

A G E N D A
Board of Supervisors
Regular Business Meeting 6:00 PM
July 16, 2019

1. Call Meeting to Order: Anne Lamberton, Chair
2. Pledge of Allegiance
3. Announcements: June 18, 2019, 8:00pm-9:15pm Executive Session regarding potential litigation
July 2, 2019, 4:00pm-5:30pm Executive Session regarding potential litigation
Blakeslee Survey Results Meeting- July 30th 6:00PM-Blakeslee Comm. Center
National Night Out, Tuesday, August 6th 6:00pm to 8:30pm
Fall Cleanup Day, August 24th 11AM to 3PM at Government Center
4. Consider the Minutes of: May 20, 2019 Regular Business Meeting
June 18, 2019 Regular Business Meeting
5. Treasurer's Reports for May 2019 and June 2019
6. Bill Pack Total - \$407,723.38
7. Solicitor Report: Authorize to advertise proposed Park Ordinance amendment
Authorize to advertise proposed Transient Retail Ordinance amendment
Authorize to advertise proposed Tax Credit for Volunteer Firefighters
Ordinance and review resolution confirming the enactment of the ordinance
and local taxpayers' bill of rights resolution

Discussion on the following:

 - Omnibus Zoning Ordinance
 - Sewer Ordinance amendment
 - Anti-litter Ordinance
8. **Old Business:**
9. **New Business:**
 - A. Consider letters of interest for two vacancies on the Economic Development Authority
 - B. Fire Commission vacancy discussion
 - C. RSPS Vacation Ventures Land Development procedural waiver request
 - D. Consider Resolution 2019-012 appointing Township representatives for making requests from Berkheimer
 - E. RKR Hess Change of Scope-Pocono Summit West Water Service Area-PMSD Easement Negotiations and EDU Calculations
 - F. Potential refund of previously paid central sewer fees
 - G. Consider Locust Ridge Contractors Proposal for Old Route 940 Bituminous Concrete Curb
 - H. Consider Locust Ridge Contractors Proposal for Burger Road Sink Hole
10. Board of Supervisors Report/Comment
11. Public Questions and Comment

ADJOURNMENT

AUDIO AND VIDEO RECORDING IN PROGRESS

THE TOBYHANNA TOWNSHIP BOARD OF SUPERVISORS
REGULAR BUSINESS MEETING
JULY 16, 2019

The July 2019 Regular Business Meeting of the Tobyhanna Township Board of Supervisors (“Board”) was held on July 16, 2019, at the Tobyhanna Township Government Center Building, 105 Government Center Way, Pocono Pines, Pennsylvania, 18350.

Present are Supervisors Anne Lamberton, Heidi A. Pickard, Brendon Carroll, David Carbone, Township Manager John Jablowski Jr., and Solicitor Jonathan J. Reiss, Esquire. John Holahan, III is not present.

1. Chair Anne Lamberton calls the meeting to order at 6:00 PM. A quorum is present.
2. The Pledge of Allegiance is recited.
3. Announcements:
 - a. The Board of Supervisors had an Executive Session on July 16, 2019 from 5:00PM to 6:00PM regarding potential litigation.
 - b. The Board of Supervisors had an Executive Session on June 18, 2019 from 8:00PM to 9:15PM regarding potential litigation.
 - c. The Board of Supervisors had an Executive Session on July 2, 2019 from 4:00PM to 5:30PM regarding potential litigation.
 - d. The Blakeslee Survey Results Meeting is on July 30, 2019 at 6:00PM at the Blakeslee Community Center.
 - e. National Night Out is on August 6, 2019 from 6:00PM to 8:30PM at Blanche Price Park.
 - f. Fall Cleanup Day is on August 24, 2019 from 11AM to 3PM at the Government Center.
4. Minutes
 - a. David Carbone motions to accept the meeting minutes for the May 20, 2019 Regular Business Meeting and the June 18, 2019 Regular Business Meeting, Brendon Carroll seconds. Vote: all in favor; motion carries.
5. Treasurer’s Report
 - a. Heidi Pickard motions to approve the May 2019 Treasurer’s Report and the June 2019 Treasurer’s Report, David Carbone seconds. Vote: all in favor; motion carries.
6. Bill Pack

- a. Heidi Pickard motions to approve the bill pack in the amount of \$407,723.38, Brendon Carroll seconds. Vote: all in favor; motion carries.

7. Solicitor's Report

- a. Authorize to advertise proposed Park Ordinance amendment. Jonathan Reiss states this will prohibit alcohol in all parks except Blanche Price Park. This would also allow gambling in township parks only in conjunction with township events. Heidi Pickard motions to advertise the ordinance for a public hearing, Brendon Carroll seconds. Vote: all in favor; motion carries.
- b. Authorize to advertise proposed Transient Retail Ordinance amendment. The Board decides to discuss this at their August 7th Work Session.
- c. [New Business Item, not on Agenda] John Vargo and David Lytle of Conrad Siegle give a presentation on the funding of the township's pension plan.
- d. Authorize to advertise proposed Tax Credit for Volunteer Firefighters Ordinance and review resolution confirming the enactment of the ordinance and local taxpayers' bill of rights resolution. Jonathan Reiss states with this ordinance, residents must have a right to appeal to a board if they believe they are entitled to the tax credit.

