

MIDDLE SMITHFIELD TOWNSHIP BOARD OF SUPERVISORS

JULY 9, 2020 7:00 P.M. - MEETING MINUTES

The regular meeting of the Middle Smithfield Township Board of Supervisors was held on Thursday, July 9, 2020 at 7:00 pm at the Township's facility known as the Whispering Pines Banquet Hall, 1445 Big Ridge Drive, East Stroudsburg PA 18302 with Annette Atkinson presiding.

The State and Township continue to operate under emergency procedures due to the COVID-19 pandemic. While the Board of Supervisors has held virtual meetings during the pandemic, the Board decided that it was necessary to hold an in-person tonight due to the scheduling of a conditional use hearing, that would require witness testimony, and potential participation by interested members of the public

The meeting tonight was held at the Whispering Pines facility in order to be able to accommodate a larger public attendance, while still adhering to social distancing guidelines.

Board of Supervisors present: Anette Atkinson, Mike Dwyer and Mark Oney. Township Solicitor Michael Gaul, Esq, Township Engineer Christopher McDermott, P.E., Township Secretary Michele Clewell, Stenographer Donna Kenderdine, Deanna Schmoyer, P.E. Brad Hagedorn, Tom McGowan and several residents of Pond Creek and Country Club of the Poconos were also present.

Call Meeting to Order

Pledge of Allegiance

Approval of Agenda

Annette Atkinson made a motion to approve the agenda. Mike Dwyer seconded the motion. Motion passed 3-0.

Approval of Minutes

Annette Atkinson made a motion to approve the June 25, 2020 minutes. Mike Dwyer seconded the motion. Motion passed 3-0.

Report of Executive Session(s)

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

Announcements

COVID-19 Update; Mark Oney stated that the state has reported 91,299 cases to date with 6,787 deaths as a result of the virus. There have been 1,401 cases to date in Monroe County with 111 deaths reported.

Golf Course Update: Mark Oney stated that a new record was set in June with 2,258 rounds of golf; an increase of 35% over 2018 and 185% over 2019! A daily record of 156 rounds was recorded on Friday July 3, 2020!

Cultural Center/Library Update; Mike Dwyer stated that the offsite work should be concluded tomorrow night for paving. We are still waiting on Met-Ed for power.

Conditional Use Public Hearing

Annette Atkinson made a motion to open the public hearing on Winds West, Inc. 's conditional use application at 7:08pm. Mike Dwyer seconded the motion. Motion passed 3-0.

Donna Kenderdine took a stenographic record of the public hearing.

Attorney Gaul stated the conditional use hearing is for a self-storage facility. The originally hearing was on June 11, 2020 and postponed by the applicant.

Attorney Gaul stated that Exhibits were introduced at the prior hearing, and then introduced new Exhibits. Annette Atkinson made a motion to enter Exhibits B1-B12 into the record. Mike Dwyer seconded the motion. Motion passed 3-0.

Ms. Schmoyer stated that due to comments received by the Township Zoning Officer on the buffer requirements, the plan has been revised to one building with 60,000 sq. ft. instead of two buildings, each with 30,000 sq. ft. By reducing the development to one 60,000 sq. ft. building, the project will meet the buffer requirements.

In light of the COVID-19 Pandemic, the Township received two written comments; Richard and Carrie Key marked as Exhibit B13, and from Carolyn Metaxas, President of The Reserve at Pond Creek Board of Directors, marked as Exhibit B14. Annette Atkinson made a motion to enter Exhibits B13 and B14 into the record. Mike Dwyer seconded the motion. Motion passed 3-0.

Attorney Gaul asked if anyone present for the applicant wished to testify. Deanna Schmoyer of D&D Engineering & General Construction, Brad Hagedorn of Winds West, Inc. and Tom McKeown, Real Estate Broker spoke all on behalf of the applicant.

Ms. Schmoyer introduced Applicants Exhibits A1-A5 for the record.

Tom McGowan introduced Exhibits A6 and A7 into the record.

