

The regular meeting of the Middle Smithfield Township Board of Supervisors was held on Tuesday, July 8, 2014 at 7:00 p.m. at the Schoonover Municipal Building with Annette Atkinson presiding.

Members present: Annette Atkinson, Michael Dwyer and Mitchell K. Marcus. Also in attendance, Township Solicitor Michael Gaul, Esq., Township Secretary Michele L. Clewell and three interested citizens (Bob and Dot Lewis, and Rich Kawski).

Approval of Minutes

Annette Atkinson made a motion to approve the June 26, 2014 minutes. Mike Dwyer seconded the motion. Motion passed 3-0.

Report of Executive Session

Attorney Gaul reported that an executive session was held prior to this meeting in order for the Board of Supervisors to go over pending legal matters with the solicitor.

Announcements

- The Wall of Remembrance, which lists names of civilians and military personnel killed in the War on Terror will be passing through the township on its way to Milford, PA and will be stopping at the Echo Lake Park on Thursday July 10, 2014 at 10:45 a.m. The Marshalls Creek Fire Company and Bushkill Emergency Corps and clergy will also be present.
- The East Stroudsburg North and South Little League have made the state finals and are looking for donations to help offset the cost of the trip for the players. Donations can be made on line to: www.esnll.com

Bid Opening

FOB 3,000 Tons – Mike Dwyer opened and read aloud the one bid that was received from Hanson Aggregates, PA LLC. The bid bond was included and the cost for the FOB is \$55.65 per ton. Mike Dwyer made a motion to accept and award the bid to Hanson Aggregates, PA LLC. Annette Atkinson seconded the motion. Motion passed 3-0.

Treasurers Report

Payables – Mike Dwyer made a motion to pay the general fund payables in the amount of \$70,327.45. Annette Atkinson seconded the motion. Motion passed 3-0.

Mike Dwyer made a motion to pay the sewer fund payables in the amount of \$53,784.10. Mitchell Marcus seconded the motion. Motion passed 3-0.

Mike Dwyer made a motion to pay the golf fund payables in the amount of \$22,751.68. Annette Atkinson seconded the motion. Motion passed 3-0.

Resolution 07-2014-1; Budget Revisions – Mike Dwyer made a motion to adopt Resolution 07-2014-1. Annette Atkinson seconded the motion. Motion passed 3-0.

Solicitors Report

MnA Stroud Realty, LLC Improvements Agreement – Attorney Gaul stated that providing a satisfactory Improvements Agreement was one of the conditions by the Board of Supervisors at the last meeting. The proposed form of the agreement reflects the township’s form of the SALDO with minor additions. The agreement gives the township the right to go onto the property to complete the required improvements if necessary. Annette Atkinson made a motion to approve the agreement substantially in the form presented, with such additional modifications acceptable to the Supervisors executing the final document. Mike Dwyer seconded the motion. Motion passed 3-0.

Taydan Company, LLC Declaration of Default on the Improvements Agreement – Attorney Gaul stated that the township should send a Notice of Default to the property owners due to uncompleted improvements. Annette Atkinson made a motion authorizing the Notice of Default be sent to Taydan Company, LLC and that they have 30 days to complete the work, or the township will draw on the Letter of Credit in order to complete the work. Mitchell Marcus seconded the motion. Motion passed 3-0.

Engineers Report

None

Old Business

Rescind Contract Award Regarding Tee Removal and Grubbing for Coolbaugh Road Site – Mike Dwyer made a motion to table the rescission of the awarded contract. Annette Atkinson seconded the motion. Annette Atkinson stated that the township met with the Monroe County Conservation District and the project has decreased in size and scope. There will still be a garden area but the entire project will now be done in phases, reducing the initial cost by over \$21,000. Motion passed 3-0.

Approval of the Site Change Order for the Tree Removal and Grubbing for Coolbaugh Road Site - Mike Dwyer made a motion to approve the deductive change order to reduce the amount of the original contract by \$21,500 for the clearing and grubbing of the Coolbaugh Road Site. Annette Atkinson seconded the motion. Motion passed. 3-0.

