

**POCONO TOWNSHIP BOARD OF COMMISSIONERS**  
**REGULAR MEETING**  
**AUGUST 4<sup>th</sup>, 2014 7:00 P.M.**

The regular meeting of the Pocono Township Commissioners was held on 08/04/2014, at the Pocono Township Municipal Building, Tannersville, PA, and was opened by Vice-President Jerry Lastowski at 7:00 p.m. followed by the Pledge of Allegiance.

**ROLL CALL:** Rich Wielebinski, absent; Jerry Lastowski, present; Tom Felver, present; Brad Wise, present; and Greg Hill, not present at roll call.

Leo V. DeVito, Broughal & DeVito LLP, Twp. Solicitor; Tim Edinger, T&M Associates, Twp. Engineer; Gregg Schuster, Twp. Manager; Regina Zuvich, Treasurer/acting recording secretary were present.

Also present: Gregg Schuster, Township Manager, Tim Edinger, Township Engineer, and Leo DeVito, Township Solicitor.

**ANNOUNCEMENT**

Mr. Jim Lambert from the Monroe County Waste Authority will be present at the 8/18/14 meeting to discuss recycling ordinances, associated grants, and the legality of burning leaf waste and yard waste.

Resolution 2014-33 - amended to include the statement "No more than 20% of message on the banner will relate to naming or advertising a commercial product, enterprise, business or company"

**MINUTES**

T. Felver made a motion, seconded by B. Wise, to approve the minutes of the Commissioners regular meeting, July 21, 2014. Roll call vote: T. Felver, yes; J. Lastowski, yes; B. Wise, yes. Motion carried.

**BILLS AND TRANSFERS**

B. Wise made a motion, seconded by J. Lastowski, to approve the Check Listing, dated August 4, 2014. Roll call vote: T. Felver, yes; J. Lastowski, yes; B. Wise, yes. Motion carried.

Gregg Hill joined the meeting.

**PUBLIC COMMENT - None**

**COMMISSIONERS COMMENTS**

Jerry Lastowski, Vice President, commented on the great programs HJP offers. He commended Harold Ernsberger, HJP Director on the excellent job.

J. Lastowski noted he heard a recent comment concerning the Township being anti-business and imposing fees on new businesses. After speaking with the Economic Council, it was noted that PennDOT does require a contribution from developers to improve State roads. It was not a fee required by the Township but to PennDOT.

**Commissioner comments cont:**

Thomas Felver, Commissioner, None

Gregory Hill, Commissioner, None

Bradley Wise, Commissioner, reported the PennVest loan has been satisfied.

**PRESENTATION None****APPOINTMENTS AND RESIGNATIONS - BOARD, COMMISSIONERS AND COMMITTEES NONE****ORDINANCES**

Ordinance 2014-07 regulating second hand dealers / pawn shops - L. DeVito, Twp. Solicitor noted the Ordinance had been posted and advertised. J. Lastowski opened the meeting for Public Comment.

Judy Coover, Twp. resident, questioned the yearly fee. L. DeVito, Twp. Solicitor, noted the fee helps to offset the administrative costs associated with permitting. G. Hill, noted it was normal to charge a fee for permits to cover costs.

Dennis Purcell, Twp. resident, questioned the enforcement of the ordinance.

Lonnie Morino, Twp. resident, questioned if the Township will require second-hand shops with drop-off boxes, such as the Salvation Army to be permitted. L. DeVito, noted clothing was excluded.

Hearing no other commits, J. Lastowski closed the hearing.

T. Felver made a motion, seconded by J. Lastowski, to adopt Ordinance No. 2014-07 regulating second hand dealers/pawn shops. Roll call vote: T. Felver, yes; G. Hill, yes; J. Lastowski, yes; B. Wise, yes. Motion carried.

Ordinance 2014-06 authorizing a line of credit with Wayne Bank - L. DeVito, Twp. Solicitor noted the Ordinance had been posted and advertised. J. Lastowski opened the meeting for Public Comment. Jane Cilurso, Twp. resident, questioned the amount and terms. T. Felver noted that by using Wayne Bank it frees the one (1) million deposit that was required by Landmark Bank.

T. Felver made a motion, seconded by G. Hill, to adopt Ordinance No. 2014-06-authorizing a line of credit with Wayne Bank in the amount of \$3,900,000.00 at 1.44% due September 15<sup>th</sup>, 2016. Roll call vote: T. Felver, yes; G. Hill, yes; J. Lastowski, yes; B. Wise, yes. Motion carried.

Consideration of adoption of ordinance authorizing a billing agreement with BCRA. No action taken.