Public comments/question regarding the landscaping, signage, parking, traffic concerns, vehicle trips per day, hours of operation, the turning radius onto Big Ridge Drive, lighting & illumination, state road vs. township road access, the parking of RV's and boats, and garbage dumpsters were asked by: Carrie Wetherbee, Diane Smith, Patrick Benoit, George Kuchek, Mike Sweeney, and Bob Swetz.

Chris McDermott discussed the trip generating and parking requirements.

Mike Dwyer discussed using Milford Road (State Route 209) for the entrance and exit vs. using Big Ridge Drive. Annette Atkinson stated there are buffers all along the back of the property. The building is expected to be 31'-32' feet high; there are trees that are 35' feet high. Mark Oney suggested the applicant perform a balloon test whereby a balloon is placed at 40', which is the maximum of the top of the building and see how many resident will actually see the balloon. Mike Dwyer discussed the number of similar facilities with 5-10 mile radius.

There being no further testimony or public comment for the record, Annette Atkinson made a motion to close the evidentiary record of the Winds West, Inc. Conditional Use Public Hearing at 9:35pm. Mark Oney seconded the motion. Motion passed 3-0.

Mike Dwyer made a motion to enter Applicant Exhibits A1-A7 into the record. Annette Atkinson seconded the motion. Motion passed 3-0.

Attorney Gaul stated that the conditional use hearing is the zoning aspect of the project. The developer would still have to obtain land development approval, even if zoning approval is granted. The Board of Supervisors will deliberate on the facts and statements presented and have a decision at the next meeting.

Annette Atkinson made a motion to continue the conditional use hearing to August 13, 2020 at 7pm at the Whispering Pines Banquet Hall. Mark Oney seconded the motion. Motion passed 3-0.

Annette Atkinson made a motion to recess the regular meeting at 9:49pm for five minutes. Mike Dwyer seconded the motion. Motion passed 3-0.

Annette Atkinson made a motion to reconvene the meeting at 10pm. Mike Dwyer seconded the motion. Motion passed 3-0.

Proposed Ordinance Public Hearing

An Ordinance Of The Board Of Supervisors Of Middle Smithfield Township, Monroe County, Pennsylvania (The Township), Authorizing, And Directing The Issuance Of The Townships General Obligation Bonds, Series Of 2020, In The Aggregate Principal Amount Not To Exceed \$ 2,800,000 (The 2020 Bonds) Pursuant To The Local Government Unit Debt Act Of The Commonwealth Of Pennsylvania, As Codified By The Act Of December 19, 1968 P.:. 1158 No. 177, As Amended And Supplemented; Providing The Proceeds Of The Sale Of The Bonds Shall Be Applied To Carry Out The Refunding Of All Or A Portion Of The Townships General Obligation Bonds, Series Of 2012 (The 20212 Bonds)

Mike Dwyer made a motion to open the public hearing at 10:01pm. Annette Atkinson seconded the motion. Motion passed 3-0.

The proposed ordinance authorizes the refunding of the Township's 2012 Bonds, provided a required savings level is met. The required saving level on the 2012 bonds is 5% of the net present value of 2012 bonds being refunded, net of issuance costs.

Following further discussion, Mike Dwyer made a motion to close the public hearing at 10:03pm. Mark Oney seconded the motion. Motion passed 3-0.

Action on Proposed Ordinance

Mike Dwyer made a motion to adopt Ordinance No. 229 as presented. Mark Oney seconded the motion. Motion passed 3-0.

Correspondence

None

Treasurer's Report

Mike Dwyer stated that the township remains in good financial health.

Payables

Mike Dwyer made a motion to approve the General Fund payables in the amount of \$96,602.15. Mark Oney seconded the motion. Motion passed 3-0.

Mike Dwyer made a motion to approve the Sewer Fund payables in the amount of \$48,869.53. Annette Atkinson seconded the motion. Motion passed 3-0.

Mike Dwyer made a motion to approve the Golf Fund payables in the amount of \$6,233.69. Mark Oney seconded the motion. Motion passed 3-0.

