

The regular meeting of the Middle Smithfield Township Board of Supervisors was held on Wednesday, November 7, 2012 at 7:00 p.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 Engineer Fred Courtright, P.E., Township Secretary Michele Clewell and several interested residents.

Approval of Minutes

Mitchell Marcus made a motion to approve the October 17, 2012 minutes. Annette Atkinson seconded the motion. Motion passed 3-0.

Report of Executive Sessions

Attorney Gaul stated that an executive session was held prior to this meeting regarding the Hott PA zoning appeal, personnel matters and legal advice on Township matters.

Committee Reports

- a. Eastern Monroe Regional Park Commission – The October 2013 meeting was cancelled due to a lack of a quorum. The next meeting will be held May 2013.
- b. MST Parks – Annette Atkinson stated that Joyce Fenical could not attend the meeting to give the Parks and Recreation report. She also stated that committee reports will be on the next Board of Supervisors meeting agenda
- c. Economic Development Committee – Debbie Kulick stated that the committee is focusing all efforts on the Job Fair to be held next Wednesday, November 14th at the CCP Whispering Pines from 9:00 a.m. to 2:00 p.m.
- d. Golf Committee – Don Henry stated that they are still on projection with revenue and expenses. The course is closed as trees are down and there is a lot of debris to still be cleared due to Hurricane Sandy. The 2013 budget proposal will be forwarded to the Board of Supervisors for their review. The 2013 memberships were reviewed.
- e. Historical Society – Attorney Gaul stated that the nonprofit status 501c3 is currently being worked on. Annette Atkinson stated that the Historical Society Committee report should be placed on the November 20, 2012 Supervisors agenda as no one was present to provide a report.
- f. Workers Compensation Safety Committee – Mitchell Marcus reported that the November meeting was cancelled due to the storm and no quorum.

Treasurer's Report

Michael Dwyer stated that October has been busy with leaf collection and then Hurricane Sandy. Expenses to date, excluding the hurricane are what was expected.

There were 366 trips made by resident for fall cleanup. The Supervisors have met with the committees for the proposed 2013 budget. The Board of Supervisors will have the budget presentation for the December 4, 2012 meeting.

Mr. Dwyer stated that by Thanksgiving the golf course will be closed. Currently interviews are taking place to hire a Sewer Coordinator.

Michael Dwyer made a motion to amend the Sewer 2012 budget to reflect the payment of one-million dollars for sewer capacity. Annette Atkinson seconded the motion. Motion passed 3-0.

Michael Dwyer made a motion to pay the General Fund payables in the amount of \$19,515.25. Mitchell Marcus seconded the motion. Motion passed 3-0.

Michael Dwyer made a motion to pay the Sewer Fund payables in the amount of \$357,729.18. Mitchell Marcus seconded the motion. Motion passed 3-0.

Michael Dwyer made a motion to pay the Golf Course payables in the amount of \$4,107.70. Annette Atkinson seconded the motion. Motion passed 3-0.

Michael Dwyer made a motion to pay the Liquid Fuels payables in the amount of 1,015.83. Annette Atkinson seconded the motion. Motion passed 3-0.

Engineers Report

CCP Phase 3 Section 5 Letter of Extension to Render a Decision – Fred Courtright stated that the Planning Commission and Board of Supervisors have received a letter from the attorney representing the developer Bob Brown, to extend the deadline to render a decision until February 15, 2013. Michael Dwyer made a motion to accept the letter to extend the deadline until February 15, 2012. Mitchell Marcus seconded the motion.

There was a question as to what the delay is regarding CCP Phase 3 Section 5. Attorney Gaul stated that among other things, the developer is asking to do is to develop in phases and the developer needs to meet with the POA to resolve some issues.

Motion passed 3-0.

Solicitors Report

Hiawatha Road Vacation of Road Documents – Attorney Gaul stated that we are making progress and expect to have this finalize for the next meeting but would ask the Board of Supervisors to table the request. Mitchell Marcus made a motion to table action until the November 20, 2012 meeting. Annette Atkinson seconded the motion. Motion passed 3-0.

