

August 14, 2018
Tuesday, 10:00 a.m.

MINUTES

Chairman Robert Rohner called the meeting to order at 10:00 a.m. Also present were Richard Vollmer, Vice-Chairman, Theresa Laino, Supervisor, Mary Ann Conza, Assistant Sec / Treas. Donald Karpowich, Township Solicitor and Jon Tresslar, P.E., Township Engineer.

PUBLIC COMMENTS:

None.

APPROVE THE MINUTES OF JULY 24, 2018:

Motion made by Mr. Vollmer and second by Ms. Laino to approve the minutes of July 24, 2018 as presented. Unanimous.

AUTHORIZE THE PAYMENT OF THE BILLS ON LIST #1, LIST #2 AND THE TRANSFERS AS PRESENTED:

Motion made by Mr. Vollmer and second by Ms. Laino to authorize the payment of the bills on List #1, List #2 and the transfers as presented. Unanimous.

GUEST: CHRISTINE BYRNE, SAFE HAVEN:

Ms. Byrne made a presentation on behalf of Safe Haven of Pike County, an organization offering free services for those who are victims of domestic violence and/or sexual assault violence and other crimes. The Township will assist them with their outreach program to let people know that Safe Haven will come out to them. Office space is being utilized in the Municipal Building by appointment to meet with residents. Ms. Byrne will give us an article for the township's face book and newsletters. The township will have a table available for them at the Blues Festival / Car Show on August 19th.

BID OPENING-COMMUNITY PARK SOIL MODIFICATION PROJECT:

The Township received three (3) bids for the above project:

- Charlie Nansteel Tree Excavation LLC - \$ 121,200.46
- Kobalt Construction - \$ 342,169.75
- Northeast Site Contractors - \$ 199,169.00

Motion made by Mr. Vollmer and second by Mr. Rohner to accept Charlie Nansteel Tree Excavation LLC's bid in the amount of \$121,200.46, conditioned upon Mr. Tresslar's review. Unanimous.

OLD BUSINESS:

1. **PA UTILITY COMPANY – ANNEXATION / MAJOR PLAN:**

Present on behalf of the applicant were Richard Almquist of the Wolfington Companies and Brian Boyer or Boyer Engineering. PA Utility Company has submitted an annexation plan and at the Planning Commission meeting it was changed it from a minor plan to a major plan due to the number of parcels involved. The plan is to subdivide ten (10) of its existing parcels from the lands of the Tamiment Development Group, L.P., and the Glen at Tamiment Property Owners Association. Per the property deeds these ten (10) parcels are owned by the PA Utility Company, however, the deed was filed without a subdivision plan and the parcels do not have their own tax parcel numbers. The existing parcels consist of the PA Utility Company's infrastructure including wastewater and water facilities. No development is being proposed.

Mr. Almquist stated that they have addressed the June 8, 2018 comment letter from Mr. Tresslar. The Zoning Officer issued a Certificate of Non-Conformity as to the use because a public utility is a special exception in that zoning district and these existed prior to the 2004 ordinance. On August 8th a memo from the Zoning Officer determined that the municipal zoning dimensional requirements do not apply to a public utility. There was a comment on the memo stating that there is a need for an access easement for the protection of the current and/or future owners when the surrounding properties are sold.

Mr. Tresslar did not have adequate time to review the revised plan and Mr. Karpowich requested that they go line by line to show how all the comments listed on Mr. Tresslar's letter dated June 8th were addressed (copy made part of the minutes).

Zoning Ordinance comments that need further addressing:

A copy of the blanket easement agreement needs to be noted on the plan as well as noting the two letters from the Zoning Officer addressing setbacks.

Subdivision and Land Development Ordinance:

Waiver requests from Boyer Engineering LLC letters dated August 6th are made part of these minutes.

- Section 407
- Section 601
- Section 602.2.12
- Section 604.1.3
- Section 604.1.7 – Partial Waiver
- Sections 604.1.14 and 605.1.12
- Sections 604.1.15 and 605.1.13
- Section 605.1.24
- Section 605.1.16

As per Section 605.1.16: They will put a note on the plan referencing the deed book and page number of the master declaration for the existing covenants.

An additional waiver from Mr. Tresslar: **403.1.6 and 403.1.7:** Property Notification of adjoining within 1,500 feet. This does not apply because there are no improvements, these properties already exist and due to the PUC aspect.

