

TOBYHANNA TOWNSHIP BOARD OF SUPERVISORS
REGULAR BUSINESS MEETING
June 19, 2023

The June Regular Business Meeting of the Tobyhanna Township Board of Supervisors was held on June 19, 2023, at the Tobyhanna Township Government Center Building located at 105 Government Center Way, Pocono Pines, PA 18350.

Present are Supervisors John Kerrick, David Carbone, Brendon Carroll, Rachel Schickling and Joseph Colyer. Also present are Assistant Solicitor, Owen Coleman, Esquire, Manager Robert Bartal, and Assistant Manager Crystal Butler.

1. John Kerrick calls the meeting to order at 6:00PM; a quorum is present.
2. The Pledge of Allegiance is recited.
3. Announcements: Robert Bartal states that an executive session was held on June 19, 2023, from 5:15PM to 6:00PM for legal and personnel.
4. Consider Minutes: Brendon Carroll motions to approve the minutes of the March 20, 2023, Joint Board of Supervisors/Neighborhood Improvement District Authority Meeting; April 3, 2023, Regular Business Meeting and April 17, 2023, Regular Business Meeting, David Carbone seconds. Vote: all in favor, motion carries.
5. Solicitor Report:
 - a. Owen Coleman states that the first matter is to ratify the bills as there was no meeting conducted on June 5, 2023. Mr. Coleman states it would be appropriate to ratify these payments by a Motion.
 - b. Owen Coleman states that the EDA Board has a meeting scheduled in July and a Resolution will be prepared for the EDA Board to consider regarding the sale of the EDA property. The closing will be set thereafter.
 - c. Owen Coleman states that the Board will consider the Township's purchase of fire equipment for Engine 44 this evening. Mr. Coleman states that he has asked the PA Ethics Commission for an opinion relative to the two Board members, who are members of Engine 44, voting on this issue and have not received a response. Mr. Coleman states that it is their opinion that Supervisors David Carbone & Joseph Colyer abstain from voting this evening.

{Agenda Item taken out of order Bill Pack a. Ratify June 5, 2023, Bill Pack: \$150,543.20. Rachel Schickling motions to ratify the June 5, 2023, Bill Pack: \$150,543.20, Brendon Carroll seconds. Vote: all in favor, motion carries.}
6. Manager's Report:
 - a. Penn Strategies Report: Robert Bartal states there is nothing new to report.
 - b. Zoning and Septic Reports: Robert Bartal reviews the May 2022 and May 2023 zoning and septic reports.

{Agenda Item taken out of order Discussion Item b: Discuss Lake Naomi Club's relief from Ordinance 567, Article II, Chapter 155, Zoning Section 155-11(j) limiting events to allow for scheduled entertainment until 10:00 PM. Robert Jones, Consulting Manager for Lake Naomi Club discusses their request. Rachel Schickling motions to approve relief to allow for scheduled entertainment until 10:00PM. Brendon Carroll seconds. Brendon Carroll recommends updating the Ordinance to resolve discrepancy. Vote: all in favor, motion carries.}

7. Committee Reports:

- a. PMRPC: Brendon Carroll states that PMRPC received their Fifth Accreditation. Mr. Carroll also stated that their hours are over 67 hours for the month and 394 hours for the year.
- b. PMREMS: Joseph Colyer states there is no update.
- c. TTBF: Pete Huff states that they have been up and running for the past 2 months. Mr. Huff also discusses his qualifications.
- d. PSVFC: Their report is in the packet.
- e. NID: Crystal Butler states that they had their last meeting for the year and there was an update from the first meeting on the TIFF report, it didn't include the fire tax.
- f. PM COG: Crystal Butler states that the meeting is set for next week and she is hoping to receive an update regarding Act 167.
- g. Library: John Bloise gives an update and introduces Melissa Lopez as the new Library Director. Trudi Denlinger asks the Board to vote to increase the millage to 1.88%. John Kerrick states that an official vote cannot be taken as it is not on the agenda. This will be put on the next Agenda.
- h. DPW/Vehicle Report: Corey Byrd states there were no major repairs this month.

8. Discussion Items:

- a. Discuss Monroe County Conservation District's Request for Support for Pocono Creek Stream Gage. This matter was tabled.
- b. Discuss Lake Naomi Club's relief from Ordinance 567, Article II, Chapter 155, Zoning Section 155-11(j) limiting entertainment events to allow for scheduled entertainment until 10:00PM. This matter was discussed earlier.
- c. Discuss appointing Monroe County Association of Township Officials (MCATO) representative. Crystal Butler speaks to this appointment to Monroe County Association of Township Officials. Brendon Carroll motions to appoint Crystal Butler to serve as Township Official for Monroe County Association of Township Officials, Rachel Schickling seconds. Vote: all in favor, motion carries.