PennDOT Agility Agreement – Attorney Gaul stated that he has reviewed the agreement and the Board of Supervisors need to pass Resolution 2012-11-01. Mitchell Marcus made a motion to pass Resolution 2012-11-01. Michael Dwyer seconded the motion. Motion passed 3-0.

Old Business

Pocono Highland Dam – Attorney Gaul confirmed that PA DEP has inspected the dam and has concluded that there are no safety or structural integrity issues. No action required.

New Business

Hurricane Sandy Update – Annette Atkinson reported that additional information will be given at the November 20, 2012 meeting where the Marshalls Creek Volunteer Fire Co. Fire Chief will provide an update as well as the Middle Smithfield Township Emergency Management Coordinator.

Thank you to all the volunteers that helped.

Annette Atkinson reported that currently there are ten residents without power in the Township and they should be restored by 6:00 p.m.

Mrs. Atkinson stated that she spoke with John Siptroth and the discussion was to hold a hearing on how the Met-Ed Electric Company fared as PPL Electric did a much better job restoring power.

Annette Atkinson stated that the Township will be looking into a text alert system just for Middle Smithfield Township, as there was no electric and the local radio stations were without power or generators and formalizing a flyer distribution system with the Township committees to supplement the email, social media and television reports

In order to turn the CCP Whispering Pines Clubhouse into a shelter, obtaining a grant for a generator will be researched.

Local churches provided meals and made announcements where residents could receive water, ready to eat meals and a shower.

Public Comment

Richard Kowski stated that the radio station should have had generators in place and should be required to have them in an emergency. He stated that anything sent to Met-Ed should also be sent to the PA PUC. Michael Dwyer stated that we will have to go through the PA PUC; therefore they will be given everything.

Annette Atkinson stated that not one of the gas stations within the Township was on a generator, even though they lost power, and the Township is looking into revising its zoning/permitting procedures to require critical businesses such as gas stations and banks to have backup generators.

Annette Atkinson reported that due to the emergency situation, the Board of Supervisors did convene in order to meet the needs of the community, although no advertising was done.

Hal Harris stated:

- a. First responder training for each community association maybe a good idea and that the government has Block Grants that the Township maybe able to apply for as Property Owner Associations cannot,
- b. Mt. Stream Baptist Church was not informed of the water and meals distribution nor the availability of showers available at CCP, (Editor's note: Mountain Stream Baptist Church received the same MST email alerts the other churches did)
- c. It may be time to either sell or lease out the CCP clubhouse/golf course.

Annette Atkinson stated that an internal post storm meeting will be scheduled next week.

Mr. Harth thanked the Board of Supervisors for what they have done but stated communication was lacking and Met-Ed was no help. He also suggested having flyers at the gas stations and grocery stores to get the word out and it would have been helpful to have some type of information at the entrance of CCP.

Annette Atkinson stated that Joyce Fenical, Chair of Parks and Recreation did distribute flyers to businesses down Route 209. Also, in a disaster that results in no power for TV, radio, and internet, residents should purchase a newspaper; the Pocono Record printed all of Middle Smithfield Township's press releases.

Michael Dwyer stated that we had a good plan in place and part of that was the newspaper and radio station but without power or having to go door to door, trying to reach over 17,000 residents is very difficult. We did get flyers out and numerous postings to Facebook were done. If the radio stations had power then everyone would have known availability of water, meals, hot showers, road closures, etc. part of the debriefing will be having contact information for all the communities within the Township.

Nancy Bittner stated that Pocono Heights Community did have a generator and the community came together. She stated that generators should be required for all communities that have a clubhouse.

Michael Dwyer stated that over five-hundred residents utilized the showers at the CCP clubhouse.

The Board of Supervisors thanked all the volunteers again that helped during and after the storm.

Richard Kowski asked again about the traffic signal delay at the intersection of Route 209/Sellersville Drive and Route 209 and Mt. Nebo Road. Michael Dwyer stated that we were going to change the timing but PennDOT will not allow us to do that unless the Township takes the liability of any accidents that may occur, therefore the timing will NOT be changed until after the construction of the Wawa is completed.

