

THE TOBYHANNA TOWNSHIP BOARD OF SUPERVISORS
REGULAR BUSINESS MEETING
DECEMBER 21, 2020

The December 2020 Regular Business Meeting of the Tobyhanna Township Board of Supervisors was held on December 21, 2020, over digital tele-meeting due to Covid-19 restrictions.

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

1. Call Meeting to Order: John Kerrick calls the meeting to order at 6:01PM. A quorum is present.
2. The Pledge of Allegiance is recited.
3. Public Comments Before Agenda Items: None.
4. Announcements: Robert Bartal announces as executive session was held on December 21, 2020 from 5:30 to 5:55PM for potential litigation.
5. November Treasurer's Report: Brendon Carroll reviews the Treasurer's Report. David Carbone motions to approve the November Treasurer's Report, John Holahan seconds. Vote: all in favor; motion carriers.
6. December 21, 2020 Bill Packs: Held until Supervisors Report.
7. Manager's Report:
 - a. Consider PA Act 62 Autism Coverage and Applied Behavioral Analysis Therapy: Robert Bartal review the letter received from Highmark in regard to services for Autism Coverage and Applied Behavioral Analysis Therapy. John Holahan motions to accept the additional coverage, David Carbone seconds. Vote: all in favor; motion carries.
 - b. Monthly Updates from Long Nyquist and Pen Strategies; Robert Bartal presents the updates from both firms.
 - c. November Zoning and Septic Report: Robert Bartal states the township received 27 zoning applications in November of 2020 and in November of 2019 there were 5. He continues stating there were 9 septic permits issued in November 2020 and 5 septic permits issued in November of 2019.
 - d. 2020 Road Paving Project: Robert Bartal states the project has been complete with the exception of the township parking lot. He continues stating that PennDOT has given approval to extend the bid with Locust Ridge Quarry to May 31, 2021 to complete the project. He seeks Board consensus to proceed as described. The Board has consensus.
8. Solicitor's Report: No Report.

9. November Vehicle Report: The Board tables this item.

10. Old Business:

- a. Consider Resolution 2020-022 PMRPC 2021 Budget: David Carbone motions to approve the budget, Brendon Carroll seconds. Vote: all in favor; motion carries.
- b. Kalahari Request: Jonathan Reiss states Kalahari requests to extend forgoing making quarterly payments in advanced to make monthly payments in advanced. Jonathan Reiss recommends granting the monthly payment in advanced for the first quarter of 2021 conditioned on Kalahari agreeing to revisions of the Sewer Service Agreement on the terms submitted by the township to Mr. Gundrum and council for Pocono Manor, or in lieu of that, Kalahari paying amounts due for the Operation and User Reserve accounts by the end of the first quarter. David Carbone makes that motion, Brendon Carroll seconds. Vote: all in favor; motion carries. Brendon Carroll states this is to help Kalahari as they have been effect by the pandemic.

11. New Business:

- a. Consider Resolution 2020-023 Budget Reappropriations: John Holahan motions to approve the resolution, David Carbone seconds. Vote all in favor; motion carries.
- b. Consider Resolution 2020-024 Township's 2021 Budget: David Carbone motions to approve the budget, Brendon Carroll seconds. Vote: all in favor; motion carries.
- c. Consider Resolution 2020-025 Township's 2021 Tax Millage Rate: David Carbone motions to approve the tax millage rate, Brendon Carroll seconds. Vote: all in favor; motion carries. Robert Bartal states the tax rate for general fund purposes shall be the sum of 1.755 mills on each dollar of assessed real estate valuation, the tax rate for library purposes shall be the sum of .094 mills of assessed real estate valuation, and the tax rate for Fire Equipment and Apparatus shall be the sum of .091 Mills of assessed real estate valuation. John Holahan states the local earned income tax is staying at 1% and the Local Services Tax at \$52.
- d. Consider 2020-2021 Tree Trimming Bid: Robert Bartal states only one bid was received and the bond page was missing the raised seal. Crystal Butler states the original raised seal bid was received a week later. Jonathan Reiss states bid anomalies can be procedurally waived by the Board. Robert Bartal states the township only budgeted for the base bid. John Holahan motions to approve KC Tree Trimming Services for the Base Bid in the Amount of 76,440.00, David Carbone seconds. Vote: all in favor; motion carries.
- e. Consider Release of Remaining Escrow for the Withdrawal of Seip Rt. 940 LDP: John Holahan motions to approve the release in the amount of \$2,004.50, David Carbone seconds. Vote: all in favor' motion carries.

