

**POCONO TOWNSHIP SUPERVISORS
MINUTES OF THE SPECIAL MEETING
MAY 1ST, 2013, 6:00 P.M.**

The Special Sewer Meeting of the Pocono Township Supervisors was held on May 1st, 2013 at the Pocono Township Municipal Building, Tannersville, Pa., and was opened by Chairman Frank Hess at 6:00 p.m. followed by the Pledge of Allegiance.

ACKNOWLEDGEMENT OF COMMENTS FROM RESIDENTS: Chairman Frank Hess noted that each visitor has the right to comment at this time or before any action is taken on a matter.

ROLL CALL: Frank Hess, present; and Henry Bengel, present; and Harold Werkheiser, present.

Tim McManus, Twp. Sewage Solicitor; Sam D'Alessandro and Russ Scott, RKR Hess Associates; and Frank Froio, Twp. Administrator, were present.

MINUTES

H. Bengel made a motion, seconded by H. Werkheiser, to approve the 04/16/2013 Sewer Meeting Minutes. Roll call vote: F. Hess, yes; H. Werkheiser, yes; and H. Bengel, yes. Motion carried.

APPROVAL OF BILLS

H. Bengel made a motion, seconded by H. Werkheiser, to approve payment of:

Blue Ridge Communications (PS#4) \$86.76

PPL - (PS#2) - \$108.19
 (PS#1) - \$148.01
 \$256.20

BCRA (Water Bills) - PS#3 - \$74.77
 PS#5 - \$43.95
 \$118.72

MET-ED - (PS#4) - \$7.54

Frank Hess, Supervisor - Mileage Reimbursement for mediation session in King of Prussia, Pa - \$109.45

Pennoni Associates, Inc. - Expert Witness for Litigation - \$869.60

Roll call vote: F. Hess, yes; H. Werkheiser, yes; and H. Bengel, yes. Motion carried.

AMENDMENTS TO RATE RESOLUTION

H. Bengel made a motion, seconded by H. Werkheiser, to adopt Exhibit B - Extra Strength Waste, to be inserted into the Resolution #633. Roll call vote: F. Hess, yes; H. Werkheiser, yes; and H. Bengel, yes. Motion carried.

The Board directed the Engineer to work with the Solicitor to develop Surcharge Procedures and Computations for Extra Strength Wastes.

H. Bengel made a motion, seconded by H. Werkheiser, to approve revisions to Section 3.0 - Prohibited Wastes. Roll call vote: F. Hess, yes; H. Werkheiser, yes; and H. Bengel, yes. Motion carried.

CONNECTION NOTICES TO CUSTOMERS

H. Bengel made a motion, seconded by H. Werkheiser, to approve the Sewer Service Inquiry form. Roll call vote: F. Hess, yes; H. Werkheiser, yes; and H. Bengel, yes. Motion carried.

H. Bengel made a motion, seconded by H. Werkheiser, to authorize the Engineer to forward a letter to Great Wolf Lodge, including Exhibit "B" as a follow-up to the conference call held on April 22nd, with representative of Great Wolf Lodge. Roll call vote: F. Hess, yes; H. Werkheiser, yes; and H. Bengel, yes. Motion carried.

H. Bengel made a motion, seconded by H. Werkheiser, to authorize the Engineer to respond to the letters dated 04/26/2013 from Great Wolf Lodge's consultants to PADEP and DRBC. Roll call vote: F. Hess, yes; H. Werkheiser, yes; and H. Bengel, yes. Motion carried.

F. Hess has met with representatives of Pocono Mountain School District School Board to discuss connection to the Pocono Township Sewer System.

PHASE I SEWER COLLECTION SYSTEM ISSUES

Contract No. 2 - Leeward Construction performed the investigative test dig of the section of pipe near Manhole#C=01=06 (near the Scotrun on-ramp) on 04/17/2013. Based upon observations made during this dig, there appears to be a floatation issue with the sewer pipe within the steel casing, due to high groundwater conditions. In accordance with the motion approved in December 2012, the Contractor is due \$18,095.00 for the investigative work (upon final restoration being completed). The Contractor has been asked for an estimate to pump grout into the casing to prevent floatation. H. Bengel made a motion, seconded by H. Werkheiser, to approve payment of \$18,095.00 to Leeward Construction, Contract No. 2 contingent upon restoration being completed. Roll call vote: F. Hess, yes; H. Werkheiser, yes; and H. Bengel, yes. Motion carried.

Contract No. 2 - Leeward Construction has asked for consideration for its previous offer of resolution of \$35,000.00 compensation for over-excavation and re-setting of the Manhole B2-1-04 near Alfredo's Restaurant. The Board directed RKR Hess engineering to investigate and estimate the repair for the next meeting.

PHASE III FORCEMAIN CONSTRUCTION

Contract No. 14 - PACT Construction has requested a status update from Stroud Township on some of the billing rates charged on inspection invoices submitted by the engineer for Stroud Township.

EXECUTIVE SESSION - The Board convened at 7:46 p.m. into Executive Session to discuss a sewer easement litigation matter. The Board reconvened at 7:55 p.m.

H. Bengel made a motion, seconded by H. Werkheiser, to authorize Tim McManus, Twp. Sewer Solicitor, to offer \$14,647.50 to resolve outstanding compensation claims re Anthony Covello. Roll call vote: F. Hess, yes; H. Werkheiser, yes; and H. Bengel, yes. Motion carried.

CAPACITY RESERVATION POLICY

S. D'Alessandro presented the board with a capacity reservation proposal dated 02/06/2013, with a suggested maximum charge is 60% of rate. Discussion followed.

PUBLIC COMMENT

Jane Cilurso questioned F. Hess concerning the meeting with Pocono Mountain School District.

Pat Bond re procedures for sewer connections.

John Conochan re Contractor's specifications.

Barbara Ballard asked why the EDU rate was 247 gallons per day.

Esther Thomas stated sewer connection and usage cost hurt the resale value of homes.

Sam Counterman noted he faces a \$20,000.00 bill for sewer connection.

Jim Cahill questioned progress of sewer connection agreement spelled out in MOU approved prior.

John Strubert asked questions regarding connecting the sewer system on his two properties.

ADJOURNMENT

H. Bengel made a motion, seconded by H. Werkheiser, to adjourn the meeting at 8:15 p.m. Roll call vote: F. Hess, yes; H. Werkheiser, yes; and H. Bengel, yes. Motion carried.