

**Coolbaugh Township  
Board of Supervisors  
May 18, 2009 Meeting  
Page 1**

The Coolbaugh Township Board of Supervisors May 18, 2009 Meeting was held in the Township Municipal Center, in building #3, at 5550 Memorial Boulevard, Tobyhanna, Pennsylvania.

**Call To Order**

Chairman Joseph O'Boyle called the meeting to order at approximately 7:00 p.m. and led those in attendance in the recitation of the Pledge of Allegiance to the Flag.

**Roll Call**

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

**Statement on the Agenda:** Mr. O'Boyle 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 for other issues.

**Approval of May 5, 2009 Meeting Minutes**

Mr. Hutchins moved to approve the May 5, 2009 Meeting Minutes as presented and dispense with the reading. Seconded by Mr. Zito. Discussion - none. The motion carried 5-0.

**Minor Subdivision to join lots 101 & 102 , Section 4, Riverside Estates Community Association - Property Owners Thomas & Linda McHugh**

Mr. Frutchey moved to approve the Minor Subdivision to join lots 101 & 102, Section 4, in the Riverside Estates Community Association for Property Owners Thomas & Linda McHugh. Seconded by Mr. Zito. Discussion - none. The motion passed 5-0.

**Pocono Farms Country Club Association - request for a waiver of the required financial securities for the proposed Fitness Community Center and for the proposed septic system**

Ken Zerella of PFCCA was present on behalf of the matters referenced above.

Mr. Frutchey moved to grant a waiver of the required securities for the Pocono Farms Fitness Community Center, provided the Improvements Agreement is signed. Seconded by Mr. Hutchins. Discussion - Solicitor Hanna recommended not signing and releasing the final plans until the Fitness Center is completed, suggested that the Improvements Agreement be signed with a note confirming that the bonding requirements are waived, that the Cost Estimate is approved by the Township Engineer, and the Stormwater Facilities Management Maintenance Agreement is signed and filed at the Courthouse. Discussion followed. Mr. Frutchey amended his motion to include Solicitor Hanna's aforementioned suggestions. Mr. Hutchins seconded the amended motion. Discussion - none. The motion carried 5-0.

Solicitor Hanna asked if it was the Board's intention to waive the bonding for the proposed on-lot septic system. Discussion followed about an On-Lot Sewage Facilities Management Agreement not being submitted as this must be signed with paragraph 6 of the Agreement being removed and wording about the bonding being waived. He reminded them that this was the same type of Agreement that was before them 2 weeks ago for the VFW and the Agreement must be signed and recorded at the Monroe County Courthouse.

Mr. Hutchins moved to waive the bonding requirement for the proposed septic system with the condition that an On-Lot Sewage Facilities Management Agreement is signed and paragraph 6 of the Agreement is revised to reflect the waiver of the bonding. Seconded by Mr. Zito. Discussion - none. The motion carried 5-0.

**Resolution #11-2009 - Coolbaugh Realty Partners, LP - Sewage Planning Module**

Mr. Frutchey made a motion to adopt Resolution #11-2009 to forward the Sewage Planning Module for Coolbaugh Realty Partners, L.P. to the PA DEP. Seconded by Mr. Hutchins. Discussion - none. The motion passed 5-0.

**2009 Monthly Reports**

**Coolbaugh Township Volunteer Fire Company**

Fire Chief John Zwally was present and gave the April 2009 CTVFC report, noting that there were 25 calls logged for the month. Discussion followed about the Burning Ban being lifted and the signs coming down next Monday, rumors about the fire company members failing to respond to false alarms, fires, etc. Mr. Zwally said he called Control Center and it was confirmed that they have responded to all calls, and if they hadn't, the Supervisors would have been notified. The fire company had two very bad fires this past month, one was arson, one was an entrapment. The fire company was complimented on how they handled the arson fire. He went on to explain the number of hours that go into training, etc. Discussion ensued over the emergency training exercise held at the Pocono Mountains Municipal Airport, which went very well.

**Pocono Mountain Regional Emergency Medical Services**

No report was given at this time, but it will be available for the June meeting.

**Pocono Mountain Regional Police Commission**

Mr. Hutchins presented the April 2009 PMRPD Monthly Report as follows: 1315 complaints, 67 accidents, 175 criminal arrests, 392 traffic arrests, 413 traffic warnings and 15 ordinance arrests for a total of 1382 calls within the area covered by the regional police, which includes Tobyhanna, Tunkhannock and Coolbaugh Townships and the Borough of Mount Pocono. Mr. Hutchins also reported on applications and the hiring process for new officers, an exceptional job done with a recent drug bust, etc.

**Taxpayer Darryl R. Rarick, Sr. - Code #3/5/2/5-1 request for a refund of \$19.80 due to incorrect building information**

Ms. Kelly moved to issue a refund of \$19.80 to taxpayer Darryl R. Rarick, Sr. - Code #3/5/2/5-1, due to incorrect building information. Seconded by Mr. Zito. Discussion - none. The motion passed 5-0.

