



MIDDLE SMITHFIELD TOWNSHIP BOARD OF SUPERVISORS
JULY 8, 2021 MINUTES

The regular meeting of the Middle Smithfield Township Board of Supervisors was held on Thursday, July 8, 2021 at 7:00 pm at the Schoonover Municipal Building.

The meeting was held in-person, with the opportunity for public participation through video and audio advanced communication technology ("ACT"), using the ZOOM internet application, including telephone option.

Board of Supervisors present: Annette Atkinson, Mark Oney and Mike Dwyer. Also present were Township Solicitor Michael Gaul, Esq., Township Engineer Christopher McDermott, P.E., and Township Secretary Michele Clewell.

Plan presenter(s); Don Pensyl P.L.S. of Pensyl Creek Associates.

Residents & Public in-person: Debbie Kulick and Christine Walsh.

No one participated through "ACT".

The meeting was called to order at 7:00 p.m. by Chairman Annette Atkinson and it was opened with the Pledge of Allegiance.

Mike Dwyer asked for a moment of silence in remembrance of Belinda Basnight, a member of the Middle Smithfield Township Parks & Recreation Committee.

Approval of Agenda

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

Michele Clewell reported that effective August 29, 2021, Act 65 of 2021 will take effect. Act 65 of 2021 amends the Sunshine Act for public agencies.

Approval of Minutes

Annette Atkinson made a motion to approve the June 24, 2021 minutes. Mike Dwyer seconded the motion. Motion passed 3-0.

Annette Atkinson made a motion to approve the Board of Supervisors & Planning Commission Joint Special Meeting minutes of June 24, 2021. Mare Oney seconded the motion. Motion passed 3-0.

Report of Executive Session(s)

None

Announcements

Pocono Arts Council art exhibit opening reception at the Community & Cultural Center for "Victory in the Pacific" by Laurinda Faye is Saturday, July 10th from 4pm-6pm. The Flag Art contributions by township resident Maureen Krinski is also on display. Free Tai Chi by resident Paul Cimei begins this Saturday at 10:15am. The Library of the Smithfield's is having a grand opening in August, with more information to follow. Township Mid-Year reports will be given to the public at the Supervisors regular meeting on Thursday, July 22, 2021.

Mike Dwyer stated that the Big Ridge Drive bridge is temporarily closed and the Pondsides Drive road is the new access into Big Ridge Drive south. To access the Reserve at Pond Creek, visitors should continue to use Big Ridge Drive off of Route 209.

Committee & Department Reports

Mike Dwyer stated that the Volunteer Fair & Touch a Truck date was changed tentatively to September 18th due to an event being held at the Echo Lake Park.

All the committee and department reports are available on the township website www.middlesmthfieldtownship.com

Correspondence

Broadhead Watershed thanked the Supervisors for the generous donation.

The Reserve at Pond Creek thanked Mike Dwyer for the work done by the Public Works Department on the mail box area, due to the Big Ridge Drive bridge closure.

A letter from the Marshalls Creek Fire Company President, Eugene B. Berry was received acknowledging satisfaction with the roofing and window replace project.

Treasurer's Report

Payables Mike Dwyer made a motion to approve the general fund payables in the amount of \$85,882.13. Mark Oney seconded the motion. Motion passed 3-0.

Mike Dwyer made a motion to approve the sewer fund payables in the amount of \$26,271.80. Annette Atkinson seconded the motion. Motion passed 3-0.

Mike Dwyer made a motion to approve the golf course payables in the amount of \$8,836.79. Mark Oney seconded the motion. Motion passed 3-0.

Solicitors Report

Attorney Gaul stated that, in light of the termination of the Governors COVID-19 Declaration of Emergency, the Board of Supervisors should consider at its next meeting

whether to take similar action in regards to the Board's on-going emergency declaration.

Engineers Report

Jeff and Garly Strunk Minor Subdivision Plan; Don Pensyl submitted a minor subdivision plan proposing a lot line adjustment between two existing lots situated along Bear Swamp Road. The plan proposed to transfer 5.97 acres from tax parcel 09/15/1/14 to tax parcel 09/15/1/3 resulting in new acreages for Lot 1 (2.00 acres) and Lot 2 (13.77 acres). There are existing dwellings, on-site wells, and sewage disposal areas on both lots. No new dwellings are proposed.

Chris McDermott stated that the two-acre lot does have a secondary sewage disposal site but the 13-acre lot does not depict a secondary sewage disposal site, as there is a waiver request.

Mr. Pensyl stated that he mistakenly failed to make the correction with regard to the typo to Covenant #10 on the plan as required by the township engineers letter dated July 7, 2021.

