

TOBYHANNA TOWNSHIP BOARD OF SUPERVISORS
REGULAR BUSINESS SESSION
DECEMBER 5, 2022

The December Regular Business Meeting of the Tobyhanna Township Board of Supervisors (“Board”) was held on December 5, 2022, at the Tobyhanna Township Government Center located at 105 Government Center Way, Pocono Pines, PA 18350.

John Kerrick, David Carbone, Brendon Carroll, Rachel Schickling, and Joseph Colyer are present. Also present is Solicitor Harry Coleman, Robert Bartal, Manager, and Autumn Canfield, Assistant Manager.

1. John Kerrick calls the meeting to order at 6:00PM, a quorum is present.
2. The Pledge of Allegiance is recited.
3. Announcements: John Kerrick announces an executive session was held on November 21, 2022 from 6:40PM to 7:50PM for legal and personnel and on December 5, 2022 from 5:30PM to 6:00PM for legal.
4. Consider Minutes: David Carbone motions to approve the September 19, 2022 Regular Business Meeting Minutes and the October 3, 2022 Regular Business Meeting, Brendon Carroll seconds with one added correction on the October 3, 2022 Meeting in Action Item #7 Paragraph B to remove Stillwater Estates and replace with Stillwater Property Owners Association. Vote: all in favor; motion carries.
5. Solicitor’s Report:
 - a. Authorization to Direct Kalahari to Prepare/Submit Act 537 Sewage Facilities Plan Revision as Required by DEP for the Equalization Tank and other Contents as Determined by the Township: Harry Coleman states a report from Special Counsel Vince Pompo has been given to the Board regarding calculations of sewage flows for Kalahari. He recommends the Board direct Kalahari to prepare and submit an Act 537 Plan revision to DEP for an Equalization Tank. Brendon Carroll motions to direct Special Counsel to request Kalahari to prepare and submit an Act 537 Plan Revision relative to the Equalization Tank, Joseph Colyer seconds. Vote: David Carbone, Brendon Carroll, Rachel Schickling, and Joseph Colyer in favor, John Kerrick abstains; motion carries.
6. Manager’s Report: No report.
7. Discussion Items: None.
8. Action Items:
 - a. Consider Resolution 2022-022 Adopting 2023 Annual Township Budget: Brendon Carroll motions to adopt Resolution 2022-022 2023 Annual Township Budget, David Carbone seconds. John Kerrick thanks the staff for preparing the budget and lets the residents know there is no tax increase. Vote: all in favor; motion carries.

- b. Consider Resolution 2022-023 Adopting PMRPD's 2023 Annual Budget: Joseph Colyer motions to adopt Resolution 2022-023 2023 PMRPD's 2023 Budget, David Carbone seconds. Vote: all in favor; motion carries.
- c. Consider Authorization to Advertise for Reorganizational Meetings: Brendon Carroll motions to authorize to advertise the township's reorganizational meetings, Rachel Schickling seconds. Crystal Butler reviews the dates and times for the reorganization meetings. Vote: all in favor; motion carries.
- d. Consider Approval for PSVFC VSCP Eligibility List: David Carbone motions to approve the eligibility list for PSVFC, Brendon Carroll seconds. Vote: all in favor; motion carries.
- e. Consider Distribution of Foreign Fire Tax Fund: Brendon Carroll motions to distribute the funds to PSVFC, David Carbone seconds. Ed Tutrone asks if any money is being distributed to TTVFC for time in service. Robert Bartal reviews prior discussion with the Auditor General's Office and states the Township cannot distribute the funds to TTVFC. Vote: all in favor motion carries.
- f. Consider Proposal for Geotechnical Boring and Environmental Services from Pennoni: Brendon Carroll states this is for Phase II of the I-380 Off Ramp Realignment and makes a motion to approve the proposal in the amount of \$41,000.00, David Carbone seconds. Richard Daggett asks about the Bike Path sign near the new Stillwater Drive location. Vote: all in favor; motion carries.
- g. Consider Well Isolation Waiver for 1744 Stag Run Locust Lake Village: Brendon Carroll motions to approve the well waiver, David Carbone seconds. Vote: all in favor; motion carries.

John Kerrick reviews Resolution 2022-024 to provide adequate time for the fire companies of Tobyhanna Township to obtain training required in Ordinance 571. Joseph Colyer motions to approve Resolution 2022-024, Brendon Carroll seconds. Vote: all in favor; motion carries.

- 9. Consider October Treasurer's Report: Brendon Carroll reviews the report. David Carbone motions to approve the treasurer's report, Joseph Colyer seconds. Vote: all in favor; motion carries.
- 10. Consider December 5, 2022 Bill Pack: Brendon Carroll motions to approve the bill pack in the amount of \$236,210.68, Rachel Schickling seconds. Vote: all in favor; motion carries.
- 11. Board of Supervisors Report/Comment: None.
- 12. Public Comment:
 - a. Tom Ford states Resolution 2022-024 is not on the agenda. Harry Coleman states the issue came up during the prior week but had not gotten the resolution to the Township until today. He continues stating it will be discussed and ratified further at the mid

December meeting. Tom Ford verifies it was not on the published agenda 24 hours prior to the meeting. Robert Bartal confirms it was not on the published agenda. Harry Coleman states the Board can make a motion to amend the agenda relative to the resolution passed. Joseph Colyer motions to amend the agenda to add the Resolution 2022-024, Brendon Carroll seconds. Vote: all in favor; motion carries. Tom Ford states he believes an agenda can only be amended in the case of emergency and the motion to add the agenda item is not enough. Harry Coleman believes the motion is appropriate and explains the emergent basis of the resolution for training.

- b. Ricky Cortez asks for an update on the STR Permitting process. Autumn Canfield reviews the number of applications received.
- c. Joe Crandall states he has concerns about the forest on Route 940 regarding warehouses.
- d. Ed Tutrone states if any harassment at community events occurs, he will call the police. He continues to ask about QRS responses and the cease-and-desist letter. Harry Coleman states the fire company has voluntarily taken them out of service and should be addressed between counsel. Ed Tutrone asks if the Battalion 1 Study was paid for and can be requested through right to know. The Board answers yes. Ed Tutrone also asks about a new fire department. Harry Coleman states a name was incorporated to save it for use. Ed Tutrone also asks if PSVFC could challenge the fire ordinance if they wanted to. Harry Coleman states he is not counsel for PSVFC.
- e. Andrea Fuller has concerns about pickleball courts at Balance Price Park. The Board states there are currently no plans for pickleball courts.
- f. Lauren (no last name given) states she has concerns about fire service. She discusses the importance of first responders in her training of first aid to children.
- g. Tracy McGrath asks for confirmation of TTVFC is not on QRS calls. Harry Coleman states a letter has been sent to that effect and is confirmed.

13. Adjournment: The meeting adjourns at 6:45PM.

Minutes recorded by Crystal Butler



Crystal Butler
Township Secretary

