

Before

THE TOBYHANNA TOWNSHIP BOARD OF SUPERVISORS

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In Re: Regular Business Meeting

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Tobyhanna Township Government Center Building  
105 Government Center Way  
Pocono Pines, Pennsylvania 18350  
Monday, March 14, 2016 beginning at 7:00 p.m.

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PRESENT: ANNE LAMBERTON, Chairperson  
DONALD MOYER, Vice-Chairperson  
JOHN J. HOLAHAN, III, Board Member  
JOHN E. KERRICK, Board Member  
HEIDI A. PICKARD, Board Member

JONATHAN REISS, ESQUIRE, Solicitor

ALSO PRESENT: PHYLLIS HAASE, Township Manager  
ROBERT J. McHALE, Township Engineer

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Panko Reporting  
537 Sarah Street, Second Floor  
Stroudsburg, Pennsylvania 18360  
(570) 421-3620

2

1 MS. LAMBERTON: I would like to  
2 call the board of supervisors regular business  
3 meeting March 14, 2016 to order. We'll start with  
4 the pledge of allegiance, please.

5 (Pledge of allegiance was  
6 recited.)

7 MS. LAMBERTON: Thank you.  
8 We'll start with our first item,  
9 announcements.

10 MS. HAASE: I have none at this  
11 point. Thank you.

12 MS. LAMBERTON: Really?

13 MS. HAASE: I'm saving it for  
14 my report.

15 MS. LAMBERTON: Oh, okay. I'll  
16 entertain a motion to consider the minutes of  
17 February 8, 2016 regular business meeting.

18 MS. HAASE: I do have two

19 corrections.

20 MS. LAMBERTON: Okay.

21 MS. HAASE: Page 4, Line 15,  
22 Trans Creek, should be T-r-a-n-s C-r-e-t-e, Trans  
23 Crete. Page 62, Line 3 should read agreement, and  
24 those are the only corrections I have.

25 MR. HOLAHAN: Motion to approve

3

1 the minutes as amended.

2 MS. LAMBERTON: I have a motion.

3 MR. MOYER: I'll second.

4 MS. LAMBERTON: I have a motion  
5 and a second.

6 Any questions or comments from  
7 the board?

8 MS. PICKARD: Just did you get  
9 that one on Page 62 that I --

10 MS. HAASE: Yes, I just  
11 announced it.

12 MS. PICKARD: Okay. I couldn't  
13 hear you.

14 MS. HAASE: That's okay.

15 MS. PICKARD: Thank you. I'm

16 good.

17 MS. LAMBERTON: Any questions or  
18 comments from the public?

19 Seeing none. Call the vote.  
20 John?

21 MR. KERRICK: In favor.

22 MS. LAMBERTON: Heidi?

23 MS. PICKARD: I vote in favor.

24 MS. LAMBERTON: John?

25 MR. HOLAHAN: Yes.

4

1 MS. LAMBERTON: Donny?

2 MR. MOYER: I vote in favor.

3 MS. LAMBERTON: I vote in  
4 favor. Motion carries.

5 Consider the treasurer's report  
6 in the amount of \$593,309.91.

7 MR. HOLAHAN: I'll make a motion  
8 that we approve the treasurer's report in the  
9 amount of \$593,309.91.

10 MS. PICKARD: I'll second the  
11 motion.

12 MS. LAMBERTON: I have a motion  
13 and a second.

14 Any questions or comments from  
15 the board?

16 Actually I just had one  
17 question. There was a check for Cleveland  
18 Brothers. I know the one for a hundred and  
19 eighteen thousand, I'm assuming, is for the loader.

20 MS. PICKARD: Correct.

21 MS. LAMBERTON: There's another  
22 one for fifty-three ninety-four.

23 MS. HAASE: That was the truck,  
24 right?

25 MS. PICKARD: No, that was

5

1 the broom.

2 MS. LAMBERTON: Oh, an  
3 attachment?

4 MS. PICKARD: Broom attachment.

5 MS. HAASE: Oh, 5300, yes.

6 MS. LAMBERTON: 5300, yeah,  
7 okay. That was my only other question.

8 MR. ED TUTRONE: That was the

9 broom with water. We added water to the broom.  
10 MS. LAMBERTON: Okay. Thank  
11 you.  
12 Any other questions or comments  
13 from the board?  
14 Questions or comment from the  
15 public?  
16 Seeing none. Call the vote.  
17 John?  
18 MR. KERRICK: I abstain. I have  
19 a relationship with Sharp Energy.  
20 MS. LAMBERTON: Heidi?  
21 MS. PICKARD: I vote in favor.  
22 MS. LAMBERTON: John?  
23 MR. HOLAHAN: Yes.  
24 MS. LAMBERTON: Donny?  
25 MR. MOYER: I'll vote in favor.

6

1 MS. LAMBERTON: I vote in favor.  
2 Motion carries.  
3 MS. HAASE: I do have one thing  
4 I would like to bring to the board's attention. If

5 you recall in 2013, we had the discussion and the  
6 board agreed to bring the billing for the sewer  
7 department in-house. And at that time, our A&R was  
8 at 600,000. We currently are at three hundred and  
9 eighty-four four five nine. And if we take out the  
10 assessments, the user fees, we're down to 201,000,  
11 which still is high, but we've really made strides  
12 in that department.

13 MS. LAMBERTON: It's a far cry  
14 from 600,000.

15 MS. HAASE: Yes, ma'am.

16 MS. LAMBERTON: Great job to  
17 everyone that was involved.

18 Solicitor's report.

19 MR. REISS: The only thing I  
20 have is proposed Ordinance No. 526, which has been  
21 duly advertised for a public hearing tonight. If  
22 adopted, it would authorize the board of  
23 supervisors to enter into an amendment of its  
24 intergovernmental cooperation agreement with Pocono  
25 Township for providing public sewer services.

7

1 MS. LAMBERTON: Very good. And

2 do we want to start with the public hearing?

3 MR. REISS: Yes. You would have  
4 to open up the hearing.

5 MS. LAMBERTON: Do I entertain a  
6 motion to open up the hearing or we just --

7 MR. REISS: You can open it up.

8 MS. LAMBERTON: We will open the  
9 public hearing for proposed Ordinance Amendment No.  
10 2 to the sewage collection and disposal services  
11 agreement with Pocono Township. I guess we call  
12 any witnesses or --

13 MR. REISS: Well, it would be  
14 time for public comment or comment from the board  
15 of supervisors.

16 MS. LAMBERTON: Is there any  
17 public comment?

18 Go ahead.

19 MR. CHAD KNECHT: What is it?

20 MR. REISS: It amends the  
21 intermunicipal sewage agreement with Pocono  
22 Township in regards to where the connection point  
23 of the sewer lines will be. It goes back to the  
24 original connection point that was anticipated.  
25 And then because of easement issues, it was going

1 to go through a pump station, but in the meanwhile  
2 easements were obtained, so it's now back to its  
3 original location. And the amendment is -- just  
4 reflects that.

5 MR. CHAD KNECHT: Okay. Thank  
6 you.

7 MS. LAMBERTON: Any other  
8 questions or comments from the public?

9 Seeing none.

10 Questions or comments from the  
11 board?

12 MR. HOLAHAN: I make a motion  
13 we close the public hearing.

14 MS. PICKARD: I second the  
15 motion.

16 MS. LAMBERTON: I have a motion  
17 and a second.

18 All those in favor?

19 BOARD MEMBER: Aye.

20 MS. LAMBERTON: Moving on, I --

21 MR. MOYER: Did we make a  
22 motion to approve it?

23 MR. REISS: You'd have to -- you  
24 need a motion to approve the ordinance.

25 MR. MOYER: I'll make that

9

1 motion.

2 MS. PICKARD: I'll second that.

3 MS. LAMBERTON: I have a motion

4 and a second.

5 Questions or comments from the  
6 board?

7 Questions or comments from the  
8 public?

9 Seeing none. Call the vote.  
10 John?

11 MR. KERRICK: In favor.

12 MS. LAMBERTON: Heidi?

13 MS. PICKARD: I vote in favor.

14 MS. LAMBERTON: John?

15 MR. HOLAHAN: Yes.

16 MS. LAMBERTON: Donny?

17 MR. MOYER: I vote in favor.

18 MS. LAMBERTON: Motion carries.

19 I will entertain a motion to

20 consider adopting Ordinance No. 526, Amendment No.  
21 2 to the sewage collection --

22 MR. REISS: You just did that.

23 MS. LAMBERTON: Oh, I just did  
24 that. Well, forget that idea.

25 We'll move on to the manager's

10

1 report.

2 MS. HAASE: Oh, now it's your  
3 lucky time. I just wanted to inform the board that  
4 the dirt and gravel grant application has been  
5 completed, it was submitted to M CCD for  
6 consideration on Gordon Lane. Judge Mark has  
7 appointed Jacob Ribner as our deputy constable for  
8 Tobyhanna Township and Constable Rog -- or Roger  
9 Metzgar will still serve in his position.

10 Keswicke Pointe's letter of  
11 credit has been renewed and the amount will be  
12 \$2,185,453.96, and that renew goes until January  
13 14, 2017. The township is in receipt of the monies  
14 related to the Old Route 940 Bridge, an LSA Grant.  
15 So we have received on February 22 \$213,720, so

16 we're really pleased that that's been deposited  
17 into our account.

18 All required 2016 reports have  
19 been submitted to the state and the outside  
20 entities. We will be submitting the Chapter 94  
21 report which is due by March 31.

22 MS. LAMBERTON: What's the  
23 Chapter 94 report?

24 MS. HAASE: That is for the  
25 wastewater treatment plant.

11

1 MS. LAMBERTON: Thank you.

2 MS. HAASE: And that's required  
3 by DEP. The township has received our 2016 liquid  
4 fuels allocation. And I'm pleased to announce that  
5 we received an additional \$10,000 from -- was  
6 additionally allocated to us, so we did receive a  
7 check for \$302,834.

8 The board had asked that I  
9 continue to update you on House Bill 794. I did  
10 speak to Jack Rader's office and Jenn has assured  
11 me at this particular point there's been no  
12 movement in that bill.

13 Liberty Plaza, if you recall at  
14 the last meeting -- or I'm sorry, at the January  
15 meeting, the board approved additional EDUs for  
16 Liberty Plaza at New Ventures Park. So we did  
17 complete the mailer and that has been sent to the  
18 engineer and they will forward that to DEP.  
19 Kalahari Resorts, the force main extension, we  
20 anticipate it to be in front of the board at their  
21 April meeting for consideration of dedication.

22 If you recall, at the last  
23 meeting I brought forward a request to the board  
24 from a resident that lives on Greenleaf, which is  
25 adjacent to Long Pond and they were requesting

12

1 signage for that area. Bob has been working  
2 diligently on this and I've also spoke to Jonathan  
3 about this as well. What -- through the  
4 investigation, we found out that Greenleaf does not  
5 have a highway occupancy permit.

6 So the recommendation from  
7 PennDOT was that the applicant, which appears to be  
8 Emerald Lakes, because they own that road, for them

9 to a apply for an HOP. I did speak to Brad Jones  
10 from Preferred Management and he is going to be  
11 bringing that forward to their board for  
12 consideration.

13 So the direction that Mr. McHale  
14 and I are hoping for the board is, what would you  
15 like to do with this? At the last meeting you  
16 approved moving forward with the signage. Since  
17 then, we have found out this information. We can  
18 still move forward and put the signage up. It  
19 would be more beneficial, I think, to the township  
20 that we do have an HOP, but we still can move  
21 forward and that basically is going to be the  
22 board's decision.

23 MR. HOLAHAN: I think it's a  
24 safety issue. I'd like to see us move ahead with  
25 --

13

1 MS. LAMBERTON: The sign.

2 MR. HOLAHAN: -- the sign and  
3 then keep pursuing the HOP.

4 MR. MOYER: Did they apply with  
5 the state for the HOP already?

6 MS. HAASE: They have not  
7 applied as of yet. The management company was  
8 going to bring this in front of their governing  
9 body for consideration.

10 MS. LAMBERTON: How long has  
11 that road been in existence?

12 MS. HAASE: Oh, I couldn't tell  
13 you that. I think Emerald Lakes was built back in  
14 the '60s if I'm not mistaken.

15 MS. LAMBERTON: So now we're  
16 going to -- they have to go get an HOP?

17 MR. KERRICK: Jonathan, what  
18 kind of liability would the township be in with the  
19 signs if there's no HOP there?

20 MR. McHALE: PennDOT doesn't  
21 recognize that driveway without the HOP.

22 MR. KERRICK: That's what I'm  
23 saying.

24 MR. McHALE: Exactly. So  
25 that's -- that's really the issue.

14

1 MR. KERRICK: That's my

2 question, what -- will we be jeopardizing the  
3 township for any kind of lawsuit?

4 MR. REISS: Well, it's a -- a  
5 potential issue for sure. Although if there's an  
6 accident, you could face a lawsuit anyways. I  
7 suspect the pressure on the HOA (sic) would be not  
8 to do anything till you -- till they at least apply  
9 for their highway occupancy permit, 'cause that  
10 would at least get -- get them moving forward  
11 before you actually put up the signs, but -- 'cause  
12 once the signs are up --

13 MR. MOYER: Yeah.

14 MR. REISS: -- there's no --  
15 there's no -- nothing to really get them to get  
16 that highway occupancy permit.

17 MR. McHALE: Since Long Pond and  
18 Greenleaf are neither -- neither one of those roads  
19 are township roads, we have no exposure at this  
20 point. But if we go putting the signs up, there  
21 could be some.

22 MR. MOYER: That's what I said.  
23 Should we wait until they apply for it --

24 MS. PICKARD: I agree with that.

25 MR. MOYER: -- move forward

1 after we know?

2 MS. HAASE: Whatever the  
3 pleasure of the board is.

4 MR. MOYER: What do you think?

5 MS. PICKARD: I'd make a motion  
6 that we go ahead and put the signs up once they  
7 have an appli -- copy us on their application that  
8 was submitted to PennDOT for the highway occupancy  
9 permit.