Requests for Modification of Regulations were discussed;

- a. Section 170.42.C.3 of the SALDO requires secondary sewage disposal areas be shown on all parcels. The Planning Commission recommended waiving the requirement to show the sewage disposal system on Lot 2, as it is a 13-acre parcel, and sure to have a secondary sewage disposal area. Attorney Gaul stated that he would like to see both waiver requests shown on the plan.

Mark Oney made a motion to approve the request to waive the requirement to show the secondary sewage disposal system on the plan for Lot 2. Annette Atkinson seconded the motion. Mike Dwyer asked if this sets a precedent. Mr. McDermott stated that because they are joining 6 acres to Lot 2 and it's more than 10 acres for the single lot, they are not required to show it. Motion passed 3-0.

- b. Section 170.77.F of the SALDO; lot markers should be placed at points where lot lines intersect with street right-of-way lines. The Planning Commission recommended that the waiver request be granted, as the offset dimensions from pins to right-of way have been provided.

Mark Oney made a motion to approve the waiver request. Annette Atkinson seconded the motion. Motion passed 3-0.

Mark Oney made a motion to approve the Jeff and Garly Strunk Minor Subdivision Plan subject to Covenant # 10 being corrected and both waivers being added in the notes of the plan. Mike Dwyer seconded the motion. Motion passed 3-0.

MCFC Building Renovations; Chris McDermott stated that his office has recommended approval of the payments for the Marshalls Creek Fire Station Renovation Project to the awarded contractor under the 2020 LSA Grant as follows:

1. Window replacement, in the amount of \$9,603.00 to Four Seasons Construction Group, Inc. and
2. Roof replacement in the amount of \$24,790.00 to Four Seasons Construction Group, Inc.

Mr. McDermott provided his letters dated July 7, 2021 and documentation for the record.

Old Business

None

New Business

Pump Station No. 5; Award Contract from Bid Opening June 28, 2021. Mike Dwyer made a motion to award the contract to Blooming Glen in the amount of \$98,457.00 upon the recommendation of the engineer's June 30, 2021 letter. Annette Atkinson seconded the motion. Motion passed 3-0.

Resolution No. 07-2021-1; Artur Renda, Gabriella Breitfellar, f/k/a Gabriela Renda, and Justin Breitfeller Joinder Deed; Mark Oney made a motion to approve the Joinder Deed Resolution No. 07-2021-1. Annette Atkinson seconded the motion. Motion passed 3-0.

Public Comment

None

Adjournment

Annette Atkinson made a motion to adjourn the meeting at 7:36 p.m. Mike Dwyer seconded the motion. Motion passed 3-0.

Respectfully submitted,

Michele L. Clewell, Township Secretary
July 8, 2021

General Fund

Num	Name	Memo	Amt.
19741	Stephen Lassell	107764 Volunteer tax credit	15.91
19742	cash.	to replenish petty cash (6/1-6/24)	77.57
80167503	Met Ed Middle Smithfield Township 2019	100126688959 Dancing Ridge (5/19-6/16)	25.58
19743	GOB	2019 GOB installment	12,545.31

