

**Coolbaugh Township
Board of Supervisors
June 21, 2011 Minutes
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The Coolbaugh Township Board of Supervisors June 21, 2011 Meeting was held in the Township Municipal Center, in building #3, at 5550 Memorial Boulevard, Tobyhanna, Pennsylvania.

Call To Order

Vice-Chair Kelly called the meeting to order at approximately 7:00 p.m. and lead those in attendance in the recitation of the Pledge of Allegiance.

Supervisors present for the meeting included: Ms. Lynn Kelly, Mr. James H. Frutchey, Jr., and Mr. Robert B. Hutchins. Also present were Township Secretary Linda Frutchey, Township Solicitor Jerry F. Hanna and Business Manager /Controller Douglas Hein. Mr. Joseph O'Boyle and Mr. Robert M. Zito were absent.

Statement on the Agenda: Ms. Kelly announced that the Public will be given an opportunity to speak on each agenda matter. Public Input is considered at the end of the meeting.

Approval of May 24, 2011 and June 7, 2011 Minutes

Mr. Hutchins moved to approve the minutes of May 24, 2011 minutes as presented and dispense with the reading. Seconded by Mr. Frutchey. Discussion - none. The motion carried 3-0.

Mr. Hutchins moved to approve the minutes of June 7, 2011 minutes as presented and dispense with the reading. Seconded by Mr. Frutchey. Discussion - none. The motion carried 3-0.

Pocono Summit Lake Property Owner's Association \ Lowe's Project

Jim Wilson President of the Pocono Summit Lake Property Owner's Association (Association) requested to be on the agenda to discuss his June 4, 2011 letter to the Board of Supervisors. Mr. Wilson and many residents from the Association were present.

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An Interoffice Memorandum dated June 21, 2011 prepared by Township Solicitor Jerry F. Hanna for the Supervisor's use in responding to the letter was handed out to Mr. Wilson and several residents in attendance.

Solicitor Hanna explained every paragraph in his memorandum (summarized as follows): the Stormwater Maintenance Agreement (Agreement) between Lowe's and Coolbaugh Township was finalized by the Supervisors at their March 15, 2011 meeting. It was confirmed by Joe Brady Zoning Officer that the stormwater conveyance system does comply with Township zoning requirements. The turnover of the Pocono Summit Lake lots to the Township is part of the Agreement, the Association will not suffer financial harm as the dues will continued to by paid by the owner, these lots are being acquired for a specific municipal utility use-stormwater conveyance, and the Township may restrict any other type of "public use", the pipes and facilities being installed are necessary to meet the Ordinance requirements. Public input was heard from Jim Wilson, Steve Argen, Alan Rybarchyk, Valerie Soul, Anthony Panichelli and Angela Grella. A lengthy discussion followed with questions being asked and answers given by Solicitor Hanna or the Supervisors.

Mr. Wilson requested something in writing about restricting any other type of public use other than the specific municipal utility use-stormwater conveyance relating to the turnover of the Pocono Summit Lake lots and the continued payment of dues. Discussion followed about having a resolution prepared in response to Mr. Wilson's request.

JOJO Oil Company Subdivision (Lot Combination) Plan

Mr Hutchins made a motion to approve the Subdivision Lot Combination Plan for JOJO Oil Company per the recommendation of the Township Planning Commission. Seconded by Mr. Frutchey. Public input was heard from David Pope. The motion carried 3-0.

Extension Requests:

Arcadia North Business Park, North Phase, Section 1, Lot #1 - Land Development Plan

Mr. Hutchins moved per the Township Planning Commission's recommendation to grant the Land Development Plan (referenced above) extension request to September 21, 2011. Seconded by Mr. Frutchey. Public Input was heard from David Pope and Harry Smith. The motion carried 3-0.

Revised Final Land Development Plan - Arcadia North Business Park - South Phase, Section 1, Lot #2 (Lot Line Adjustment)

Mr. Hutchins moved per the Township Planning Commission's recommendation to grant the Land Development Plan (referenced above) extension request to September 21, 2011. Seconded by Mr. Frutchey. Discussion - Mrs. Frutchey informed the Supervisors that revised plans were received today. The motion carried 3-0.

Arcadia North Business Park - South Phase, Section 1, Lot #2 - (Arcadia North Road relating to the length of the cul-de-sac)

Mr. Hutchins made a motion to grant the Land Development Plan (referenced above) extension request to September 30, 2011. Seconded by Mr. Frutchey. Discussion - none. The motion carried 3-0.

Alvaro Rodriquez Land Development Plan

Mr. Hutchins made a motion to grant the extension request until August 16, 2011 per the Planning Commission's recommendation. Seconded by Mr. Frutchey. Public Input - was heard from David Pope and Harry Smith. The motion carried 3-0.

Adoption of Ordinance Number 113-2011, Chapter 18, Part 5, On Lot Sewage Management Program

Mr. Hutchins moved to adopt Ordinance Number 113-2011, Chapter 18, Part 5, On Lot Sewage Management Program. Seconded by Mr. Frutchey. Public Input was heard from David Pope and Valerie Soul. The motion carried 3-0.

