

The regular meeting of the Middle Smithfield Township Board of Supervisors was held on Thursday, July 24, 2014 at 7:00 p.m. at the Schoonover Municipal Building with Annette Atkinson presiding.

Members present: Annette Atkinson, Michael J. Dwyer and Mitchell K. Marcus. Also in attendance, Township Solicitor Michal Gaul, Esq., Township Engineer Fred Courtright, P.E., Township Secretary Michele L. Clewell, numerous residents and interested parties.

The following employees were also present for the 2014 Mid-Year Report: Raymond Wolfe, Robin Wolfe, Joan Woisin, Steven Natiello, Lisa Philips and Margaret Barksdale.

Approval of Minutes

Annette Atkinson made a motion to approve the July 8, 2014 minutes. Mike Dwyer seconded the motion. Motion passed 3-0.

Executive Session

Attorney Gaul stated that an executive session was held prior to this meeting to go over pending legal matters with the Township Solicitor.

Bid Opening

CCP Maintenance Storage Building – Mike Dwyer opened and read aloud the (5) bids received from:

1. CB Structures, Inc. \$57,000.00
2. A & K Pole Building \$44,825.00
3. Ashwood Enterprises, LLC \$53,100.00
4. Appoint Construction Services \$49,712.00
5. Richard Pierce Builder, Inc. \$88,436.17

Mike Dwyer made a motion to accept all the bids for review. Annette Atkinson seconded the motion. Motion passed 3-0.

Mike Dwyer made a motion to award the CCP Maintenance Storage Building contract to A & K Pole Building, contingent upon the review and approval of the Township Engineer & Solicitor, and upon their approval, to authorize execution of a contract with A & K Pole Building. Annette Atkinson seconded the motion. Judy Summers asked if it will align and complement the other structure currently on site. Mike Dwyer stated that the colors will complement each other. Motion passed 3-0.

Township Engineer, Fred Courtright left the meeting at this point.

Supervisors Mid-Year Report Presentation to the Public

Annette Atkinson thanked everyone for attending and announced that currently the copies being provided are from the January 2014 report and the December 2013 budget presentation. The 2014 Mid-Year Report copies will be given out at the end of the presentation. Ms. Atkinson

also stated that the agenda then follows regular business and for those that want to go into more depth, there is a separate sewer presentation for those that are interested.

The overview of the mid-year report reviews the accomplishments and plans of the general government, administration, operations, budget & finance, parks, public works, sewer, zoning, boards, committees and commissions.

Public comments were received with regard to the presentation as follows:

John Davis stated that the color configurations of the presentation do not allow someone that is color blind to see it. He also asked if it is common for mosquitos to breed in sewer plants as the West Nile virus is of concern. Ms. Atkinson stated that yes, it is common.

Mary Ann Freeby, Operations Manager of the Pocono Management Associates, LLC for the Reserve at Pond Creek thanked the Supervisors for the presentation and stated that the bulletin board for the HOA is an excellent idea. Ms. Freeby stated that she wished she lived in our township as the approach the Board uses to inform the public is wonderful.

Oscar Woerlein stated that he also likes the community boards and asked when they will be put up in the private communities. Mike Dwyer stated that we are working with the HOA/POA and hope to have them up in the near future.

Steven Kulick provided the Historical Commission mid-year report.

There being no further public comment on the mid-year report, the meeting resumed for regular business.

Announcements, Committee Reports and Township Monthly Reports

Were given as part of the mid-year report

Treasurers Report

Mike Dwyer made a motion to pay the general fund payables in the amount of \$135,359.96. Mitchell Marcus seconded the motion. Motion passed 3-0.

Mike Dwyer made a motion to pay the sewer fund payables in the amount of \$55,829.45. Mitchell Marcus seconded the motion. Motion passed 3-0.

Mike Dwyer made a motion to pay the golf course payables in the amount of \$9,193.72. Mitchell Marcus seconded the motion. Motion passed 3-0.