19744	Ace Trucking & Repairs, Inc	Inv. 20132 Inspection	80.00
19745	Alura Business Solutions LLC	Inv. 38187 Computer Repairs	337.50
19746	Autozone	Inv. 6787288494 Brake Fluid	11.86
19747	Canfields Pet & Farm	Inv. 137879 Mulch for Seeding	224.00
19748	Corporate Protective Services	Inv. 843 Armed Guard	75.00
n/a	Cramer's Home Center	Inv. 2106-762418, 2106-763692	Pd. From Credit
19749	Dailey Resources, LTD	Inv. 158248 Cyclinder	11.00
19750	Dana Rutledge	Security Return - Pavillon Rental - Echo - 6/27/2021	50.00
19751	Ernest Kulp	Inv. PW21-208 - Automatic Nozzle for Gas Tank	78.81
19752	Foley Incorporated	Inv. WO6000 1282, 1283, 1284	1,769.50
19753	Future Signs	Inv. 992192	736.00
19754	Gary Vanhorn.	Reimbursement for Boots	150.00
19755	General Code, LLC	Inv. GC00113787 MapLink Annual Maintenance Contract	1,495.00
19756	Georges Quickstop Cafe	Inv. 8766, 8862	517.31
19757	Gotta Go Potties, Inc	Inv. 106158, 106157, 106312	230.00
19758	Harry Hinline Builders, Inc	Soffit & J Channel for CC Mailbox Pavillon	1,367.68
19759	Kathy Mattern.	Escrow Return - dp 210208	500.00
19760	Krueger's Sheet Metal	Inv. 23014 Supplies for CC Mailbox Roof	439.00
19761	Lewis ACE Hardware	Invs. 6/14 - 6/25	335.19
19762	M.S.T.S.D.	Inv. MS-0032-0, MS0034-0-0	525.00
19763	Marshalls Creek Plumbing	Inv. 16374 Two Hole Strap	6.40
19764	Miggys Five	Inv. 6/17, 6/30	43.73
19765	NAPA Auto Parts	Inv. 2717-086290 Ball Joint for F550 Truck	95.98
19766	Newman, Williams, Mishkin, Corveley	Inv. 117940 Zoning Hearing Board	35.00
19767	PA One Call System, Inc.	Inv. 911565 Month Activity Fee	13.41
19768	Pennsylvania American Water	Inv. 1024-210033478776 (5/28-6/29)	149.46
19769	Praxair Dist Mid-Atlantic	Inv. 64347962 Cyclinder	29.09
19770	Prosser Laboratories	Inv. 510046, 510976	30.00
19771	Pryor Learning Solutions	Inv. 025131303-2117 - 1 Year Renewal	299.00
19772	Ray Price Ford Lincon	Inv. 5014421 Parts	57.30
19773	Regina Farms	Inv. 27494 - 2 Norway Spruce	232.00
19774	Richards Tree Farm	Inv. 09-905 - 2 Norway Spruce	381.58
19775	Riley and Company	Inv. 47687-1 Initial Payment Incorrect Amt.	20.00
19776	Sara-Marie Puopolo.	Refund - Pavillon Rental - Echo Lake 9/4/21	100.00
19777	SFM Consulting LLC	Inv. BC-007, Z-007, U&O's-07	27,346.17
19778	Snap-on Tools	Inv. 06242181887 Socket/Swivel	73.00
19779	Staples Advantage	Inv. 3480554710, 3480554709, 3480554708, 3481489784	270.39
19780	Sun Litho Print	Inv. 44448 Window Envelopes	265.00
19781	Verizon Wireless	Inv. 9882224497 Cell Phones (5/19-6/18)	244.40
19782	Tracy Pressley.	Secuirty Refund - Pavillon Rental - Rescia Park 6/26/2021	50.00
19783	Four Seasons Construction Group, Inc.	Inv. 19001.04, 19001.04 CO #1	34,393.00
19784	Cavalier Cheer Booster Club	T-Shirt Booster Donation - 2020-2021 Season (3 Sponsorships)	150.00
TOTAL			85,882.13

Sewer fund

<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Credit</u>
14627	ALLSTATE SEPTIC SYSTEMS, LLP		577.50
14628	AT&T	0195333847001	45.70
14629	B. Newhart & Sons, Inc.	062621	1,100.00
14630	Link Computer Corporation	144358	563.44
14631	PENNSYLVANIA AMERICAN WATER	911569	20.06
14632	PROSSER LABORATORIES, INC.	May	<u>23,965.10</u>
			26,271.80

Golf fund

<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>
61680	Banko Beverage	Beer	257.53
61681	LT Verrastro Beverage	Beer	535.46
61682	Resort Beverage	Beer	392.73
61683	Blue Ridge Communications	Acct. 0109950-03 Internet (7/5-8/4)	49.95
61684	Bridgestone Golf Inc	Inv. 1003007408 Golf Balls Inv. B03229 & Previous Late Charge	664.80
61685	Finch Services, Inc		47.02
61686	Golf Car Specialties, LLC	SI162462, SI162866	434.31
61687	Grass Roots Turf Products	Inv. 852236, 852237	1,627.00
61688	Herr Foods Inc	Inv. 8162854 Snacks	217.34
61689	Lawn & Golf Supply Co.	Inv. 53513, 53531	135.20
61690	Lewis Ace Hardware	Inv. 2075/1 Supplies	70.93
61691	M.S.T.S.D.	Inv. br-amentity3-0 Apr & July	1,010.00
61692	Miggy's Corp 5	Acct. 15, Inv. 6/19 Monthly Installment for 2012	5.94
61693	MST 2012 G.O.B.	GOB	863.02
61694	Orkin Pest Control	Inv. 457199 Pest Control	67.53
61695	Petroleum Service Company	Inv. 204077 Motor Oil	724.35
61696	Steve Shannon Tire	Inv. 16047991 Tires	96.00
61697	Turf Equipment & Supply Co.	Inv. 1142029-00 Parts	<u>1,637.68</u>
	TOTAL:		<u>8,836.79</u>