Mike Dyer made a motion to approve the Liquid Fuels Fund payables in the amount of \$4,585.81. Annette Atkinson seconded the motion. Motion passed 3-0.

Mike Dyer made a motion to approve the Cultural Center/Library Fund payables in the amount of \$184,267.75 as there is a question about the KC Mechanical bill. Annette Atkinson seconded the motion. Motion passed 3-0.

Solicitors Report

None

Engineers Report

Chris McDermott stated that a quote for engineering services has been provided to the Supervisors to inspect the six (6) traffic signal poles and provide a report.

Old Business

None

New Business

Resolution 07-2020-1; Authorizing Disposition of Certain Records; Annette Atkinson made a motion to approve Resolution 07-2020-1. Mike Dwyer seconded the motion. Motion passed 3-0.

Marshalls Creek Fire Company Agreement; Mike Dwyer made a motion to enter into an Renovation Agreement with the Marshalls Creek Fire Company for the LSA Grant that was awarded to the Township on behalf of the fire company for building renovations to the fire company building. Mark Oney seconded the motion. Motion passed 3-0.

Public Comment

None

Adjournment

Annette Atkinson made a motion to adjourn the meeting at 10:08pm. Mark Oney seconded the motion. Motion passed 3-0.

Respectfully submitted,

Michele L. Clewell
 Township Secretary
 July 9, 2020

General fund

Num	Name	Memo	Credit
18629	PMRS	45-027-5N new member admin fee	20.00
18630	Middle Smithfield Township 2019 GOB	2019 GOB installment	16,370.76
71546885	Met Ed	100138495898 Echo Lake	139.78
18631	AFLAC	insurance a/c y2051	384.26
18632	Alura Business Solutions LLC	inv 35998 computer maintenance	567.50
18633	American United Life Insurance Company	G00612999	2,412.68
18634	Bergey's, Inc	inv ph687987r parts	191.12
18635	Blue Ridge Cable	inv 0377113-01 internet for Wooddale	62.21
18636	Bradco Supply Co	inv 193659 signs	86.50
18637	Canfields Pet & Farm	inv 136641 dust control	105.00
18638	Claude S. Cyphers, Inc	inv 696453 parts	11.09
18639	Cleveland Brothers	invs inpp3812102,103,8588,23149 parts	1,848.79
18640	Cramer's Home Center	a/c 2238920 June charges	330.15
18641	Dailey Resources, LTD	inv R146015 cylinder rental	11.00
18642	Demonstrated Tech LLC.	Tax assessment refunds	192.77
18643	DES-CPR, Inc	invs 61855,61867 shredding	1,650.00
18644	Double M Productions	inv 33025 uniforms	1,348.59

18645	General Code, LLC	inv gc00110688 MapLink	1,495.00
18646	Good's Store, Inc	a/c 164085 uniforms	1,702.79
18647	Gotta Go Potties, Inc	inv 96741 Wooddale	60.00
18648	H.A.R.I.E	307441611-18 additional premium	2,434.00
18649	Hunter Keystone Peterbilt, LP	inv R210008200:01 Peterbilt repairs	2,130.38
18650	Joan Hemm-Woisin.	reimburse for expenses	86.79
18651	Joe Les	reimburse for boots	134.99
18652	Kistler O'brien Fire Protection	ticket 154467 fire extinguishers	1,020.80
18653	Leroy Lewis	contracted maintenance- dog park	200.00
18654	Lewis ACE Hardware	a/c 1120 bldg supplies	316.64
18655	M.S.T.S.D.	a/c MS-0032 sewer	700.00
18656	Marshalls Creek Plumbing	inv 15370 conduit repair supplies	18.20
18657	Middle Smithfield Township 2012 GOB	2012 GOB General Fund installment	3,434.00
18658	PA One Call System, Inc.	inv 864372 monthly activity fee	27.20
18659	PAPCO	invs 3001564,1569 gas	3,121.53
18660	PMRS	45-027-5N Pension	17,139.19
18661	Pocono Chamber of Commerce	invs 1870,1871,1927,2154 dues & luncheons	330.00
18662	Pocono Profoods	inv 1288992 supplies for bldg	172.90
18663	Praxair Dist Mid-Atlantic	inv 97335011 cylinder rental	27.29
18664	Pryor Learning Solutions	inv 025131303-20172 a/c 917146 renewal	299.00
18665	RICOH USA, Inc	inv 5059928287 additional copies	102.67
18666	Scandale Associated Builders & Engineers	Application #3 lobby renovation	12,935.70
18667	Scantek	inv 19689 document management services	6,900.77
18668	SFM Consulting LLC	Invs z-007,bc-007,u&o-007	14,875.77
18669	Sherwin-Williams	inv 4697-2 line paint for intersections	331.80
18670	Staples Advantage	invs 8058867094,8058938982 supplies	367.16
18671	Triad Truck Equipment, Inc	inv 0102256 tarp	131.00
18672	Verizon Wireless	inv 9856931248 cell phones	260.40
18673	Alfred S. Arnst	reimburse for Auto Zone parts	28.98
18674	Gotta Go Potties, Inc	inv 96742 Bark Park	85.00
			<u>96,602.15</u>

