



MIDDLE SMITHFIELD TOWNSHIP
BOARD OF SUPERVISORS MINUTES
APRIL 27, 2017

The regular meeting of the Middle Smithfield Township Board of Supervisors was held on Thursday, April 27, 2017 at 7pm at the Schoonover Municipal Building with Annette Atkinson presiding.

Supervisors present; Annette Atkinson, Mike Dwyer and Mark Oney. Also present, Township Solicitor Michael Gaul, Esquire, Township Secretary Michele Clewell, and several members of the public.

Pledge of Allegiance

Approval of Minutes

Annette Atkinson made a motion to approve the April 13, 2017 minutes. Mike Dwyer seconded the motion. Motion passed 3-0.

Report of Executive Session(s)

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

Announcements

- 1,000 Feet of Street is scheduled for 8am sign in at the township building, this Saturday April 29th.
- Spring cleanup will be held May 5th and 6th from 7am-4pm both days.
- Restaurant Week kickoff and the Pocono Photo Club photo exhibit Opening Reception will be held on Sunday, April 30th beginning at 6:30pm.

Correspondence

None

Treasurer's Report

Mike Dwyer made a motion to approve payment of the general fund payables in the amount of \$26,296.22. Mark Oney seconded the motion. Motion passed 3-0.

Mike Dwyer made a motion to approve the payment of the sewer fund payables in the amount of \$62,388.93. Annette Atkinson seconded the motion. Motion passed 3-0.

Mike Dwyer made a motion to approve payment of the golf fund payables in the amount of \$39,325.92. Mark Oney seconded the motion. Motion passed 3-0.

Mike Dwyer made a motion to approve the payment of the General Obligation Bond payment in the amount of \$50,146.88. Mark Oney seconded the motion. Motion passed 3-0.

Solicitors Report

None

Engineers Report

HaRa Minor Subdivision Plan Request for an Extension to Render a Decision; a letter was received on April 27, 2017 from the Bushkill Group to extend the date to render a decision on the minor subdivision plan through May 31, 2017. Annette Atkinson made a motion to accept the letter and to extend the deadline to render a decision on the HaRa Minor Subdivision plan to May 31, 2017. Mike Dwyer seconded the motion. Motion passed 3-0.

Old Business

None

New Business

Authorize Execution of the ("LSA") Local Share Account Grant Received from the Department of Conservation & Economic Development for the Frutchey Drive Sewer Line Extension in the Commercial District; Annette Atkinson made a motion to accept and authorize execution of the LSA Grant received from DCED in the amount of \$200,000 for the Frutchey Drive Sewer Line Extension within the commercial zoning district. Mike Dwyer seconded the motion. Motion passed 3-0.

Appoint Second Alternate Right to Know Officer; Annette Atkinson made a motion to appoint Holly Freese and the second alternate Right to Know Officer. Mike Dwyer seconded the motion. Motion passed 3-0.

Public Comment

Carl Putek explained the history of the original intended development Pointe Verde that would encompass 125 acres. However, the developer pulled the plan and then submitted what is now, Timothy Lake RV Campground located off of Timothy Lake Road.

Mr. Putek stated that when the plan was approved in 1999, "Park Models" were classified by the county tax office as mobile homes and the township classified them as temporary units. Mr. Putek stated that after 17 years, those park models are still there and there are signs up on Timothy Lake Road advertising there are new home sales within the campground. He stated that the park models are permanent, not temporary as what was approved, and wants the township to look into it.

Attorney Gaul asked Mr. Putek whether the impact to neighbors of having the same park models present at the campground over a long period of time would be any different than if the units were being moved out and then moved back again? Mr. Putek stated that he believes the units shouldn't be there on a permanent basis.

Attorney Gaul asked if the RV is fixed to the ground, and Mr. Putek said no, they are on wheels.

A member of the audience stated that there are people that live thee year round, but they are not paying taxes like a homeowner would. *Editor's note: Landowners pay taxes on the land they own. Renters pay rent to the landlord that is paying the taxes.*

Attorney Gaul stated that there is no basis to challenge the plan now, as there is only 30 days to challenge. Further, Mr. Putek in his comments had stated that he did challenge the plan 17 years ago and lost. Attorney Gaul stated that the township could question the property owners, to see if the property is being used in accordance with the plan, but the land owner has now been using the property for 17 years since the plan was approved.

Mike Dwyer stated that by definition, the units are not permanently fixed to the ground.