Solicitors Report

None

Engineers Report

None

Old Business

Dan Cappa Excavating Tree Removal Contract –Mike Dwyer made a motion to table action. Mitchell Marcus seconded the motion. John Davis asked why the Board is tabling this contract. Mike Dwyer stated that the initial site was greater in scale and now it has to be scaled back; a proposed change order was authorized by the Board for the revised scope of work, but the Township and Mr. Cappa are in discussions to make sure that the cost of the revised project is fair to both the Township and Mr. Cappa. Motion [MAG1] passed to table action 3-0.

New Business

PennDOT Safety Upgrades Resolution 07-2014-3; Mike Dwyer made a motion to adopt the resolution for the Municipal Drive/Foxmoor intersection. Mitchell Marcus seconded the motion. Motion passed 3-0.

PennDOT Safety Upgrades Resolution 07-2014-4; Mike Dwyer made a motion to adopt the resolution for the Meadow Lake/Saw Mill intersection. Oscar Woerlein asked what the resolutions are for. Attorney Gaul stated that this will change the lights to LED and allow for preemption devices. Mitchell Marcus seconded the motion. Motion passed 3-0.

Annette Atkinson made a motion for the Vice-Chairman to sign the PennDOT plans with regard to the two resolutions passed. Mike Dwyer seconded the motion. Motion passed 3-0.

Sewer Presentation

The over-view of the sewer presentation provided detail and explanations regarding the recent sewer fee increase. The operator and user costs were also reviewed.

Public comments were received with regard to the sewer presentation as follows;

There was discussion regarding future metering.

Oscar Woerlein asked if the Winona Lakes Sewage Treatment Plant is under the PA DEP license. Annette Atkinson stated that yes, it is. He also asked about the “greenhouse” to enclose the plant. Annette Atkinson stated that due to the location of the plant and the effluent the Township Engineer is currently working on other solutions.

Gary Summers thanked the Supervisors for the presentation but wants a perspective from a sewer customer as this is a \$170.00 a year increase. Based on the December 2012 year in review and the December 2013 budget presentation that said the sewer department won't keep pace with sewer expenses and now you raised rates 32%. Mr. Summers stated that the supervisors could have positioned the people better that this increase was going to happen. People did not look at their bills.

Mike Dwyer responded that the 2014 budget had an estimate of what the mid-year increase would be, albeit not the final numbers, but the Supervisors cannot pass a budget that is not balanced. In 2013 it was said that a sewer increase was imminent. It is also easy to say year after year to not increase the rates knowing that it should have been raised. In the last (3) years, the sewer department as incurred an expense of \$1.8 million for the bond issue. That is NOT the taxpayers but the central sewer customers.

Mr. Summers stated that the papers handed out showed the revenues outweighed the expensed, did not hear anything that suggested an increase of 32%. Mike Dwyer again stated that in December 2013 the increase was talked about but the Supervisors did not know at the time what the exact amount would be. Mr. Summers stated that when the additional revenues do come in that they will need to show what that money is going to be used for when the budget is presented in December 2014.

Attorney Gaul stated that the money that goes into the sewer account must be used for sewer, that is the law.

Judy Summers asked what does this mean for the leasing of the Whispering Pines Banquet Hall. Annette Atkinson stated that she does not believe it will affect it that much.

Ray White asked what determines the EDU rate. He stated that he has collected (4) years of water bills and asked if the pool bill is appealed. Annette Atkinson stated that anyone can make that request, although the EDU Schedule is NOT appealable. Mr. White stated that he will provide the data on the water usage.

Oscar Woerlein asked how the Supervisors decided to lower the hook up rate for everyone. Annette Atkinson stated that the way the tapping fee is calculated, the expense to buy the gallons to buy into Fernwood and the bonds in Winona and divide by the EDU and that's what your tapping fee is. Mike Dwyer stated that we are trying to get more people to share the costs.

