

**Pocono Township Supervisors
Minutes of the Regular meeting
March 17rd, 2008 7:00 P.M.**

The regular Meeting of the Pocono Township Supervisors was held on March 17rd, 2008, at the Pocono Township Municipal Building, Tannersville, Pa. and was opened by Chairwoman, Jane Cilurso, at 7:00p.m.

ACKNOWLEDGEMENT OF COMMENTS RE RESIDENTS: Chairwoman J. Cilurso noted that any resident wishing to speak re an agenda item could do so 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 Steven Meylach, Pocono Township Zoning officer were present.

MINUTES: J. Bramley made a motion, seconded by H. Werkheiser to approve the March 3, 2008 minutes of the regular meeting. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.

BILLS: The semi-monthly bills were presented for payment. 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, J. Bramley; yes. Motion carried.

COMMUNICATIONS: Communications pertained to plans before the board and were addressed accordingly.

BIDS: None

SEO REPORT: Dennis Keesler, Pocono Township SEO reported on a new system for the Train Coach Restaurant is in progress, Dunkin Donuts repairs, and other activities within the township.

ZONING OFFICERS REPORT: Steven Meylach, Township Zoning Officer reported 31 permits have been issued, he is working on a problem at Barton Glen and he is continuing to review the Township zoning and SALDO ordinances. A copy of the report is on file with the township.

D. Horton stated the Barton Glen lot needs to follow the Engineer's review letter. S. Meylach will contact the owners to see that all requirements are met.

Ed Elliott, township resident asked the status of Dunkin Donuts. S. Meylach explained a problem with the construction has held up completion of the project and that the owner is working on resolving the problems.

NEW PLANS: None

ONGOING PLANS:

- 1) The Reserve at Cherry Lane Final Plan- Stroud Twp. has approved their portion of the plan. The Pocono Township Planning Commission recommended Conditional Approval of the plan. The Supervisors accepted an extension of the time requirement until the 3/31/08 Sup'v. meeting. The plan was tabled at the 3/03/08 Sup'v. meeting. J. Bramley made a motion, seconded by H. Werkheiser to table the Reserve at Cherry Lane Final Plan and to accept the 30 day waiver letter.
Roll Call Vote: J. Cilurso; Yes, H. Werkheiser; Yes, J. Bramley; Yes.
Motion carried

- 2) Pocono Haven Lot 7 Block B Lot Consolidation Plan Plan submitted 08/02/07 for 08/21/07 Sup'v. meeting. \$300.00 Plan fee received. The Supervisors accepted a 90-day extension of the time requirement until 5/04/08. The last Sup'v. meeting is 04/21/08. The plan was tabled at the 3/03/08 Sup'v. meeting. H. Werkheiser made a motion seconded by J. Bramley to table the Pocono Haven Lot 7 Block B Lot Consolidation Plan. Roll Call Vote: J. Cilurso; Yes, H. Werkheiser; Yes, J. Bramley; Yes. Motion carried.

- 3) Kollar Final Minor Subdivision Plan- The Pocono Twp. Planning Commission recommended Conditional Approval to the plan and approval of the 1 RFM. The P.C. recommended forwarding the Planning Modules to the DEP. The Supervisors accepted a 90 day -time extension-until 5/04/08. The last Sup'v. meeting is 04/21/08. The plan was tabled at the 03/03/08 Sup'v. meeting. Arthur Swallow of Arthur Swallow, Inc. represented the plan. The Conservation District's review has been received and A. Swallow will meet with the Conservation to address the review, the planning modules have been approved, and emergency services have been contacted and their concerns of a street name for location purposes will be addressed. Discussion followed. J. Bramley made a motion, seconded by H. Werkheiser to approve the RFMs listed below:
SALDO SEC. 3.208.A, existing private roads.
SALDO SEC. 3.208.E, Private access street length.
SALDO SEC. 3.604, Street name signs.
Roll Call Vote: J. Cilurso; Yes, H. Werkheiser; Yes, J. Bramley; Yes.
Motion carried.
J. Bramley made a motion, seconded by H. Werkheiser to approve the Kollar Final Minor Subdivision Plan with the following conditions:
 - A. The three modifications shall be placed on the plan
 - B. Development agreement
 - C. All engineering, attorney and Fee in Lieu (\$1,400) paid.
 - D. Mylars for the plan.
 - E. Storm Water Management.
 - F. MC Conservation district's approval.Roll Call Vote: J. Cilurso; Yes, H. Werkheiser; Yes, J. Bramley; Yes.
Motion carried

TABLING OF PLANS: H. Werkheiser made a motion, seconded by J. Bramley to table the Garvey Agency, Inc. Lot Consolidation Plan, Swiftwater Relo Preliminary/Final Land Development Plan, and the Twinsiva Real Estate, LLC, Proposed Restaurant Dev. Final Dev. Plan. Roll Call Vote: J. Cilurso; Yes, H. Werkheiser; Yes, J. Bramley; Yes. Motion carried