10 MS. LAMBERTON: We wait for its  
11 issuance.

12 MR. HOLAHAN: Well, has Emerald  
13 Lakes expressed any reservations in this or they  
14 just haven't just gotten around to it?

15 MS. PICKARD: It has to go to  
16 the board.

17 MR. HOLAHAN: Got you.

18 MS. HAASE: The manager -- the  
19 management company did not see a problem with this,  
20 but he could not make that decision.

21 MR. KERRICK: They may be  
22 required to do other things, so I think -- I think  
23 it's prudent that we wait.

24 MR. MOYER: Yeah.

25 MR. HOLAHAN: I'm okay with

16

1 that.

2 MR. MOYER: That's what I think  
3 too.

4 MS. LAMBERTON: General  
5 consensus of the board we'll wait until their  
6 permit is issued and then --

7 MS. PICKARD: Okay.

8 MS. LAMBERTON: -- if signage is  
9 then allowed to be put.

10 MS. HAASE: So wait till it's  
11 issued, not applied?

12 MR. KERRICK: They may be  
13 required to put --

14 MS. LAMBERTON: To put it --

15 MR. KERRICK: -- the signs up  
16 and that would keep our liability out of it  
17 totally.

18 MS. LAMBERTON: Okay. Am I kind  
19 of gathering that that sounds reasonable with

20 everyone?

21 MR. McHALE: Verbally PennDOT  
22 had indicated that, when they apply for the HOP,  
23 they may require them to make that maneuver  
24 right-in, right-out only because of the sight  
25 distance problems that they have, 'cause they won't

17

1 have them cut the road down or that'd be too  
2 expensive to do something like that.

3 MS. LAMBERTON: Sure. Think of  
4 what the upgrade could cost.

5 MR. McHALE: Right.

6 MS. LAMBERTON: Okay.

7 MS. HAASE: Okay.

8 MS. LAMBERTON: All right.

9 MS. HAASE: So I know how to  
10 move forward with that. Upon the board's request,  
11 I did receive some quotes for welcome to Tobyhanna  
12 Township at the entrance of our areas -- of our  
13 main areas.

14 Does the board have any changes  
15 with this type of --

16 MS. PICKARD: How big is that

17 going to be?

18 MS. HAASE: This one is a three  
19 by -- I'm sorry, three by four.

20 MS. PICKARD: Three feet by  
21 four feet?

22 MS. LAMBERTON: Do we get a  
23 permit?

24 MS. HAASE: Believe it or not,  
25 yes, we will on file have to have a permit because

18

1 we have to follow our own ordinances.

2 MS. LAMBERTON: You know me.

3 MS. HAASE: I know. So if the  
4 board is in agreement with this style of a sign,  
5 then I guess my next step would be to try to secure  
6 locations and if need be, easements, if we have to  
7 obtain easements. My one concern is, would be out  
8 in the Pocono Summit area when you first enter into  
9 Tobyhanna Township where Cramer's is located,  
10 there's a such a difference in grade. The road is  
11 up here and, of course, the property is much  
12 further beneath that. So I don't know where to

13 find a suitable location there unless I move it a  
14 little bit further down 940.

15 MS. LAMBERTON: 'Cause that  
16 Brick City project was in Toby.

17 MS. HAASE: Just the driveway,  
18 just the entrance, the tip of it.

19 MS. PICKARD: It's not going to  
20 affect the distances from any of those off-premise  
21 signs, will it, or those on-premise --

22 MS. HAASE: No. We will be  
23 able to deal with that. So if the board is in  
24 agreement, you're looking at four signs?

25 MS. PICKARD: I think it looks

19

1 much better than it did before.

2 MS. HAASE: Yes, it was very  
3 plain. Just so our residents could take a look at  
4 that. So we're looking --

5 MS. LAMBERTON: If you need up  
6 here --

7 MR. MOYER: What are the four  
8 locations? Blakeslee and --

9 MS. HAASE: I believe we were

10 looking at both ends of 940 and both ends of 115.  
11 Now, when you first enter Tobyhanna Township by the  
12 Blakeslee Inn, there's a welcome to Tobyhanna  
13 Township sign, I think the Kiwanis put it up -- not  
14 the Kiwanis.

15 MS. PICKARD: The rotary?

16 MS. HAASE: Rotary put it up.

17 Do we still want one there?

18 MS. LAMBERTON: I think they  
19 have one.

20 MS. HAASE: Right.

21 MS. PICKARD: You could see if  
22 the rotary wants to sponsor or pay for one of the  
23 signs.

24 MS. LAMBERTON: No, I think we  
25 should use what somebody has up. Don't you think

20

1 we should respect what somebody else put there?

2 MS. PICKARD: That's what I'm  
3 saying.

4 MS. HAASE: So then I'm looking  
5 at three signs or do you want me to find another

6 location for the fourth?

7 MS. LAMBERTON: No, I think  
8 three.

9 MS. HAASE: Okay.

10 MS. LAMBERTON: That's just me.  
11 I don't know, what do you guys think?

12 MS. PICKARD: I'm good.

13 MR. KERRICK: I'm okay with  
14 that.

15 MS. HAASE: So I'll just --

16 MS. PICKARD: We're just using  
17 gold paint on these?

18 MS. HAASE: I'm sorry?

19 MS. PICKARD: We're just using  
20 gold paint on them?

21 MS. HAASE: I don't believe this  
22 was paint, no. This is still the gold leaf.

23 MS. PICKARD: I really don't  
24 think it makes sense to put the gold leaf on that.  
25 I think the gold paint would be fine.

21

1 MS. HAASE: Whichever the board  
2 would prefer.

3 MS. PICKARD: I just don't  
4 think it's necessary. How much more are we paying  
5 for that, do we know?

6 MS. HAASE: I cannot -- I  
7 cannot tell you, it's not broken down. That was  
8 the board's wishes to move forward with. Our sign  
9 was gold leaf in the front of our building. If  
10 you'd like this to be something different, I  
11 certainly can go back to the company and have  
12 them --

13 MS. PICKARD: I don't think  
14 it's necessary. Does anybody else have an opinion?

15 MS. LAMBERTON: Do we know the  
16 difference in cost that were --

17 MS. HAASE: I do not. Do you  
18 want me to find out the difference?

19 MS. LAMBERTON: Yeah, why don't  
20 you. I mean, that way we'll know what the concern  
21 is.

22 MS. PICKARD: I don't think it  
23 wears real well and you couldn't cover it with  
24 anything.

25 MS. LAMBERTON: I am not an

1 expert on it, so I cannot answer that.

2 MS. HAASE: I am not either.

3 Brake retarders, at the December  
4 meeting there was a discussion with regards to  
5 applying to PennDOT to have the ability to post  
6 signs to prohibit the brake retarder. PennDOT is  
7 asking for the exact locations and exact areas that  
8 you're wishing to place that type of signage. Are  
9 we looking for the entire 940 stretch, 115? So  
10 that's where I need some direction from the board  
11 or even if you want to move forward with this.

12 MR. HOLAHAN: Who had requested  
13 that? Was it one of the residents?

14 MR. KERRICK: Someone from Lake  
15 Naomi.

16 MS. HAASE: We had a resident,  
17 yes, I think that had some concerns.

18 MR. MOYER: Yeah. Do you  
19 remember the areas? There was a few accidents or  
20 something I remember and they were --

21 MS. HAASE: It wasn't regarding  
22 accidents, it was regarding the noise.

23 MR. MOYER: Oh, the noise?

24 MS. HAASE: It was noise. And  
25 the only thing that was referenced was 940. So I

23

1 need to be a little bit more specific with PennDOT.

2 MS. LAMBERTON: John, you know

3 --

4 MS. PICKARD: You know, it  
5 really echoes across the water on the lake, so I'm  
6 going to guess that's going to affect Pocono Lake  
7 and Lake Naomi and possibly Stillwater.

8 MS. HAASE: I believe the  
9 complaint did come from a resident from Lake Naomi.

10 MR. KERRICK: I have a question  
11 for Jonathan. I read an article a while back in  
12 the Pennsylvania Magazine where they're not really  
13 enforceable no matter what signs you put up?

14 MR. REISS: Well, you would have  
15 to adopt an ordinance.

16 MR. KERRICK: Even if you had  
17 the ordinance, there's communities that have it,  
18 but they could not enforce it.

19 MS. HAASE: Anything over  
20 80,000 pounds, PennDOT will not allow that. They

21 are still allowed to use them, anything over 80,000  
22 pounds. So a tri-axel is what, 70,000 and change?

23 MR. KERRICK: Seventy-three  
24 three.

25 MS. HAASE: Not that you know

24

1 exactly and then depending upon what they're --  
2 what material they're carrying, even if the  
3 ordinance was in place, they still would be able to  
4 use the brake retarders.

5 MS. LAMBERTON: So they'd be  
6 able to use it regardless?

7 MS. PICKARD: If they're over  
8 --

9 MS. HAASE: Yes.

10 MS. PICKARD: -- 80,000 pounds?

11 MR. MOYER: Which --

12 MS. HAASE: But I don't know  
13 necessarily and I don't --

14 MR. MOYER: -- there's a little  
15 bit in there and they're going to be over.

16 MS. HAASE: -- certainly don't

17 drive truck, but if it's empty, I don't know the  
18 need to use them.

19 MS. PICKARD: But if they're  
20 over, we want them to be --

21 MS. HAASE: I don't know if they  
22 would be --

23 MS. LAMBERTON: John, your  
24 knowledge on that, like if a truck is empty, is  
25 there a need to --

25

1 MR. KERRICK: It's up to the  
2 driver. But I mean, you can put a million signs  
3 up, but if they're going to do it, they're going to  
4 do it. We have one complaint.

5 MS. PICKARD: I think it could  
6 discourage them.

7 MR. KERRICK: Not that it wasn't  
8 a valid complaint, but --

9 MS. PICKARD: We've had many  
10 complaints over the years. Are we talking that  
11 it's a large sum of money?

12 MS. HAASE: It's -- we're not  
13 even at that point.

14 MS. LAMBERTON: What do you guys  
15 do in your department? I mean, is that something  
16 you use?

17 MR. ED TUTRONE: Yeah, my --

18 MS. LAMBERTON: I just don't  
19 know enough about it, that's the only reason I'm  
20 asking.

21 MR. ED TUTRONE: My thing for  
22 what John was saying, you had one complaint. I  
23 know where the complaint came from and they're  
24 nowhere near 940, so I'm not sure why they were  
25 complaining about it. But you're also looking at a

26

1 safety issue, I mean, that also helps the trucks  
2 brake, that's the purpose of it. And if you're  
3 going to ban it here on 940 by the traffic light,  
4 now you're -- you know, you're taking some braking  
5 power away from that truck heading to an  
6 intersection.

7 MR. MOYER: So why don't we hold  
8 off on it if it's not something --

9 MR. ED TUTRONE: So in my

10 opinion, I would not be in favor of it as a truck  
11 driver or a person driving on the road just in a  
12 car.

13 MR. MOYER: Want to hold off on  
14 it --

15 MS. PICKARD: We're not holding  
16 off. What are we holding off of just saying no  
17 then?

18 MR. HOLAHAN: Just say no.

19 MS. LAMBERTON: Just say no.

20 MS. HAASE: Just say no, by Jim  
21 K. I did want to announce, as the board is aware,  
22 I circulated some information about the  
23 reassessment. And after 27 years the county  
24 commissioners have agreed to move forward with a  
25 reassessment of Monroe County. The company, they

27

1 will be choosing a consultant early fall of 2016,  
2 and they expect completion within two to three  
3 years from that point. I do have some printouts in  
4 case there's any residents that would like to read  
5 about the reassessment. I'll have this for after  
6 if you'd like to look at that.

7                                   Zoning hearing board, there is a  
8    term that is coming due from one of the members. I  
9    did reach out to that member and he is interested  
10   in staying on. So my question to the board is,  
11   would you like me to advertise for that position?  
12   In the past, I've advertised, but this particular  
13   member has asked to retain his seat, so that is up  
14   to the board.

15                                MS. PICKARD:   Who's that?

16                                MS. HAASE:     Mr. Van Gilder.

17                                MS. LAMBERTON:  If other folks  
18   in the past have asked to retain their seat, did  
19   you still advertise?

20                                MS. HAASE:     This is the first  
21   time that I've been approached by someone.

22                                MS. PICKARD:   It's very har --  
23   it's been very difficult in the past to get people  
24   on the zoning hearing board, it's not a very  
25   popular --

28

1                                MR. MOYER:     I don't see no need  
2   to advertise if we already have him.

3 MS. PICKARD: Yeah.

4 MS. LAMBERTON: Anyone else?

5 You good with not advertising?

6 MS. PICKARD: The learning curve  
7 on there, I think they're doing a really good job.

8 MR. MOYER: If he's willing to  
9 come back and do it, why --

10 MS. LAMBERTON: Send Mr.  
11 VanGilder a letter.

12 THE REPORTER: I'm sorry. Can  
13 you guys just one at a time?

14 MS. HAASE: Yeah.

15 This will be on your April  
16 meeting because you will have to appoint him by  
17 resolution. Zoning hearing board needs to be by  
18 resolution, so I will have that on your agenda for  
19 April.

20 And with that being said, I have  
21 nothing further at this point.

22 MS. LAMBERTON: Very good.  
23 We'll move on to reports, Pocono Mountain Regional  
24 Police Commission. It was actually kind of a quiet  
25 meeting. They are doing -- finishing up with their

1 mold remediation and it looks like the meetings  
2 will be back at Pocono Mountain Regional for next  
3 month. And that is the second Tuesday of the  
4 month, at 7 p.m. That's really all, there's --  
5 painting, they're doing some painting, wall  
6 papering and such at the station, nothing earth  
7 shattering.

