

A G E N D A
Board of Supervisors
Regular Business Meeting 3:00 PM
January 6, 2020

1. Call Meeting to Order: Chair
2. Pledge of Allegiance
3. Announcements: Executive Session - December 26, 2019 9:05am-9:19am for personnel
4. Consider the Minutes of: December 17, 2019 Regular Business Meeting
December 26, 2019 Special Meeting
5. Treasurer's Report
6. Bill Pack Total - \$139,859.16
7. Solicitor Report:
Public Hearing-Proposed Zoning Ordinance -TDP Zoning District
Consider adopting Ordinance No. 560 Zoning Ordinance - TDP Zoning District

Public Hearing-Proposed Chapter 9 Fire Companies Ord. amendment
Consider adopting Ordinance No. 561 Chapter 9 Fire Companies
8. **Old Business:**
9. **New Business:**
 - A. Consider appointments and reappointments:
Planning Commission - one (1) member to fill unexpired term ending May 2022
Neighborhood Improvement District Authority - two (2) supervisors to fill unexpired terms ending December 31, 2021 and December 31, 2022

Economic Development Authority - one (1) member for six (6) year term ending December 31, 2025

Economic Development Authority - one (1) supervisor to fill unexpired term ending December 31, 2022

Building Code Board of Appeals - one (1) member for a five (5) year term ending January 2025

Building Code Board of Appeals - two (2) alternates for unexpired terms ending January 2023

Sewer Authority - four (4) supervisors with staggering five (5) year terms

Sewer Authority - two (2) residents for five (5) year terms ending December 31, 2024
 - B. Consider approving VSCP (Volunteer Service Credit Program) applicants
 - C. Act 172 - Tunkhannock Township for discussion
 - D. Zoning Ordinance amendment for discussion
 - E. Executive Session for litigation
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
JANUARY 6, 2020

The January 2020 Regular Business Meeting of the Tobyhanna Township Board of Supervisors was held on January 6, 2020, at the Tobyhanna Township Government Center Building, 105 Government Center Way, Pocono Pines, Pennsylvania, 18350.

Present are Supervisors John Holahan, III, Brendon Carroll, David Carbone, John Kerrick, and Lloyd Vought. Solicitor Jonathan J. Reiss, Esquire, and Assistant Manager Autumn Canfield are also present.

1. John Kerrick calls the meeting to order at 3:56 PM; a quorum is present.
2. The Pledge of Allegiance is recited.
3. John Kerrick states the Board held executive sessions on December 26th, 2019 from 9:05 AM to 9:19 AM and January 6th, 2020 from 3:28 PM to 3:55 PM to discuss personnel.
4. John Holahan motions to dispense with the reading and approve the minutes of December 17th 2019 Regular Business Meeting and December 26th, 2019 Special Meeting, Brendon Carroll seconds. Vote: all in favor; motion carries.
5. Treasurer Report: None
6. David Carbone motions to approve the bill pack in the amount of \$139,859.16, Brendon Carroll seconds. Vote: all in favor; motions carries.
7. Solicitor Report:
 - a. Public Hearing for Proposed Zoning Ordinance No. 560 – TDP Zoning District: Jonathan Reiss reviews the proposed zoning ordinance. John Holahan motions to open the public hearing, David Carbone seconds. Vote: all in favor; the public hearing is open. Seth Isenberg asks for clarification on the types of recreational vehicles to be sold and serviced. Jonathan Reiss states it could be either motor home or off-road type recreational vehicles. John Holahan and Brendon Carroll discuss the district's need for service verses sales of recreational vehicles. The Board asks Jonathan Reiss if changes can be made to the ordinance after its passed. Jonathan Reiss replies yes, with an amendment. John Holahan motions to close the public hearing, David Carbone seconds. Vote: all in favor; the public hearing is closed. John Holahan motions to adopt Ordinance No. 560, Lloyd Vought seconds. Vote: all in favor; the ordinance is adopted.
 - b. Public Hearing for Proposed Chapter 9 Fire Company Ordinance No. 561 Amendment: Jonathan Reiss reviews the proposed ordinance. John Holahan motions to open the public hearing, David Carbone seconds. Vote: all in favor; the public hearing is open. No public comments. John Holahan motions to close the public hearing, David Carbone seconds. Vote: all in favor; the public hearing is closed. John Holahan motions to adopt Ordinance

No. 561, Brendon Carroll seconds. David Carbone asks Jonathan Reiss if there is way around the audited financial statement requirements to reduce burden on the fire companies. Jonathan Reiss states a compromise was made to move the audit from once a year to every three years. Vote: all in favor; the ordinance is adopted.

8. Old Business:

- a. [Item not on agenda] Jonathan Reiss states a letter was received from Kalahari requesting a reservation of sewage capacity up to 22,500 gallons per day or 92 EDUs for construction of employee housing. John Holahan motions for approval of the reservation conditioned on previously agreed requirements being met, David Carbone seconds. Ralph Gundrum requests a letter be written to Pocono Township about the approval. Vote: John Holahan, Lloyd Vought, Brendon Carroll, and David Carbone in favor, John Kerrick abstains; motion carries.

