn & Golf Supply Co.	inv i41636 parts for winter service work on machines	-687.90
3229	Marshalls Creek Plumbing	a/c 100081784231 big ridge	-42.20
3230	PA American Water	1024210032658777	-15.44
3231	Turf Equipment & Supply Co.	inv 892492-01, 892978-00 parts	-828.16
3232	Verizon	570223737828754y	-198.42
3233	Waste Management	inv 294705202033	-122.04
3234	Verizon	570223814063192y	-50.14
3235	Waste Management	inv 294705102035	-96.46
3236	Met-Ed	a/c 100081783498 tomx rd	-12.68
3237	Met-Ed	a/c 100085171773 guard shack	-112.46
3238	Met-Ed	a/c 100081784231 big ridge	-165.82
3239	Met-Ed	a/c 100081748863 maint bldg	-421.19
3240	Met-Ed	a/c 100081748855 pump house tomx rd	-402.00
3241	Met-Ed	a/c 100104048101 pump house doral crt	-14.36
3242	Met-Ed	a/c 100081748848 clubhouse	1,707.97

3243	PA American Water	a/c 1024210033261244 big ridge drive	-82.73
3244	PA American Water	a/c 1024210033261169	<u>-15.22</u>
			-
			9,899.09

Liquid Fuels

Num	Name	Memo	Amount
2029	Hanson Aggregates Inc	invs 2672849 / 6129 / 7028 anti skid	-5,184.32