

**MOUNT POCONO BOROUGH COUNCIL
REGULAR MEETING MINUTES
TUESDAY, JANUARY 3, 2017
7:00 P.M.**

President K. Davis opened the Regular Meeting at 7:00 P.M. with the following members present: Vice President J. Woehrle; Councilmembers: F. O'Boyle; D. Casole; and, M. Oser. Mayor F. Courtright, Solicitor J. Fareri and Borough Secretary/ Treasurer L. Noonan were also present.

Councilmember K. Transue was absent. Councilmember C. Williams arrived at 7:11 P.M.

The Pledge of Allegiance was said by all.

PRELIMINARY ANNOUNCEMENTS

None

APPROVAL OF MINUTES

Councilmember D. Casole moved to approve the Public Hearing minutes of Tuesday, December 27, 2016, as presented. Councilmember F. O'Boyle seconded. Motion carried unanimously.

Vice President J. Woehrle moved to approve the Regular Meeting minutes of Tuesday, December 27, 2016, as presented. Councilmember F. O'Boyle seconded. Councilmember M. Oser requested that words "were absent" be added after Councilmember K. Transue and Solicitor J. Fareri on the first page. Motion carried unanimously.

OFFICERS' REPORTS

PRESIDENT

President K. Davis stated that he would like to change the representation of the committee for the Pocono Mountain Regional Police Commission. He noted that the current representatives are Mayor F. Courtright and Councilmember C. Williams. He stated that Councilmember C. Williams is very busy and she has missed several meetings of the Pocono Mountain Regional Police Commission this past year. He also stated he feels Borough Council has no idea what is going on and we need more detail in our reports that are given, in view of that he asked Councilmember M. Oser if he would be interested in serving on this committee.

Councilmember M. Oser stated that he would be.

President K. Davis stated that he still wishes Councilmember C. Williams be involved with the Regional Police and he requested that she and Councilmember K. Transue, when he returns, conduct a study like the study that was done by Vice President J. Woehrle and Mayor F. Courtright in 2013, to look into other options for police coverage for the Borough.

Councilmember C. Williams arrived during this discussion and was advised of President K. Davis' change to the committee to the Pocono Mountain Regional Police Commission. He noted that there are several other items to discuss on Regional Police and they will be discussed later in the meeting.

President K. Davis discussed the Parks & Recreation Commission would like to form a non-profit organization under the 501 3(C) designation. It was agreed that the information that was provided by Parks & Recreation Commission member Tom Ford will be reviewed by the Borough Council and they will discuss it further in the work session being held on Tuesday, January 17, 2017.

MAYOR

Mayor F. Courtright suggested that he and Councilmember M. Oser get together to discuss Regional Police. Mayor F. Courtright thanked Councilmember C. Williams for her time on Regional Police, noting that her military experience was invaluable to the commission.

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TREASURER'S REPORT

The following cash report was given as follows:

GENERAL FUND CHECKING ACCOUNT	\$ 34,567.17
ESSA MONEY MARKET	17,347.83
PENN SECURITY GENERAL FUND ACCOUNT	20,692.71
CAPITAL RESERVE ACCOUNT	49,044.94
BANNER BEAUTIFICATION ACCOUNT	3,031.97
STATE LIQUID FUELS	18,738.33
PARK & RECREATION FUND	864.55
PLANNING COMMISSION REIMB. FUND	53,034.85
ROAD FUND – GENERAL FUND	127.46
STORMWATER FUND	133,314.68
GENERAL FUND RESERVE PLGIT ACCOUNT	41,905.64
SANITATION FUND	16,874.38
ROUTE 940 CORRIDOR FUND	53,675.00
FIVE POINT INTERSECTION FUND	<u>443,157.24</u>

GRAND TOTAL **\$ 886,376.75**

Councilmember D. Casole moved to pay and approve the bills as outlined in the Treasurer's Report dated Tuesday, January 3, 2017, as presented. Councilmember C. Williams seconded. Motion carried unanimously.

