

**POCONO TOWNSHIP SUPERVISORS  
MINUTES OF THE REGULAR MEETING  
August 18th, 2008 7:00 p.m.**

The Regular Meeting of the Pocono Township Supervisors was held on August 18th, 2008, 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.

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

Timothy McManus, Solicitor; David Horton, Boucher & James Engineering, Inc.; Pamela Finkbeiner, Recording Secretary; Dennis Keesler, Pocono Township Sewage Enforcement Officer, and Steve Meylach, Pocono Township Zoning Enforcement Officer, were present.

**MINUTES:** H. Werkheiser made a motion, seconded by J. Bramley, to approve the minutes of the Supervisor's 08/04/2008 Regular meeting, and the minutes of the Special Meeting of 08/12/2008. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.

**BILLS:** The semi-monthly bills were presented. J. Bramley made a motion, seconded by H. Werkheiser, to approve the semi-monthly bills for payment. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.

**COMMUNICATIONS:** None

**BIDS: 1)** Awarding of the Bid for the Serfas Road Erosion Mitigation Project and approval of the Stormwater agreement with the Sebrings. H. Werkheiser made a motion, seconded by J. Bramley, to adopt Resolution #534 and award the Bid to S&K Construction, Inc., low bid of \$37,400.00, with condition 14 days corrected to 45 days, and authorizing the consulting engineer to issue to the Contractor a "Notice of Award" of the above contract. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.

**SEO REPORT:** D. Keesler, Township SEO reported on the various activities within the township. A full copy of his report is on file at the township.

**ZO REPORT:** S. Meylach, Township Zoning Officer, reported 33 permits were issued. A full copy of his report is on file at the township.

**NEW PLANS:** 1) Sanofi Pasteur R2L (VDL) Phase 3- Chrissie Himler, Borton-Lawson Engineering, Inc., represented the plan. The Plan was approved by the township in 2003, but the project was delayed. Ms. Himler requested a 3 year time extension for the plan. A revised plan will be prepared showing a reduction in the original sq. footage.

**NEW PLANS-SANOFI PASTEUR R2L CONT:**

J. Bramley made a motion, seconded by H. Werkheiser, to accept a three year time extension for Sanofi Pasteur R2L (VDL) Phase 3. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.

2) Sanofi Pasteur Interim Planning Modules-Resolution #535-The Pocono Township Planning Commission recommended that the Supervisors accept the Planning Modules for forwarding to the DEP for approval as a revision to the Pocono Township Act 537 plan, contingent upon receipt of a sewer service agreement between Sanofi and Pocono Township. Frank Epifano and Mark Nemitz, Sanofi Pasteur represented the plan and questioned the need for a service agreement between the township and Sanofi Pasteur. Discussion followed. A meeting will be held in the near future to address the issue. J. Cilurso made a motion, seconded by H. Werkheiser, to table the Sanofi Pasteur Interim Planning Modules-Resolution # 535. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.

**ONGOING PLANS:**

1) The Reserve at Cherry Lane Final Plan - Stroud Twp. has approved their portion of the plan. The Pocono Twp. Planning Commission recommended Conditional Approval of the plan. The plan was tabled at the 08/04/08 Sup'v. meeting. The Supervisors accepted an extension of the time requirement until 08/31/08; the last Sup'v. mtg. is 08/18/08. A Waiver letter extending the time requirement until 11/30/08 was received. The plan was requested to be tabled. J. Bramley made a motion, seconded by H. Werkheiser, to accept the Waiver letter extending the time requirement until 11/30/2008. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.

J. Bramley made a motion, seconded by H. Werkheiser, to table the Reserve at Cherry Lane Final Plan. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.

2) Garvey Agency, Inc., Lot Consolidation Plan-(Lots 807 & 808 Alpine Lake) Plan submitted for 02/04/08 Sup'v mtg. \$300.00 Plan fee paid. Plan was tabled at the 08/04/08 Sup'v. meeting. The 90-day time requirement expires on 10/31/2008. Last Sup'v. mtg. 10/20/08. J. Bramley made a motion, seconded by H. Werkheiser, to table the Garvey Agency, Inc., Lot Consolidation Plan. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.

**UNFINISHED BUSINESS**

1) Traffic Signal Plan at intersection of SR314W and Rt. 611 and SR314E (By the Amber Club in Swiftwater). Twp. Solicitor has submitted a new draft agreement for review by Mt. Airy. J. Bramley made a motion, seconded by H. Werkheiser, to table the Traffic Signal Plan. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.

2) Pocono Township Community Days is scheduled for September 27<sup>th</sup>, 2008, from Noon until 5:00 p.m. Application are available for non-profit organizations.

3) Pocono Township's Fall Clean-up is scheduled for October 2, 3, and 4, 2008. Fliers are available in the lobby of the Township building.

**NEW BUSINESS:**

- 1) Joseph and Roxanne Illardi-Isolation Waiver- Joseph & Roxanne Illardi of Mary Lane, Pocono Laurel Lakes explained their home's existing septic system has failed and after inspection by Allstate Septic, a new septic system is needed. Testing of their lot has been done and a replacement area has been defined. Because of the small lot size, 1/3<sup>rd</sup> of an acre, the future drainage field encroaches into the 100' isolation zone of their well. The well cannot be moved. J. Bramley made a motion, seconded by H. Werkheiser, to approve the request for waiver from SALDO Sec. 72.33.B-isolation area. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.
- 2) Motion to approve NPDES Settlement Agreement- by and among Pocono Twp, Brodhead Watershed Assoc., Stroud Twp., Stroudsburg Borough, E. Stroudsburg Borough, and PA DEP re appeal of NPDES Permit No. PA-0065133. J. Bramley made a motion, seconded by H. Werkheiser. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.
- 3) Motion to approve the signing of Agreement of Sale between Maxine S. Robbins, and Pocono Township regarding purchase of 59.008 acres- \$414,000.12 - Open Space Grant. H. Werkheiser made a motion, seconded by J. Bramley. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.
- 4) Motion to approve the following Letters of Credit Reduction:
  - A. Release NO. 1 in the amount of \$177,655.00 for Papillon Contracting, Inc. H. Werkheiser made a motion, seconded by J. Bramley, to release \$177,655.00 for Papillon Contracting, Inc. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.
  - B. Final Escrow Release - CVS Pharmacy Land Dev. Release in the amount of \$239,420. Twp. Engineer reported several items are left to be addressed. J. Bramley made a motion, seconded by H. Werkheiser, to Release \$239,420.00 for the CVS Pharmacy Land Dev.
- 5) Motion to reschedule Supervisor's meeting of 09/01/08 meeting (Labor Day). H. Werkheiser made a motion, seconded by J. Bramley, to reschedule the next regular meeting to 09/02/08 at 11 a.m. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.

**RESPONSES AND COMMENTS:** Open discussion on traffic improvements to Rt. 715 and Sullivans Trail.

**ADJOURNMENT:** H. Werkheiser made a motion, seconded by J. Bramley, to adjourn the meeting at 8:15 p.m. until 09/02/08, at 11 a.m. Roll Call

Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.

Respectfully Submitted  
Pamela Finkbeiner  
Recording Secretary