8 Open space?

9 MS. PICKARD: We don't have  
10 anything at this time.

11 MS. LAMBERTON: Overlay  
12 committee?

13 MS. HAASE: I did want to  
14 announce to the board, the overlay committee's  
15 going to be meeting on March 21, at 5:30, certainly  
16 that is -- we welcome attendance to that. Ann  
17 Hutchinson had contacted me last week and she has  
18 arranged for a meeting with MCCD, on the 21st, at 2  
19 p.m., to discuss the Blakeslee overlay area and  
20 potential community stormwater plans. So that will  
21 be on the 21st of March, at 2 p.m.

22 MS. LAMBERTON: Very good.

23 Pocono Mountain Regional EMS.

24 MS. DENISE DOREMUS: Hi. Denise

25 from Pocono Mountain Regional EMS.

30

1 MS. LAMBERTON: I saw you sneak  
2 in back there.

3 MS. DENISE DOREMUS: Yes, I did.  
4 February we were a little up in our own local area  
5 but down on mutual aide calls, which is a good  
6 thing. Tobyhan -- the amount of calls, February  
7 was 483. In Tobyhanna Township it was 87 compared  
8 to last year at 72. You are up eight percent,  
9 total up six percent for the month of February.

10 The Lucas did go into service at  
11 11-2, it was used once, but it was a trauma code,  
12 so usually it won't work on a trauma code. And the  
13 subscriptions have gone out, if you have seen them  
14 in the mail. Hopefully with Jeanine's good work in  
15 our promotion for the subscription, we'll get a lot  
16 more this year. Already they're -- I mean, it's  
17 amazing, in a matter of a week we've had about 200.  
18 It's like people see it and they just mail it back,  
19 which is good. So hopefully that will go.

20 MS. HAASE: We did receive your

21 thank you letter for the Lucas.

22 MS. DENISE DOREMUS: Thank you  
23 very much.

24 MS. HAASE: Thank you for  
25 recognizing us.

31

1 MS. DENISE DOREMUS: And the two  
2 new trucks will be in at the end of the month.

3 MS. LAMBERTON: Fantastic.  
4 Thank you. Thanks, Denise.

5 Thornhurst Ambulance Squad.  
6 Anyone here from Thornhurst? Seeing none, we'll  
7 move on.

8 On to old business, proposed  
9 zoning ordinance.

10 MS. HAASE: Yes. If we can  
11 just take a few minutes and speak about the  
12 proposed zoning ordinance. If you recall, we've  
13 worked diligently on a proposed ordinance about  
14 four years ago. Then last year we had some  
15 discussion and the board agreed to allow us to move  
16 forward with our current ordinance and to update it  
17 and make some changes to that. Then somehow we've

18 gotten back over to the proposed ordinance.

19                               So what I'm kind of hoping for  
20 this evening if I can get direction from the board  
21 on what you would like our zoning officer, engineer  
22 and myself to work on; whether it's the proposed  
23 ordinance from Mr. Carson Helfrich --

24                               MS. PICKARD: I just want to  
25 correct that it really wasn't from Carson, we

32

1 started out there --

2                               MS. HAASE: Well, the base was.

3                               MS. PICKARD: -- but Pat and Bob  
4 did an immense amount of work on that.

5                               MS. HAASE: Correct. I  
6 certainly spoke -- we've had a meeting, I've spoken  
7 to our zoning officer and engineer, and as far as  
8 the township staff's standpoint, we think it would  
9 be very helpful to use what we currently have and  
10 make the changes and update it versus adopting  
11 something new. We have engineers, we have project  
12 holders, they're certainly very familiar with our  
13 current ordinance and how to find information, but

14 that certainly is up to the board. We just are  
15 looking for direction of what you want us to do.

16 MS. LAMBERTON: Honestly, I  
17 would like to see them work and bring us a couple  
18 of options for sign ordinance and get that one out  
19 of the way.

20 MR. HOLAHAN: Yes.

21 MS. PICKARD: And I think, you  
22 know, looking --

23 MS. LAMBERTON: Does that sound  
24 reasonable?

25 MS. PICKARD: -- at the one

33

1 that we had proposed and working off of that and  
2 amending it, I think we, you know, really went  
3 through that, I think, with a fine-toothed comb.

4 You were at some of those  
5 meetings too, John, right?

6 MR. HOLAHAN: I suffered through  
7 some of those meetings, yes, I did.

8 MS. PICKARD: And Anne was, so  
9 most -- you know, and Bob, you know, so -- that's  
10 just me. I know there was no electronic signs and

11 I know there's been some concerns with some  
12 interest with some of the people. I think also we  
13 talked about the overlay and maybe com -- you know,  
14 working something in, on the overlay, to restrict  
15 that to a certain style or particular size or style  
16 of the electronic, but I think we really had a good  
17 start with that ordinance.

18 MR. HOLAHAN: The problem with  
19 trying to attack the zoning all at one time, it's  
20 just too much for us --

21 MS. LAMBERTON: It is.

22 MR. HOLAHAN: -- so we back off  
23 of it.

24 MS. LAMBERTON: That's why I  
25 think the sign --

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1 MR. HOLAHAN: I agree. I think  
2 the first thing that we need -- what's causing us  
3 the most pain, the sign ordinance is right now,  
4 let's deal with that.

5 MS. PICKARD: Yes, I agree.

6 MR. HOLAHAN: Get it taken care

7 of and then move on to the next thing.

8 MS. PICKARD: Maybe we could  
9 have a work session or a separate time where we're  
10 not bogged down.

11 MS. HAASE: I did. That is on  
12 the agenda further on so maybe we can discuss it at  
13 that point as well. So the board then is  
14 instructing us to use what's being proposed or --  
15 correct or -- correct?

16 MS. LAMBERTON: I think what I'd  
17 like to see happen is --

18 MR. MOYER: Work session.

19 MS. LAMBERTON: -- let's work on  
20 the sign ordinance first. We'll leave the  
21 ordinances, obviously, as are until we --

22 MS. PICKARD: But we already did  
23 a chapter --

24 MS. LAMBERTON: -- make changes.

25 MS. PICKARD: -- which is the

35

1 sign ordinance, that's already done.

2 MR. HOLAHAN: So let's take a  
3 look at that and then putting in to what we already

4 have.

5 MR. REISS: It may require  
6 updating 'cause there was a Landmark Supreme Court  
7 decision --

8 MS. PICKARD: Yeah.

9 MR. REISS: -- this summer that  
10 probably affects every sign ordinance in the  
11 nation.

12 MS. PICKARD: Exactly.

13 MR. REISS: So I'll circulate a  
14 memo that my office did on that and then we can  
15 look at it.

16 MS. HAASE: We did attend a  
17 webinar --

18 MS. PICKARD: We saw a webinar  
19 on that, yeah.

20 MS. HAASE: -- that spoke to  
21 that, but we certainly would like to read that. So  
22 I'm back to again, do you want me to use the  
23 current or the proposed?

24 MR. HOLAHAN: The current.

25 MS. PICKARD: I like the

1 proposed.

2 MR. HOLAHAN: I like the

3 current.

4 MS. LAMBERTON: Are we talking

5 --

6 MR. HOLAHAN: I'm talking --

7 MS. LAMBERTON: -- the sign

8 ordinance or the ordinances --

9 MS. PICKARD: The sign, just the  
10 sign ordinance.

11 MR. HOLAHAN: Oh, just the sign  
12 proposed.

13 MS. HAASE: The signage you  
14 would like it proposed?

15 MS. PICKARD: Umm-hmm.

16 MS. LAMBERTON: I would like to  
17 see some options thrown into it and then that's  
18 what we'd have a work session on to discuss.

19 MS. PICKARD: Yeah, but we  
20 would obviously want to amend --

21 MS. LAMBERTON: Does that make  
22 sense?

23 MS. HAASE: It does.

24 MS. PICKARD: -- whatever we're

25 doing.

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1 MS. HAASE: So the main areas  
2 that seems to be --

3 MS. LAMBERTON: You're looking  
4 at me a little funny, that's why I'm asking.

5 MS. HAASE: That's the board's  
6 decision. The staff, we voiced our opinion, that's  
7 a board's decision.

8 MS. LAMBERTON: Well, I think  
9 that there's been a lot of conversation about the  
10 signs and I think a lot of people, what their needs  
11 were 20, 30 years ago, when these ordinances were  
12 put into place, have changed so dramatically. When  
13 I go up and down the corridor of 940 and I see  
14 businesses that are empty, I think we need to find  
15 a way to become more business friendly and find out  
16 what business owners need to make their businesses  
17 successful and a lot of it is signage.

18 MS. HAASE: Okay.

19 MS. LAMBERTON: That's how I  
20 feel.

21 MS. PICKARD: Yeah, I --

22 MS. HAASE: So the three  
23 questions that we need direction on was, does the  
24 board want banners?

25 MR. HOLAHAN: No.

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1 MS. PICKARD: No.

2 MS. HAASE: No banners, that  
3 was easy.

4 A-frame signage?

5 MR. HOLAHAN: Sandwich boards,  
6 that type of stuff?

7 MS. HAASE: Yes.

8 MS. PICKARD: I don't think --  
9 it depends where they are and that's, you know --  
10 you can't read them going down 940 at 45 miles an  
11 hour.

12 MR. HOLAHAN: Who's doing 45 on  
13 940?

14 MS. PICKARD: Well, that's what  
15 the speed limit is.

16 MR. HOLAHAN: Well, Harry is.

17 MS. HAASE: We know some people

18 are.

19 MR. KERRICK: The last time we  
20 had a meeting with the sandwich boards we talked  
21 about -- I use Ahart's in -- for instance,  
22 underneath the overhang there, but along 940 that  
23 wouldn't work, it would be knocked over.

24 MS. PICKARD: Exactly, that's  
25 what I'm saying.

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1 MR. KERRICK: That's the talk we  
2 had when we had the --

3 MS. LAMBERTON: Well, those are  
4 the types of things I'd like to see put together in  
5 a package for our review.

6 MR. KERRICK: Maybe in the  
7 overlay district or something.

8 MS. LAMBERTON: Give us some  
9 ideas of where it might work, where it won't work.

10 MS. HAASE: Well, generally,  
11 that -- the A-frame sign is more for a walkable  
12 district, so that would work well for what Mr.  
13 Kerrick is saying.

14 MS. LAMBERTON: And is there

15 language we could put in --

16 MS. PICKARD: And that's what I  
17 meant.

18 MS. LAMBERTON: -- that says if  
19 it isn't a walkable --

20 MS. HAASE: Absolutely.

21 MS. LAMBERTON: -- I don't know,  
22 strip mall or --

23 MS. HAASE: Absolutely.

24 MS. LAMBERTON: -- you know,  
25 route --

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1 MS. HAASE: Absolutely. We can  
2 work on that.

3 MS. LAMBERTON: You know what I  
4 mean, Phyllis? Like ideas like --

5 MS. HAASE: Yep.

6 MS. LAMBERTON: -- you and Bob  
7 and Maureen --

8 MS. HAASE: So electronic  
9 signage?

10 MS. LAMBERTON: Yes, I would

11 like to see something available.

12 MS. PICKARD: I would like to  
13 possibly see that restricted with the overlay  
14 district to a certain style or size.

15 MR. HOLAHAN: Agreed. Yeah,  
16 we'd have to figure out where that's going to go.

17 MS. LAMBERTON: Absolutely.  
18 Those are options that I think I would like brought  
19 forward.

20 MS. HAASE: So you're looking  
21 at then -- so then that's something the overlay  
22 committee's looking at?

23 MS. LAMBERTON: Well, no, I  
24 would say the whole township should have the  
25 opportunity to look at it, but what you put where

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1 is what needs to be --

2 MS. PICKARD: Exactly.

3 MS. LAMBERTON: -- you know,  
4 like size and maybe a style.

5 MS. HAASE: So banners, no;  
6 A-frame sign would be under something that's  
7 covered or walkable area and electronic signs --

8 MS. LAMBERTON: We're writing  
9 ordinance for her.

10 MR. MOYER: What about --

11 MS. HAASE: Well, that was easy.

12 MR. MOYER: -- the in and out  
13 ones, like something that we could --

14 MS. LAMBERTON: I mean, we had  
15 that conversation sure too, like what if a business  
16 is open and they want to put a sign out so the  
17 people, are recognizable, I don't know.

18 MR. MOYER: Something that could  
19 be --

20 MS. PICKARD: We had the open  
21 signs in the proposed ordinance.

22 MS. LAMBERTON: You guys can  
23 jump in whenever you feel the need, it's great to  
24 hear from you.

25 MS. PICKARD: We had the open

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1 flags that we had in the proposed ordinance.

2 MR. MOYER: Well, I'd rather  
3 see something uniform that they can do rather than

4 trying to get around it by parking a truck that's  
5 1964 out there that everything looks like whatever.

6 MS. PICKARD: No, I know and  
7 that's --

8 MR. MOYER: I'd rather it be  
9 something nice and --

10 MS. PICKARD: -- why we put in  
11 the flag signs that were up to a certain size so  
12 that they would be more uniform.

13 MS. LAMBERTON: Also we  
14 discussed, you know, hours of operation. If  
15 someone's open from nine to five, is there  
16 something they could put out to put attention on  
17 their business and then maybe bring it back in.

18 MR. HOLAHAN: The thing -- I  
19 think this is going to require us to sit down and  
20 discuss this a little bit more.

21 MS. LAMBERTON: Right.

22 MS. PICKARD: Exactly.

23 MR. HOLAHAN: There's no  
24 accounting for --

25 MS. LAMBERTON: That's why

1 we're going to put Bob and Phyllis in charge of it.

2 MR. HOLAHAN: There's no  
3 accounting for taste, you know, somebody will be  
4 out there with a Sharpie and --

5 MR. MOYER: Right. Well,  
6 that's what I'm saying, something that we can  
7 make --

8 MS. LAMBERTON: I like the  
9 Sharpie.

10 MR. MOYER: -- uniform that we  
11 could work on.

12 MS. LAMBERTON: All right.

13 MS. HAASE: So we will work on  
14 the proposed signage ordinance -- sign ordinance  
15 and we will -- I don't think banners were allowed  
16 anyway; A-frame signs, I believe, they were only --  
17 were under the covered area. So it's more  
18 electronic signs we'll have to look at because I  
19 don't think that was included.