**Tobyhanna Athletic Association request to waive the fees for the use of the Township Pavilion to hold a benefit concert on June 21, 2009**

Mr. Hutchins made a motion to waive the fee for the use of the Tobyhanna Pavilion by the Tobyhanna Athletic Association in order to hold a benefit concert on June 21, 2009. Seconded by Ms. Kelly. Discussion - Mr. O'Boyle read details from the letter of request submitted by TAA Treasurer Micky Denig to hold a benefit concert for Elisabeth Anne Campanelli who has brain cancer. The motion carried 5-0.

**Recycling \ Drop Off Site Center - Wireless Extension Proposal**

Mr. Frutchey moved to table discussion of the above referenced matter. Seconded by Ms. Kelly. Discussion - none. The motion passed 5-0.

**Supplementary Heating Source for the DPW Garage - Used Oil Coil Tube Boilers**

Discussion followed about the cost for a used oil coil tube boiler being \$20,186.00 through the General Services Administration (GSA) Contract, with a possible payback in 2.5 years, because we could collect enough free used oil to create a supplementary heating source for the DPW garage using this equipment. Funds could possibly come out of the GO Bond.

Mr. Hutchins moved to approve the supplementary heating source for the DPW garage utilizing a clean burn used oil coil tube boiler at a cost of \$20,186.00 from A D Supplies, Inc. through the GSA Contract, conditioned upon approval by Jens Damgaard and Township Solicitor Jerry Hanna that taking funds for the purchase from the GO Bond was acceptable. Seconded by Mr. Zito. Discussion - Supervisor Frutchey said Pat Calpin is looking into a grant. Public comment was heard from Harry Smith on how you test the used oil. Discussion followed on how the used oil would be tested. The motion carried 5-0.

**Current Obligations**

General Fund	\$566,228.95
Capital Projects Fund	\$ 12,477.82
Sewer System Fund	\$ 22,987.80
<b>Total Disbursements</b>	<hr/> <b>\$601,694.57</b>

Mr. Frutchey made a motion to approve the Current Obligations in the amount of \$601,694.57. Seconded by Mr. Zito. Discussion - none. The motion carried 5-0.

## **Other Business**

### **Hiring of a Temporary Zoning Officer**

Discussion followed about the Township Zoning Officer being out of work for a period of weeks, due to surgery, hiring a replacement ZO for that short period of time, etc. Mr. Hutchins moved to approve Joe Brady, ZO for Mount Pocono Borough, helping out on an interim basis at the same rate of pay he receives from the Boro until our ZO is back to work. Seconded by Mr. Frutchey. Discussion - none. The motion carried 5-0.

### **Wal-Mart - small enclosure - waiver of the fees**

Discussion ensued over the email from Dave Kavitski about Walmart putting a small enclosure and a fence around the sampling manhole for security, safety and winter conditions and requesting a waiver of the fees/permit. Mr. Hutchins said in the spirit of being a good neighbor he would move to waive the fees for the small enclosure and fence, conditioned upon the application / permit being to the satisfaction of our Township Zoning Officer. Seconded by Mr. Zito. Discussion ensued about the fees being waived by Bureau Veritas. The motion carried 5-0.

### **Brown and Brown Insurance Carrier**

Solicitor Hanna confirmed that no action had to be taken by the Board on Brown and Brown, our Insurance Brokers, changing under-writers.

### **Coolbaugh Township Year Round Drop-Off Site**

Mr. Zito said that he has items that have been picked up by Pocono Farms East Maintenance Staff to be taken to the drop-off site and wanted to be sure that this development would be given the same courtesy for waiving the fees we did for Pocono Farms. Discussion ensued over private communities that had Township Roads would be given this courtesy and it was conditioned upon them calling the Township prior to delivering the debris, etc. Ms. Frutchey explained that she had not sent any letters to the other private communities as she wanted clarification, and the matter will be on the May 26, 2009 Work Session for discussion.

**Board of Supervisors  
May 18, 2009 Meeting  
Page 6**

**Public Input** - none.

**Board of Supervisors Executive Sessions**

Mr. O'Boyle announced that an Executive Session was held on Tuesday, May 5, 2009 at 8:00 p.m regarding Personnel. A subsequent Executive Session is scheduled for Tuesday, June 2, 2009 at 6:00 p.m. regarding Personnel.

**Adjournment**

With no further business before the Board, Mr. Frutchey moved to adjourn the meeting. Seconded by Mr. Zito. Discussion - none. The motion carried 5-0. The meeting adjourned at approximately 7:48 p.m.

Respectfully submitted:

---

Linda Frutchey

Township Secretary

---

Joseph O'Boyle

Board Chairman