2014 Mid-Year Report – Annette Atkinson stated that the mid-year report has been postponed until the July 24, 2014 meeting in anticipation of the poor meeting attendance due to the holiday.

New Business

Resolution 07-2014-2; Randy Giraulo Joinder Deed – Annette Atkinson made a motion to approve Resolution 07-2014-2. Mike Dwyer seconded the motion. Motion passed 3-0.

Newly Hired Personnel – Annette Atkinson made a motion to hire Amy Maj as the Community and Municipal Project Assistant. Mike Dwyer seconded the motion. Motion passed 3-0.

Public Comment

Annette Atkinson stated that a number of questions have been received regarding the central sewer rate increase, and despite the fact that the interested parties are again absent from the public meeting (in fact, the only 3 residents in attendance have private septic), and less than 3% of the sewer customers called with questions, the information would be stated anyway. The rate increase was specifically discussed in the December 2013 presentation of the 2014 budget to the public (“an average increase of \$1 per year over the last 20 years will not sustain the aging system”), and the January “Preview 2014” presentation and at the 10 public sewer work sessions prior to July 1. The rate change was announced in the April 1, 2014 sewer bills and newsletter insert which was directly mailed to all the sewer customers, including those on automatic bill pay. The rate increase was discussed, voted on and unanimously approved in the April 8th Board of Supervisors’ meeting, and discussed again in the 5/22 public BOS meeting. In fact, the sewer operations have been discussed at almost all public meetings in April, May, and June. The increase over the last two decades is less than either the cost of inflation and the cost of living increase. The current increase finally brings Middle Smithfield Township more in line with the surrounding townships in Monroe and Pike County.

Mike Dwyer stated that the Department of Labor and Industry issues annual inflation factor and, based upon the Labor and Industries index, the cost of living expenses are higher than the sewer rate has increased over the same period. As opposed to inflation, the current sewer rate is 10% lower than the inflation has been over the last 20 years. As part of the 2014 budget presentation in December, the Board of Supervisors had indeed informed everyone that there would be a mid-year increase in the sewer rates.

Rich Kawski asked about the CCP Storage Building. Mike Dwyer stated that new bids are to be received on July 24, 2014 and that letters were sent to the previous bidders explaining that the specifications were changed.

Annette Atkinson thanked Mr. Foster Cramer for another 30 dozen golf balls and that they will be donated to a charity outing at the CCP golf course.

Adjournment

Annette Atkinson made a motion to adjourn the meeting at 7:20 p.m. Mitchell Marcus seconded the motion. Motion passed 3-0.