20 MS. PICKARD: One of the things  
21 we discussed though at the town hall was allowing  
22 for some special event signage on holiday weekends  
23 or something.

24 MR. HOLAHAN: Certainly.

25 MS. PICKARD: So that was one

1 thing we talked about relaxing.

2 MR. HOLAHAN: Today is Pi Day,  
3 did you know that it's Pi Day? Yes.

4 MS. LAMBERTON: National Pi Day.

5 MR. KERRICK: It is.

6 MS. LAMBERTON: Okay.

7 MR. HOLAHAN: You could've put  
8 signs out, you could've put banners out in front of  
9 your businesses.

10 MS. LAMBERTON: Oh, I'm sorry,  
11 Harry.

12 MR. HARRY FORBES: The overlay  
13 district that Jim was talking about, Jim Cahill,  
14 are you taking that into consideration?

15 MS. HAASE: No, sir. Mr.  
16 Cahill hasn't moved forward with that.

17 MR. HARRY FORBES: I can't hear  
18 you.

19 MS. HAASE: He has not moved  
20 forward with that.

21 MR. HARRY FORBES: He's going

22 to, though.

23 MS. LAMBERTON: You're just  
24 suggesting to keep that in the back of our heads so  
25 we include that in our discussion.

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1 MR. HARRY FORBES: Yeah.

2 MS. PICKARD: And I think those  
3 overlay districts are a nice way to make it through  
4 certain areas to be less restrictive or more  
5 restrictive.

6 MR. HOLAHAN: Agreed, agreed.

7 MS. HAASE: Yeah. That would  
8 be a completely separate ordinance.

9 MR. HARRY FORBES: Okay.

10 MS. PICKARD: Tell him to hurry  
11 up and bring that in because we're going to have a  
12 meeting on it.

13 MR. HARRY FORBES: You ever try  
14 to tell Jim to hurry up?

15 MS. LAMBERTON: Anyone else  
16 have any comments?

17 MR. TOM FILLA: I think you  
18 ought to leave as a place marker, lighting on the

19 signs so that you don't get too much up lighting  
20 and too much light pollution off of that.

21 THE REPORTER: May I just have  
22 your name, sir?

23 MR. TOM FILLA: And a lot of  
24 razzle dazzle, too much movement that could be a  
25 traffic hindrance.

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1 MS. LAMBERTON: Sure.

2 THE REPORTER: Excuse me, sir,  
3 may I just have your name?

4 MR. TOM FILLA: Tom Filla.

5 THE REPORTER: Can you spell  
6 your last name?

7 MR. TOM FILLA: F-i-l-l-a.

8 THE REPORTER: Thank you.

9 MS. LAMBERTON: Yeah, PennDOT  
10 has regulations too on what's allowed. And since  
11 it is 940 and 115, we have to abide by what they  
12 have as a restriction as well.

13 MR. TOM FILLA: Yeah. And it  
14 might parallel some further consideration on a

15 another township ordinance or a new township  
16 ordinance regarding light trespass, pollution and  
17 that type of thing, pointing to a dark sky,  
18 appreciation, you know?

19 MR. HOLAHAN: Yep.

20 MS. LAMBERTON: Very good.

21 Thank you for your comments.

22 Moving on. Route 940, proposed  
23 sewer service extension project.

24 MS. HAASE: Yes, ma'am. As  
25 requested, we pulled the property owners that were

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1 in a commercial dis -- in the commercial district.  
2 Most of them were commercial establishments, some  
3 of them were nonconforming residential in a  
4 commercial district. On your portal will you see  
5 the results. Almost every property owner was  
6 contacted.

7 There was a few that we could  
8 not reach. There was one that was taken over by  
9 the bank, they would not make a commitment to an  
10 agreement to purchase EDUs. So with what we have  
11 -- what you have in front of you, there would be 25

12 EDUs that would be assigned to 11 properties.

13 MS. LAMBERTON: I was confused  
14 with that because I had thought that we agreed to  
15 move forward with the sale -- and correct me if I'm  
16 wrong -- move forward with the sale and then we  
17 would have our township look at what we could do to  
18 help our zoning or --

19 MS. HAASE: That's what has been  
20 approved.

21 MS. LAMBERTON: Okay, okay.  
22 'Cause I was just confused that it looked like we  
23 didn't --

24 MS. PICKARD: But I think we  
25 asked -- you asked that they contact and make sure

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1 we checked with the commercial at the last meeting.

2 MS. LAMBERTON: Yes, yes,  
3 absolutely. But I mean, that has nothing do with  
4 the sale.

5 MS. HAASE: No.

6 MS. PICKARD: No.

7 MS. LAMBERTON: We're not

8 looking at doing the extension, we're not making  
9 anybody do anything that they don't want to do.

10 MS. HAASE: That is correct.

11 MR. MOYER: On either end,  
12 commercial or residential.

13 MS. LAMBERTON: Correct.

14 MS. HAASE: Yes.

15 MS. LAMBERTON: I just wanted to  
16 make that clear.

17 MS. HAASE: The way it was left  
18 was perhaps there could be some --

19 MS. LAMBERTON: Alternative.

20 MS. HAASE: -- some  
21 alternative.

22 MR. MOYER: Solutions, yeah,  
23 some way maybe.

24 MS. LAMBERTON: Right, right.

25 And now, this will -- would this

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1 give us any type of direction, Bob, to move  
2 forward, to do maybe some sort of community system  
3 somewhere for areas that maybe are located in one  
4 area or, no, we didn't look at that? Or Maureen,

5 did Maureen have anything --

6 MS. HAASE: Maureen did. It's  
7 really what's up to the property owner if they so  
8 choose to do that. There certainly would be some  
9 alternatives, but it's up to the property owner.  
10 There really were no failures per se. It was going  
11 to force them into something.

12 MS. LAMBERTON: No, no. I'm not  
13 talking about forcing, but didn't we discuss that  
14 we would have --

15 MR. MOYER: Yeah.

16 MS. LAMBERTON: -- take a look  
17 at that to see if there was something we could help  
18 a group of property owners together that might be  
19 interested in some EDUs?

20 MR. MOYER: To make it more  
21 feasible --

22 MS. LAMBERTON: For them to  
23 develop --

24 MS. HAASE: There's a group  
25 down the western end by Matirko's, that area there,

1 that would be interested.

2 MS. LAMBERTON: Okay.

3 MS. HAASE: And then more  
4 further down toward the eastern end of it of that  
5 proposed line, there was three businesses, but you  
6 would have to get underneath 940 because --

7 MS. LAMBERTON: To service them,  
8 right.

9 MS. HAASE: -- one is across the  
10 street.

11 MR. MOYER: Across the street,  
12 yeah.

13 MS. LAMBERTON: Right, right.  
14 Okay. Very good. Well, I think we're clear as to  
15 what direction we're going here.

16 We'll move on to the LERTA.

17 MS. HAASE: So I can take this  
18 off the agenda?

19 MS. LAMBERTON: You can take  
20 that off the agenda.

21 MS. HAASE: The last direction  
22 the board had given me was that the -- you were  
23 going to wait until the overlay was reviewed for  
24 Blakeslee --

25 MS. LAMBERTON: Yes, yes.

1 MS. HAASE: -- before there's  
2 any further discussion.

3 MS. LAMBERTON: Everybody still  
4 in agreement on that?

5 MR. HOLAHAN: Yes.

6 MS. LAMBERTON: Okay. Very  
7 good.

8 Consider Kalahari Resorts  
9 request to release the remaining Kalahari Boulevard  
10 escrow.

11 What is the pleasure of the  
12 board?

13 MR. HOLAHAN: We still talking  
14 about the 70,000?

15 MS. PICKARD: I thought we --  
16 yeah.

17 MS. HAASE: Yes. At your last  
18 meeting, the engineer had submitted a letter  
19 requesting to be able to readdress this in six  
20 months after they had looked at some options.

21 That's correct, Mr. McHale?

22 MR. McHALE: Yes. They wanted

23 to monitor for six months.

24 MS. LAMBERTON: Six months into  
25 it, though?

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1 MR. McHALE: Before coming up  
2 with a solution.

3 MS. HAASE: No. This was --  
4 the letter was given to us last month.

5 MS. LAMBERTON: So you're just  
6 going to leave it on the agenda until this --

7 MS. HAASE: It's -- I could  
8 remove it and then put it back on in six months if  
9 you so choose.

10 MR. HOLAHAN: I would like this  
11 -- yes.

12 MS. LAMBERTON: Is that the  
13 pleasure of the board?

14 MR. KERRICK: I still feel that  
15 we need to give it back. They have 468 or \$86,000  
16 for 18 months after their final phase and we're  
17 worried about \$70,000? They deserve it back, they  
18 finished the punch list. That's only my opinion.

19 We already voted on it last month, so there's no  
20 sense rehashing it. Just felt the need to express  
21 myself.

22 MS. LAMBERTON: Harry?

23 MR. HARRY FORBES: I'll just  
24 revoice the same concern that Kalahari has. They  
25 feel that -- I'm sorry, my voice is a little shot.

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1 But they are going to be here a long time, they're  
2 people of their word. This issue was related to a  
3 punch list issue, they feel they completed that.

4 You know, we're willing to fix  
5 this problem when we find the solution and we've  
6 sent a letter requesting to address it and look at  
7 it for six months and figure it out once and for  
8 all and fix it within that period and come up with  
9 a solution. They feel the money is owed back to  
10 them. Because of that, they're asking for it to be  
11 returned to them. They will fix the problem.

12 I'm standing here today telling  
13 you that and that comes right from corporate and  
14 from the owners. So just to reiterate that,  
15 nobody's going to walk away from this problem on

16 your behalf. We realize we got an issue to fix and  
17 we're going to fix it.

18 That's all -- I have a hard time  
19 talking.

20 MS. LAMBERTON: That's okay.  
21 That's okay.

22 What's the pleasure of the  
23 board?

24 MR. HOLAHAN: Remove it from the  
25 agenda. We had a solicitor from our solicitor's

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1 office that told us at one of the meetings that if  
2 we gave the money back, we were closing it out and  
3 then any repairs would have to be done by bid and  
4 using rate. His suggestion was not to release the  
5 money because it would close out.

6 MR. KERRICK: We've also had  
7 another opinion since then that changed that.

8 MR. HOLAHAN: From the same  
9 attorney?

10 MR. KERRICK: From the same  
11 firm. Not the same attorney, but the same firm.

12 MR. HOLAHAN: Oh, the same firm,  
13 is that --

14 MR. MOYER: Would it cost us?

15 MR. REISS: No, the maintenance  
16 items are in the maintenance bond that would allow  
17 that developer to go in and --

18 MS. LAMBERTON: Fix it  
19 themselves.

20 MR. REISS: Right. The  
21 maintenance bond is there just because if the  
22 developer didn't do the maintenance, then you'd  
23 have the funds to do it yourself.

24 MS. LAMBERTON: I had just asked  
25 if it would be prevailing wage regardless because

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1 it is township owned. And he just said as long as  
2 it is in a maintenance --

3 MR. REISS: Well, as long as it  
4 developed during the maintenance period, the  
5 developer does the fix, not the township.

6 MS. LAMBERTON: And it wouldn't  
7 be charged prevailing rate.

8 MR. MOYER: Was the punch list

9 completed? Can we get that part of it? I mean, if  
10 we made the deal and they had a punch list then we  
11 did it.

12 MS. PICKARD: But this came up  
13 before the punch list was completed. So for me it  
14 still was an issue. And I think at the bottom line  
15 we've asked for six months to try and get an  
16 estimate on whatever the options are and then we  
17 would've released the difference.

18 MR. MOYER: What do you mean it  
19 come up before the punch list?

20 MS. PICKARD: Well, I think  
21 during the soft opening, the spots in the seepage  
22 was apparent. I mean, we rushed to get this open  
23 and then this came up within the first week of them  
24 -- before they even officially opened. And it was  
25 -- certainly came up before the other punch list

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1 items were done. I think it was all a result of  
2 rushing to get it done. And I think we've all been  
3 pretty easy about just give us an estimate and  
4 we'll take your word on that and then we'll release

5 the difference.

6 MR. HARRY FORBES: I'm sorry to  
7 jump in. The problem is, is they don't know what  
8 the problem is.

9 MS. PICKARD: Well, and that's  
10 the liability for the township and I know that  
11 you're not going anywhere and I respect that, but  
12 we set a precedence for the next person who may be  
13 going somewhere. I mean, this is -- we're, you  
14 know, trying to protect all the citizens of the  
15 township.

16 MR. HARRY FORBES: Again, it  
17 goes back, Heidi, I think when you look at this --

18 And I think, John, you said it  
19 correctly.

20 -- that there is money sitting  
21 there, that if something happens you could use for  
22 that, if that were the fix.

23 MS. PICKARD: But that's unseen  
24 things that happen in the next 18 months.

25 MR. KERRICK: Eighteen months

1 after the final phase.

2 MS. PICKARD: Exactly.

3 MR. KERRICK: That's years down  
4 the road.

5 MS. PICKARD: Exactly.

6 MR. KERRICK: So we have 560 --

7 MS. PICKARD: For things that  
8 come up in the next 18 months from the wear and  
9 tear of the building on the other phases.

10 MR. HARRY FORBES: I don't know  
11 --

12 MS. PICKARD: I mean, it's  
13 \$70,000 we're talking about here, it might be a  
14 10,000 or \$15,000 fix, I just don't -- you know,  
15 obviously you want to study it.

16 MR. HARRY FORBES: And we don't  
17 know either, that's why --

18 MS. PICKARD: And I know. We  
19 don't know. If we knew, we'd feel a little bit  
20 more com -- I would feel a little bit more  
21 comfortable.

22 MR. HARRY FORBES: Instead of  
23 jumping at that, that's why we've asked -- our  
24 engineer proposed to Bob to let's look at this for  
25 a six-month period, really figure out where the

1 true issue is because it may be more than 72,000  
2 here and we're going to be paying that. This is  
3 just an issue that the company feels that they put  
4 a bond and money up for a specific list of precise  
5 issues.