Motion made by Mr. Rohner and second by Ms. Laino to approve the above waiver requests.
Unanimous.

As per Section 604.1.12 and 605.1.10: Wetlands need to be delineated on the plan. Mr. Almquist stated that the only wetlands known is the southwest corner of the wastewater treatment plant (11 acre parcel). **It was decided that they will show where the limits of the bank of the stream is to define the limits of the wetlands. They can use the Army Corps of Engineer's Jurisdiction Determination plan and certify the lots that don't have wetlands. None of the properties that are being created are in a flood plain and that will be noted on the plan.**

If Mr. Tresslar finds additional waivers are needed after his review of the revised plans, the applicant will need to go back to the Planning Commission. If there are no further waivers needed, a copy of the plans will be sent to Attorney Karpowich for his review prior to the next Supervisors' meeting.

Motion made by Mr. Vollmer and second by Ms. Laino to accept the extension of time for deemed approval through September 25, 2018. Unanimous. The township will receive said letter this afternoon.

Because there is a change in the plan from minor to major subdivision, the township is requesting a new application and additional fee.

2. MUNICIPAL BUILDING PARKING LOT RESURFACING PROJECT:

Mr. Tresslar will have the bid schedule and specs by next week.

3. FIRE HYDRANT AGREEMENT WITH SAW CREEK ESTATES:

The township does not have a signed agreement with Saw Creek Estates. Attorney Karpowich stated that the agreement sent to him for review only states facts and does not protect the township. He will draw up an agreement for Saw Creek's solicitor to review. The bill received from PA American Water for the hydrants will be sent to Saw Creek for payment. There should be an escrow account set up guaranteeing the money is available from Saw Creek to pay PA American Water monthly.

NEW BUSINESS:

1. SCHEDULE FALL CLEAN UP DAYS FOR FRIDAY, SEPTEMBER 21ST , 7:00 A.M. TO 4:00 P.M. AND SATURDAY, SEPTEMBER 22ND , 7:00 A.M. TO 2:00 P.M.

Motion made by Mr. Vollmer and second by Ms. Laino to approve fall clean up days for Friday, September 21st , 7:00 a.m. to 4:00 p.m. and Saturday, September 22nd , 7:00 a.m. to 2:00 p.m.
Unanimous.

2. SCHEDULE THE HALLOWEEN TRAIL FOR SATURDAY, OCTOBER 13TH, SATURDAY, OCTOBER 20TH AND SATURDAY, OCTOBER 27TH

Motion made by Ms. Laino and second by Mr. Vollmer to approve the Halloween Trail for Saturday, October 13th, Saturday, October 20th and Saturday, October 27th. Unanimous.

3. APPOINT BOUCHER & JAMES ALTERNATE SEWAGE ENFORCEMENT OFFICER:

Motion made by Ms. Laino and second by Mr. Vollmer to appoint Boucher & James alternate sewage enforcement officer. Unanimous.

4. ADOPT A ROAD (WINONA FALLS ROAD) FOR LITTER PICK-UP – SUPERVISOR TERRY LAINO

Motion made by Mr. Rohner and second by Ms. Laino to approve Ms. Laino to adopt Winona Falls Road. Unanimous. A sign will be ordered and vests provided.

5. APPROVE DISABLED VETERAN REAL PROPERTY TAX EXEMPTION FOR ALLEN RAFULOWITZ

Motion made by Mr. Rohner and second by Ms. Laino to approve disabled veteran real property tax exemption for Allen Rafulowitz. Unanimous.

6. SIMPLEX SIGN PROPOSAL FOR DIGITAL SIGN AT THE ANNEX \$17,015.00

The township will be looking for two more proposals.

7. ALARM INSTALLS CORP. PROPOSAL FOR THE MAINTENANCE BUILDING AT THE COMMUNITY PARK

Motion made by Mr. Vollmer and second by Ms. Laino to approve the proposal from Alarm Installs Corp. for the maintenance building at the community park. \$298.00 for parts and \$274.45 annual cost for monitoring. Unanimous.

8. APPROVE ADDITIONAL \$896.00 TO NIKI JONES AGENCY TO WRITE ALL ARTICLES IN THE NEWSLETTER

Motion made by Ms. Laino and second by Mr. Vollmer to approve additional \$896.00 to Niki Jones Agency to write all articles in the newsletter. Unanimous.

