

The regular meeting of the Middle Smithfield Township Board of Supervisors was held on Friday, September 14, 2012 at 8:00 a.m. at the Schoonover Municipal Building with Mitchell K. Marcus presiding.

Members present: Mitchell K. Marcus, Annette Atkinson and Michael J. Dwyer. Also in attendance, Township Solicitor Michael Gaul, Esq., Township Zoning Officer Wayne Rohner, Township Secretary Michele Clewell, several residents and interested parties.

Approval of Minutes

Mitchell Marcus made a motion to approve the September 4, 2012 minutes. Annette Atkinson seconded the motion. The motion passed 3-0.

Bid Opening

Fall Cleanup Containers – Bids were received from T.B. Disposal, Inc. and Waste Management.

| Bid Opening: 9/14/2012 Bids Due: 9/13/2012 at 3 pm | Bid Amount CU.YD. | Cert of Insur. w/ \$500,000/\$1 million | PA DEP License | M.C. Waste Haulers License | Letter to provide Twp. ticket from Landfill for each load | NOTES |
|--|----------------------------------|--|---------------------------|---|--|-----------------------------|
| Waste Management 2710 Golden Key Road Kutztown PA 19530 | \$ 18.30 | yes | yes | yes | yes | Awarded contract |
| TB Disposal, Inc 500 N. Poplar St Berwick PA 18603 | \$ 19.00 | no | no | no | no | |

Michael Dwyer made a motion to accept and award the Fall Cleanup Container bid to Waste Management. Annette Atkinson seconded the motion. Motion passed 3-0.

Treasurers Report

Michael Dwyer reported that the 2012 TRAN final payment of \$50,000.00 will be paid within the month.

Approval of Payables

Michael Dwyer made a motion to pay the golf course payables in the amount of \$12,923.16. Annette Atkinson seconded the motion. Motion passed 3-0.

Michael Dwyer made a motion to pay the general fund payables in the amount of \$54,550.17. Mitchell Marcus seconded the motion. Motion passed 3-0.

Michael Dwyer made a motion to pay the liquid fuels payables in the amount of \$98,451.24 for Community Drive. Annette Atkinson seconded the motion. Motion passed 3-0.

Michael Dwyer made a motion to pay the sewer fund payables in the amount of \$36,150.77. Annette Atkinson seconded the motion. Motion passed 3-0.

Solicitors Report

Memorandum of Understanding (MOU) - Attorney Gaul stated that the Memorandum of Understanding (MOU) is for the ambulance provider first responders. The document was sent to the ambulance companies and reviewed by the Board of Supervisors and is now ready for approval.

Attorney Gaul stated that the two essential differences in the new proposed MOU are:

1. Med-Mobile E.M.S., a for-profit business, is not named, as the Supervisors expressed a desire to use responders that were a non-profit company and
2. Providers are required to supply the Township with certain documentation in order to ensure the provider's accountability and public service.

Mitchell Marcus made a motion to adopt the Memorandum of Understanding (MOU), with any revisions as approved by the Supervisors executing the MOU and acceptable to the Solicitor.

Richard Kowski asked if the ambulance providers will be required to provide a 990 Form (Return of Organization Exempt From Income Tax). Attorney Gaul stated yes or the equivalent thereof.

Annette Atkinson seconded the motion. Motion passed 3-0.

New Business

Tim O'Donnell Letter of Interest to service on the Economic Development Committee – Annette Atkinson made a motion to accept Mr. O'Donnell's letter and appoint him to the Economic Development Committee. Mitchell Marcus seconded the motion. Motion passed 3-0.

Opening the Middle Smithfield Township Municipal Golf Course for the 2013 Season – Annette Atkinson made a motion to open the golf course for the 2013 season. Michael Dwyer seconded the motion.

Richard Kowski asked how much money the Township will have to contribute. Annette Atkinson stated no more than what we paid this year.

Annette Atkinson stated that because the Township opened the golf course this year, the net maintenance is less than if we closed it. Also, if the Township closed the course, premier memberships would have to be paid. If the golf course is not maintained, The golf course would be devalued and the Township would not be able to sell it in the future.

Michael Dwyer stated that the golf course cannot be developed as it is under the PRD (Planned Residential Development).

Richard Kowski asked if anyone is certified. Annette Atkinson stated that the Food and Beverage person has the RAMP certification.

Mitchell Marcus stated that he would like to wait another month before making a decision on this agenda item.

