

**POCONO TOWNSHIP SUPERVISORS
MINUTES OF THE REGULAR MEETING
NOVEMBER 2nd, 2009 7:00 p.m.**

The Regular Meeting of the Pocono Township Supervisors was held on November 2nd, 2009 at the Pocono Township Municipal Building, Tannersville, Pa., and was opened by Chairwoman, Jane Cilurso, at 7:00 p.m. followed by the Pledge of Allegiance.

ACKNOWLEDGEMENT OF COMMENTS RE RESIDENTS: Chairwoman J. Cilurso noted that each visitor has the right to comment at this time or before any action is taken on the matter.

NOTICE OF MEETING TIMES: J. Cilurso welcomed the audience and thanked them for attending. She noted the regularly scheduled Supervisors meetings are held on the 1st and 3rd Monday of each month at 7:00 p.m. unless rescheduled.

ROLL CALL: Jane Cilurso, present; Harold Werkheiser, present; and John Bramley, present.

Timothy McManus, Township Solicitor, Aaron Sisler, Boucher & James, Engineering, Inc., Pamela Finkbeiner, Recording Secretary, Dennis Keesler, Sewage Enforcement Officer, and Stephen Meylach, Zoning Officer, were present.

MINUTES: J. Bramley made a motion, seconded by H. Werkheiser, to approve the minutes of the 10/19/2009 regular Supervisors' meeting, the 10/27/09 Special Bid Meeting, and the 10/27/09 Sewage Meeting. Roll call vote: J. Cilurso, yes; and H. Werkheiser, yes; and J. Bramley, abstained. Motion carried.

BILLS: H. Werkheiser made a motion, seconded by J. Bramley, to approve the semi-monthly bills for payment. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; and J. Bramley, yes. Motion carried.

COMMUNICATIONS: All communications pertained to the plans and were addressed when the plans were presented.

BIDS: Snow Removal Contract on Various Roads in Pocono Township - H. Werkheiser made a motion, seconded by J. Bramley, to award the Snow Removal Contract to Art Silfees at a rate of \$150.00 per hour, with condition that a current Insurance Certificate shall be submitted to the township. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; and J. Bramley, yes. Motion carried.

CONSTRUCTION ENGINEERING REPORT: None

SEO REPORT: Dennis Keesler, Twp. SEO, no report.

ZONING OFFICER'S REPORT: Steve Meylach, Twp. Zoning Officer reported on the activities of the Zoning Office. A full copy of his report is available on file at the Township Office.

NEW PLANS: None

ONGOING PLANS:

TABLING OF PLANS: J. Cilurso made a motion, seconded by J. Bramley, to table the Nicholas P. Nicholas Properties Final Minor Subdivision/Lot Combination Plan, Sanofi Pasteur - 138 KV Substation Final Lot Consolidation Plan, Sanofi Pasteur Final Lot Consolidation Plan - South Campus, RJAD, LLC (Anthony Diaz) As-Built Land Dev. Plan, Camelback Hotel and Waterpark Prelim/Final Land Dev. Plan and Minor Subdivision Plan, Pump Stations in Pocono Twp. related to SRO611 Pocono and Hamilton Twp. Sewerage System Project Land Dev. Plan, and Barley Creek Parking Area Drainage Plan. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; and J. Bramley, yes. Motion carried.

- 1) Nicholas P. Nicholas Properties Final Minor Subdivision/Lot Combination Plan - The Pocono Township Planning Commission recommended Conditional approval of the plan for final. The plan was tabled at the 10/19/2009 Sup'v. meeting. The Supervisors at their 09/08/09 meeting accepted a 90-day Time Extension, which expires 12/07/09. See motion above for tabling.
- 2) Sanofi Pasteur - 138 KV Substation Final Lot Consolidation Plan - Plan submitted 11/07/2008 for 11/17/2008 Sup'v. Meeting. \$300.00 Plan fee paid. Plan was tabled at the 10/19/2009 Sup'v. meeting. Sup'v. accepted the Time Extension Request until 11/30/2009 at the 8/17/2009 Sup'v. meeting. See motion above for tabling.
- 3) Sanofi Pasteur Final Lot Consolidation Plan - South Campus - \$300.00 fee paid. Submitted on 12/22/08 for the 01/20/09 Sup'v. meeting. Plan was tabled at the 10/19/2009 Sup'v. meeting. Sup'v. accepted the Time Extension Request until 11/30/2009 at the 08/17/2009 Sup'v. meeting. See motion above for tabling.
- 4) RJAD, LLC (Anthony Diaz) As-Built Land Dev. Plan - \$500.00 Fee paid. Plan was submitted on 01/16/2009 for the 01/26/2009 P.C. mtg. The P.C. recommended conditional approval of the plan at their 02/23/2009 meeting. The plan was tabled at the 10/19/2009 Sup'v. meeting. The Sup'v. accepted a 90-day Time Extension letter until 12/21/09. The last Sup'v. meeting is 12/21/2009. See motion above for tabling.
- 5) Camelback Hotel and Waterpark Prelim/Final Land Dev. Plan and Minor Subdivision Plan - The P.C. recommended disapproval on the Land Dev. Plan and approval on the Minor Subdivision Plan at their 03/23/09 meeting. Plan was submitted to the Sup'v. on 04/06/2009. The plan was tabled at the 10/19/2009 Sup'v. meeting. The Sup'v. accepted a Time Extension letter until 11/16/08 at their 10/19/09 meeting. Last Sup'v. meeting is 11/16/09. See motion above for tabling.

