

Before
THE TOBYHANNA TOWNSHIP BOARD OF SUPERVISORS

In Re: Regular Business Meeting

Tobyhanna Township Government Center Building
105 Government Center Way
Pocono Pines, Pennsylvania 18350
Monday, April 11, 2016, beginning at 7:00 p.m.

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

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

2

1 MS. LAMBERTON: Good evening,
2 everyone.

3 AUDIENCE: Good evening.

4 MS. LAMBERTON: Thank you for
5 joining us. I would like to call to order the
6 board of seep -- supervisors regular business
7 meeting of April 11, 2016. We'll begin with the
8 pledge of allegiance, please.

9 (Pledge of allegiance was
10 recited.)

11 MS. LAMBERTON: Thank you.
12 Okay. We'll start with
13 announcements.

14 MS. HAASE: Yes, ma'am. I just
15 want to announce that the May 9 regular business
16 meeting of the board of supervisors will be held at
17 9:30 and TEC students will be joining us that day.
18 The board of supervisors held an executive meeting

19 on April 4 from 7:20 to 7:35.

20 On Thursday of this week, we'll
21 be holding an open house, so our residents will be
22 able to come in and meet Representative Rader and
23 board members and view what they own here at the
24 township. And also I wanted to announce that as of
25 tonight, the meetings will be audio and video

3

1 recorded.

2 MS. LAMBERTON: Is that all?

3 MS. HAASE: Yes, ma'am.

4 MS. LAMBERTON: Very good.

5 Thank you.

6 Moving on. I'll entertain a
7 motion -- I don't have a right agenda.

8 Thank you.

9 Oh, it doesn't have the minutes
10 for the --

11 MS. HAASE: We did not receive
12 the minutes until this evening.

13 MS. LAMBERTON: We did not
14 receive the minutes.

15 Moving on to Item No. 5. I will

16 entertain a motion approving the treasurer's report
17 in the amount of \$526,903.23.

18 MS. PICKARD: I'll make a
19 motion that we approve the treasurer's report in
20 the amount of \$526,903.23.

21 MS. LAMBERTON: I have a motion.
22 Do I have a second?

23 MR. MOYER: I'll second.

24 MS. LAMBERTON: Motion and
25 second.

4

1 Any questions or comments from
2 the board?

3 MR. HOLAHAN: Yeah. I have a --

4 MS. PICKARD: We had a -- a
5 conflict.

6 MR. HOLAHAN: I have a conflict.
7 We've got a check in here for Hal Rice, a painter,
8 for \$8,800, he's a contractor of mine.

9 MS. PICKARD: Is that exactly?

10 MS. LAMBERTON: I also have a
11 conflict. I am an employee -- there's a check

12 being -- well, down the road -- being paid to
13 Kalahari we'll be voting on. My company that I
14 work for is -- works on site at Kalahari and my
15 daughter is also employed at the Kalahari Resorts.

16 MS. PICKARD: All right.
17 That's not on that, if I may -- if I can amend my
18 motion to approve the entire bill pack less the
19 Papillion and Moyer in the amount of \$511,934.48.
20 Then three of us can vote on that and then we can
21 go back and take a vote on the Papillion and Moyer
22 bill?

23 MS. LAMBERTON: Sure. If that
24 works for everyone?

25 MS. PICKARD: Okay. So can I

5

1 have a second to my motion?

2 MR. MOYER: I'll amend --

3 MS. LAMBERTON: Amend your
4 second?

5 MR. MOYER: -- my second.

6 MS. PICKARD: Okay.

7 MR. MOYER: I don't have no
8 checks coming, right?

9 MS. LAMBERTON: We have amended
10 motion and an amended second.

11 MS. PICKARD: No.

12 MS. LAMBERTON: Any other
13 questions or comments from the board?

14 Questions or comments from the
15 public?

16 MR. KERRICK: This is without
17 Papillion?

18 MS. PICKARD: Yeah.

19 MS. LAMBERTON: Seeing none.
20 Call the vote.

21 John?

22 MR. KERRICK: In favor.

23 MS. LAMBERTON: Heidi?

24 MS. PICKARD: I'll vote in
25 favor.

6

1 MS. LAMBERTON: John?

2 MR. HOLAHAN: I'll abstain.

3 MS. LAMBERTON: Donny?

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

5 MS. LAMBERTON: I apparently can
6 vote in favor. Motion carries. I'll --

7 MS. HAASE: Ann --

8 (Inaudible discussion.)

