



MIDDLE SMITHFIELD TOWNSHIP BOARD OF SUPERVISORS APRIL 20, 2023 MEETING MINUTES

The regular meeting of the Middle Smithfield Township Board of Supervisors was held on Thursday, April 20, 2023 at 7:00 p.m. at the Schoonover Municipal Building.

The meeting was held in-person, with the opportunity for public participation through video and audio advanced communication technology (“ACT”), using the ZOOM internet application, including telephone option. All attendees through ACT could hear each other and those at the meeting, and they could be heard by the other attendees present at the meeting.

Board of Supervisors present: Annette Atkinson, Mark Oney and Mike Dwyer. Also, in attendance were Township Solicitor Patrick Armstrong Esq., Zoning Officer Judy Acosta and Township Secretary Michele Clewell.

Public in attendance: Patricia J. Griffin, James Furiosi, Kathleen Manchec, Angela Nevin, Julie Cioffi, Anthony Cioffi, Pamela Hopkins, Wilson Pabon, Dolores Williams, Leonard Roca, Jand numerous other residents along with La Neil Hinton, Helene Smiley, Kylie Medrano Township Receptionist, Mayra Colon Zoning Administrator, Christian Diaz, Phil Whitlock, Lorelei Whitlock, EDC Manager James Brechbiel, on the Zoom platform

The meeting was called to order at 7:00 p.m. by Chairwoman Annette Atkinson and was opened with the Pledge of Allegiance.

Approval of Agenda, and any Amendments

Mike Dwyer made a motion to approve the agenda as written. Annette Atkinson seconded the motion. Motion passed 3-0.

Approval of the Minutes

Mark Oney made a motion to approve the April 6, 2003 minutes. Mike Dwyer seconded the motion. Motion passed 3-0.

Report of Executive Session

Attorney Armstrong stated that an executive session was held prior to the meeting to discuss pending litigation matters.

Public Comment on Non-Agenda Items

None

Announcements & Upcoming Events

Annette Atkinson announced that Mi Casa Es Tu Casa opened this week, near the Dunkin Donuts. Tractor Supply is expected to open at the end of the month. The “Revitalize Route 209” grant program is accepting interested residents to serve on the “Revitalize 209”

volunteer grant committee and on May 5th the opening reception for the “Flowers Everywhere” art exhibit by Tricia Lowry Lippert will be at the Community & Cultural Center.

Mike Dwyer announced that the next township cleanup and Freecycle is Thursday 4/27 – Saturday 4/29 from 7am-2pm at both locations (147 Municipal Drive, and 792 Dancing Ridge Road) and the spring roadside litter pickup “1000 Feet of Street” at a time starts this Saturday, April 22, at 8am.

Correspondence

None

Treasurer’s Report

Mike Dwyer made a motion to approve the general fund payables in the amount of \$48,482.55. Mark Oney seconded the motion. Motion passed 3-0.

Mike Dwyer made a motion to approve the sewer fund payables in the amount of \$76,396.09. Annette Atkinson seconded the motion. Motion passed 3-0.

Mike Dwyer made a motion to approve the golf course payables in the amount of \$9,013.85. Mark Oney seconded the motion. Motion passed 3-0.

Solicitors Report

None

Engineer Report

None

Old Business

Proposed Ordinance Amending the Middle Smithfield Township Code of Ordinances by Adding a New Chapter 134, Maintenance of Properties, Establishing Regulations for the Maintenance of Properties within the Township, Providing for Remedial Action by the Township in Specified Situations and Prescribing Penalties for Violations of the Regulations;

Annette Atkinson stated that on April 6, 2023 the Board held a public hearing on the proposed ordinance. Action on the proposed ordinance was tabled, and another public hearing scheduled for April 20, 2023; however, the legal public meeting notice could not be placed in the paper in time to meet the advertising requirements for a public hearing. The Board kept the proposed ordinance on the agenda for April 20th so that all interested parties could offer public comment. The next public notice will advertise the public hearing for the proposed ordinance for the Board of Supervisors regular meeting on May 11, 2023.

Attorney Armstrong stated that on April 6, 2023 a member from the public made comments on the proposed ordinance and no action was taken, we tried to get it advertised for tonight, but did not get it to the paper in time, therefore, the public hearing will be held at

7pm on May 11, 2023. He also stated that it would be appropriate for the Supervisors to take public comments tonight, but they cannot make any decisions tonight.