Mr. Kowski also stated that battery backup for traffic signals would be a good idea.

There was discussion as to what the Township can do to restrict the amount of gasoline individuals can take during an emergency. Attorney Gaul stated that the gasoline business is State Regulated, it is not a part of zoning but anyone could talk to Representative Rosemary Brown's office.

There being no further business, Mitchell Marcus made a motion to adjourn the meeting at 8:18 p.m. Annette Atkinson seconded the motion. Motion passed 3-0.

Respectfully submitted,

Michele L. Clewell
 Township Secretary
 November 7, 2012

General Fund			
<u>Date</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>
10/24/2012	Middle Smithfield Township	Funds Transfer	-52,682.64
11/07/2012	ABC Trophies, Inc	inv 14352 Gerard Patane	-389.41
11/07/2012	Abeloff Pontiac Inc	inv 36343 rod	-121.39
11/07/2012	Allstate Septic Systems, LLP	inv 217425 handicap units	-260.00
11/07/2012	Amy R. Ondek	9/91262 tax reductions	-127.03
11/07/2012	Atlantic Coast Energy	52249/52248	-6,099.06
11/07/2012	Bergey's, Inc	parts	-588.48
11/07/2012	Bradco Supply Co	inv 85124 flex a fill sealant	-2,137.50
11/07/2012	BWP-Carquest Auto Parts	parts	-157.20
11/07/2012	Cintas Corp	inv 101106284	-74.96
11/07/2012	Claude S. Cyphers, Inc	604982/605261	-113.86
11/07/2012	Colours 06	inv 1746182 paint	-210.85
11/07/2012	Cramer's Home Center	796699 / 804773	-255.79
11/07/2012	Day Timers	order 61796346 2013 refill	-48.73
11/07/2012	Debbi Manter	inv 1027 cleaning	-778.00
11/07/2012	District Court 43-4-01	ordinance #176, Chapter 200 Sec 044-080.b.h2(1)	-83.50

11/07/2012	Donna G. Kenderdine, RPR	238-12 / 243-12 / 246-12	-397.55
11/07/2012	Dr. Buff Up	12-581 MT-65	-100.00
11/07/2012	Francis C. Disalvo	inv 152037 3/4in comp. imp wren	-575.00
11/07/2012	GreatAmerican Leasing Corp	inv 12845934 lease	-304.50
11/07/2012	Highway Equipment & Supply Co.	inv D95551 hose/cap/o-ring	-64.92
11/07/2012	James M. Logan	9/90840 tax reduction	-236.00
11/07/2012	John & Karen Gannon	09/96870 tax reduction	-132.53
11/07/2012	Karen Livingood	9/86770 tax reduction	-34.29
11/07/2012	Kimball Midwest	inv 2646146 wheel/coupler/hose ends/lubricant	-340.88
11/07/2012	Lewis True Value		-386.00
11/07/2012	Met Ed	a/c 100073577916 Sellersville light	-27.89
11/07/2012	Middle Smithfield Materials	inv 21357 stumps/brush	-175.00
11/07/2012	Middle Smithfield Township 2012 GOB	2012 GOB general fund portion	-47,113.75
11/07/2012	Miggys Five		-74.82
11/07/2012	Mitchell K. Marcus	Monroe County convention	-50.00
11/07/2012	Monroe County Historical	annual membership	-250.00
11/07/2012	Northern Nurseries	inv 105073 tarp & fencing for recycle site	-330.72
11/07/2012	Perl R. Miller	09/87059/U4 tax reduction	-42.67
11/07/2012	PMRS	a/c 45-027-5N	-4,394.69
11/07/2012	Pocono Produce	inv 433417 tp/pt/cups	-126.30
11/07/2012	R & S Auto & Truck		-184.89
11/07/2012	R.J. Groner Inc.	ref 1636-228 Maintenance Agreement	-2,475.00
11/07/2012	Ray Price Stroud Ford		-242.98
11/07/2012	Reilly Associates.	inv 9 CCP Phase III sect 5 review	-1,986.10
11/07/2012	Sheeley Insurance	inv 963 down payment on Bus Pckg Ren	-24,775.80
11/07/2012	Staples Contract and Commercial		-728.29
11/07/2012	Stengel Bros., Inc.	inv 319458 alignment	-163.00
11/07/2012	Sun Litho Print	inv 33278 #10 windo envelopes	-115.00
11/07/2012	The Expree Times	inv S2583736000 RFP accountant	-177.49
11/07/2012	The Hartford -Priority Accounts	inv 6084325-7 insurance	-1,163.40
11/07/2012	Verizon Wireless	inv 6800868951 Waynes phone	-182.36
11/07/2012	Waste Management	inv 2676492-0821-7 fall cleanup	-4,043.00
11/07/2012	Wayne Bank.	UCC termination fee re: 2012 TAN payoff	-84.00
11/07/2012	Allstate Septic Systems, LLP	inv 217722 porta potty	-95.00
11/07/2012	Waste Management	inv 2680272-0821-7 container	-394.35
11/07/2012	Middle Smithfield Township	payroll Funds Transfer	-39,418.68
			-
			<u>195,515.25</u>

