



MIDDLE SMITHFIELD TOWNSHIP
BOARD OF SUPERVISORS MINUTES
DECEMBER 1, 2016

The regular meeting of the Middle Smithfield Township Board of Supervisors was held on Thursday, December 1, 2016 at the Schoonover Municipal Building with Annette Atkinson presiding.

Supervisors present: Annette Atkinson, Mike Dwyer and Mark Oney. Also, in attendance; Township Solicitor Michael Gaul, Esq., Township Secretary Michele L. Clewell, Elected Auditors Angela Nevin, Joyce Fenical & Regina Ireland-Auer as well as several members of the public.

Pledge of Allegiance

Approval of Minutes

Annette Atkinson made a motion to approve the November 21, 2016 minutes. Mike Dwyer seconded the motion. Motion passed 3-0.

Report of Executive Session(s)

There were no executive sessions to report

Announcements

Slice of Life LLC submitted an application for a public hearing before the MST Zoning Hearing Board. The hearing is scheduled for December 8, 2016. The applicant is appealing an Enforcement Notice issued by the Zoning Officer and challenges the validity of three (3) specific provisions of the zoning ordinance.

Oval Lincoln Holding, LLC submitted an application for a public hearing before the MST Zoning Hearing Board. The hearing is scheduled for December 8, 2016. The applicant is appealing an Enforcement Notice issued by the Zoning Officer and challenges the validity of three (3) specific provisions of the zoning ordinance.

Correspondence

Kate Newman of the Bushkill Outreach sent a thank you card to the Board of Supervisors expressing their appreciation of the support offered to the Outreach.

Public Hearing

Donna Kenderdine took a stenographic record of the public hearing.

Annette Atkinson made a motion to open the public hearing at 7:08pm for An Ordinance of the Township Of Middle Smithfield, Monroe County, Pennsylvania, Amending the Code of Ordinances of the Township of Middle Smithfield, as Heretofore Amended; Adding a Chapter 101, Entitled "*Dogs*"; Prohibiting and Regulating the Running at Large of Dogs; Regulating Control and Possession of Dogs; Prohibiting Owners from Permitting Dogs to Remain in the

Open and to Howl, Yelp or Bark, or to Cause Annoyance to the Citizens, Residents or Other Persons in the Township by Barking, Yelping, Howling, Biting, Jumping on, Knocking Down or Attacking Persons or otherwise Damaging or Injuring Property; Providing Penalties for Violation Thereof; and Providing for Other Miscellaneous Matters. Mike Dwyer seconded the motion. Motion passed 3-0.

Attorney Gaul presented several Township Exhibits regarding the draft ordinance and public notice of the hearing and consideration of the ordinance. Attorney Gaul asked that the exhibits be made part of the hearing record.

Attorney Gaul summarized the proposed ordinance.

When asked, no public comment was given.

Annette Atkinson made a motion to close the public hearing at 7:20pm. Mark Oney seconded the motion. There were questions raised by the public; definition of excessive barking, what the ordinance means within a gated community and dogs running at large. Attorney Gaul clarified the definitions and meaning of the proposed ordinance for the public. Motion passed to close the public hearing.

Consideration of Proposed Ordinance for Enactment

Annette Atkinson made a motion to approve Ordinance No. 209; Amending the Code of Ordinances of the Township of Middle Smithfield, as Heretofore Amended; Adding a Chapter 101, Entitled "*Dogs*"; Prohibiting and Regulating the Running at Large of Dogs; Regulating Control and Possession of Dogs; Prohibiting Owners from Permitting Dogs to Remain in the Open and to Howl, Yelp or Bark, or to Cause Annoyance to the Citizens, Residents or Other Persons in the Township by Barking, Yelping, Howling, Biting, Jumping on, Knocking Down or Attacking Persons or otherwise Damaging or Injuring Property; Providing Penalties for Violation Thereof; and Providing for Other Miscellaneous Matters. Mike Dwyer seconded the motion. Motion passed 3-0.