Ms. Atkinson stated that copies of other property maintenance ordinances from several municipalities throughout Monroe County are available on the side table, as well as the Monroe County model ordinance.

Ms. Atkinson asked anyone who would like to comment on the proposed ordinance speak at the podium and provide the page and section of the proposed ordinance in order for everyone in attendance to be able to follow along.

Several residents spoke in opposition of the ordinance and a few spoke in favor of the ordinance. Several residents had concerns about the impact the ordinance will have on their properties and privacy rights, and there were also residents that felt the ordinance could be revised to be more understandable.

Mike Dwyer stated that the proposed fines are not levied by the township, they are levied by the court.

Mike Dwyer stated that based on the comments, the definitions may need to be revised and examples are needed. He also suggested that the language be simplified.

Annette Atkinson stated the purpose of the meeting tonight is to hear from the public, the next public hearing is May 11, 2023 but if you have any other questions or concerns in the meantime call or email the township Zoning Office.

Attorney Armstrong stated that the proposed ordinance that is drafted is the one that is up for adoption and the one that will be advertised for the May 11th meeting. Ms. Atkinson explained that we have to hold the public hearing on May 11th with this proposed ordinance, as an ordinance cannot be amended from the floor. The Supervisors can decide to pass it, table it or not pass it and propose a new property maintenance ordinance.

Pat Forney asked for an example of a situation of a property that the current ordinance cannot address. Ms. Atkinson stated the Four Seasons Diner: the current ordinance states the property must be secured, and so the property owner's only obligation is to secure the property: windows and doors, and put a chain across the parking lot. There is nothing to address the landscaping, the metal peeling off the roof and/or siding, detached gutters, the condition of the building, etc.

There was a noise complaint about the Oak Grove site and everyday but Sunday there is traffic in and out. Shawn McGlynn stated that he will follow up on the complaints to the zoning office.

New Business

None

Public Comment

None

Adjournment

Annette Atkinson made a motion to adjourn the meeting at 9:01 p.m. Mike Dwyer seconded the motion. Motion passed 3-0.

Respectfully submitted,

Michele L. Clewell
Township Secretary
April 20, 2023

General fund

Num	Name	Memo	Amount
97247830			
5	Pennsylvania American Water	Inv. 1024-220008909318 (3/7-4/5) 108 Bark Park	20.72
96362545	Met Ed	100136420260 Library-Cultural Center (3/7-4/5)	1,304.28
96362604	Met Ed	100138495898 Echo Lake (3/7-4/5)	28.12
96362463	Met Ed	100124280825 Oak Grove light (3/13-4/10)	44.27
96362124	Met Ed	100114051681 Bark Park (3/7-4/5)	29.92
96360956	Met Ed	100073577916 Sellersville Light (3/8-4/6)	47.88
96360863	Met Ed	100069220836 River Rd light (3/7-4/5)	29.92
96360796	Met Ed	100036091245 Bldg B (3/9-4/9)	895.61
96360702	Met Ed	100016951467 Bldg A (3/9-4/9)	716.84
96360623	Met Ed	100016915751 Municipal Light (3/9-4/8)	37.81
11330375		Stop Payment Fee Chk # 21481 Waste Management - Chk	
1	Wayne Bank	lost in mail.	35.00
96544756	Met Ed	100126688959 Dancing Ridge (3/20-4/17)	81.34
21783	447 Cornerstone Products, Inc	Inv. 3256 Lintels	131.80
21784	Ace Trucking & Repairs, Inc	Invs. 23625, 23620, 23632	235.00
21785	AFLAC	Inv. 422840 - May 2023	453.12
21786	Alura Business Solutions LLC	Invs. 41819, 41884	2,688.24
21787	Amazon Business	Invs. 1TGJ-WVRT-9MY4,1JWQ-4WF1-G7GP	210.28
21788	AmeriCorps RSVP of Monroe County	Ad for Annual Volunteer Recognition Luncheon Journal	90.00
21789	Autozone	Invs. 6787961022,6787974569	65.97
N/A	Bergey's, Inc	Inv. PH791078R & PH791330R (\$218.36) paid by Credit Balance	0.00
21790	Blue Ridge Cable	Inv. 0377113-01 (4/13-5/12)	61.26
21791	Blue Ridge Lumber	Invs. 96712,98816,100203	1,427.80
21792	cash.	Inv. 139351 Purchase of 1930 Scrap Genie	200.00
N/A	Cleveland Brothers	Inv. INPP5364865 (\$370.45) paid by Credit Balance	0.00
21793	Commonwealth of PA USTIF Indemnification	Inv. 603276042023103 - USTIF Insurance Fee for Diesel	19.21