6 I checked with PennDOT by the  
7 way, and I don't know how many of you know that  
8 these water spots, these issues come up on every  
9 paving job. And what made me ask that question  
10 was, I was driving home on 4 -- whatever it is,  
11 423, and there was wet spots during dry periods.  
12 So I requested and asked them, does this happen?  
13 Yes, it does, it happens in all paving jobs. And  
14 it's just a matter of where the water is truly  
15 pushing up and how it is.

16 And you have to figure it out  
17 before you can fix it and that's all this company  
18 said is, let's look at this issue and find out what  
19 is truly causing it. Is it the retention ponds or  
20 is it the sprinkler systems or do we have a problem  
21 because of the compaction that we may have to  
22 create some drilling and create some -- some other

23 way to relieve the water pressures in those  
24 particular areas? And there's two or three areas  
25 when you look at this.

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1 MS. LAMBERTON: Harry, did  
2 PennDOT indicate what they do? Did PennDOT  
3 indicate to you what they do do?

4 MR. HARRY FORBES: A lot of  
5 times they don't even touch them, leave them alone.  
6 It really, I guess --

7 MR. HOLAHAN: Until the pothole  
8 forms, until the frost heaves it, right?

9 MR. HARRY FORBES: Depends on  
10 the icing.

11 MR. HOLAHAN: Right.

12 MR. HARRY FORBES: If you're on  
13 a bend on ice, they're probably going to fix it  
14 more so from those standpoints, but a lot of them  
15 they don't fix.

16 MS. PICKARD: They put some  
17 patching --

18 MR. HARRY FORBES: Because if  
19 they're the little spots like some of the ones

20 here, they wouldn't even touch.

21 MS. PICKARD: If it's a  
22 compaction from the rain garden in the center aisle  
23 there, can you drill something and test something  
24 to see --

25 MR. HARRY FORBES: I don't know.

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1 MS. PICKARD: Well, I'm just  
2 saying rather than waiting why can't we just --

3 MR. HARRY FORBES: I've asked  
4 that question of Dave Horton from Pennoni and their  
5 answer is, we're not sure what's causing it to be  
6 able to just go in there and start punching holes  
7 in things, but they're going to find it and they're  
8 gonna find a solution and fix it, and that's --

9 MS. PICKARD: They're going to  
10 charge you for studying it, to look at it for the  
11 next six months and write a report every day?

12 MR. HARRY FORBES: You best  
13 believe they are.

14 MS. PICKARD: I'd rather just  
15 try punching a hole and seeing if it helps.

16 MS. LAMBERTON: So what's the  
17 pleasure of the board?

18 MR. HOLAHAN: Are we being asked  
19 to do something here?

20 MR. KERRICK: Well, you already  
21 said to take it off, there's no sense voting, cause  
22 it's obviously going to be a stalemate.

23 MS. LAMBERTON: Okay. Let's  
24 take it off the agenda for two, three years and  
25 then bring it back.

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1 MS. PICKARD: Yeah, we already  
2 voted.

3 MR. MOYER: Take it off the  
4 agenda and bring it up when it comes time, six  
5 months, whatever it is.

6 MS. LAMBERTON: Okay. New  
7 business, conditional use adjudication, Lake Naomi  
8 Club, Logan Steele Community Center expansion.

9 MR. REISS: Yes. I circulate  
10 -- well, you had voted last month on the decision  
11 and I wrote the adjudication and circulated it to  
12 everybody after your last meeting. It's available

13 here tonight for you to sign at the end of the  
14 meeting.

15 MS. LAMBERTON: And that's all  
16 we need to do --

17 MR. REISS: Right.

18 MS. LAMBERTON: -- we don't need  
19 to take any action?

20 MR. REISS: You already voted on  
21 it.

22 MS. PICKARD: That's what I  
23 thought.

24 MS. LAMBERTON: Move on. Lake  
25 Naomi Club Logan Steele Community Center expansion

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1 land development plan.

2 I will entertain a motion.

3 MR. HOLAHAN: I'll make that  
4 motion that we approve that, but based on --  
5 there's a couple things that were outstanding on  
6 there. They were addressing about the stormwater  
7 management?

8 MS. PICKARD: It would be

9 subject to Bob's review.

10 MR. HOLAHAN: Yeah, Bob has a  
11 number of things in here. It was recommended by  
12 the planning commission at the county level, the  
13 local level.

14 And, Mr. McHale, you're fine  
15 with this as well, correct?

16 MR. McHALE: Yes, sir.

17 MR. HOLAHAN: So with these --  
18 they were asking for some of the waivers, looking  
19 at the stormwater management, based on --

20 MR. McHALE: All those items  
21 have been addressed and placed on these current  
22 plans that are on the table on the side there.

23 MR. HOLAHAN: So without further  
24 discussion, I'd make a motion that we approve.

25 MR. KERRICK: Second.

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1 MS. LAMBERTON: I have a motion  
2 and a second.

3 Questions or comments from the  
4 board?

5 Questions or comments from the

6 public?

7 Seeing none. Call the vote.

8 John?

9 MR. KERRICK: In favor.

10 MS. LAMBERTON: Heidi?

11 MS. PICKARD: I vote in favor.

12 MS. LAMBERTON: John?

13 MR. HOLAHAN: Yes.

14 MS. LAMBERTON: Donny?

15 MR. MOYER: I vote in favor.

16 MS. LAMBERTON: I vote in favor.

17 Motion carries.

18 MS. HAASE: You need to approve

19 the waivers as well.

20 MR. REISS: You need to make a

21 motion to approve the requested waivers.

22 MS. LAMBERTON: I will entertain

23 a motion to approve the requested waivers for --

24 MS. HAASE: Do you want me to

25 read them?

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1 MR. MOYER: SALDO 12, 14, 17

2 L&M.

3 MS. LAMBERTON: Would you like  
4 to read them off?

5 MS. HAASE: SALDO Section 135  
6 dash 12D Subsection 2; SALDO Section 135-15.A  
7 Subsection 15; Section 135-17L and 135-17M.

8 MS. PICKARD: Wasn't that in  
9 the letter that John made -- based his motion on?

10 MR. REISS: Well, you still have  
11 to approve the waivers. You have to specifically  
12 approve the waivers.

13 MS. LAMBERTON: I'll entertain  
14 a motion to specifically --

15 MR. KERRICK: So moved.

16 MR. MOYER: Second.

17 MS. LAMBERTON: I have a motion  
18 and a second.

19 Any questions or comments from  
20 the board?

21 MR. HOLAHAN: Certainly. We  
22 need to talk about this for another 15 minutes.

23 MS. LAMBERTON: No, absolutely  
24 not.

25 Any questions or comments from

1 the public?

2 Seeing none.

3 John?

4 MR. KERRICK: In favor.

5 MS. LAMBERTON: Heidi?

6 MS. PICKARD: I vote in favor.

7 MS. LAMBERTON: John?

8 MR. HOLAHAN: Yes.

9 MS. LAMBERTON: Donny?

10 MR. MOYER: I'll vote in favor.

11 MS. LAMBERTON: I vote in

12 favor. Motion carries.

13 Thanks, Terry.

14 MR. TERRY MARTIN: Thank you.

15 MS. LAMBERTON: Moving on.

16 Appoint planning commission member. I believe it's

17 been -- we have two letters of interest, which is

18 unusual because we normally have to try to find

19 people to --

20 MR. MOYER: I'd like to make a

21 recommendation to appoint Brendon Carroll.

22 MS. LAMBERTON: Okay. I have a

23 recommendation, do I have a second?

24 MR. KERRICK: I'll second the  
25 motion.

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1 MS. LAMBERTON: I have a  
2 recommendation and a second?

3 Any questions or comments from  
4 the board?

5 MR. HOLAHAN: Yes. So we've got  
6 one opening and two applicants. We haven't done an  
7 interview process, correct?

8 MS. LAMBERTON: No, nor have we  
9 ever because we'd only ever had one candidate. So  
10 this is different and unusual.

11 MR. HOLAHAN: So if we had two  
12 openings, like, Anne, would you like to step down  
13 from the planning commission and create another  
14 opening?

15 MS. LAMBERTON: I will from the  
16 county, if you'd be interested. Seriously. I sit  
17 on the Monroe County Planning Commission as well.

18 MS. PICKARD: Well, we don't get  
19 to appoint that.

20 MS. LAMBERTON: Well, no, but I  
21 would certainly make that recommendation from our  
22 board of supervisors. I wasn't really prepared --

23 MR. HOLAHAN: 'Cause here's the  
24 other thing.

25 MS. LAMBERTON: -- to think that

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1 way yet.

2 MR. HOLAHAN: Right. I took a  
3 look at the Mike --

4 MS. PICKARD: Christian.

5 MR. HOLAHAN: -- Christian, the  
6 other guy.

7 Is that you?

8 MS. LAMBERTON: Yeah. So let's  
9 point him out.

10 MR. HOLAHAN: Mike's got a fair  
11 amount of experience --

12 MS. LAMBERTON: Oh, absolutely,  
13 yes.

14 MR. HOLAHAN: -- had a chairing  
15 with Perkiomen Valley, Lower Frederick. I was  
16 looking at the websites and things like that and I

17 mean, here's a real qualified guy as well I hate  
18 like hell to lose.

19 MS. PICKARD: I agree.

20 MR. HOLAHAN: I wasn't talking  
21 about county. If you came off of our planning  
22 commission, could you go on as an alternate? Could  
23 we do --

24 MS. PICKARD: I think that was  
25 my other thing about using the alternate for the --

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1 MR. HOLAHAN: That's another  
2 thing as well.

3 MS. LAMBERTON: Would you mind  
4 -- could we talk after this, Mike?

5 MR. MIKE CHRISTIAN: Sure,  
6 sure. Let me speak for a minute, if I may?

7 MS. LAMBERTON: Absolutely.

8 MR. MIKE CHRISTIAN: I'm Mike  
9 Christian, as you can see I submitted an  
10 application. I had hoped that we actually could've  
11 met and I could've discussed my application in  
12 person, but I'd be happy to meet at any time to

13 discuss any other alternates or field any  
14 questions.

15 MS. LAMBERTON: Great. Thank  
16 you. That'll give me an opportunity to think  
17 about, you know, removing myself from a board as  
18 well, if that's okay.

19 MR. MIKE CHRISTIAN: I haven't  
20 been active in the township because I've been  
21 traveling through the week and your meetings are --  
22 weeks, but I've been very active with Lake Naomi  
23 and Timber Trails, Lake Naomi Club, Lake Naomi with  
24 the Poc -- you know, region -- with the area  
25 representing over almost 30 percent of the homes in

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1 the township. So I've been very active the last 17  
2 years with Lake Naomi Club.

3 MS. LAMBERTON: Very good. If  
4 you wouldn't mind, just a moment of your time  
5 after. Thank you.

6 MR. HOLAHAN: I just want to say  
7 that we've got two great candidates.

8 MS. PICKARD: I know.

9 MR. HOLAHAN: Anyway, I've said

10 enough.

11 MS. LAMBERTON: So Brendon  
12 Carroll for appointment.

13 Any other questions or comments  
14 for the board -- from the board?

15 Any other questions or comments  
16 from the public?

17 Seeing none. Call the vote.

18 John?

19 MR. KERRICK: In favor.

20 MS. LAMBERTON: Heidi?

21 MS. PICKARD: I vote in favor.

22 MS. LAMBERTON: John?

23 MR. HOLAHAN: Yes.

24 MS. LAMBERTON: Donny?

25 MR. MOYER: Yes.

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1 MS. LAMBERTON: I vote in favor.

2 Motion carries.

3 Welcome.

4 MR. BRENDON CARROLL: Thank you.

5 MS. LAMBERTON: You're welcome.

6 I'll entertain an appointment  
7 for the UCC Board of Appeals. I know we got --  
8 late in the day we got two letters.

9 MR. HOLAHAN: I'll make that  
10 motion. We've got in fact -- it's the DeLeo  
11 brothers.

12 MS. PICKARD: Stephen and  
13 Frank?

14 MR. HOLAHAN: Stephen and Frank  
15 -- and good contractors by the way too. So they  
16 understand the trials and tribulations of the UCC.  
17 So I would make that recommendation that we appoint  
18 both Frank and Steve DeLeo.

19 MR. MOYER: There's no issues  
20 with that, Jonathan, right, that they're related?  
21 Not a problem, right?

22 MR. REISS: Right.

23 MS. PICKARD: I'll second that.  
24 And I think they were really the only people that  
25 we could convince and I think they were

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1 strong armed maybe.

2 MS. LAMBERTON: Want to sit on

3 the UCC Board?

4 MS. PICKARD: We have not had  
5 an appeal.

6 MS. LAMBERTON: Did I hear a  
7 motion and a second?

8 MR. HOLAHAN: But I'd like --  
9 what's the term?

10 MS. LAMBERTON: Oh, yeah, it's  
11 forever, right?

12 MS. HAASE: The term, as per  
13 our ordinance, is the township shall appoint and  
14 reappoint two members of the joint appeal board by  
15 resolution from time to time as required which  
16 members shall serve as in indefinite term.

17 MR. KERRICK: Bob, do they know  
18 what they signed up for?

19 MS. HAASE: It is forever.

20 MR. HOLAHAN: Nobody say  
21 anything.

22 MR. BRENDON CARROLL: Legally  
23 you cannot have someone with an indefinite term,  
24 though, or we'd have the same president on the  
25 board of supervisors forever.

1 MR. HOLAHAN: You don't want  
2 that.

3 MR. BRENDON CARROLL: I  
4 researched a lot of the language that we have, you  
5 know, I felt my initial term expired after, you  
6 know, the way that it was set up. I see what the  
7 ordinance says, but when you go through the 37  
8 pieces of law that interact with the ordinance,  
9 there is a true definition of --

10 MS. HAASE: We did receive a  
11 concern from a former member which I did forward to  
12 our solicitor. And it appears that the board has  
13 the right to do this.