Adjournment

Mike Dwyer made a motion to adjourn the meeting at 8:55 p.m. Mitchell Marcus seconded the motion. Motion passed 3-0.

Respectfully submitted,

Michele L. Clewell
Township Secretary
July 24, 2014

General Fund payables

<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>
Trf	Middle Smithfield Township	Payroll Funds Transfer	-45,113.77

11932	Northeast Energy, Inc	deposit for hvac repairs	-5,100.00
11933	Local Flair	web consultant	-1,000.00
11934	209 Enterprises	inv 101-05011 road materials	-125.89
11935	Advance Auto Parts	1872124821	-420.10
11936	American United Life Insurance Company	policy G 0061299-0000-000 life insurance	-1,215.49
11937	CNH Capital	5043935501409770 parts	-172.83
11938	DeAngelo Brothers Incorporated	inv 1221962 undesirable vegetation control	-585.00
11939	Debbi Manter	inv 1050 June cleaning	-617.00
11940	Fastenal Company	inv pastr74877 parts	-14.36
11941	Finch Services, Inc	inv B93324 repairs	-206.98
11942	Fisher & Phillips LLP	inv 23256-856759 Rohner	-16,785.41
11943	Gilmore & Associates, Inc.	engineering inv's 134824-26	-7,236.65
11944	Grainger, Inc.	inv 9486462014 trash bags	-444.72
11945	Hanson Aggregates	inv 2551056 road materials	-637.04
11946	Highway Equipment & Supply Co.	inv d 12612 / 12767 repairs	-1,675.63
11947	Justin Dugan.	Return of security deposit for Ressica rental	-50.00
11948	Ken Miller, Inc	inv 12566 traffic light repairs	-116.00
11949	Keystone Municipal Services, Inc	inv 21305 zoning officer	-3,510.00
11950	Kimball Midwest	inv 3675612 parts	-170.44
11951	King, Spry, Herman, Freund & Paul LLC	legal fees inv 92852-92867	-8,921.87
11952	Lawson Products, Inc.	inv 9302567350 wrench set, fuses, sealer etc	-340.54
11953	Met Ed	a/c 100059550028 Echo Lake	-21.79
11954	Miggys Five	a/c 15 7/14 kitchen supplies	-38.13
11955	Natalie Schultz-Kahwaty	contract 00119 volunteer luau	-550.00
11956	Northeast Energy, Inc	inv 15788 / 17765 hvac repairs	-905.00
11957	Orkin Pest Control	inv 342794 / 344916 pest control	-510.00
11958	PA Municipal Health Insurance Cooperative	052801 health insurance	-28,060.30
11959	Penteledata	inv b2248073 email boxes	-171.77
11960	PMRS	45-027-5N pension	-57.75
11961	Pocono Profoods	inv 591995 supplies	-104.60
11962	RICOH USA, Inc	inv 92776219 copier	-260.00
11963	School Outfitters	inv 11459991 Message centers	-7,162.81
11964	Staples Advantage	PH 1815504	-827.33
11965	Tulpehocken Spring Water	inv 1723480/1738756 water	-49.20
11966	Waste Management	inv 289076008217 containers	-516.19
11967	Met Ed	a/c 100069220836 River Rd light	-14.04
11968	Met Ed	a/c 100016951467 bldg a	-1,142.56
11969	Met Ed	a/c 100036091245 bldg b	-455.69
11970	Met Ed	a/c 100073577916 Sellesville light	-27.94
11971	Met Ed	a/c 100016915751 Municipal signal	-25.14
			-
			135,359.96