9 MS. LAMBERTON: There may have
10 been a Sharp Energy.

11 MS. PICKARD: No, there was
12 not.

13 MS. LAMBERTON: None? Okay.
14 Very good.

15 MS. HAASE: There was not?

16 MS. PICKARD: I looked and
17 there was not.

18 MS. LAMBERTON: For the balance
19 for the HR Rice bill, the amount, I'll entertain a
20 motion for that payment.

21 MS. PICKARD: I make a motion
22 we approve the Hal Rice bill for \$8800.

23 MR. MOYER: I'll second.

24 MS. LAMBERTON: I have a motion
25 and a second.

2 the board?

3 MR. HOLAHAN: Yeah. Did we --

4 MS. PICKARD: Oh, no, we did

5 Hal Rice, we didn't do Papillion and Moyer.

6 MR. MOYER: Yeah, that was in.

7 MR. KERRICK: Rice was in there,

8 Papillion and Moyer.

9 MR. HOLAHAN: Correct.

10 MS. PICKARD: It's the one

11 that's on -- yeah.

12 MR. HOLAHAN: Correct. You need

13 to do Papillion and Moyer now.

14 MS. PICKARD: Yeah. So we need

15 to make a motion to approve the Papillion and Moyer

16 for fourteen thousand nine sixty-eight

17 seventy-five.

18 MS. LAMBERTON: Is that your

19 motion, Heidi?

20 MS. PICKARD: That's my motion.

21 MS. LAMBERTON: I have a

22 motion.

23 MR. HOLAHAN: I'll second.

24 MS. LAMBERTON: I have a motion

25 and a second.

1 Any questions or comments from
2 the board?

3 Any questions or comments --
4 it's just really clear this evening, isn't it? --
5 from the public?

6 Seeing none. Call the vote.
7 John?

8 MR. KERRICK: I will abstain.
9 I have a business conflict with Papillion and
10 Moyer.

11 MS. LAMBERTON: Heidi?

12 MS. PICKARD: I'll vote in
13 favor.

14 MS. LAMBERTON: John?

15 MR. HOLAHAN: Yes.

16 MS. LAMBERTON: Donny?

17 MR. MOYER: I vote in favor.

18 MS. LAMBERTON: I'll abstain.

19 Motion carries.

20 Moving on to the solicitor's
21 report.

22 MR. REISS: I have nothing to

23 report.

24 MS. LAMBERTON: We'll move on
25 to the manager's report.

9

1 MS. HAASE: Oh, and it's your
2 lucky day. I have a few items here. One, if we
3 could just jump back to the treasurer's report, the
4 -- we completed our first quarters. The numbers
5 are really sound, so I'm really pleased to see
6 where we're at with the budget. I didn't know if
7 the board had any questions regarding the first
8 quarter finances, assuming not.

9 MS. LAMBERTON: I'm just
10 assuming that one check for 70 some thousand for
11 E.M. Kutz was with a payment for a truck or
12 something?

13 MS. HAASE: Yes, yes. Last
14 month I had notified the board of supervisors that
15 the township would be submitting a grant
16 application for Gordon Lane under the Gravel Low
17 Volume Maintenance Grant, and that did occur.
18 We've also put out the bituminous seal coat bid,
19 and will be accepting bids until Thursday

20 afternoon, April 21, at noon. And that will be
21 awarded at the May's meeting with the board's
22 concurrent.