Heidi Pickard motions to advertise the ordinance for a public hearing, David Carbone seconds. Tom Campson asks about the extent of the tax relief. Jonathan Reiss states there are provisions for up to \$350 of earned income tax credit, 20% of Tobyhanna Township real property tax, and a \$595 clothing allowance. Vote: All in favor; motion carries.

- e. Omnibus Zoning Ordinance - discussion. The Board decides to discuss this at their August 7th Work Session.
- f. Sewer Ordinance Amendment - discussion. The Board decides to discuss this at their August 7th Work Session.
- g. Anti-litter Ordinance - discussion. Heidi Pickard motions to advertise the ordinance for a public hearing, Brendon Carroll seconds. Vote: all in favor; motion carries. Jonathan Reiss states the ordinance will be reformatted, but maintain its content.

8. Old Business - none.

9. New Business

- a. Consider letters of interest for two vacancies on the Economic Development Authority. The Board directs John Jablowski to set up interviews with the candidates and will discuss this item at a later date.

- b. Fire Commission vacancy discussion. The Board would like the Commission to make a recommendation for the vacancy.
- c. RSPS Vacation Ventures Land Development procedural waiver request. Mike Muffley with Hanover Engineering states he is requesting a waiver of Planning Commission review for the project. Barbara Nichols states there are a few items to be added to the plan before it is complete. Jonathan Reiss states this hasn't officially been submitted and architectural guidelines are not yet met.

Heidi Pickard motions to grant the waiver subject to compliance with township comments both preliminary and forthcoming including a requirement that there be a monument sign as opposed to any other type of sign and conditioned upon compliance with architectural design guidelines and approval for such by the Zoning Officer and the Township Engineer, David Carbone seconds. Vote: all in favor; motion carries.

Mike Muffley requests a waiver of bituminous paving area due to the low volume of the driveway. The driveway will still comply to PennDOT regulations and handicap spaces will still be paved for ADA compliance. Brendon motions to grant the waiver, David Carbone seconds. Vote: All in favor; motion carries.

- d. Consider Resolution 2019-012 appointing Township representatives for making requests from Berkheimer. Heidi Pickard motions to adopt the resolution, Brendon Carroll seconds. Vote: all in favor; motion carries.
- e. RKR Hess Change of Scope - Pocono Summit West Water Service Area - PMSD Easement Negotiations and EDU Calculations. Autumn Canfield states this is to protect the easement areas for the wells at the high school. John Jablowski states the \$8,500 will come from the public improvement fund. Heidi Pickard motions to approve the change of scope, David Carbone seconds. Mike Erlsten asks if this is the water for Pocono Springs. Anne Lamberton states this is the old Hoffman property. Vote: all in favor; motion carries.
- f. Potential refund of previously paid central sewer fees. The Board decides to table this until the August 7th Work Session.
- g. Consider Locust Ridge Contractors Proposal for Old Route 940 Bituminous Concrete Curb. Brendon Carroll states the curb at Pocono Lake Cemetery was damaged by one of our plows. Anne Lamberton states the cost will be \$5,769.50. Brendon Carroll motions to accept the proposal, David Carbone seconds. Rachel Schickling asks if the wall at Mr. Flower's residence is the township's responsibility. David Carbone states he will contact Mr. Flower. Vote: all in favor; motion carries.
- h. Consider Locust Ridge Contractors Proposal for Burger Road Sink Hole. David Carbone motions to accept the proposal for \$4,905.80, Brendon Carroll seconds. Vote: all in favor; motion carries.

10. Board of Supervisors' Report

- a. Brendon Carroll states Caughbaugh Rd needs work and asks if the township can request proposals. Anne Lambertson directs the DPW Committee to meet with Bob McHale to discuss this.
- b. Denise Doremus with PMREMS gives an overview of operations. August 22nd is the Regional Roundup at Skytop. Heidi Pickard suggests the Board get a table.

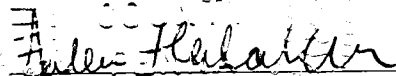
11. Public Comment

- a. Lloyd Vought states, regarding the township's pension plan, Exchange Transfer Funds funds are cheaper than index funds. Did the Board ask about transaction fees for the plan? Heidi Pickard states it was negotiated.
- b. Steve Pine asks if the Board would authorize their attorney to work with Kalahari's attorney to rework the payment agreement. The Board decides to discuss this at their August 7th Work Session.

12. Heidi Pickard motions to adjourn. Meeting adjourned at 6:58PM.

Minutes recorded by Matthew Helbers

Respectfully submitted:



Jutta Heilakka, Township Secretary