BILLS TO BE PAID FROM THE GENERAL FUND CHECKING ACCOUNT:

ACE Hardware	(wire crimpers & lithium battery)	\$ 22.45
Amerihealth Casualty	(workers comp)	2,630.22
Bartonsville Printing	(2017 – 90 th Anniversary Calendars)	1,440.00
Bill Beekman's Plumbing	(oil burner upper shed)	107.00
Berkheimer Associates	(LST Commission)	323.48
Blue Ridge Communications	(phones)	357.25
Boston Mutual	(disability insurance)	253.08
Brown & Brown	(treasurer's bond – 2017)	250.00
Cintas	(uniforms/rug service)	314.90
Community Planning & Design	(wireless communications ordinance)	552.50
DG Nicholas	(new tail light 2012 Peter)	50.74
E.M. Kutz, Inc.	(curb shoes for 2015 Kenworth)	212.53
Ed's Auto Service	(2015 Kenworth state inspection)	94.38
ESSA Bank	(interest on line of credit)	461.18
Joann Misuraca-Ficco	(supplies/postage)	43.86
FNB Visa	(tree lights, zipper, envelopes)	236.21
Matt Hensel	(website admin)	75.00
Highmark Blue Shield	(health insurance)	6,196.56
JLS Surveying	(George Souaid subdivision)	2,740.00
M. Burr Keim Company	(minute book)	97.00
Monroe County Control center	(fire/ems control center fees)	867.00
NAPA Auto parts	(paint, hydraulic filter & oil)	278.05
NEPA Alliance	(annual dues)	275.00
Francis O'Boyle	(screws, bolts, nuts for sign)	49.28
PSAB	(Borough News Subscriptions)	150.00
PSAB	(CDL Renewal)	75.00
Panko Reporting	(ZHB Appeal)	145.00
PA American Water	(water bills)	704.89
Plociniak Oil	(oil for boro bldg. & maint. garage)	2,750.16

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Pocono Mountains COG	(annual dues)	\$ 200.00
Pocono Mtn. Public Library	(RE Taxes)	220.44
Pocono Mtn. Vol. Fire Co.	(RE Taxes)	220.47
Pocono Mtn. Reg. EMS	(RE Taxes)	110.20
Pocono Mountain Regional Police	(December Mortgage Payment)	2,811.27
Quill	(colored paper, calendar, labels)	53.15
RKR Hess	(115 Knob Road)	435.52
Reliable Sign & Striping	("keep right" signs)	331.00
Schadler Yesco	(light post outlets)	468.59
Schoonover & Vanderhoof	(new roof)	187.50
Selective Insurance	(insurances)	2,451.00
Summit Welding	(repairs to 2009 Ford plow & frame)	2,255.00
SunocoCOSTARS	(gas/ diesel)	1,216.86
ThyssenKrupp	(elevator)	176.53
US Bank	(copier lease)	294.10
Verizon	(phone)	32.54
Verizon Wireless	(cell phones & new battery)	138.68
Wal-Mart	(shop supplies, office supplies)	<u>144.67</u>

GRAND TOTAL **\$ 33,500.24**

BILLS TO BE PAID FROM THE GENERAL FUND CHECKING ACCOUNT:

Mt Pocono Payroll	(w/e 12/07/16)	\$ 9,167.93
Mt Pocono Payroll	(w/e 12/14/16)	5,586.79
Mt Pocono Payroll	(w/e 12/21/16)	6,080.66
FP Mailing Solutions	(postage for meter)	200.00
Mt Pocono Payroll	(w/e 12/28/16)	<u>5,433.04</u>

GRAND TOTAL **\$ 26,478.42**

BILLS TO BE PAID FROM THE STATE LIQUID FUELS ACCOUNT:

Cargill	(de-icing salt)	\$ 4,397.95
DBI Services	(line painting)	2,987.85
Lehigh Hanson	(2 A modified)	717.10
Locust Ridge Quarry	(anti-skid)	736.40
PPL	(traffic signals & street lights)	<u>2,493.87</u>

GRAND TOTAL **\$ 11,333.17**

PSAB Grant Writing Course

Borough Secretary/ Treasurer L. Noonan stated that Councilmember M. Oser has requested to attend a PSAB training on grant writing being held on February 9th, in Luzerne County. The cost of the training is \$100.00.