Annette Atkinson stated waiting a month would be too late, and that we have had ongoing golf budget meetings two times a month which Mr. Marcus has periodically attended where all the figures have been reviewed, and as the Bookkeeper confirmed at this past Monday's meeting that Mr. Marcus attended, if the golf course received no non-member rounds for the rest of the year, the course could remain open until December 3, 2012.

Annette Atkinson stated that for 2012 the \$277,000.00 the Township slated to contribute for maintenance expenses may be defrayed by approximately \$100,000.00 in 2012 as of July.

Mitchell Marcus asked what the loss is for the golf course. Annette Atkinson stated we have defrayed the net maintenance costs to less than the \$277,000.00 that was projected to maintain the course.

Michael Dwyer stated that if we can foresee, that \$277,000.00 is less than projected and is a savings to the taxpayers and we should continue with the momentum to lessen the burden on the taxpayers.

Annette Atkinson and Michael Dwyer voted to open the golf course for the 2013 season. Mitchell Marcus voted not to open the course for the 2013 season. Motion passed 2-1.

Authorize Advertising to Receive Bids for the Golf Carts Lease – Michael Dwyer made a motion authorizing and directing the Township Secretary to advertise and received bids for the lease of golf carts. Annette Atkinson seconded the motion. Motion passed 3-0.

Public Comment

None

Mitchell Marcus made a motion to adjourn the meeting at 8:24 a.m. Michael Dwyer seconded the motion. Motion passed 3-0.

Respectfully submitted

Michele L. Clewell
Township Secretary
September 14, 2012

BOS Payables 9/14/2012

| <u>Date</u> | <u>Name</u> | <u>Memo</u> | <u>Credit</u> |
|-------------|---|---|-------------------------|
| 09/11/2012 | Allstate Septic Systems, LLP | inv 215248 Echo/Ressica handicap units | 260.00 |
| 09/11/2012 | Avaya | inv 2732086714 | 117.60 |
| 09/11/2012 | Claude S. Cyphers, Inc | misc parts | 241.63 |
| 09/11/2012 | Doublle M Productions | inv 19183 shirts for parks dept | 182.50 |
| 09/11/2012 | E.M. Kutz | inv 0041324-IN hydro force coil | 98.38 |
| 09/11/2012 | Fry's Plastic | inv K115031 repair coupling | 69.09 |
| 09/11/2012 | General Code, LLC | inv 008941 supplement # 35 | 1,851.00 |
| 09/11/2012 | Gilmore & Associates, Inc. | engineering fees 120234-242 | 9,790.65 |
| 09/11/2012 | Lewis True Value | misc supplies | 74.21 |
| 09/11/2012 | Northern Safety Co. Inc | inv 900116912 fuel pump container and lids | 164.37 |
| 09/11/2012 | Panko Reporting | Hott Pa and Ordinances | 411.40 |
| 09/11/2012 | Pennsylvania American Water | a/c 24-1989049-2 3 hydrants | 120.69 |
| 09/11/2012 | R & S Auto & Truck | inv 7832 inspection | 23.69 |
| 09/11/2012 | Saint Johns Church | green sponsopship | 100.00 |
| 09/11/2012 | Superior Plus Energy Services | inv 789443 diesel 1500 gal | 5,261.85 |
| 09/11/2012 | Allstate Septic Systems, LLP | inv 215395 ressica | 95.00 |
| 09/11/2012 | Benecon Group | 052801 health insurance | 22,021.20 |
| 09/11/2012 | Bergey's, Inc | inv ph396889r shaft | 96.81 |
| 09/11/2012 | BIU of PA, Inc. | inv 0100-0120-027680 permit fees | 4,314.55 |
| 09/11/2012 | EMC Insurance Companies | claim # 853892 lapeter | 1,526.00 |
| 09/11/2012 | BWP-Carquest Auto Parts | inv 8348-20278 oil filter | 32.18 |
| 09/11/2012 | Claude S. Cyphers, Inc | inv 603802 misc parts | 361.08 |
| 09/11/2012 | Double M Productions | inv 19183 shirts park committee | 182.50 |
| 09/11/2012 | Met Ed | a/c 100073577916 Sellerville traffic light | 22.43 |
| 09/11/2012 | Pennsylvania One Call System, Inc. | inv 501422 | 19.10 |
| 09/11/2012 | Pocono Produce | inv 422193 tp, c-fold, towels | 167.40 |
| 09/11/2012 | Pocono Record | inv 644747 public notices | 1,642.10 |
| 09/11/2012 | RICOH USA, Inc | inv 87643093 copier lease | 260.00 |
| 09/11/2012 | Tractor Supply Credit Plan | a/c 6035301203356330 inv 100070270 t post puller | 59.99 |
| 09/11/2012 | Tulpehocken Spring Water | invs 1202972/9887 water | 110.70 |
| 09/11/2012 | Monroe County Conservation District | Big Ridge GPII | 150.00 |
| 09/12/2012 | Met Ed | a/c 100069220836 river rd | 13.08 |
| 09/12/2012 | Newman, Williams, Mishkin, Corveleyn | inv 83229 Hott PA legal fees | 2,280.00 |
| 09/12/2012 | Postage Pros Plus Inc | inv 05624A posi seal | 38.70 |
| 09/12/2012 | Reliable Sign | | <u>2,390.29</u> |
| | | | <u>54,550.17</u> |
| | | | <u>54,550.17</u> |