Respectfully submitted,

Michele L. Clewell
Township Secretary
July 8, 2014

General Fund Payables

Num	Name	Memo	Credit
11898	142nd Pennsylvania Volunteer Infantry	donation for Memory makers event	200.00
11899	Cleveland Brothers	Down payment for 2014 Towmaster T-12DT	22,503.00
11900	ABC Trophies, Inc	inv 15162 American flags	170.60
11901	Advance Auto Parts	1872124821	328.74
11902	Alex's Tire Center, Inc.	inv 16032 flat repairs	118.20
11903	Bergey's, Inc	inv ph458046r handle & rod	101.46
11904	BIU of PA, Inc.	inv 01000120031543 permits	105.00
11905	Bradco Supply Co	inv 113018 street signs	258.00
11906	Claude S. Cyphers, Inc	inv 623178/301/444/886	407.28
11907	Cramer's Home Center	inv 1074154 parts	24.44
11908	David Manter	inv 1003 permits	1,323.00
11909	Dunkelbergers Sports Outfitter	inv 12813/819/838/973/974/975/978/981/987 boots etc	1,350.84
11910	Francis C. Disalvo	inv 0605143450	138.00
11911	Future Signs	inv 147 decals	365.00
11912	Golf Cars, Inc	inv 63670 golf maint bldg ins claim	1,461.35
11913	GreatAmerican Leasing Corp	inv copier lease	304.50
11914	Hanson Aggregates	road materials inv 2539695 / 2546538	2,331.99
11915	Joseph & Gail Mahoney	tax assessment refund 09/97592	54.49
11916	Keystone Municipal Services, Inc	inv 21246 zoning officer 6/9-6/20	4,095.00
11917	Kimball Midwest	inv 3494016 paint , primer, tape	185.85
11918	Lewis True Value	a/c 1120 June misc supplies & parts	337.53
11919	M.S.T.S.D.	MS-0032	350.00
11920	Matergia and Dunn	statement 76 zoning hearing board	1,729.50
11921	Middle Smithfield Township 2012 GOB	2012 GOB General Fund portion installment	11,491.67
11922	PAPCO	inv 1529719	6,214.68
11923	Pennsylvania American Water	1024210033478776 hydrants	135.90
11924	PMRS	45-027-5N pension	12,826.39
11925	Pocono Record	inv 669569 public notices	267.00
11926	Pods Enterprises, Inc	inv 135-027752 pod rental	143.00
11927	Praxair Dist Mid-Atlantic	inv 24210570 argon	41.33
11928	Ray Price Stroud Ford	inv 302552 trans fluid	138.54
11929	Regina Farms	inv 0168210 / 0168216 flowers & mulch	82.49
11930	Service Tire Truck	inv MO 6310-26 tires	687.06
11931	Smith Motor	inv 5004666 parts	55.62
			<u>70,327.45</u>

Sewer Fund Payables

<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>
10500	AT&T	019 533 3847 001	-42.38
10501	B. Newhart & Sons, Inc.	Sludge hauling 6/23/14	-380.00
10502	Commonwealth of PA		-165.00
10503	COYNE CHEMICAL	932844	-2,820.00
10504	MST2012GOB	MST GOB 2012	38,594.79
10505	NEUTRON INDUSTRIES	96843574	-3,979.53
10506	PROSSER LABORATORIES, INC.	0620214.32	-3,150.00
10507	PROTHONOTARY SIANA BELLWOAR & MCANDREW	July liens	-292.50
10508	LLP	59442	-372.50
10509	STRAND	7826	-721.45
10510	TOPS SOFTWARE	WD357	-109.95
10511	Xylem Water Solutions		-2,571.00
10512	PROTHONOTARY		<u>-585.00</u>
			-
			53,784.10

Golf Course Payables

<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>
wt	JDC Golf and Turf	mower lease	(812.49)
2936	LT Verrastro Beverage	beer for Bar & bev cart	(467.20)
wt	USB Equipment Finance	Toro Lease	(1,325.16)
2937	Blue Ridge Communications	a/c 0109950-03 internet	(49.95)
2938	Claude S. Cyphers, Inc.	inv 621958 filters	(82.50)
2939	Fisher & Son Co., Inc.	inv 130232 / 130313 monthly installment for 2012 GOB 2013 payments	(8,683.73)
2940	MST 2012 G.O.B.		(863.02)
2941	Genesis Turfgrass Inc.	inv 32128 greens maint	(5,640.00)
2942	Golf Cars Inc	inv 63670	(390.17)
2943	Hellers Gas, Inc.	inv 769323 repair propane leaks	(549.50)
2944	M.S.T.S.D.	BR-Amenity3	(525.00)
2945	Marshalls Creek Plumbing	inv 8429 toilet	(330.18)
2946	Miggy's Corp 5	5/29-6/25/14 food supplies	(708.96)
2947	R&R Products	inv cd 1809421/1809479	(531.65)
2948	Sun Litho-Print, Inc.	inv 35754 color copy & laminate	(10.00)
2949	Superior Plus Energy Services	inv 590397, 98, 99 gas & diesel	<u>(1,782.17)</u>
			(22,751.68)