Councilmember C. Williams moved to send Councilmember M. Oser to the Grant Writing Course being held in Luzerne County on February 9th, at a cost of \$100. Councilmember D. Casole seconded. Motion carried unanimously.

SOLICITOR

Solicitor J. Fareri stated that the law suit with Pocono Mountain Volunteer Fire Company is still outstanding and noted that the plaintiff's attorney has not moved things along and he has filed the documents to build a case in an attempt to get the Borough removed from this law suit.

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PERSONS TO BE HEARD

John Latzanich, Belmont Shopping Plaza

The record should note that Mr. Latzanich was not present at this evening's meeting.

UNFINISHED BUSINESS

Committee Appointments

Zoning Hearing Board

Councilmember M. Oser moved to reappoint Shirley Lansdowne to a five (5) year term on the Zoning Hearing Board with her term to expire on December 31, 2021. Councilmember D. Casole seconded. Motion carried unanimously.

Planning Commission

Councilmember M. Oser moved to reappoint Vincent Misuraca to a four (4) year term on the Planning Commission with his term to expire on December 31, 2020. Vice President J. Woehrle seconded. Motion carried unanimously.

Pocono Mountain Public Library

Councilmember C. Williams moved to appoint John Scalamandre to a three (3) year term on the Pocono Mountain Public Library with his term to expire on December 31, 2019. Councilmember M. Oser seconded. Motion carried unanimously.

Mount Pocono Municipal Authority

It was noted that the Borough has received requests from Ruth Gross and Francis O'Boyle to be reappointed to the MPMA, however they also received inquiries and interest from several other people those being: Vincent April; Rebecca Sarajian; and, current Councilmember Mike Oser.

Vice President J. Woehrle moved to not appoint anyone to the vacancies on the MPMA and to draft a resolution requesting the MPMA to reduce their members from seven (7) members down to five (5) members. Councilmember M. Oser seconded.

Councilmember F. O'Boyle asked why Borough Council wished to do this. Vice President J. Woehrle discussed a meeting he attended with the former Mayor, Dan McDavitt several years ago, and he said that the Municipal Authority Engineer was more for the spray irrigation which costs more money than what it would be to put a pipe in the ground and hook-up to the Pocono Township sewer system. Councilmember F. O'Boyle stated that he has been on the Municipal Authority since 1994 and he has been the Chairman since in 1999. As Chairman, he has conducted surveys and found numerous money. He has also served as operator of the sewer plant in the 1980s and he obtained grants to obtain land and a 5.6-million-dollar grant loan less than the amount that was needed. He helped with the upgrade at Holly Forest Road. He went on record, stating that he disagrees with reducing the membership and noted sometimes they can't get a quorum.

Vice President J. Woehrle stated that he has a lot of respect and considers Mr. O'Boyle a friend. He feels this is good for the town and knows that Fran has done a lot as a member of the Municipal Authority.

Councilmember F. O'Boyle noted that the spray irrigation has been put out to bid and he has been working with USDA loan.

Mayor F. Courtright stated that the Municipal Authority has started entering a multimillion dollar deal and noted that Borough Council doesn't want to hobble this progress and waste taxpayer's money. He noted that fewer people on the Municipal Authority with less experience could stall and could take this project longer.

Councilmember M. Oser noted that he would like to see the Municipal Authority sold.

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Vice President J. Woehrle stated that he has spoken with several entities, noting that the Municipal Authority is up against some big guns with the environmentalists. He also noted that the work that Councilmember F. O'Boyle has done is extremely commendable and admirable.

Councilmember F. O'Boyle noted that you will have trouble running the Municipal Authority with only five (5) members.