Wayne Bank - Golf Course

<u>Name</u>	<u>Memo</u>	<u>Amount</u>
JDC Golf and Turf	Mower / aerator lease	1,264.63
Blue Ridge Communications	a/c 0109950-03 internet service	-49.95
Debbie Manter	inv 1027 cleaning clubhouse	-600.00
Finch Services, Inc	B33211 / B33842 parts	-557.37
Leon Clapper Plumbing.	inv 16382 CCP backflow tests	-350.00
Lewis True Value	inv A317603 spotlight	-24.99
M.S.T.S.D.	B03-1180 Douse using return of security dep to o/s sewer	-250.00

PA American Water	a/c 2420716287 big ridge drive	-14.24
R.J. Groner Inc.	inv 1636-46751 heating system repairs	-238.00
Turf Equipment & Supply Co.	inv 817648-00 solenoid kit	-197.65
Waste Management	inv 2680279-0821-2 garbage	-99.58
PA American Water	a/c 2420746287 big ridge	-199.93
Waste Management	inv 2680278-0821-4 garbage - clubhouse	-90.36
Wilson Sporting Goods	inv 4512335338 F.L.I. 12 ball brick	-171.00
		-
		<u>4,107.70</u>

Liquid Fuels

<u>Date</u>	<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>
11/01/2012	1088	Royal Truck	VOID: cherry picker	0.00
		Eureka Stone Quarry, Inc		-
11/07/2012			inv 112346	<u>1,015.83</u>
				-
				<u>1,015.83</u>

11/07/2012 Sewer Department Payables

Vendor	Check No.	Amount	Discription
Andritz Enviroment	5847	1,500.00	WBS Elemnt P/S repair
AT & T	5848	38.54	Rt. 209 STP Communications
Emergency Ststems Co.	5849	876.50	P/S Equipment Repair
Middle Smithfield Twp	5850	346,060.94	2012 GOB Payment
Prosser Laboratories	5851	405.20	Operations Winona Lakes STP
Strand Pool Supply	5852	1,549.00	Aluminum Sulfate, supplies P/S
TOPPS Software	5853	84.95	November monthly maintenance
Verizon	5854	48.24	PS Communications
Verizon	5855	149.09	PS Communications Winona
Verizon	5856	46.73	PS 4 Communications
Verizon	5857	43.60	PS 3 Communications
Verizon	5858	43.77	PS LOP Communications
Verizon	5859	83.32	STP Communications
Verizon	5860	43.60	PS McCole Road Communications
W.G. Malden Inc	5861	1,535.70	PS verify meter accuracy
W.G. Malden Inc.	Not Issued	5,220.00	Billed to wrong township, East Brown St.
Total		357,729.18	