Sewer fund

<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Credit</u>
14076	AT&T	019333847001	40.80
14077	B. Newhart & Sons, Inc.	062220	880.00
14078	Eastern Alarm Systems, Inc.	15340	65.00
14079	MST2012GOB	MST 2012GOB installment	10,113.54
14080	PA ONE CALL SYSTEM, INC.	864377	42.55
14081	PROSSER LABORATORIES, INC.	May	31,908.00
14082	W.G. MALDEN	16700	370.00
14083	WASTE MANAGEMENT	3463287-0203-7	5,284.64
14084	Commonwealth of PA	1158763	100.00
14085	Commonwealth of PA	1157505	65.00

48,869.53

Golf fund

Num	Name	Memo	Amount
61344	Debra Fraser Howze	return of deposit	(250.00)
61345	Cathy Garcia	return of deposit	(250.00)
61346	Connie Davis	return of deposit	(250.00)
61347	Zenaida Gamboa	return of deposit	(250.00)
61348	Deanna Schmoyer	return of deposit	(250.00)
61342	LT Verrastro Beverage	beer	(380.75)
61343	Banko Beverage	beer	(334.70)
61349	Blue Ridge Communications	0109950-03 internet	(46.95)
61350	Claude S. Cyphers, Inc.	inv 694122 parts	(41.50)
61351	Grass Roots Turf Products	inv 843052 maintenance supplies	(916.00)
61352	M.S.T.S.D.	BR-Amenity3 sewer monthly installment for 2012	(1,050.00)
61353	MST 2012 G.O.B.	GOB	(863.02)
61354	Orkin Pest Control	inv 317325 pest control	(65.56)
61355	Pocono ProFoods	inv 1263502 supplies	(160.00)
61356	Precision Small Engine Co., Inc	inv 612425 parts	(76.25)
61357	Turf Equipment & Supply Co.	ivs 1075937-00,01 supplies	<u>(1,048.96)</u>
			(6,233.69)

Liquid Fuels

Date	Num	Name	Memo	Amount
06/26/2020	1001	Eureka Stone Quarry, Inc	inv 365895 base repair for pipe cuts	- 2,747.71
06/26/2020	1002	void	void	0.00
06/26/2020	1003	Fry's Plastic	inv K08582 pipes for Sellersville project	- <u>1,838.10</u>
				4,585.81

Cultural Center/Library

Num	Name	Memo	Credit
10062	Wind Gap Electric	Application #8 electrical construction	56,715.00
10063	Scandale Associated Builders & Engineers	Application #10 Cultural center construction	92,272.55
10064	K.C. Mechanical Service, Inc.	Application #4 plumbing Cultural Center	48,907.50
10065	Marx Sheet Metal & Mechanical Inc	Application #10 Cultural Center	<u>35,280.20</u>
			233,175.25