President K. Davis stated that the motion has been made by Vice President J. Woehrle and seconded Councilmember M. Oser. Motion went to a roll call vote: Councilmember M. Oser, "Yes"; Councilmember C. Williams, "abstained"; Vice President J. Woehrle, "Yes"; Councilmember F. O'Boyle, "No"; Councilmember D. Casole, "Yes"; and President K. Davis did not vote. Motion carried 3 – 2.

Ordinance #1 of 2017, Tax Millage Ordinance

Councilmember D. Casole moved to advertise Ordinance #1 of 2017 setting the tax millage. Vice President J. Woehrle seconded. Motion carried unanimously.

Councilmember F. O'Boyle questioned the previous motion and whether it actually passed, since the President of Borough Council did not vote.

Vice President J. Woehrle moved to vacate the previous motion regarding the Mount Pocono Municipal Authority. Councilmember M. Oser seconded. Motion carried unanimously.

Vice President J. Woehrle moved not to appoint or reappoint any person to fill the current vacancies on the Mount Pocono Municipal Authority and to pass a Resolution reducing the Mount Pocono Municipal Authority membership from seven (7) members to five (5). Councilmember M. Oser seconded. Motion went to a roll call vote: Councilmember M. Oser, "Yes"; Councilmember C. Williams, "No"; Vice President J. Woehrle, "Yes"; Councilmember F. O'Boyle, "No"; Councilmember D. Casole, "Yes"; and, President K. Davis, "Yes". Motion carried 4 – 2.

NEW BUSINESS

PennDOT SR 611 Speed Limit

Borough Secretary/ Treasurer L. Noonan stated that she has been contacted by PennDOT regarding the speed limit on SR 611 south of the railroad trestle. She noted that as your leaving town south on SR 611 it is thirty (30) miles per hour down to Grange Road, however, heading north from Grange Road to the trestle it is forty-five (45) miles per hour. She explained that PennDOT wants to change both directions to forty-five (45) miles per hour in both directions.

Councilmember M. Oser moved to advise PennDOT that Borough Council is not in favor of increasing the mileage on SR 611 south of the trestle bridge, instead to reduce in both directions to thirty (30) miles per hour on SR 611. Councilmember D. Casole seconded. Motion carried unanimously.

Junior Council Member

Councilmember C. Williams discussed the Junior Council Member Program and the sample Resolution that was in everyone's packet. She would like to try to get a Junior Councilmember involved in the Borough and requested Borough Council to adopt the Resolution as provided.

After some discussion regarding the Junior Councilmember Program and that the Junior Member must be a Borough a resident and a Junior or Senior in High School and also can be a college aged student who also resides in the Borough, Councilmember M. Oser moved adopt the sample Resolution as outlined. Councilmember C. Williams seconded. Motion carried unanimously.

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PUBLIC PARTICIPATION

It was noted that Borough Council has a lengthy review of the proposed Pocono Mountain Regional Police Inter-Governmental Agreement, however before they go into that discussion they opened the floor to Public Participation. There was no Public Participation.

Pocono Mountain Regional Police Inter-Governmental Agreement

Solicitor J. Fareri reviewed the Pocono Mountain Regional Police Inter-Governmental Agreement (IGA) and discussed the following points:

One Representative per municipality, one vote per municipality
Original language from the original IGA in regards to leaving the Regional Police Commission
Borough not be bound to picking the Mayor as one of our representatives of the Regional Police Commission
More definition to the monetary cost/ financial impact of leaving the Regional Police Commission

Borough Council agreed on these points. Solicitor J. Fareri explained that he will be attending a meeting with the other municipal solicitors to review these points and try to come to a finalized agreement. The discussion lasted from 8:20 P.M. to 9:10 P.M.

There being no further business or any further public participation coming before the Board, Councilmember M. Oser moved to adjourn at 9:10 P.M. Councilmember D. Casole seconded. Motion carried unanimously.

Respectfully submitted,

Lori Noonan, Borough Secretary