21794	Cooper Electric	Inv. SO51481115.001 Fixture	63.56
21795	Elias DePue..	Reimbursement for 2020 Amended Tax Return Prep	105.00
21796	Elijah Brown.	Reimbursement for Mileage to Update Message Boards	21.61
21797	Five Star Equipment	Inv. P19210 - Couplers & Fittings	184.28
21798	Gilmore & Associates, Inc.	Invs. 232794,232799,232798,232797	11,943.51
21799	Grainger, Inc.	Inv. 9658730560 Trash Bags	406.37
21800	Hajoca Stroudsburg	Inv. s031197644.001 Flange for Golf Shoe Rack	19.70
21801	Highway Equipment & Supply Co.	Inv. D96502 Fuel Strainer	63.26
21802	John Robson.	2023 Reimbursement for Boots	150.00
21803	King, Spry, Herman, Freund & Paul LLC	Inv. 176162 General Matters	161.86
21804	Lawson Products, Inc.	Invs. 9310461901,9310494935	546.01
21805	Lewis ACE Hardware	Invs. 3282/1,3288/1,3290/1,3295/1,3298/1,3306/1,3313/1,3309/1	394.86
21806	LocalIQ/Pocono Record	Inv. 5429250 - Public Notices	452.13
21807	Maureen Krinsky.	Refund of Community Cardens Plots U176 & U184	100.00
21808	Newman, Williams, Mishkin, Corveleyn	Inv. 124211 RJK - Zoning Hearing Board	997.50
21809	Orkin Pest Control	Inv. 678150 - Pest Control	210.61
21810	Ott Consulting Inc	Invs. 003-FINAL-2102.08,002-2202.63,003-2202.46	454.30
21811	PA Department of Labor & Industry-E	Inv. 678148 Inspections-Hydraulic Passenger Elevator - Library	328.10
21812	PA Turnpike	Inv. 124754411-1 Toll Charge 3/10	27.00
21813	Penteledata	Inv. B4249329 (4/10-5/10)	465.09
21814	Prosser Laboratories	Inv. 548406 - RR & Library - DRR Location	170.00
21815	Quadient Finance USA, Inc	7900044460257144 - Postage	2,000.00
21816	Rachel Heller.	Mileage Reimbursement for Luzerne County Public Safety Class - G235	139.65
21817	Ray Price Ford Lincoln	Inv. 5020211 - Gear Shift Lever	66.01
21818	RICOH USA, Inc	Inv. 5067057795 Additional Copies	2,577.12
21819	Service Tire Truck	Inv. 23-0186567-026 - Tire & Dismount/Mount	1,240.04
21820	SFM Consulting LLC	Invs. Z-004, BC-004,U&O's-04	11,064.14
21821	Suburban Propane-2753	Invs. 522305,522383	1,285.19
21822	Traisr, LLC	Inv. 1837 - Monthly SaaS - March 2023	1,600.00
21823	Tulpehocken Spring Water	Invs. 7183110, 7299819	42.79
21824	UTRS, Inc / RKR Hess Copy	Inv. 119446 - RTK Copies	11.50
21825	Verizon	450-395-041-0001-25 5702230503 (4/7-5/6)	384.20
21826	Warehouse Battery Outlet, Inc	Inv. 544666 - 12V Battery	37.45
21827	Waste Management	Inv. - 3707689-0203-0 Dumpsters Flip Tops (1/1-1/31)	695.87
21828	RICOH USA, Inc.	1309321-1021529A1	319.45
21829	Ott Consulting Inc.	Inv. 001-2302.02	900.00

48,482.5

TOTAL: 5

Sewer Fund

<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>
15479	A&S Fence	Invs. 20230410203 & 20230419205	6,650.00
15480	AMAZON CAPITAL SERVICES	Inv. 167H-HMYR-4QHD	199.99
15481	COYNE CHEMICAL	Inv. 404173 Ferric Chloride	5,655.00