2011 Monthly Reports

Coolbaugh Township Volunteer Fire Company

Fire Chief John Zwally presented the 2011 reports as follows: 29 calls in May, year to date 309 calls, 325 man hours with a total of 3,188.

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Mr. Zwally informed the Supervisors that there was an oil spill at the corner of Hemlock Drive and SR 611. The Emergency Management Coordinator Jim Frutchey Jr. was at a meeting. The Assistant Coordinator Jimmy Frutchey III was in charge and could not stay at the scene due to township procedures. Monroe County Office of Emergency Services was called which required fire company personnel to stay on the scene until they arrived. Discussion followed about discussing a procedure to follow at a future work session.

Pocono Mountain Regional Emergency Medical Services

Ms. Kelly said she was unable to attend the last meeting and would forward a copy of the report to the Supervisors when she receives it.

Pocono Mountain Regional Police

Mr. Frutchey presented the May 2011 PMRPD Monthly Report as follows: 1190 complaints, 77 accidents, 161 criminal arrests, 368 traffic arrests, 390 traffic warnings and 8 ordinance arrests for a total of 1267 calls. There is a total of 5668 calls to date within the area covered by the regional police, which includes the Borough of Mount Pocono, the Townships of Tobyhanna, Tunkhannock and Coolbaugh.

Corporal Charles LaRue was promoted to Sargent. Officer Nicholas Mecca was promoted to Corporal. PMRP received State Accreditation which very few police departments achieve.

Sale of 2001 Sterling Single Axle Dump Truck Bid

Mr. Frutchey made a motion to award the bid for the sale of the 2001 Sterling Single Axle Dump Truck to Kevin Huber for \$28,100.00 with the condition that the money is set aside towards the purchase a truck. Seconded by Mr. Hutchins. Discussion - Ms. Kelly asked that bids that are posted on line be copied for the Supervisors. Further discussion followed about the range of bid amounts received. The motion carried 3-0.

Discussion followed about the Ford Escape being delivered within the next week.

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Township Financial Report

Before the Supervisors was a Financial Report prepared by Business Manager/Controller Doug Hein. Mr. Hein presented a summary of financial information as of June 16, 2011, regarding revenues, expenses and cash balances.

Current Obligations

General Fund	\$347,004.94
Capital Projects Fund	\$ 2,516.55
Escrow Account Fund	\$ 7,607.27
Sewer Fund	\$ 12,080.18
Total Disbursements	<u>\$369,208.94</u>

Mr. Frutchet made a motion to pay the Current Obligations in the amount of \$369,208.94. Seconded by Mr. Hutchins. Discussion - Mr. Frutchet asked that notes be taken in the event the secretary is unable to attend a meeting, due to having a court stenographer at the May 24, 2011 meeting at a cost of \$338.00 for the transcription plus the cost of \$120.00 to attend the meeting and the secretary ended up typing the minutes due to the transcript being 95 pages. Mr. Hutchins agreed. The motion carried 3-0.

Other Business

Township Resolution #06-2011

Mr. Frutchet moved to adopt Township Resolution #06-2011 which PennDOT requires for project which use Liquid Fuels funds. Seconded by Mr. Hutchins. Discussion - none. The motion carried 3-0.

Legal Issues

Mr. Hutchins made a motion to authorize Attorney Nick Haros to contact Attorney Larry Silver for consultation. Seconded by Mr. Frutchet. Discussion - none. The motion carried 3-0.

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Information requested to look into obtaining a tank for gasoline

Mr. Hutchins asked Mr. Hein to get information on the cost of getting a tank for gasoline due to the amount of money that is being spent on gasoline per month. Discussion followed about discussing the matter at a work session once the information is gathered.

Upgrade DO Meter to Hach LDO - Township Waste Water Treatment Plant

Mr. Hutchins made a motion to accept the Proposal from Moyer Instruments to upgrade the DO Meter to a Hach LDO at a cost of \$4,292.00. Seconded by Mr. Frutchey. Discussion - none. The motion carried 3-0.

Public Input

Walter Gabrys - his family cannot enjoy their home because of the loud noise from large planes and helicopters flying real low and too close to his house on Sidney Avenue. Discussion followed about sending a letter to the airport authority.

Board of Supervisors Executive Sessions

Ms. Kelly announced that the Board of Supervisors held an Executive Sessions on Tuesday, June 7, 2011 at 7:03 p.m. for Legal and at 8:05 p.m. for Personnel and one was held this evening at 6:15 p.m. for Legal.

Adjournment

With no further business before the Board, Mr. Hutchins moved to adjourn the meeting. Seconded by Mr. Frutchey. Discussion - none. The motion carried 3-0. The meeting adjourned at approximately 9:16 p.m.

Respectfully submitted:

Linda Frutchey
Township Secretary

Lynn Kelly
Board Vice-Chairman