Attorney Gaul stated that there are only two options; (1) Mr. Putek can file a complaint with the zoning office or (2) go to court and attempt to enforce the past ordinance he believes is not being followed but must provide 30 days' notice to the township.

Mike Dwyer asked Mr. Putek if he would be willing to meet with the zoning officer and explain everything to him.

Mr. Putek wanted to inform the supervisors about a home within Mt. Top Estates that is abandoned. He was told that the township has to put a notice in the newspaper 3 times before anything can be done. Attorney Gaul stated that the HOA is permitted to do whatever it wants to enforce its own rules. As for the township, we must give notice and opportunity to the property owner. Again, Mr. Dwyer stated that Mr. Putek should contact the zoning officer to explain his concerns and get the facts.

Adjournment

Mike Dwyer made a motion to adjourn the meeting at 8:04pm. Mark Oney seconded the motion. Motion passed 3-0.

Respectfully submitted,

Michele L. Clewell
Township Secretary
April 27, 2017

General fund

Num	Name	Memo	Credit
15097	Russell Blakeslee	59 bales of hay	295.00
15098	Sun Litho Print	postage for newsletter	1,317.42
15099	209 Enterprises	inv 101-09199 AASHTO #10	218.34

15100	Ace Trucking & Repairs, Inc	inv 12519 inspection	75.00
15101	Alura Business Solutions LLC	inv 27137 computer support	1,316.25
15102	American United Life Insurance Company	policy G 0061299-0000-000 life insurance	1,566.82
15103	Bergey's, Inc	inv ph569424r filter kits	69.05
15104	Claude S. Cyphers, Inc	invs 656729 / 657072 parts	59.66
15105	Cleveland Brothers	inv serv6875518 repairs	200.14
15106	Cramer's Welding & Repairs	inv 332593 steel plate for moon paver	15.00
15107	Dawn M. Arnst Tax Collector	reimburse for toner & copy paper service of civil complaint mj43401-cv-26-2017	108.14
15108	District Court 43-4-01		55.00
15109	FedEx	inv 576619765	13.87
15110	Future Signs	inv 219 decals & numbers	285.00
15111	Grainger, Inc.	inv 9422675968 dishwasher test strips	27.59
15112	H.A.R.I.E	policy #307441611-15 wc audit 15-16	5,599.00
15113	Highway Equipment & Supply Co.	inv d38596 parts	125.40
15114	Home Depot Credit	6035322502349651 materials & supplies	218.50
15115	Hunter Keystone Peterbilt, LP	inv 11-271030090 gasket kit	22.32
15116	King, Spry, Herman, Freund & Paul LLC	legal fees invs 117290-117303	9,269.00
15117	Lawson Products, Inc.	inv 9304866948 safety glasses	121.31
15118	Leroy Lewis	contracted maintenance- dog park	200.00
15119	Marshalls Creek Plumbing	inv 11709 pipe insulation	3.99
15120	Orkin Pest Control	inv 76223 pest control pan#126568 notary reappointment & insurance	169.74
15121	PA Association of Notaries		401.28
15122	PAPCO	inv 2125251 propane	606.18
15123	Penteledata	inv B2959174 email boxes	484.45
15124	Pocono Photo Club	photo exhibit	80.00
15125	Pocono Township	2 for seminar 5/10	30.00
15126	PSATS CDL Program	inv 17-C0588 testing	95.00
15127	RICOH USA, Inc	inv 98665633 copier lease	703.48
15128	Staples Advantage	inv 8044044990 office supplies	537.40
15129	Stephenson Equipment	inv 10114812 parts	139.46
15130	Tulpehocken Spring Water	inv 2854205 water	69.30
15131	Uline	inv 86229674 blown wrap	195.96
15132	Verizon	570223050340643y	305.64
15133	Verizon Wireless	inv 9784178017 cell phones	268.62
15134	Waste Management	inv 3155597-0203-2	494.09
15135	Met Ed	100059550028 Echo Lake	37.39
15136	Met Ed	100073577916 Sellersville light	39.66
15137	Met Ed	100069220836 River Rd light	23.16
15138	Met Ed	100016915751 Municipal Light	27.12
15139	Met Ed	100124280825 Oak Grove light 4/16 - 4/17	406.49
			<u>26,296.22</u>