9. New Business:

- a. Consider appointments

Brendon Carroll motions to appoint Rachel Schickling to the Planning Commission to a term ending in May 2022, David Carbone seconds. John Holahan speaks against the motion. Vote: Brendon Carroll, David Carbone, and John Kerrick in favor, John Holahan and Lloyd Vought opposed; motion carries.

Brendon Carroll motions to appoint John Kerrick and Lloyd Vought to the Neighborhood Improvement District Authority to terms ending December 31st, 2021 and December 31st, 2022, respectively, David Carbone seconds. Vote: all in favor; motions carries.

Brendon Carroll motions to appoint Rachel Schickling to the Economic Development Authority to a term ending December 31st, 2025, David Carbone seconds. John Holahan speaks against the motion and recommends Mike Erlsten. Vote: Brendon Carroll, David Carbone, and John Kerrick in favor, John Holahan and Lloyd Vought opposed; motion carries.

David Carbone motions to appoint Brendon Carroll to the Economic Development Authority to fill term ending December 31st, 2022, John Holahan seconds. Vote all in favor; motion carries.

David Carbone motions to appoint Al Kerrick to the Building Code Board of Appeals to a term ending January 2025, Brendon Carroll seconds. Vote: all in favor; motion carries.

Brendon Carroll motions to appoint Joey Colyer and Al Franzone as alternates for the Building Code Board of Appeals to terms ending January 2023, David Carbone seconds. Vote: Brendon Carroll, David Carbone, and John Kerrick in favor, John Holahan and Lloyd Vought opposed; motion carries.

Brendon Carroll motions to appoint David Carbone, John Holahan, John Kerrick, and Brendon Carroll to the Sewer Authority for staggering 5-year terms, John Holahan seconds. Vote: all in favor; motion carries.

Brendon Carroll motions to appoint Joey Colyer and Lance Mirkin to the Sewer Authority for terms ending December 31st, 2024, David Carbone seconds. Vote: all in favor; motion carries.

- b. VSCP Approval: David Carbone motions to approve the Volunteer Service Credit Program applicants, Brendon Carroll seconds. Vote: all in favor; motion carries.

[Item not on agenda] Lafayette College Proposal for Needs Assessment: David Carbone motions to approve the proposal in an amount to not exceed \$10,000.00, Brendon Carroll seconds. Vote: all in favor; motion carries. Autumn Canfield will look at budget reappropriations.

- c. Act 172 – Tunkhannock Township: Autumn Canfield states there is a fire fighter volunteering for Tunkhannock Township Volunteer Fire Company that lives in Tobyhanna Township looking to receive the EIT Credit. John Holahan motions to approve contingent on reimbursement from Tunkhannock Township, David Carbone seconds. Vote: all in favor; motion carries.
- d. Zoning Ordinance Amendment Discussion: Matthew Helbers states there is discrepancy between building codes and the zoning ordinance for mobile homes with decks. Jonathan Reiss recommends including the change in the Omnibus Zoning Ordinance Amendment. The Board agrees by consensus.

10. Board of Supervisors Report: None

11. Public Comment:

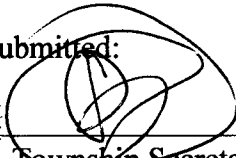
- a. Ed Tutrone states TTVFC is unable to complete their budget until the Board informs them whether or not they need to compensate Tobyhanna Township for funds they received from Coolbaugh Township. David Carbone states it will not be required to be paid back because the Board has not enacted the law and to disregard the earlier concern.
- b. Ed Tutrone asks if Brendon Carroll has provided proof of residency to the tax payers. Brendon Carroll states he is a resident of the township. Ed Tutrone states the address is public knowledge. Brendon Carroll states he is starting to think Ed Tutrone is stalking him and that it is making him uncomfortable. Mr. Tutrone states he is not stalking Brendon Carroll. Jonathan Reiss states he will look into the Right-to-Know Law to see if the address of a sitting Supervisor is public knowledge.
- c. Carole Turcotte states she is concerned for the parking hazard in front of her business at the corner of Stoney Hollow Road and Route 940. She also states the sign ordinance should reflect the needs of small businesses in rural communities. Brendon Carroll states he will work with the Interim Zoning Officer to review the sign ordinance.

d. Carole Turcotte and Rick Hanna question the land development waiver process and the amount of money paid back from her Professional Service Agreement (PSA) in comparison to other properties in the township. The Board states they will have staff review the case of Hanna's Farm Market. Jonathan Reiss states any time he is contacted about land development the escrow for the PSA is charged. The Board directs Matthew Helbers to only contact the Solicitor if absolutely necessary.

12. David Carbone motions to adjourn, Brendon Carroll seconds. Vote: all in favor; meeting adjourned at 4:43PM.

Minutes recorded by Crystal Butler

Respectfully submitted:



Crystal Butler, Township Secretary