MISCELLANEOUS:

- 1. THE SUPERVISORS WILL CONDUCT A PUBLIC HEARING ON TUESDAY, AUGUST 28TH AT 7:00 P.M. AT THE MUNICIPAL BUILDING FOR AN ORDINANCE REGULATING SHORT TERM RENTALS AND AN ORDINANCE REGULATING PROPERTY MAINTENANCE**
- 2. THE ANNUAL BLUES FEST AND CAR SHOW WILL BE HELD ON SUNDAY, AUGUST 19TH BEGINNING AT 1:00 P.M. AT THE COMMUNITY PARK**
- 3. APPROVE SAW CREEK DEER SOCIETY TO USE SPACE INSIDE THE MAIN ENTRANCE ON SATURDAY, SEPTEMBER 1ST, 10:00 A.M. TO 1:00 P.M. AND SUNDAY, SEPTEMBER 2ND, 3:00 P.M. TO 6:00 P.M.**

Motion made by Ms. Laino and second by Mr. Vollmer to approve Saw Creek Deer Society to use space inside the main entrance on Saturday, September 1st, 10:00 a.m. to 1:00 p.m. and Sunday, September 2nd, 3:00 p.m. to 6:00 p.m. Unanimous.

4. APPROVE DAVID HENON TO HOLD A FREE DOG TRAINING CLASS AT THE COMMUNITY PARK ON SATURDAY, NOVEMBER 10TH, 11:00 A.M. TO 1:00 P.M. AND SATURDAY, APRIL 13, 2019, 11:00 A.M. TO 1:00 P.M.

Motion made by Ms. Laino and second by Mr. Vollmer to approve David Henon to hold a free dog training class at the community park on Saturday, November 10th, 11:00 a.m. to 1:00 p.m. and Saturday, April 13, 2019, 11:00 a.m. to 1:00 p.m. Unanimous.

5. APPROVE THE ANNUAL PIKE COUNTY PUBLIC LIBRARY SPONSORSHIP OF ITS ANNUAL DINNER

Motion made by Ms. Laino and second by Mr. Vollmer to approve the annual Pike County Public Library sponsorship of its annual dinner. Unanimous.

POCONO / PIKE COUNTY COUNCIL OF GOVERNMENT REPORT(S):

The next meeting of Pike County COG is scheduled for August 16th.

PUBLIC WORKS DIRECTOR / ROADMASTER REPORT:

Tim Rohner reported work being done on trucks and equipment, Chemung Supply finished guiderails repairs on Little Egypt, East Sugar Mountain Road, Winona Falls Road and Creek Road. Cleaned up trees on Brodhead Road and Creek Road. Mowing site lines, brooming roads, finished painting stop blocks, working at the park, working on caretaker's house at park, crew repaired guiderail on Winona Falls Road, Brisco Mountain Road and Creek Road. JPA finished light project inside township building. Filled all pot holes on Brodhead Road, cleaning up recycling sites at township building and Pine Ridge. Mid-Atlantic in to paint lines on township roads. Mountain Stream Baptist Church on August 4th went well for their family fun day at the park. Crew cleaned up leaves around fence and cut tree branches by township recycling site. Starting to mow sides of roads, removed cedar trees in front of the township building, State inspector was in to check boilers and air compressors.

Tim Rohner would like to overlay Brodhead Road this year with a 1 inch scratch and 2 inch top. The road is 7,670 feet and 22 feet wide. The road will not be closed and done in two pieces. The Supervisors are in favor.

Mr. Tresslar stated that he is spoke to Brian Makowski concerning the Brisco Mountain Road culvert project. Mr. Tresslar is waiting to hear back from him and feels optimistic.

ROAD TASK FORCE REPORT:

Tim Rohner reported that the next Road Task Force meeting is scheduled for August 16th.

August 14, 2018

Ms. Laino received a phone call from Jessica from Saw Creek Estates who would like to have a candidate meet and greet function on October 20th at the Top Of The World Restaurant. The only local candidates for this year's election are State Rep. Rosemay Brown and State Rep candidate Adam Rodriguez.

ADJOURNMENT:

Motion made by Mr. Rohner and second by Mr. Vollmer to adjourn the regular meeting at 11:50 a.m. and go into an Executive Session to discuss pending litigation.

Respectfully submitted,

MaryAnn Conza
Assistant Secretary