Sewer fund

<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>
12188	Basic Power, Inc.		-824.00
12189	Evoqua Water Technologies	903061558	-4,156.44
12190	Graymont Capital Inc.	364229	-6,010.40
12191	Main Pool & Chemical Company Inc.	1760373	-870.00
12192	MST2012GOB	2015 MST 2012GOB	-
12193	Napa Auto Parts	8414506	38,819.79
12194	W.G. MALDEN	11827	-89.99
12195	VERIZON	570588028984296Y - PS#4 Maple Ln	-350.00
12196	VERIZON	570588074284385Y - PS#3 McCole & 209	-35.25
12197	VERIZON	570588075284434Y - PS#7 McCole & NP VOID: 570223102484027Y - PS#6	-35.92
12198	MET-ED	Sellersville 570223102584198Y - PS#5 Rt	0.00
12199	VERIZON	209/Municipal	-37.17
12200	VERIZON	570588113413383Y - PS#8 LOTP	-35.25
12201	VERIZON	570588113513455Y - PS#2 Fairway Villas	-35.25
12202	VERIZON	570588658114420Y - WL Mtn Pass	-33.65
12203	VERIZON	570223737828754Y - Rt 209	-205.66
12204	VERIZON	570588764629956Y - Main STP	-77.59
12205	VERIZON	570223818989863Y - PS#9 Oak Grove	-40.87
12206	VERIZON	570223860470846Y - PS#10 BRD	-37.16
12207	MET-ED	100089058661 - Rt 209	-22.11
12208	MET-ED	100016914275 - RT 209/Municipal	-446.59
12209	MET-ED	100018446334 - PA#3 McCole & 209	-123.95
12210	MET-ED	100016867432 - PS#8 LOTP	-201.27
12211	MET-ED	100018442556 - PS#7 McCole & NP	-150.06
12212	MET-ED	100081035618 - Lift Station	-25.49
12213	MET-ED	100083606630 - PS#9 Oak Grove	-152.97
12214	MET-ED	100018448652 - Main STP	-4,803.98
12215	MET-ED	100016629691 - Sleep Hollow Fairway	-193.06
12216	MET-ED	100080913799 - Off Sleepy Hollow	-159.53
12217	MET-ED	100044877809 - WL Clbhouse Dr	-39.82
12218	MET-ED	100080916826 - PS#2 Fairway Villas	-25.68
12219	MET-ED	100080920901 - Tree Tops	-30.63
12220	MET-ED	100018353951 - PS#6 Sellersville	-516.36
12221	ALLSTATE SEPTIC SYSTEMS, LLP	4282840	-767.50
12222	VERIZON	570223102484027Y - PS#6 Sellersville	-37.79
12223	PROTHONOTARY	April Liens 1	-705.00
12224	PROTHONOTARY	April Liens 2	-705.00
12225	PROTHONOTARY	April Liens 3	-705.00
12226	PROTHONOTARY	April Liens 4	-705.00
12227	ALLSTATE SEPTIC SYSTEMS, LLP	282995	-142.50

62,388.93

Golf fund

<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>
60110	Bridgestone Golf Inc	inv 1002617371 golf balls	(108.00)
60111	Ecolab	inv 5345613 hand soap	(120.80)
60112	Genesis Turfgrass Inc.	invs 65278 / 65279 /62696 greens maintenance supplies	(14,294.66)
60113	Golf Car Specialties, LLC	invs si102924 / si102921 cart lease	(16,598.00)
60114	Kevin Dixon	reimburse for expenses	(294.26)
60115	Nagle Elevator Inspection & Testing	inv 12426 reinspection	(75.00)
60116	Otis Elevator	nps07144317 elevtor contract	(3,445.92)
60117	Superior Plus Energy Services	invs 59277/278/279 gas & diesel	(891.51)
60118	SynaTek	inv 145891 green maintenance supplies	(1,191.84)
60119	Verizon	570223814063192y	(51.69)
60120	Waste Management	inv 315559802030 clubhouse	(267.30)
60121	Waste Management	inv 315559902038 maint bldg	(194.28)
60122	Met-Ed	100104048101 pump house doral court	(21.99)
60123	Met-Ed	100081748863 maint bldg	(240.58)
60124	Met-Ed	100081748855 pump house Tom x rd	(327.86)
60125	Met-Ed	100081748848 clubhouse	(1,046.71)
60126	Met-Ed	100081784231 big ridge dr	(43.97)
60127	Met-Ed	100085171773 guard shack	(111.55)
			<u>(39,325.92)</u>

G.O.B. fund

<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>
1013	Wilmington Trust Company	P105 2012 GOB interest payment	50,146.88
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