**RESOLUTIONS**

Resolution 2014-xx Approving the Civil Service Commission Rules and Regulations - G. Schuster, Twp. Manager, reviewed the Rules and Regulation. Discussion followed as to the hiring process. J. Lastowski noted he wanted the opportunity to meet the candidate before hiring. Peter Nish, Chairman of Civil Service Commission noted the hiring of a Policeman

**RESOLUTIONS CONT:**

is a very involved process, including a written exam, physical agility test, oral exam, and other qualifications at the Township's expense, before they can be considered for employment. G. Hill and B. Wise did not feel the Township Commissioners should be involved in the interview process, but should rely on the Civil Service Commission's hiring recommendation which can be questioned by the Commissioners. Police Chief Kent Werkheiser noted it can take several months to hire a police officer and at present, the force is down by several officers. J. Lastowski questioned the requirement of Police Officers to live within 15 miles, veteran preference, and promotion requirements. G. Schuster, Twp. Manager, noted the great job the Civil Service Commission did on drafting the Rules and Regulations. No action taken.

Resolution 2014-34 - Appointing Members to the Zoning Hearing Board - J. Lastowski made a motion, seconded by B. Wise, to adopt Resolution No. 2014-34 appointing Mark Love to a three (3) year term commencing 01/01/2014 and terminating on 12/31/2016 and Steve Chaladoff to a three (3) year term commencing 01/01/2013 and terminating on 12/31/2015 to the Zoning Hearing Board. Roll call vote: T. Felver, yes; G. Hill, yes; J. Lastowski, yes; B. Wise, yes. Motion carried.

G. Hill requested future Resolution for appointments be worded 'The Board of Commissioners confirm the appointment', instead of 'The Board of Commissioners desires to appoint'.

Resolution 2014-35 - Appointing an Alternate to the Civil Service Commission - J. Lastowski made a motion, seconded by B. Wise, to adopt Resolution No. 2014-35 appointing Kevin Fabiano as alternate to the Civil Service Commission for a six (6) year term, commencing on 01/1/2014 and terminating on 12/31/2019. Roll call vote: T. Felver, yes; G. Hill, yes; J. Lastowski, yes; B. Wise, yes. Motion carried.

Resolution 2014-36 - Approving Bylaws for the Board of Commissioners - G. Schuster reviewed the Bylaws. G. Hill made a motion, seconded by T. Felver, to approve Resolution No. 2014-36 - Bylaws for the Board of Commissioners. Roll call vote: T. Felver, yes; G. Hill, yes; J. Lastowski, yes; B. Wise, yes. Motion carried.

G. Hill requested the Board nominate a Parliamentarian.

G. Hill made a motion, seconded by J. Lastowski, to appoint J. Lastowski as Parliamentarian. Roll call vote: T. Felver, yes; G. Hill, yes; J. Lastowski, yes; B. Wise, yes. Motion carried.

Resolution No. 2014-37 Approving Budget Appropriations - G. Schuster explained the resolution was to revised the General Fund only. The major amount of the money moved was for the road department. T. Felver commented on the salaries. G. Hill made a motion, seconded by J. Lastowski, to approve Resolution No. 2014-37 approving Budget Appropriations. Roll call vote: T. Felver, yes; G. Hill, yes; J. Lastowski, yes; B. Wise, yes. Motion carried.

PUBLIC COMMENT - None

#### STAFF AND DEPARTMENT REPORTS

Gregg Schuster, Township Manager, reported he attended the Council of Government meeting. He noted he will continue to attend but the COG by-laws requires a Commissioner to serve on COG.

Tim Edinger, Township Engineer, questioned if T&M Engineering should review the Traffic Plan for Route 715 and Warner Road or if Jon Tresslar of Boucher & James, Inc., continue their reviews. The Board concurred that Boucher & James, Inc. remain the engineer responsible for reviewing the plan.

T. Edinger noted he received a Request of Escrow Reduction #6 for Northridge at Camelback Phases 11-16. There was a question concerning the status of the escrow account. Richard Almquist, Northridge, stated the Professional Services Agreement was sent and the check for the escrow was in the mail. J. Lastowski made a motion, seconded by T. Felver, to approve the Request from Northridge for Release of Escrow Reduction #6 in the amount of \$312,236.21 conditioned upon the payment of all fees. Roll call vote: T. Felver, yes; G. Hill, yes; J. Lastowski, yes; B. Wise, yes.  
Motion carried.

T. Edinger, Twp. Engineer, noted T&M met Ed Getz, Foreman of Road Department, in the field to review the project. The survey work is done. Final design is pending. The Township Public works staff will order the materials and install the storm sewer system based on their schedule.

Regarding raising the manholes on Learn Road, the township is ordering and installing frame extensions to cause the manhole lids to be flush with final pavement surfaces.

Leo DeVito, Twp. Solicitor, announced the Kopelson Conditional Use hearing was continued until the next Commissioners meeting on 08/18/2014 and the Trapasso Appeal is scheduled for 08/20/2014 at 7:00pm for the Zoning Hearing Board.

#### ADJOURNMENT:

J. Lastowski a motion, seconded by T. Felver, to adjourn the meeting at 8:15 p.m., until 08/18/2014, at 7:00 p.m., at the Pocono Township Municipal Building, Tannersville, PA. Roll call vote: T. Felver, yes; G. Hill, yes; J. Lastowski, yes; B. Wise, yes. Motion carried.

Respectfully Submitted

Regina Zuvich  
Acting Secretary