ONGOING PLANS CONT:

- 6) Pump Stations in Pocono Twp. related to SR0611 Pocono and Hamilton Townships Sewerage System Project Land Dev. Plan - The Pocono Twp. Planning Commission recommended Conditional Approval and approval of 4 RFMs. The plan for Pump Stations 3 & 5 was tabled at the 10/19/09 Sup'v. meeting. A Time Extension letter was received until 01/04/2010 for Pump Stations 3 & 5; last Sup'v. meeting is 01/04/10. (Pump Stations No. 1 & No. 2 were approved on 10/05/2009.) See motion above for tabling.
- 7) Barley Creek Parking Area Drainage Plan - Plan submitted on 09/02/09 for the 09/21/09 Sup'v. mtg. The plan was tabled at the 10/16/2009 Sup'v. meeting. See motion above for tabling.

TIME EXTENSION LETTER:

- 1) The Lands of the Spirit of Swiftwater, Inc. (Office) Land Dev. Plan - The Pocono Township Planning Commission recommended acceptance of a 90-day Time Extension letter - until 02/03/10- and requested a progress report from the developer before additional extension are recommended. J. Bramley made a motion, seconded by H. Werkheiser, to accept the 90-day Time Extension letter - until 02/03/10. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; and J. Bramley, yes. Motion carried.

UNFINISHED BUSINESS:

- 1) Conditional Use Hearing for Northampton Community College is scheduled for 12/01/09 at 7:00 p.m. at the Pocono Township Municipal Building.
- 2) Conditional Use Application - Sign Plaza for Hamilton Twp. Properties, LLC, re Tax Parcel IC#12/7/1/30-3 is scheduled for 12/07/09 at 6:00 p.m. at the Pocono Township Municipal Building.

NEW BUSINESS:

- 1) Report on Fall Clean-up - Harold Werkheiser reported 41 Tons of landfill items, 17 tons of metal and 100 tires were brought in during Fall Cleanup. Jane Cilurso thanked Judy Cherpko for her work in cleaning up illegal dumping sites and the Lions Club for their roadside cleanups within the Township.
- 2) Resolution #565 - Authorizing NEPA to apply for the NEPA Alliance Traffic Signal Conversion Program on behalf of Pocono Township (for participation in an inter-municipal cooperative project). J. Bramley made a motion, seconded by H. Werkheiser, to adopt Resolution #565 - Authorizing NEPA to apply for the NEPA Alliance Traffic Signal Conversion Program on behalf of Pocono Township. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; and J. Bramley, yes. Motion carried.

- 3) Authorization for Boucher & James to do a feasibility study to determine a stormwater management solution to remedy the drainage issue at Mountain View Park at the cost of \$3,450.00. J. Bramley made a motion, seconded by H. Werkheiser, to authorize Boucher & James to do a feasibility study to determine a stormwater management solution to remedy the drainage issue at Mountain View Park at the cost of \$3,450.00. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; and J. Bramley, yes. Motion carried.
- 4) Authorization for Boucher & James to prepare an Erosion and Sedimentation Control Plan for Mt. View Park at a cost of \$3,550.00. J. Bramley made a motion, seconded by H. Werkheiser, to authorize Boucher & James to prepare an E&S Control Plan for Mt. View Park at a cost of \$3,550.00. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; and J. Bramley, yes. Motion carried.
- 5) Proposal for Audit Services of Riley and Company, Inc. to audit the contract Balance Sheet and the related Statement of Contract Revenues and Contract Expenditures for Penn Works Grant # C000014837 at the cost of \$6,000.00. J. Bramley made a motion, seconded by H. Werkheiser to accept the proposal for Audit Services of Riley and Company, Inc., at the cost of \$6,000.00 to audit the Penn Works Grant # C000014837, Balance Sheet and related Statement of Contract Revenues. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; and J. Bramley, yes. Motion carried.
- 6) Guaranty Ordinance #142 for the Pocono Jackson Joint Water Authority. J. Bramley made a motion, seconded by H. Werkheiser, to adopt Guaranty Ordinance #142 for the Pocono Jackson Joint Water Authority. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; and J. Bramley, yes. Motion carried.

COMMENTS: Joe Sadowski, Township resident questioned the over sized political signs around the township. Frank Hess, Twp. resident noted that he had removed the signs in question. S. Meylach apologized for any confusion it caused. J. Bramley noted he has asked the Planning Commission to review the sign ordinance and make recommendations so this problem does not happen again.

Diego Sanchez, Twp. resident, asked the board to consider refunding his sister, Maria Nino, for the cost of a sewage permit. Ms. Nino had applied for the septic application without the knowledge that the lot had failed previous testing. She had contacted D. Keesler, Twp. SEO, for a refund, but has not received a refund as of date. J. Cilurso will discuss the issue with D. Keesler.

J. Cilurso encouraged everyone to go out and vote!

ADJOURNMENT: J. Bramley made a motion, seconded by H. Werkheiser, to adjourn the meeting at 8:50 p.m. until 11/16/2009, at 7:00 p.m. at the Pocono Twp. Municipal Building. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; and J. Bramley, yes.

Respectfully submitted
Pamela Finkbeiner
Recording Secretary