- d. Discuss request for subdivision of Pinecrest Development Corporation/Transferable Development Rights – Crestwood PRD. Ed Woelfel from Woelfel Consulting states that he is representing Pinecrest Development Corporation. Mr. Woelfel discusses this request. Rachel Schickling motions to approve, David Carbone seconds. Brendon Carroll abstains. Vote: 4-0, motion carries.

9. Action Items:

- a. Consider Conditional Land Development approval to Back Road Studios, LLC. Travis Martin from LIVIC Civil reviews the Land Development Plan for Back Road Studios. Rachel Schickling motions to approve on condition of Bob McHale’s review letter dated June 6, 2023, including further review of Agreements and Financial Securities by the Township Solicitor in his letter of June 19, 2023, David Carbone seconds. Vote: all in favor, motion carries.
- b. Consider Request from Bureau Veritas to exercise the Renewal Option for consecutive one-year term. Rachel Schickling motions to approve, Brendon Carroll seconds. Vote: all in favor, motion carries.
- c. Consider Percentage Distribution of Fire Tax as per Resolution No. 2023-010. Robert Bartal states that Resolution No. 2023-010 was approved on April 3, 2023, and part of the Resolution states that Tobyhanna Township Bureau of Fire is designated to receive a discretionary share of the Township Fire Tax as well as Pocono Summit Volunteer Fire Company. Brendon Carroll motions that the Fire Tax should be split 50/50 between both fire companies, David Carbone seconds. Ed Tutrone asks how can that tax money be given to TTBF. Fred Buck also speaks of this. Brendon Carroll withdraws his motion. This has been tabled.
- d. Consider Requests of Tobyhanna Township Bureau of Fire: Fred Buck states that he has an issue with this coming out of the Fire Tax. David Carbone states that the money is coming from the American Rescue Fund.
 - i. \$38,266.40 for equipment
 - ii. \$90,000.00 to purchase a mini-pumper and equipment
 - iv. \$874.64 for extrication, safety & medical equipment
 - v. \$377.97 for an iPad

Brendon Carroll motions approve \$38,266.40 for equipment, \$90,000.00 to purchase a mini-pumper and equipment; \$874.64 for extrication, safety, and medical equipment; and \$377.97 for an iPad, Rachel Schickling seconds. Fred Buck asks why they are paying for this with American Rescue Fund money. Ed Tutrone asks why another mini pumper is being purchased. Vote, 3-0, David Carbone and Joseph Colyer abstain, motion carries.

- e. Consider Request from Pocono Summit Volunteer Fire Company for \$6,701.40 for vehicle maintenance and repairs. Rachel Schickling motions to approve request from Pocono Summit Volunteer Fire Company’s request for \$6,701.40 for vehicle maintenance and repairs, Brendon Carroll seconds. Vote: all in favor, motion carries.

10. Treasurer's Report: May Treasurer's Report. David Carbone motions to approve May Treasurer Report, Joseph Colyer seconds. Vote: all in favor.

11. Bill Pack:

- a. Ratify June 5, 2023, Bill Pack: \$150,543.20. This matter was discussed earlier.
- b. Consider June 19, 2023, Bill Pack: \$527,592.33. Rachel Schickling motions to approve June 19, 2023, Bill Pack in the amount of \$527,592.33, Brendon Carroll seconds. Vote: all in favor.

12. Board of Supervisors Report/Comment: None.

13. Public Comment:

Trudi Denlinger wanted to thank John Kerrick and Joseph Colyer for their action, consideration, courtesy & professionalism that was exemplified on Cypress Court in Pocono Pines.

Heidi Pickard states that she has been an officer MCATO and you need to be an elected official.

Jack Polan asks (1) why no supervisors were at the Memorial Day Parade; (2) how much has been spent on Mr. Coleman's company for the fire company and (3) what are the specs on the mini pumper.

Eleanor Keiper asks the Board to put aside their differences and come to an agreement to put TTVFC back in service.

Bob McCray asks who the primary responder in the Township is and why did he get a mailer for a donation from PSVFC when he lives in Blakeslee.

Ed Tutrone asks if the Board is willing to meet with TTFVC.

Vicki Mebus asks for status on the playground equipment.

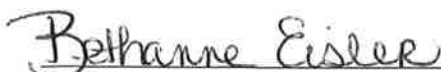
Tonianne Weirich states she appreciates what TTFVC did for them with their house fire.

Lance Mirkin wanted to give recognition to the Township staff.

Bill Mullenoff states that it is time to meet with TTVFC and try to work out an agreement.

14. Adjournment: Meeting adjourned at 7:21PM.

Minutes recorded by Bethanne Eisler


Bethanne Eisler, Township Secretary