Treasurer's Report

Proposed 2017 Budget; Mike Dwyer stated that, while the Supervisors have monthly budget meetings all year, preparations for the budget for the upcoming new year begin in October with all (3) Supervisors, the Budget & Finance Manager and Township Secretary involved in the process. Expenses and revenues are gone over line item by line item. They scrutinize it line by line to make sure there are no unnecessary expenses, and to see how cost savings can be achieved.

The proposed 2017 budget was presented and then provided to the public in attendance. The Board announced that the proposed budget could also be reviewed on the township website for the 20 day review period. The proposed adoption of the 2017 budget is scheduled for Thursday, December 22, 2017.

Following the Power Point presentation of the proposed budget and handing out the Treasurer's letter and budget, Mike Dwyer made a motion to accept the proposed 2017 budget. Mark Oney seconded the motion. Motion passed 3-0.

Authorize Advertising of the Proposed 2017 Budget; Mike Dwyer made a motion to advertise the 2017 proposed budget in the newspaper. Annette Atkinson seconded the motion. Motion passed 3-0.

Payables; Mike Dwyer made a motion to approve the general fund payables in the amount of \$29,292.33. Mark Oney seconded the motion. Motion passed 3-0.

Mike Dwyer made a motion to approve the sewer fund payables in the amount of \$103,380.62. Annette Atkinson seconded the motion. Motion passed 3-0.

Mike Dwyer made a motion to approve the golf fund payables in the amount of \$3,280.75. Mark Oney seconded the motion. Motion passed 3-0.

Solicitors Report

None

Engineers Report

None

Old Business

None

New Business

Authorize and Advertise the Board of Supervisors Organizational meeting for Tuesday, January 3, 2017; Annette Atkinson made a motion to advertise the Supervisors organizational meeting for 2017 on Tuesday, January 3, 2017 at 7pm. Mike Dwyer seconded the motion. Motion passed 3-0.

Middle Smithfield Township Building Lease Agreement with Bushkill Emergency Corps for 522 Sterling Court, East Stroudsburg PA; Annette Atkinson made a motion to approve the lease between the township and Bushkill Emergency Corps for a portion of the township-owned property located at 522 Sterling Court, for the period of May 1, 2017, to December 31, 2017. The estimated fair market rental value of the space is, conservatively, \$6,850 per year. In order to provide financial support for the ambulance company the township Board of Supervisors has decided that the ambulance company will only be required to pay a nominal amount of \$1 for the term of the lease, which equates to a financial subsidy to the ambulance company of \$6,849, on an annualize basis. Mark Oney seconded the motion. The motion passed 3-0.

Authorize the Zoning Officer to File a Civil Complaint in District Court Mark Oney made a motion to authorize the Zoning Officer to file a civil complaint against the property owner, Boston & Associates of Lower Lakeview Drive for failure to provide an approved E & S plan prior to the start of earth disturbance and for creating a nuisance and hazard to the public by performing construction activities.

Resolution 12-2016-1; PennDOT Multimodal Transportation Fund Grant for Phase 1 – Mt. Nebo to Municipal Drive; Mike Dwyer made a motion to approve Resolution 12-2016-1. Mark Oney seconded the motion. Motion passed 3-0. Mike Dwyer stated that the township is passing this resolution in case the Township is not awarded the grant this month. If that happens, the Township is prepared for the next round of grants.

Resolution 12-2016-2; PennDOT Multimodal Transportation fund Grant for Phase 2 – Municipal Drive to Sand Hill; Mike Dwyer made a motion to approve Resolution 12-2016-2. Annette Atkinson seconded the motion. Motion passed 3-0.

Public Comment

None

Adjournment

Annette Atkinson made a motion to adjourn the meeting at 8:16 pm. Mike Dwyer seconded the motion. Motion passed 3-0.