Sewer Fund payables

Num	Name	Memo	Amount
10516	ALLSTATE SEPTIC SYSTEMS, LLP		-675.00
10517	GILMORE & ASSOCIATES, INC.		-1,654.99
10518	Joseph Les	7/14/14 Toll reimb	-9.50
10519	K. Connelly	47186	-2,990.65
10520	KING SPRY HERMAN FREUND & FAUL	92857	-690.00
10521	MET-ED	100 018 448 652 WL PS Island view	-17.71
10522	PENNSYLVANIA AMERICAN WATER		-72.27
10523	PROSSER LABORATORIES, INC.		12,975.99
10524	PROTHONOTARY	July Liens	-292.50
10525	STRAND		-2,495.70
10526	VERIZON	570-223-8189 Oak Grove	-36.42
10527	WASTE MANAGEMENT	2886289-0821-3	-1,794.60
10528	Xylem Water Solutions	3556795965	-2,813.40
10529	MET-ED	100 076 523 768 WL Mtn Pass	-699.41
10531	PROTHONOTARY	July Liens	-292.50
10532	VERIZON	570-223-1024 PS #6	-35.15
10533	MET-ED		-379.17
10534	PROTHONOTARY	July liens	-292.50
10535	MET-ED	100 044 877 809 WL Clubhouse Dr	-18.41
10536	VERIZON	570-223-1025 PS #5	-37.83
10537	MET-ED	100 080 916 826 Fairway Villa	-36.33
10538	MET-ED	100 018 442 556 PS #7 McCole Rd & NP	-114.36
10539	MET-ED	100 081 035 618	-16.57
10540	MET-ED	100 083 606 630 Oak Grove	-67.86
10541	MET-ED	100 016 629 691	-140.48
10542	MET-ED	100 016 867 432	-144.38
10543	MET-ED	100 016 914 275	-228.77
10544	MET-ED	100 018 353 951	-266.71
10545	MET-ED	100 018 446 334 PS #3 McCole & 209	-24.36
10546	MET-ED	100 018 448 652 Main STP	-5,188.86
10547	MET-ED	100 080 913 799 Off sleepy hollow	-162.74
10548	MET-ED	100 089 058 661	-12.83
10549	PROSSER LABORATORIES, INC.		<u>21,151.50</u>
			-
			55,829.45

Golf Course payables

Num	Name	Memo	Amount
2950	Banko Beverage	beer for clubhouse	(331.62)
2951	Allan Rotto Consultants, Inc	inv 19 vz tax	(42.00)
2952	Allstate Septic Systems, LLP	inv 240557	(90.00)

2953	Bridgestone Golf Inc	inv 1002262567 balls	(196.88)
2954	Comenity - AdWords Business Credit	5304-8900-0033-6616	(112.00)
2955	Lawn & Golf Supply Co.	inv i37381 / 37420 repairs	(1,216.95)
2956	Met-Ed	a/c 100081783498 Tom X rd	(12.85)
2957	Northeast Energy	inv 17589 bar a/c repairs	(86.70)
2958	PA American Water	a/c 1024210033261244 big ridge dr	(132.07)
2959	Pocono Lake Supply	inv 2051 parts	(115.00)
2960	Sun Litho-Print, Inc.	inv 35777 acrylic pockets	(260.00)
2961	Turf Equipment & Supply Co.	874175-00/01/02/ 875214-00 parts & repairs	(3,198.67)
2962	Verizon	570223814063192y	(49.67)
2963	Waste Management	inv 2890761-0821-5 clubhouse	(100.28)
2964	Met-Ed	a/c 100081784231 big ridge drive	(93.47)
2965	PA American Water	a/c 1024210032658777	(15.00)
2966	Verizon	570223737828754y	(200.55)
2967	Waste Management	inv 289076208213 maint bldg	(127.18)
2968	Met-Ed	a/c 100085171773 guard shack	(70.03)
2969	PA American Water	a/c 1024210033261169	(15.00)
2970	Met-Ed	a/c 100081748855 pump house TomX rd	(636.46)
2971	Met-Ed	a/c 100081748863 maint bldg	(159.88)
2972	Met-Ed	100081748848 clubhouse	(1,843.19)
2973	Met-Ed	a/c 100104048101 pump house doral crt	<u>(88.27)</u>
			(9,193.72)