BOS September 14, 2012 Golf Course

| <u>Name</u> | <u>Memo</u> | <u>Credit</u> |
|-------------------------------|--|------------------|
| Wayne Bank | interest on 2011 loan | 1,278.75 |
| Banko Beverage | beer purchase | 195.89 |
| LT Verrastro Beverage | beer purchase | 107.35 |
| Global Pay | aug credit card fees | 645.03 |
| Advance Auto Parts | inv 6952223343589 tie rods ford f-250 repairs for inspection | 235.34 |
| Blue Ridge Communications | acct 0109950-03 proshop cable & internet | 48.62 |
| BWP-Carquest Auto Parts | misc parts | 157.86 |
| Claude S. Cyphers, Inc. | inv 603803 hydraulic hose rough mower | 120.33 |
| Cramers Home Building Centers | inv 762370/770680 | 137.26 |
| Finch Services, Inc | inv Z15046 | 720.07 |
| Fisher & Son Co., Inc. | inv 114118-IN sand top dressing | 1,475.60 |
| Friedman Electric | bulbs/sleeves safety committie | 291.24 |
| Golf Cart Services, Inc | inv 0117224 golf cart lease less credit | 5,726.00 |
| Mark Oney | soda, snacks for pro shop & bev cart | 339.32 |
| Met-Ed | a/c 100081748863 maint bldg tom x rd | 70.66 |
| Miggy's Corp 5 | food and snacks for pro shop sales | 129.00 |
| Pocono Lake Supply | inv 6931 misc parts | 26.85 |
| Pocono Produce Company | inv 422193 tp & c-folds | 127.90 |
| Pocono Record | inv 644747 golf course ads | 228.80 |
| Tom X Pub | outing food | 741.52 |
| Met-Ed | a/c 100085171773 gaurd shack | 77.95 |
| Met-Ed | a/c 100081784231 big ridge drive | 41.82 |
| | | <u>12,923.16</u> |

BOS September 14, 2012 Liquid Fuels Acct

| <u>Date</u> | <u>Name</u> | <u>Memo</u> | <u>Amount</u> |
|-------------|--------------------------|-----------------------------------|------------------|
| 09/14/2012 | Eureka Stone Quarry, Inc | inv 111512/608/667 road materials | <u>98,451.24</u> |

BOS Bill List for Approval September 14, 2012 Sewer Account

| <u>Vendor</u> | <u>Amount</u> | <u>Check No.</u> | <u>Description of Charges</u> |
|----------------------|---------------|------------------|-------------------------------|
| CMRS | \$ 1,000.00 | 5808 | Postage for 4th Qtr Billing |
| Coyne Chemicals | \$ 2,820.00 | 5809 | Chemicals for PS and STP |
| Eastern Alarm | \$ 98.00 | 5810 | Repairs Alarm at Fernwood TP |
| Gilmore & Associates | \$ 5,434.83 | 5811 | Engineering Services |

| | | | | |
|----------------------------|----|-----------|------|---|
| Met Ed | | Void | 5812 | |
| Med Ed | \$ | 6,489.76 | 5813 | Electric for PS & STP |
| B. Newhart & Sons | \$ | 380.00 | 5814 | Sludge clean up PS Tree Tops |
| Prosser Laboratories | \$ | 17,366.68 | 5815 | Contract Services PS and STP Operations |
| Stroudsburg Electric Motor | \$ | 604.57 | 5816 | Supplies & Parts for PS and STP |
| Waste Management | \$ | 1,956.93 | 5817 | Sludge Hauling Treatment Plants |

Grand Total Sewer Fund **\$ 36,150.77**

Checks marked "VOID" are due to their lengthy invoice total running onto the next sequential check number when printing.