15482	GILMORE & ASSOCIATES, INC.		5,475.83
15483	KING SPRY HERMAN FREUND & FAUL	Inv. 176163 Sewer Matters	136.00
15484	Middle Smithfield Township General Fund	1/1-3/31/23	45,769.00
15485	PROSSER LABORATORIES, INC.	Inv. 548369 - March - Influent/Effluent & Samples WL	1,573.00
15486	VERIZON	Invs dated 4/3/2023, 4/6/2023, 4/15/2023	712.66
15487	MET-ED	100044863148 - WL Island View	32.37
15488	MET-ED	100076523768 - WL Mtn Pass	1,274.27
15489	MET-ED	100018446334 - PS#3 McCole & 209	175.22
15490	MET-ED	100018440378 PS#4 Maple Ln	443.75
15491	MET-ED	100018442556 - PS#7 McCole & NP	224.60
15492	MET-ED	100081035618 - Lift Station	29.92
15493	MET-ED	100018448652 Main STP	6,095.19
15494	MET-ED	100089058661 Rt 209	29.92
15495	MET-ED	100016629691 - Sleepy Hollow	235.80
15496	MET-ED	100080913799 - Off Sleepy Hollow	84.33
15497	MET-ED	100080916826 PS#2 Fairway Villas	44.53
15498	MET-ED	100080920901 - Tree Tops	35.09
15499	MET-ED	100044877809 - WL Clubhouse Dr	31.85
15500	MET-ED	100018353951 - PS#6 Sellersville	443.84
15501	MET-ED	100016914275- PS#5 Municipal & 209	551.85
15502	MET-ED	100016867432 - PS #8 LOTP	250.21
15503	MET-ED	100083606630 PS#9 Oak Grove	118.08
15504	MET-ED	100134596392 - Mt Nebo	123.79

TOTAL: 76,396.09

Golf Fund

Num	Name	Memo	Amount
62429	Banko Beverage	PO #PS23-18G Beer	418.57
972486401	PA American Water	1024-210033261244 Clubhouse (3/7-4/5)	96.42
62430	Cash	2023 Petty Cash Banks - Golf Pro Shop & Beverage Cart	400.00
62431	JPC Fabrication LLC	Inv. 4981 Fabricate 2 Plates	300.00
96361862	Met-Ed	100104048101 pump house doral crt (3/13-4/10)	28.36
96361745	Met-Ed	100085171773 Guard Shack (3/9-4/9)	131.22
96361686	Met-Ed	100081784231 Big Ridge Drive (3/9-4/9)	209.82
96361620	Met-Ed	100081748863 Golf Maint Bldg (3/8-4/6)	343.04
96361404	Met-Ed	100081748855 pump house tomx rd (3/13-4/10)	347.61
96361028	Met-Ed	100081748848 clubhouse (3/13-4/10)	1,112.26
62432	LT Verrastro Beverage	Inv. Beer & W. Claw PO PS23-22G	450.34
62433	Resort Beverage	Inv. PO# PS23-23G Beer	382.16
62449	Amazon Business	Inv. 1Y94-9XTF-11XG - Notebooks for Golf Maint.	17.62
62435	AutoZone, Inc.	Inv. 6787968575 - Antifreeze	27.18
62436	Bridgestone Golf Inc	Inv. 1003157893 - Red Golf Balls	167.57
62437	Fisher & Son Co., Inc.	Invs. 248812-IN, 253904-IN, 255041-IN	549.84
62438	Genesis Turfgrass Inc.	Inv. 128589 - Worm Castings	200.00

62439	Grass Roots Turf Products	Inv. 866395 Greens Supplies	585.22
62440	Herr Foods Inc	Inv. 8169783 - Snacks	148.12
62441	Lewis Ace Hardware	Inv. 3304/1 - Mophead for Clubhouse	9.99
62442	Miggy's Corp 5	Acct. 15, Inv. 4/8 - Laundry Detergent	12.99
62443	Mitchell Products	Inv. 45762 - Topdress Sand	1,506.27
62444	Snackzilla Distribution LLC	Inv. 943639460 - Snacks	16.98
62445	Suburban Propane Turf Equipment & Supply	Invs. 515853, 515854, 515851	685.90
62446	Co.	Inv. 70043657-01 - Rear Hose-Agitation	107.86
62447	USGA	ID 43695790 Member Club 2023 Dues	150.00
62448	Verizon	Accts. 250-732-882-0001-56,250-732-881-0001-73,250-732-879-001-10	608.51
			TOTAL: 9,013.85