- 4) Garvey Agency, Inc. Lot Consolidation Plan - (Lots 807 & 808 Alpine Lake) Plan submitted for 02/04/2008 Sup'v. mtg. \$300.00 Plan fee paid. Plan was tabled at the 03/03/2008 Sup'v. meeting. See motion above
- 5) Swiftwater Relo Preliminary/Final Land Development Plan- The P.C. recommended Conditional Approval to the plan. The 90-day time requirement expires at the 04/07/2008 Sup'v. mtg. Plan was tabled at the 03/03/2008 Sup'v. meeting. See motion above.
- 6) Twinsiva Real Estate, LLC, Proposed Restaurant Dev. Final Dev. Plan - The P.C. recommended Conditional Approval to the plan. The 90-day time requirement expires 04/07/08. The plan was tabled at the 03/03/2008 Sup'v. mtg. See motion above.
- 7) David Pearson RFM from Ordinance #121, Article IX, Section 3.212 re the David & Arliene Pearson Minor Subdivision Plan. H. Werkheiser made a motion, seconded by J. Bramley to approve the Request for Modification from Ordinance #121, Article IX, Sec. 3.212 for the Davie & Arliene Pearson Minor Subdivision Plan. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.

UNFINISHED BUSINESS:

- 1) Request for Release of \$5,000.00 re Anthony and Marlene Maula Nottingham Manor Subdivision. The as-built has been received and is awaiting the township engineer's review. H. Werkheiser made a motion, seconded by J. Bramley to table the request. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.
- 2) Traffic Signal Plan at intersection of SR314W and Rt. 611 and SR 314E (By Amber Club in Swiftwater) The plan is still under review with Penn Dot and the Township engineer. H. Werkheiser made a motion, seconded by J. Bramley to table the Traffic Signal Plan at the intersection of SR314W and Rt. 611 and SR314E. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.

NEW BUSINESS:

- 1) **Motion** to appoint Charlie Vogt to the Brodhead Regional Water Authority Board, effective 3/17/2008. J. Bramley made a motion, seconded by H. Werkheiser to appoint Charlie Vogt to the Brodhead Regional Water Authority Board. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.

- 2) **Motion** to approve Change of Scope for RKR Hess Associates at a cost of \$1,300.00 to \$1,600.00 for testing for the township sewage project. Frank Ruggerio, Township resident and Chairman of the Pocono Township Planning commission questioned the increase cost of RKR Hess Associates contract. T. McManus explained the increase is for a new location to be considered for the sewage project. J. Bramley made the motion, seconded by H. Werkheiser to approve the Change of Scope for RKR Hess Associates at the cost of \$1,300.00 to \$1,600.00 for testing for the township sewage project. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.
- 3) **Motion** to approve Professional Consulting Services with RKR Hess Associations to provide Full-time construction observations for the Pocono Township Sewer System Project- dry sewer - Contract Nos. 1 and 2 located in Pocono Township at a cost of \$327,000.00, subject to a satisfactory review by Twp. solicitors. J. Bramley made a motion, seconded by H. Werkheiser. Joe Sadowski questioned the cost of the Solicitors review. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.
- 4) **Motion** to approve Professional Consulting Services Agreement with RKR Hess Associates to provide Storm Water re-design and additional work for the Pocono Township 2.0 MGD Wastewater Treatment Plan Site from infiltrating the 2-year storm to infiltrating the 100 year storm as per DEP requirements at a cost of \$17,900.00, subject to the satisfactory review by Twp. solicitors. J. Ciluro explained this is a new requirement of DEP. J. Bramley made the motion, seconded by H. Werkheiser. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.
- 5) **Motion** to approve Professional Consulting Services Agreement with RKR Hess Associates to perform ground water monitoring work relative to the Pocono Regional Sewer Project of \$30,500.00 subject to satisfactory review by Twp. solicitor. J. Bramley made a motion, seconded by H. Werkheiser to approve the Professional Consulting Services of RKR Hess Associates to perform ground water monitoring work relative to the Pocono Regional Sewer Project of \$30,500.00 subject to a satisfactory review by Twp. Solicitors. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.
- 6) **Motion** to approve a Waiver from SALDO Section 3.210G, earth disturbance, for work being performed on the Dry Sewer Main Construction Main. J. Bramley made a motion, seconded by H. Werkheiser to approve the waiver from SALDO Sec. 3.210G. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.

RESPONSES AND COMMENTS: Ed Elliott, township resident, asked when the Pocono Township's website will be improved. J. Cilurso explained that the township has a new webmaster, Pamela Finkbeiner. P. Finkbeiner shall begin updating the website in the near future.

Dean Hartshorn, questioned what can be done to clean-up the trash around Mr. Z's and Turkey Hill Mini-market. S. Meylach, Twp. ZO has been in contact with Mr. Z's over this ongoing problem. He will readdress the issue.

Joe Sadowski, township resident questioned the proposed sewage treatment plant's discharge into the Brodhead Creek, a known swimming area for children. T. McManus, Twp. Solicitor explained the discharge location is below the swimming area and the sewage plant is designed using the new DEP guidelines.

Frank Ruggiero raised concerns over the work on Felin's property on Rt. 611 and Stadden Road and the corner of Serfas and Beelher road-the bank is eroding from last year's township drainage work and an electric line pole is starting to lean. H. Werkheiser will look at the pole on Serfas and Beelher road and the erosion problem.

Frank Ruggiero asked if the township had met with Penn Dot about the Swiftwater Inn's entrance location.

ADJOURNMENT J. Bramley made a motion, seconded by H. Werkheiser to adjourn the meeting at 8:20pm until April 7th, 2008, 7 p.m. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.

Respectfully submitted

Pamela Finkbeiner
Recording Secretary