- f. Consider Financial Security Reduction #6 for Exeter Blakeslee Lot 100: John Holahan motions to reduce the financial security in the amount of \$215,537.56, David Carbone seconds. Vote: all in favor; motion carries.
- g. Consider VSCP Applicants: Robert Bartal states the lists of eligible firefighters have been received from the fire companies via email and are not signed by the fire chiefs. He asks the Board if they would be willing to approve issuance of the clothing allowance conditioned on getting the list signed and notarized. He also states one of the firefighters did not meet requirements as he was on active duty until august of 2020. David Carbone motions to approve conditioned on the lists being signed and notarized by the following Wednesday at noon, Brendon Carroll seconds. Vote: all in favor; motion carries. David Carbone motions to waiver the requirements for AJ Vessel for being Active duty until August 202, Brendon Carroll seconds. Vote: all inn favor' motion carries.
- h. Report From Board Vacancy Committee: Brendon Carroll states there are two vacancies for the EDA and one interviewee. He asks if there should be another ad to try to get a second person. Crystal Butler states another advertisement with all the vacancies have been placed for the reorganizational meeting. John Holahan motions to appoint Adam Kerrick to the EDA to fill, Lloyd Vought seconds. Vote: Brendon Carroll, David Carbone, John Holahan, and Lloyd Vought in favor, John Kerrick abstains as he is a relative; motion carries. Jonathan Reiss states that this would be to fill the vacated term. Autumn Canfield states there are two vacancies. Crystal Butler explains that at present there is one vacancy and one member who will not be asking for reappointment next year but is still on for the remainder of the year. Brendon Carroll states he believed both members were staying on until the end of the year. Jonathan Reiss recommends rescinding the vote and holding off until reorg meeting. David Carbone motions to rescind the prior vote, Brendon Carroll seconds. Vote: Brendon Carroll, David Carbone, John Holahan, and Lloyd Vought in favor, John Kerrick abstains as he is a relative; motion carries. Brendon Carroll states there are two Planning Commission vacancies. Jonathan Reiss recommends waiting until the reorg meeting. Brendon Carroll states there were two applicants for the vacancy on the Zoning Hearing Board but is concerned they didn't understand the position. The Board will interview others for the vacancy.

12. Board of Supervisors comments:

- a. The Board considers the Bill Pack. David Carbone motions to approve the Bill Pack in the amount of \$933,702.18 condition on the list for the firefighters being signed and notarized, Brendon Carroll seconds. Vote: all in favor; motion carries.
- b. John Holahan states that Mark Sincavage's vacancy on the Planning Commission expires January 2022 and recommend appoint tonight. Brendon Carroll reviews the applicants. Brendon Carroll motions to appoint Al Kerrick to fill the vacancy left by Mark Sincavage, Lloyd Vought seconds. Vote: Brendon Carroll, David Carbone, John Holahan, and Lloyd Vought in favor, John Kerrick abstains as he is a relative; motion carries.

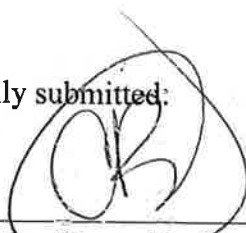
- c. David Carbone states he received a lot of complaints in regards to recent tree removal. He would like to consider and discuss a tree ordinance in the future. John Kerrick considered recommending this to the Planning Commission.

13. Public Comment: None.

14. Adjournment: Meeting adjourned at 4:00PM

Minutes recorded by Crystal Butler

Respectfully submitted:

A handwritten signature in black ink, appearing to be 'CB', is written over a horizontal line. The signature is stylized and somewhat circular.

Crystal Butler, Township Secretary