Respectfully submitted,

Michele L. Clewell
Township Secretary
December 1, 2016

General fund

Num	Name	Memo	Credit
14652	Ace Trucking & Repairs, Inc	inv 11665 inspection	50.00
14653	Advance Auto Parts	1872124821	65.94
14654	American United Life Insurance Company	policy G 0061299-0000-000 life insurance	1,566.82
14655	Big A Grillehouse Catering	appetizers for Person of the Year	795.00
14656	Bradco Supply Co	ivs 146385 / 146388 signs	1,315.00
14657	Claude S. Cyphers, Inc	invs 652008 / 652119 parts	474.52
14658	Francis C. Disalvo	inv 11171630176 needle scaler	107.95
14659	Gilbert L. Cuffari	piano player for Person of the Year	150.00
14660	Hunter Keystone Peterbilt, LP	inv 11-263210033 water pump	225.48
14661	Jamie Frailey	reimburse for background check	25.75
14662	Lawson Products, Inc.	inv 9304519217 parts	303.60

14663	Middle Smithfield Township 2012 GOB	2012 GOB General Fund portion installment	11,153.13
14664	Miggys Five	a/c 15 kitchen supplies 10/19-11/14	64.68
14665	NCS-Stroudsburg-1008	inv 12019742 paint	144.52
14666	PAPCO	inv 2039436 propane	843.20
14667	Pete Begley	entertainment for Person of the Year	400.00
14668	Prime 570 Catering	food for Person of the year	2,500.00
14669	Raven Entertainment	spiral arch for Person of the Year	200.00
14670	Regina Farms	inv 235199 trees & stand Whispering Pines	118.79
14671	RICOH USA, Inc	inv 97871590 copier lease	334.99
14672	Spring Hill Laser Services Corp	inv 1116-526 newsletter & shop local	7,051.59
14673	Tomx Pub	inv 0010-2016 desserts for Person of the Year	325.00
14674	Verizon Wireless	inv 9775557879 cell phones	228.61
14675	Waste Management	inv 311888502037 dumspters	489.78
wt	Intuit, Inc.	checks for general fund	357.98
			<u>29,292.33</u>

Sewer fund

Num	Name	Memo	Amount
11969	ALLSTATE SEPTIC SYSTEMS, LLP	277694	-535.00
11970	COYNE CHEMICAL	53125	-2,820.00
11971	MST2012GOB	2015 MST 2012GOB	-38,819.79
11972	PROSSER LABORATORIES, INC.		-60,714.25
11973	VERIZON	570588028984296Y - PS#4 Maple Ln	-35.21
11974	VERIZON	570588074284385Y - PS#5 209/Municipal Dr	-35.21
11975	VERIZON	570588075284434Y - PS#7 McCole & NP	-35.21
11976	VERIZON	570588113413383Y - PS#8 LOTP	-35.21
11977	VERIZON	570588113513455Y - PS#2 Fairway Villas	-35.21
11978	VERIZON	570588658114420Y - WL Mtn Pass	-33.62
11979	VERIZON	570588764629956Y - Main STP	-75.91
11980	Basic Power, Inc.	004	-206.00
			<u>-</u>
			103,380.62

Golf fund

Num	Name	Memo	Amount
4048	Alisa Champion.	return of security deposit	(250.00)
4049	Blue Ridge Communications	0109950-03 internet	(49.95)
4050	Hellers Gas, Inc.	invs 485833 / 485834 propane	(957.27)
4051	Leon Clapper Plumbing.	inv 22495 required backflow test	(200.00)
4052	Prime 570 Catering	11/20 ccp event	(374.00)
4053	Superior Plus Energy Services	invs 897732 / 897733 gas & diesel	(698.98)

4054	W.F. Welliver & Son, Inc	invs 71008 / 71010 parts	(126.71)
4055	Waste Management	inv 3118886-0203-5 clubhouse	(459.34)
4056	Waste Management	inv 3118887-203-3 maint bldg	<u>(164.50)</u>
			(3,280.75)