14 MR. BRENDON CARROLL: It goes  
15 back to the BOCA Code in 1999 and it's very  
16 specific what it says outside of the -- the  
17 ordinance I believe conflicts with -- with the  
18 intention of how it was established, it's pretty  
19 clear. I'm not a lawyer, but it's pretty clear.

20 MS. LAMBERTON: Can we set a  
21 term?

22 MR. REISS: You can. You would  
23 need to -- you have two other municipalities that

24 participate. Each municipality would have to amend  
25 their ordinance and you would amend your

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1 intermunicipal agreement too, so that they all  
2 reflect --

3 MS. LAMBERTON: It would take  
4 long to have that happen.

5 MR. BRENDON CARROLL: I didn't  
6 understand that, that board was never established.

7 (Inaudible discussion.)

8 MS. LAMBERTON: I'm sorry.

9 MR. BRENDON CARROLL: I said, as  
10 a committee we never establ -- we had no solicitor,  
11 no -- kind of loosey-goosey stuff.

12 MS. LAMBERTON: Okay, okay.

13 MR. BRENDON CARROLL: I would  
14 recommend that that --

15 MR. HOLAHAN: I like that we  
16 call a vote.

17 MR. MOYER: You wanted to say  
18 something first?

19 MS. HAASE: No. I was just  
20 curious as to -- I know you were on that board when

21 this was put together. Do you recall any  
22 discussion or --

23 MR. MOYER: I think we met once  
24 in a great while and we never had an issue that we  
25 had to --

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1 MR. REISS: The need for?

2 MR. MOYER: Yeah.

3 MS. HAASE: Right.

4 MS. LAMBERTON: Okay. Any other  
5 questions or comments from the public?

6 Questions or comments from the  
7 board?

8 Seeing none. Call the vote.  
9 John?

10 MR. KERRICK: In favor.

11 MS. LAMBERTON: Heidi?

12 MS. PICKARD: I vote in favor.

13 MS. LAMBERTON: John?

14 MR. HOLAHAN: Yes.

15 MS. LAMBERTON: Donny?

16 MR. MOYER: I vote in favor.

17 MS. LAMBERTON: I vote in favor.

18 Motion carries.

19 MS. HAASE: Madam chairperson,

20 I will have a resolution for the board to sign at

21 your April meeting, 'cause it does speak to by

22 resolution.

23 MR. MOYER: Yep.

24 MS. LAMBERTON: Okay.

25 MR. MOYER: Yep.

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1 MR. HOLAHAN: Do we need to come

2 up with the resolution right now?

3 MS. HAASE: If -- could we --

4 MR. HOLAHAN: Be it resolved

5 that --

6 MS. HAASE: -- the board can

7 make it conditional upon --

8 MR. REISS: Right. You could

9 adopt this as a resolution.

10 MS. HAASE: And then number it

11 after.

12 MR. REISS: Right. Number it

13 and have it signed after the meeting.

14 MS. LAMBERTON: I'll entertain a  
15 motion for a resolution appointing the DeLeo  
16 brothers.

17 MR. MOYER: So moved.

18 MS. PICKARD: Second.

19 MS. LAMBERTON: Got a motion  
20 and a second.

21 Questions or comments from the  
22 board?

23 Questions or comments from the  
24 public?

25 Seeing none. Call the vote.

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1 John?

2 MR. KERRICK: In favor.

3 MS. LAMBERTON: Heidi?

4 MS. PICKARD: I vote in favor.

5 MS. LAMBERTON: John?

6 MR. HOLAHAN: Yes.

7 MS. LAMBERTON: Donny?

8 MR. MOYER: I vote in favor.

9 MS. LAMBERTON: I vote in

10 favor. Motion carries.

11 MS. HAASE: Thank you.

12 MS. LAMBERTON: You're very  
13 welcome.

14 S.I.D.E. Corporation Keystone  
15 Opportunity Zone time extension request. I know we  
16 had a lot of information.

17 Chuck, would you like to speak  
18 to us on this?

19 MR. CHARLES LEONARD: Yes, I  
20 would.

21 MS. LAMBERTON: Just state your  
22 name please.

23 MR. HOLAHAN: This shouldn't  
24 take long.

25 MR. CHARLES LEONARD: I'll be

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1 brief, I hope. My name's Charles Leonard,  
2 L-e-o-n-a-r-d, I'm executive director of the Pocono  
3 Mountain Economic Development Corporation. Pleased  
4 to be with you this evening.

5 I'm -- I wasn't prepared to be  
6 with you this evening. Dennis was supposed to make

7 this presentation, but unfortunately, his father  
8 passed this morning and so I'm here somewhat less  
9 prepared than I'd like to be; but basically we're  
10 here to ask for an extension for the Keystone  
11 Opportunities Zone that currently exists at the New  
12 Ventures Park. And of course, what that -- if it's  
13 approved, of course, that would take the maximum  
14 from 12/31/2019 to 12/31/2026.

15 And the reason for this request  
16 is that we don't -- we have had the opportunity to  
17 present on a number -- for a number of projects.  
18 And the termination of the Keystone Opportunity  
19 Zone puts us at a competitive disadvantage on some  
20 specific projects that we're pursuing. And so that  
21 extension is a contingency that we would like to  
22 remove. It will remove an objection to the site to  
23 interested parties.

24 MS. HAASE: One item --

25 MR. CHARLES LEONARD: Of course

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1 --

2 MS. HAASE: I'm sorry. Just so

3 I can inform the board, the initial request -- the  
4 request that we received from Mr. Sincavage about  
5 including Lots 12, 13, 14 and 15, that has been  
6 taken off the table. So this was only going to be  
7 for Lot 100 and 110.

8 MR. HOLAHAN: Motion to  
9 approve.

10 MS. LAMBERTON: I think the only  
11 question is, why ask now and not like closer to  
12 2019? When I read the documents, Chuck, that was  
13 my only question. I'm not opposed to it at all. I  
14 think it's a great marketing tool --

15 MR. CHARLES LEONARD: It's  
16 exactly what normally we would do, we would wait.  
17 We would normally wait, but a specific inquiry has  
18 indicated to us that we can't compete for their  
19 investment unless we can show that this extension  
20 has been accomplished by June, so --

21 MS. PICKARD: I'll second the  
22 motion.

23 MS. LAMBERTON: Okay. I have a  
24 motion and a second.

25 Any questions or comments from

1 the board?

2 MR. HOLAHAN: We got to give  
3 this guy a harder time than this.

4 MR. KERRICK: How long you want  
5 to be here?

6 MS. LAMBERTON: You've heard  
7 Chuck talk, right?

8 Only kidding, I love you.  
9 Questions or comments from the  
10 public?

11 MR. KERRICK: This -- it'll  
12 extend it from 20 --

13 MS. LAMBERTON: Oh, I'm sorry.

14 MR. KERRICK: I'm sorry. -- 2019  
15 to --

16 MS. LAMBERTON: 2026.

17 MR. KERRICK: -- 2026.

18 MR. CHARLES LEONARD: 2026,  
19 it's a seven year --

20 MR. KERRICK: The two big lots  
21 --

22 MS. PICKARD: Yeah.

23 MR. KERRICK: -- hundred and  
24 110?

25

MS. LAMBERTON: Yes.

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1 MR. MOYER: Not the ones

2 adjacent that they had on that --

3 MS. LAMBERTON: That's correct.

4 MS. PICKARD: Now, what did --

5 Dennis said in his email that it could only be

6 seven years from certificate of occupancy?

7 MR. CHARLES LEONARD: Yeah, the

8 benefit --

9 MS. PICKARD: The benefit, yeah.

10 MR. CHARLES LEONARD: -- only

11 comes into affect when the C -- when this CEO is

12 issued.

13 MS. PICKARD: The C of O.

14 MS. LAMBERTON: Oh, so this tax

15 --

16 MS. PICKARD: So it's only seven

17 --

18 MS. LAMBERTON: -- abatement

19 really does not affect the current owners?

20 MR. CHARLES LEONARD: No, no.

21 MR. MOYER: Is it still --

22 MR. CHARLES LEONARD: It has

23 benefit --

24 MS. LAMBERTON: It is only as a

25 marketing tool for these folks to go out --

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1 MR. CHARLES LEONARD: Right.

2 MS. LAMBERTON: -- and get an

3 end user.

4 MR. CHARLES LEONARD: It is

5 dependent upon something actually being built.

6 MS. LAMBERTON: Okay.

7 MR. CHARLES LEONARD: There is

8 no benefit to anybody until something is actually

9 built.

10 MS. LAMBERTON: Okay. That

11 clears up a lot of questions.

12 MS. PICKARD: -- have seven

13 years.

14 MR. CHARLES LEONARD: It doesn't

15 have any benefit during the construction period

16 either, must be on the date of the certificate --

17 certificate of occupancy.

18 MS. LAMBERTON: Okay. Great.  
19 Thank you.  
20 Any other questions or comments  
21 from the public?  
22 Seeing none. Call the vote.  
23 John?  
24 MR. KERRICK: In favor.  
25 MS. LAMBERTON: Heidi?

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1 MS. PICKARD: I vote in favor.  
2 MS. LAMBERTON: John?  
3 MR. HOLAHAN: Yes.  
4 MS. LAMBERTON: Donny?  
5 MR. MOYER: I vote in favor.  
6 MS. LAMBERTON: I vote in  
7 favor. Motion carries.  
8 MR. CHARLES LEONARD: Thank you  
9 very much.  
10 MS. HAASE: This also needs a --  
11 MS. LAMBERTON: Now, this will  
12 also need a resolution. So I'll entertain a  
13 motion.

14 MR. MOYER: So moved.  
15 MS. PICKARD: Second.  
16 MS. LAMBERTON: I have a motion  
17 and a second.  
18 Any questions or comments from  
19 the board?  
20 MS. PICKARD: Just you have to  
21 go to the school district on this, right?  
22 MR. CHARLES LEONARD: What's  
23 that?  
24 MS. PICKARD: You have to go to  
25 the school district and the county?

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1 MR. CHARLES LEONARD: Yes.  
2 We'll be at the school district Wednesday night if  
3 anyone would like to come and join us, you're  
4 welcome.  
5 MS. LAMBERTON: Questions or  
6 comments from the public?  
7 MR. MOYER: You'll be more  
8 prepared at that county meeting.  
9 MS. LAMBERTON: Seeing none.  
10 Call the vote.

11 John?  
12 MR. KERRICK: In favor.  
13 MS. LAMBERTON: Heidi?  
14 MS. PICKARD: I vote in favor.  
15 MS. LAMBERTON: John?  
16 MR. HOLAHAN: Yes.  
17 MS. LAMBERTON: Donny?  
18 MR. MOYER: I'll vote in favor.  
19 MS. LAMBERTON: I vote in  
20 favor. Motion carries.  
21 Phyllis, see, you can do the  
22 resolution.  
23 MS. HAASE: Thank you.  
24 MR. CHARLES LEONARD: Thank you.  
25 Thank you very much.

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1 MS. LAMBERTON: You're very  
2 welcome. Thank you. And good luck, get a user in  
3 there for us. Tobyhanna Township welcomes them  
4 with open arms.  
5 MR. CHARLES LEONARD: We know  
6 they will.

7 MS. LAMBERTON: Yes.

8 MR. CHARLES LEONARD: We know  
9 you will.

10 MS. LAMBERTON: Yes. We're  
11 willing to work.

12 Consider approving certificate  
13 of developer and request for Payment No. 12 for the  
14 Kalahari Resorts sewer account in the amount of  
15 \$55,696.29.

16 MR. HOLAHAN: So moved.

17 MS. PICKARD: Second.

18 MS. LAMBERTON: I have a motion  
19 and a second.

20 Questions or comments from the  
21 board?

22 Questions or comments from the  
23 public?

24 Seeing none. Call the vote.

25 John?

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1 MR. KERRICK: In favor.

2 MS. LAMBERTON: Heidi?

3 MS. PICKARD: I vote in favor.

4 MS. LAMBERTON: John?

5 MR. HOLAHAN: Yes.

6 MS. LAMBERTON: Donny?

7 MR. MOYER: I vote in favor.

8 MS. LAMBERTON: I'll abstain

9 due to a conflict. Motion carries.

10 Kalahari Resorts revised Stage B

11 Plan.

12 MS. HAASE: Yes.

13 MR. HOLAHAN: What's being

14 revised, right?

15 MS. HAASE: The steakhouse which

16 was scheduled to be constructed in Stage D, as in

17 David, has been moved to Stage B, as in Bravo. Not

18 only is it being moved, but they're also proposing

19 an Italian restaurant on the second floor. So

20 fortunately, we're going to have two new eateries

21 in Tobyhanna Township for our residents to enjoy

22 because this is open to all township residents, not

23 just for individuals that visit the resort. So

24 this is a very, very minor change and it's just

25 moving the restaurant from one stage to another.

1 MR. HOLAHAN: Molto bene.

2 MS. PICKARD: I think we did  
3 ask them to move it up and the audience had all  
4 agreed that we wanted the steakhouse in there, so -

5 MS. LAMBERTON: I'll entertain  
6 a motion.

7 MS. PICKARD: I'll make that  
8 motion.

9 MS. LAMBERTON: I have a motion.

10 MR. KERRICK: Second.

11 MS. LAMBERTON: I have a motion  
12 and a second.

13 Any questions or comments from  
14 the board?

15 Questions or comments from the  
16 public?

17 Yes, sir?

18 MR. CHUCK VICTOR: I just  
19 wanted to know, would there be a discount for us,  
20 Tobyhanna?

21 MS. LAMBERTON: Actually --

22 MR. HOLAHAN: There is.

23 MS. LAMBERTON: -- they do  
24 offer --

25

THE REPORTER: May I just have

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1 your name, please? I'm sorry.

2 MS. LAMBERTON: I'm sorry.

3 MR. CHUCK VICTOR: I'm sorry.

4 My name is Chuck Victor.

5 THE REPORTER: Can you spell  
6 your last name?

7 MR. CHUCK VICTOR: V-i-c-t-o-r.

8 MS. LAMBERTON: Actually if you  
9 go on their website they offer community --

10 MR. HOLAHAN: The Jumanji Club  
11 or something like that.

12 MS. LAMBERTON: Something like  
13 that. They do, it's like a 20 percent discount on  
14 food, free valet parking.

15 MS. HAASE: Chuck, if you  
16 reside and work in Monroe County, then you would be  
17 eligible to fill out the application and Kalahari  
18 gives that as a benefit to our residents.

19 MR. CHUCK VICTOR: Okay.

20 MS. HAASE: All right, sir?

21 MR. CHUCK VICTOR: All right.

22 MS. LAMBERTON: Thank you.  
23 Any other questions or comments  
24 from the public?  
25 Seeing none. Call the vote.

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1 John?  
2 MR. KERRICK: In favor.  
3 MS. LAMBERTON: Heidi?  
4 MS. PICKARD: I vote in favor.  
5 MS. LAMBERTON: John?  
6 MR. HOLAHAN: Si.  
7 MS. LAMBERTON: Donny?  
8 MR. MOYER: I vote in favor.  
9 MS. LAMBERTON: I'll abstain.  
10 Motion carries.  
11 County recording requirements.  
12 You wanted to have some discussion on a couple of  
13 inaccuracies.  
14 MS. HAASE: Yes. What you have  
15 before you is a spreadsheet that the county uses  
16 when someone brings in a plan to have it recorded.  
17 When we received this document, we noticed, because

18 it speaks to Mr. John Kerr as approving the lot  
19 joinders and this gentleman has not worked with the  
20 township for over 20 years, so we knew it was  
21 somewhat outdated.

22 If you look at Tobyhanna  
23 Township, it speaks to the requirements of two  
24 supervisors. And at that time, we had a three  
25 member board, so that made sense. Now at five, so

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1 that would be changed to three. It also speaks to  
2 days of approval from recording the plan as 180  
3 days and that is not -- it does not abide by the  
4 Municipal Planning Code, the MPC. So that needs to  
5 get changed to 90 days. Then we're proposing to  
6 delete the name of the zoning officer and just have  
7 zoning officer will sign and it's the agreement.

8 MS. LAMBERTON: So we just  
9 contact the county?

10 MS. HAASE: I just have to give  
11 them the update. We searched the records to see if  
12 this was done by a motion, the 180 days, because  
13 that's what had me a little perplexed because the  
14 MPC speaks to 90 days. I was not able to find a

15 resolution or a motion to this, but I wanted the  
16 board to be aware of the changes that needed to be  
17 made.

18 MS. LAMBERTON: Very good.  
19 Collection process.

20 MS. HAASE: Yes.

21 MS. LAMBERTON: It appears that  
22 Phyllis had notified us of a few outstanding fees  
23 to the township.

24 MS. HAASE: Umm-hmm.

25 MS. LAMBERTON: Did everybody

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1 read all the information?

2 MR. KERRICK: Yes.

3 MS. PICKARD: Yes.

4 MS. LAMBERTON: So I guess, you  
5 know, we have to look at how to move forward with  
6 this. I would think that in today's business  
7 climate, I would like to -- I don't know. My two  
8 cents are, let's collect it when the gentleman has  
9 somebody to come and put a business on it and  
10 develop the property.

11 MS. PICKARD: But we have no  
12 way of securing that unless there is a lien on the  
13 property.

14 MS. LAMBERTON: That's okay.  
15 You have your opinion, I have mine.

16 MR. HOLAHAN: And I agree, it's  
17 -- they made a promise to pay us when they signed  
18 the professional services agreement. It was pretty  
19 much spelled out what recourse the township has in  
20 the event that they don't pay. So I -- I think  
21 we're just following through with what they already  
22 understand. I don't know why they'd have an issue  
23 with it. I understand they don't want to spend any  
24 more money, but we still need to protect the  
25 township, it's their money.

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1 So I still think that we need to  
2 -- what's it take? And if we're not getting any  
3 other -- we don't have any other recourse, then we  
4 need to file the lien. You got to pay your bills,  
5 right? Everybody's got to pay their bills. This  
6 guy's got to pay his bills too.

7 MS. LAMBERTON: Donny, John, you

8 guys have anything?

9 Have we ever liened -- I guess  
10 that was my one question. Have we ever liened  
11 anyone's property outside of the sewer accounts?

12 MS. HAASE: We haven't had the  
13 need to.

14 MS. LAMBERTON: Haven't had the  
15 need to. So this is --

16 MS. HAASE: This is spelled out  
17 in the developers agreement and it's also spelled  
18 out in a notification our solicitor had sent to the  
19 project holder, that if it wasn't paid, then they  
20 would be potential delinquent 30 days.

21 MS. LAMBERTON: What's the  
22 pleasure of the board?

23 MR. KERRICK: Who owns Arcadia  
24 presently?

25 MS. PICKARD: Who owns Lots 100

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1 and 110?

2 MR. KERRICK: Who owns Lots 100

3 and 110?

4 MS. HAASE: Who actually owns  
5 them?  
6 MR. KERRICK: Yeah.  
7 MS. LAMBERTON: That's S.I.D.E.  
8 Corp, right?  
9 MS. HAASE: I believe S.I.D.E.  
10 Corp is --  
11 MR. KERRICK: S.I.D.E. Corp  
12 still owns them?  
13 MS. HAASE: -- the owner.  
14 MR. KERRICK: Arcadia does not?  
15 MR. CHARLES LEONARD: They don't  
16 own -- they have them under agreement.  
17 MR. KERRICK: Well, we just make  
18 an exception for them, but yet there's some balance  
19 here.  
20 MS. PICKARD: But they don't  
21 own it, so we --  
22 MR. KERRICK: Understand.  
23 MS. PICKARD: -- we can't lien  
24 --  
25 MR. KERRICK: So how are you

1 going to lien it?

2 MS. PICKARD: Well -- and I  
3 think that the recourse that we have is we don't  
4 follow through when we don't review any plans. The  
5 thing was that we had already basically approved  
6 conditional upon everything on MAC, so it's done.  
7 So we can't stop, that's what we usually do. If  
8 somebody doesn't pay their fees, we stop reviewing  
9 their plans, but --

10 MS. HAASE: We've been doing  
11 that since 2008.

12 MS. PICKARD: -- that is done.

13 MS. HAASE: -- or '9.

14 MR. REISS: Only thing you have  
15 to be careful there is, there is a review period  
16 under the Municipalities' Planning Code, so you may  
17 still have to complete a review, 'cause otherwise  
18 you could get it deemed approval.

19 MR. HOLAHAN: Yeah.

20 MR. REISS: So you may have to  
21 complete a review and reject the plan as opposed to  
22 just stop.

23 MS. LAMBERTON: From what I read  
24 there was a --

25 MR. HOLAHAN: Good point.

1 MS. PICKARD: Well, we had  
2 notification procedures that we've done with Pat  
3 and Phyllis in the past.

4 MS. HAASE: Yes. And this was  
5 at the request of the board back in 2008 or 2009.  
6 This board had requested to me to do as the zoning  
7 officer. So we're just continuing with the process  
8 that we've done all along.

9 MS. LAMBERTON: Can't believe  
10 we can't remember what happened back in 2008.

11 MS. HAASE: I know. But with  
12 regards to Arcadia, we could not lien their  
13 property because it's not in their name.

14 MS. LAMBERTON: What's the  
15 pleasure of the board?

16 Move forward with business as  
17 usual, put a lien against the property, is that  
18 what I'm hearing?

19 MR. HOLAHAN: Yes. That's my  
20 recommendation.

21 MS. PICKARD: Well, I think we

22 send them a letter, again, a final notice --

23 MR. HOLAHAN: I think we're  
24 going to do that.

25 MS. PICKARD: -- from the law

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1 firm saying that we're going to do it and they have  
2 30 days to make the decision. My question then  
3 would be also, though, in some of those letters  
4 back and forth, we're not still asking for the full  
5 escrow?

6 MS. HAASE: No, we are not.

7 MS. PICKARD: It's just for the  
8 fees that were incurred.

9 MS. HAASE: Because the  
10 applicant has chosen not to move forward with the  
11 project so we are not asking for the full -- for  
12 them to replenish the escrow.

13 MR. HOLAHAN: Is there nothing  
14 -- and I tried reading -- reading through some of  
15 this stuff. Is there nothing we can do to make  
16 that -- make that work? I mean, there's a lot  
17 line, there was a driveway access --

18 MS. LAMBERTON: All that to the

19 owner.

20 MS. PICKARD: We made it all  
21 work, though.

22 MR. HOLAHAN: Wasn't -- it was,  
23 their engineer brought -- I think you guys worked  
24 that out so that they weren't landlocked, correct?

25 MR. KERRICK: What are you

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1 talking about?

2 MS. LAMBERTON: There was a  
3 question in the access road --

4 MR. HOLAHAN: Oh.

5 MR. KERRICK: I'm sorry. MAC?  
6 His letter was pretty scathing about us or about  
7 the township.

8 MR. HOLAHAN: He's upset.

9 MR. KERRICK: He's upset. It's  
10 a shame it had to come to that.

11 MS. LAMBERTON: Absolutely.

12 MS. PICKARD: It is, 'cause we  
13 extended their commercial district.

14 MR. HOLAHAN: Right.

15 MS. PICKARD: We doubled their  
16 commercial so --

17 MR. HOLAHAN: They got more  
18 area.

19 MS. PICKARD: I mean, we worked  
20 with them.

21 MR. McHALE: Twenty-five extra  
22 in commercial acres.

23 MS. LAMBERTON: Right. Okay.  
24 So am I hearing the pleasure of the board is to  
25 move further and send a letter very nicely -- nice

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1 letter.

2 MR. HOLAHAN: I don't know that  
3 we need a motion to file a lien on somebody.

4 MS. LAMBERTON: No. We just --

5 MR. HOLAHAN: I'd say that's  
6 administrative.

7 MR. MOYER: Continue with what  
8 we're doing basically.

9 MS. LAMBERTON: Yeah. Business  
10 as usual, we're just going to put a lien on someone  
11 that we haven't done before, so --

12 MR. HOLAHAN: Well, if we're  
13 going to lien people that aren't paying a sewer  
14 bill, we can certainly lien --

15 MS. LAMBERTON: Okay. Moving  
16 on. Welcome campaign.

17 MS. HAASE: Yes. In the black  
18 folder that is in front of each board member and in  
19 front of our solicitor, what I did is we put  
20 together just so the board understood exactly what  
21 forms someone would fill out when they come in.

22 So the first form that would be  
23 on your left-hand side, this is a turnkey  
24 operation. So that form would be somebody that's  
25 going into a strip mall, going into an existing

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1 building. It's not a change of use. All they need  
2 to do is a sign permit if they so choose to  
3 change and if they have an alarm, would have to get  
4 an alarm permit.

5 The next one would be, if there  
6 actually is a change of use, what information that  
7 they would have to fill out and we have a checklist

8 in there for them. Then on the left-hand side  
9 would be the land development plan, the packet.  
10 And that is a complete checklist. So it makes the  
11 process easy for the applicant.

12 And then also the items,  
13 though -- there's two letters in your packet. We  
14 had a welcome letter to the township, so I've  
15 revised that to a dear neighbor. And we've made  
16 that a little bit more informative, so we've  
17 updated our welcome letter.

18 The only new document that is in  
19 that packet is a dear business owner or developer.  
20 And what we thought was that if we forward that to  
21 Mr. Leonard and to the chamber of commerce and  
22 anyone that may be going to visit them and saying,  
23 look, Tobyhanna Township welcomes you and perhaps  
24 this would be a good place for you to look to maybe  
25 move your business and consider operating your new

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1 business in. So that really is the only new  
2 letter.

3 MS. LAMBERTON: I would just  
4 make one suggestion, maybe you get with them and

5 sit down and see if there's anything else we need  
6 to put in our packet that you might, you know, want  
7 to act --

8 MR. CHARLES LEONARD: Yeah, we  
9 should probably put in, you know, available  
10 financing information.

11 MS. LAMBERTON: Exactly.

12 MR. CHARLES LEONARD: Kind of  
13 programs you can tap into and --

14 MS. LAMBERTON: Exactly.

15 MS. HAASE: That certainly was  
16 my intent to reach out to chamber and to the IDA,  
17 because we certainly don't want to duplicate what  
18 you're already providing to the potential business  
19 owner.

20 MS. LAMBERTON: That's great, I  
21 like it.

22 MR. CHARLES LEONARD: You  
23 probably see people that we don't see, though. I  
24 mean, people --

25 MS. LAMBERTON: You see the

1 others.

2 MR. CHARLES LEONARD: -- who  
3 might not be aware of any available financing --

4 MS. PICKARD: You can just put  
5 Chuck's home address and cell phone number.

6 MR. HOLAHAN: Don't regret that  
7 they called him. That won't happen more than once.

8 MS. HAASE: We know that he  
9 will gladly explain everything to them.

10 MS. LAMBERTON: Just trying to  
11 make it a little more user-friendly.

12 MR. HOLAHAN: I do have  
13 something on this, though.

14 MS. LAMBERTON: Oh, I'm so  
15 sorry. Go ahead.

16 MR. HOLAHAN: This kind of came  
17 out of -- Anne and I are on a couple of different  
18 committees at the county level. Trying to figure  
19 out how we can make municipalities more  
20 business-friendly and we've been -- sometimes the  
21 bureaucracy of the process just gets -- just gets  
22 really muddled, too many people are getting into  
23 it. So we figured maybe we can take a look at how  
24 can -- when somebody's coming in looking to start  
25 up a business, a small business perhaps, that they

1 had a place to go.

2                                 Now, typically you would think  
3 that you'd go to chamber of commerce, but chamber  
4 of commerce is all the way -- I'm chairman of the  
5 board for the chamber of commerce, but it's all the  
6 way in Stroudsburg. So when you get people coming  
7 in here, their first point of contact tends to be  
8 the municipality. We wanted the municipality to  
9 smile and say please, welcome, you know, here's  
10 some things. There will be more coming out of  
11 that, but we wanted to -- Annie and I wanted to  
12 jump on this. We don't want to wait for the county  
13 committee to come up with their recommendations, we  
14 wanted to start off with this. They've -- actually  
15 are looking to us to see what we're doing, so --

16                                 And we're not just talking new  
17 businesses, folks. We're talking about how can we  
18 help existing businesses as well. Blakeslee looks  
19 like hell, you know, with the shuttered shops and  
20 signs in disrepair and things like that, we got to  
21 do something to get this township up and something  
22 to be proud of again. And we've got a start, we'll

23 put some pretty signs out there, you know, when you  
24 come in. But it's got to be more than that.

25 MS. LAMBERTON: I think that's

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1 what's very important too for our ordinances to be  
2 revised.

3 MR. HOLAHAN: Absolutely.

4 MS. LAMBERTON: You know, they  
5 have to be as user-friendly as possible with also  
6 protecting what residents too would like to see  
7 happen, so --

8 MR. HOLAHAN: This isn't stuff  
9 that's coming -- these aren't tablets coming down  
10 from on high. What we need is people in the  
11 community to come to us and say something to us.  
12 You know, here's what I'm having trouble with, you  
13 know, here's my complaint. We can deal with  
14 complaints when you bring them to us. It's the  
15 stuff that gets kind of said, you know, at the  
16 coffee shop or something like this, that we don't  
17 get to address and that's where the problems come  
18 in.

19 I'll get off the soap box now.

20 MS. LAMBERTON: Very good.

21 Anyone else?

22 Moving on. Monthly work  
23 sessions. I asked Phyllis to put this on our  
24 agenda, 'cause I remember when I first started on  
25 the board they were very helpful to me. And I know

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1 we're all busy.

2 I know, Heidi, you are here in  
3 the township so you kind of know a little bit more  
4 as to goings-on. I don't know if anyone else is  
5 interested in --

6 MR. HOLAHAN: Another meeting.

7 MS. LAMBERTON: -- yet another  
8 meeting, informational meeting only.

9 MS. PICKARD: I had asked when  
10 we stopped and I didn't want to stop at the time.  
11 And what I was told was that we had a manager now  
12 and that she was handling a lot of the day-to-day  
13 stuff and we'd have the work sessions as needed. I  
14 think we need them to do things as far as planning  
15 and the ordinances and moving forward with the

16 LERTA and things like that. I don't want it to  
17 become a redundant thing where we talk about the  
18 meeting twice; we go over it the week before and  
19 then we go over it again the next week.

20 MR. KERRICK: Do other items  
21 besides the meeting.

22 MS. PICKARD: What's that?

23 MR. KERRICK: Do other items  
24 besides the meeting and try it and see how it  
25 works.

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1 MS. LAMBERTON: All right. Is  
2 that a motion?

3 MS. PICKARD: No, it's not a  
4 motion.

5 MR. KERRICK: I'll make it a  
6 motion.

7 MS. PICKARD: I'm just saying we  
8 should do them as needed and, you know --

9 MS. LAMBERTON: I would like to  
10 put them a regular schedule like we did before.  
11 The Monday, you know, the week before, let's try it

12 for a few months and see.

13 MR. KERRICK: Good idea.

14 MS. LAMBERTON: Is that --

15 MS. PICKARD: Not to repeat  
16 everything for the meeting, 'cause we go over the  
17 meeting, make sure we had everything and then we  
18 come back here the next Monday and just vote on  
19 everything.

20 MR. HOLAHAN: Can't do that.

21 MS. PICKARD: And then the  
22 other question would be that if we're going to have  
23 the work sessions so that the public's here, are we  
24 not going to vote on things or are we going to vote  
25 on things if we need things --

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1 MS. LAMBERTON: No, I don't  
2 think that that's what the work session is for.

3 MR. REISS: Well, the work  
4 session's a public meeting, it's a public meeting.

5 MS. PICKARD: It's a public  
6 meeting. I just want to be clear so that the  
7 public knows that things could be voted on and so  
8 that they're not upset that they didn't know that

9 we were going to vote on something.

10 MS. LAMBERTON: Okay. So just  
11 so you know that we will reinstate our work  
12 sessions and they are public meetings, so you're  
13 all welcome to join us and we do have the  
14 opportunity at that time, if an issue comes up, we  
15 are able to vote on that, okay?

16 John, motion?

17 MS. PICKARD: When are we going  
18 to be doing them?

19 MS. LAMBERTON: Let's do what  
20 we did last time. They were always the Monday  
21 before.

22 MS. HAASE: It was changed to  
23 Wednesdays for Donny.

24 MS. LAMBERTON: It was the  
25 Wednesday before.

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1 MR. REISS: What time?

2 MS. PICKARD: At what time?

3 MS. LAMBERTON: You want to make  
4 it later in the day? That enables folks maybe --

5 MS. PICKARD: That's what we  
6 were doing it, later on Mondays. But we were  
7 trying to have the staff available so Bob and  
8 Maureen and the staff members were here.

9 MS. LAMBERTON: How's 4:30  
10 sound?

11 MS. PICKARD: Well, they're  
12 done work, I'm just saying, then they're working  
13 extra hours, which I don't have a problem with. I  
14 don't know if they do.

15 MS. HAASE: Can I just ask --

16 MS. LAMBERTON: Please do.

17 MS. HAASE: If the board is  
18 going to have a work session on Wednesday and  
19 you're meeting a few days later on Monday, what  
20 items would you want me to place on the work  
21 session if you're not taking action? Or would you  
22 want to spread them two weeks out in case something  
23 comes in between to act on? I guess, I'm a little  
24 confused of what you would want on it when it's  
25 only a few days prior to your meeting.

1 MS. LAMBERTON: Well, if I

2 recall, basically we had the information that we  
3 could have discussion on that we had as we did in  
4 our meetings.

5 MR. HOLAHAN: I think these  
6 folks should suffer through a couple of hours of  
7 our meetings on Monday so that we don't have to  
8 talk about it on a Wednesday.

9 MS. PICKARD: Huh?

10 MR. HOLAHAN: Right?

11 MS. LAMBERTON: So what is the  
12 general --

13 MR. HOLAHAN: I'm talking about  
14 -- I'm speaking against having the extra meeting.  
15 It's -- it becomes a self-fulfilling prophecy,  
16 they'll be -- they'll always be something to kind  
17 of talk about. I don't know why we can't handle  
18 everything at this meeting, we just need to come  
19 prepared. The information's given out to us ahead  
20 of time, there's darn little things that are a  
21 surprise.

22 MS. PICKARD: Well, the thing  
23 was when we got everything from Thursday or Friday,  
24 it's out. So to have it a week ahead of time,  
25 that's where --

1                   MR. HOLAHAN: This is all --  
2 we're getting this all electronically. We don't  
3 need to pick up binders and all of that other stuff  
4 anymore to get this stuff. I mean, we got it right  
5 away and got plenty of time to look at it. To get  
6 it and read it a week ahead of time and then  
7 discuss it, just to come back and -- listen, we  
8 won't sit here and say, make a motion, we'll talk  
9 about it again, and I don't want to do that.

10                   MR. KERRICK: I didn't take it  
11 that way, John. I thought it was things that  
12 weren't on the agenda. I didn't expect it to be a  
13 voting meeting.

14                   MR. MOYER: Yeah, exactly.  
15 Issues that pop up that we --

16                   MR. HOLAHAN: Right.

17                   MR. KERRICK: Zoning and things  
18 -- sign ordinances, things we needed to get cleaned  
19 up.

20                   MR. HOLAHAN: I'm certainly okay  
21 -- I'm certainly okay for special meetings to talk  
22 about the zoning and things like that. I don't

23 want to get back into a regular workshop meeting  
24 once a month. Let's just -- let's have a meeting  
25 and take care of the stuff we need to take care of

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1 with zoning ordinance.

2 MR. MOYER: We'll set it up for  
3 next whatever --

4 MS. PICKARD: Yeah, well,  
5 that's true. We can do it for the sign and  
6 whatever for next -- whenever that is and see.

7 MS. LAMBERTON: John, you want  
8 to amend your motion?

9 MR. KERRICK: I withdraw my  
10 motion.

11 MS. LAMBERTON: I don't blame  
12 you.

13 MR. KERRICK: It wasn't  
14 seconded, so let's move on.

15 MS. LAMBERTON: So I will  
16 entertain a motion either way.

17 Do we want work sessions or do  
18 we not?

19 MR. HOLAHAN: Not work sess --

20 not work sessions in the once a month type of  
21 thing. Let's set up the meetings like we've been  
22 doing before, when we can get together and say,  
23 what are the issues we need to speak about, let's  
24 have a meeting on that.

25 MS. PICKARD: I agree with

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1 that. I'll second that.

2 MR. KERRICK: Okay. Let's have  
3 a meeting on signs, when? There's a calender.

4 MR. HOLAHAN: I'm good with  
5 that.

6 MS. PICKARD: Yeah.

7 MR. MOYER: I'd like to have --  
8 to set up a meeting that we can get together for  
9 one work session meeting. If we have to meet more  
10 after that, we can figure it out from there.

11 MR. HOLAHAN: Set up a meeting  
12 for Wednesday, at 4:30.

13 MR. MOYER: Whatever time's good  
14 for everybody.

15 MR. HOLAHAN: I'm fine with

16 that.

17 MS. PICKARD: What Wednesday  
18 would that be?

19 MR. HOLAHAN: The Wednesday  
20 before our next meeting.

21 MS. LAMBERTON: Okay. The  
22 Wednesday before our next meeting, Phyllis, if  
23 you'd be kind enough to set up a work session.

24 MR. HOLAHAN: I don't know how  
25 long we wan to -- can we wait that long?

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1 MR. MOYER: Wait as long as we  
2 want.

3 MR. HOLAHAN: Yes. Yes, we  
4 can.

5 MS. HAASE: So that's going to  
6 be April 6 and the discussion you want is signage?

7 MR. HOLAHAN: Yes.

8 MS. LAMBERTON: Bring those  
9 lovely ordinances to us, just the sign ordinance.

10 MS. HAASE: Okay.

11 MR. MOYER: Anything that's not  
12 going to be on the meeting that Monday.

13 MS. LAMBERTON: Yes, sir. Go  
14 ahead.

15 MR. CHUCK VICTOR: Would the  
16 board consider a Monday will be better?

17 MS. PICKARD: No.

18 MR. HOLAHAN: It would have to  
19 be late.

20 MS. PICKARD: 'Cause Donny has  
21 --

22 MR. MOYER: Well, we can do it  
23 Monday after --

24 MS. LAMBERTON: Would that work  
25 better for you, sir?

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1 MR. CHUCK VICTOR: Yes.

2 MS. LAMBERTON: I'm sorry.  
3 Someone else had a comment?

4 MR. BRENDON CARROLL: I have a  
5 suggestion, not a comment. How about a work  
6 session for these items that like you're saying  
7 like let's take the signage and if it's open to the  
8 public, it's just a discussion meeting where you

9 maybe -- maybe some members of the staff come or  
10 not. It probably doesn't need to be on record and  
11 not a voting meeting, just a discussion, a public  
12 discussion that you can talk about, everybody on  
13 the board can sleep on it for a week and then at  
14 your regular meeting you've already talked about  
15 it. The public has had an opportunity -- and it  
16 doesn't have to be once a month, just --

17 Like you do the round table,  
18 Phyllis, once a month or once a quarter. Everybody  
19 talks about it, everybody knows about it and wants  
20 to participate, come talk about it and --

21 MS. LAMBERTON: So we're going  
22 to --

23 MR. BRENDON CARROLL: You've got  
24 enough time to vote and things and it's  
25 complicated, and plus your time is valuable as

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1 well.

2 MS. PICKARD: If we move this  
3 to the Monday, it will be Easter Monday. Is it  
4 Easter Monday or is it the week after?

5 MS. HAASE: April 4.

6 MS. PICKARD: April 4, I don't  
7 know if I can make it, but --

8 MS. LAMBERTON: Okay. So we  
9 will set up a meeting for April 4th, try our little  
10 work session discussion theory and see if that --

11 MS. PICKARD: What time is that?

12 MS. LAMBERTON: -- would be  
13 advantageous to us.

14 Let's say 4:30, does that work?  
15 Four, you want four? Do I hear four?

16 MS. HAASE: It's really up to  
17 Donny.

18 MS. LAMBERTON: Does that not  
19 work for you? Are you okay?

20 MR. MOYER: I don't care.  
21 Anytime --

22 MS. LAMBERTON: What works for  
23 you?

24 MR. CHAD KNECHT: I'd say like  
25 five --

1 MALE VOICE: Saturday?

2 MR. CHAD KNECHT: Yeah,  
3 Saturday, that's great.

4 MS. LAMBERTON: Five o'clock?

5 MR. CHAD KNECHT: Everybody kind  
6 of gets off work at four, four-thirty.

7 MS. PICKARD: Make it five  
8 o'clock.

9 MS. LAMBERTON: Five p.m. it is.

10 MS. HAASE: Five p.m. and then  
11 the topic will be --

12 MS. LAMBERTON: Sign ordinance.

13 MS. HAASE: -- proposed sign  
14 ordinance.

15 MR. MOYER: And whatever else  
16 needs to be discussed.

17 MS. LAMBERTON: Very good.

18 Any comments from the board of  
19 supervisors? Reports or comments?

20 Seeing none.

21 Any public questions or  
22 comments? Seeing none.

23 MR. HOLAHAN: I make a motion  
24 to adjourn.

25 MS. LAMBERTON: Motion.

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MS. PICKARD: Second.

MS. LAMBERTON: Second.

All those in favor?

BOARD MEMBERS: Aye.

(Meeting concluded at 8:23 p.m.)

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I hereby certify that the  
proceedings and evidence are contained fully and  
accurately, to the best of my ability, in the notes  
taken by me at the meeting in the above matter; and  
that the foregoing is a true and correct transcript  
of the same.

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TARA WILSON, C.R.

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