23 The operations contract that we
24 currently have with the Blakeslee Wastewater
25 Treatment Plant and the Sewer District No. 1 with

10

1 Aqua Resources, that has been recently assigned to
2 Aqua PA, just another subdivision of their group.

3 I did have a question regarding
4 the COG minutes. Last year we had spoke, and I
5 know there's been a change of officers, about
6 adding a vegetation maintenance bid and I noticed
7 in the minutes that that wasn't discussed. Do you
8 know if they're planning on doing that, just at a
9 different time?

10 MS. LAMBERTON: Don't know, I
11 apologize, I did not attend.

12 MS. HAASE: Okay.

13 MS. LAMBERTON: Yeah.

14 MS. HAASE: So should -- who
15 would you recommend that I speak to, now with the

16 chair --

17 MS. LAMBERTON: The chair right
18 now is Mike Dwyer --

19 MS. HAASE: Okay.

20 MS. LAMBERTON: -- from
21 Smithfield -- Middle Smithfield, I apologize.

22 MS. HAASE: Okay.

23 MS. LAMBERTON: Middle Smith --
24 Middle.

25 MS. HAASE: Okay. I'll reach

11

1 out and ask about that.

2 AED and CPR training is going to
3 be held on April 27, at 4 p.m. for our staff and
4 any board members that would like to attend, you
5 certainly are welcome to. I had the opportunity to
6 attend the PELRAS conference, of course that's all
7 regarding to labor relations. It was very
8 informative and there is some policies that the
9 township will have to adopt under new regulations
10 that have occurred.

11 I'll also be attending the PSATS
12 conference next week and I've registered into the

13 municipal government academy, which is a multiple
14 year program and that is accredited, so I will be
15 attending that. PSATS resolution, what has been
16 proposed -- I don't know if the board has reviewed
17 that. I think the one positive change that they
18 are proposing is changing the NPDES permits from
19 one acre to five acres. So that would certainly be
20 helpful for some of our developers.

21 Riley Associates has completed
22 their 2015 audit. We should be circulating that in
23 the next 10 days or so. How did the board want to
24 handle that? The last few years, the financials
25 were given to the board, you reviewed them, they

12

1 did not come in for a presentation. Did you want
2 to continue with that? Do you want them to come in
3 for a presentation? What's the board's pleasure?

4 MS. LAMBERTON: I think we
5 should be -- I don't know. I would like to review
6 if we have any questions then at that time, call
7 them in.

8 MS. HAASE: Okay.

9 MR. MOYER: Maybe have them
10 come in.

11 MS. LAMBERTON: Is that okay
12 with everyone?

13 MS. PICKARD: What was that?
14 I'm sorry.

15 MS. LAMBERTON: Instead of Riley
16 coming in and doing a presentation, let's review
17 what they give us first, if we have any questions
18 at that point.

19 MS. PICKARD: Okay. All right.
20 Or they could also come to a work session if we
21 have one too, it's just another option.

22 MS. LAMBERTON: Yeah, that's
23 true.

24 MR. MOYER: Is that like
25 everything at the fire company or is it just the

13

1 township?

2 MS. HAASE: That's the township
3 financials.

4 So what would the board -- would
5 you like them to come to a work session or you want

6 to review it?

7 MS. LAMBERTON: Let's review it
8 first.

9 MR. MOYER: Yeah, if we get
10 them the review and then if we need to have them
11 come --

12 MS. LAMBERTON: Then we can call
13 them in.

14 MS. HAASE: All right. We will
15 need to schedule a meeting for the sewer authority.
16 Since I have all the members here with the
17 exception of two, would you like me to circulate an
18 email?

19 MS. LAMBERTON: Sure.

20 MS. HAASE: And what dates
21 would you like?

22 MS. LAMBERTON: Do we have a
23 deadline that it has to be done by or --

24 MS. HAASE: I don't believe we
25 have a deadline, but I think -- is there anything

14

1 that the sewer authority will need to sign off on?

2 They're looking at this agreement.

3 MR. REISS: They may sign off on
4 things. What I'd recommend is, that at least you
5 meet, you reorganize, so that you have officers who
6 can sign things, if need be.

7 MS. LAMBERTON: Okay.

8 MS. PICKARD: Can we piggyback
9 that with one of our other meetings?

10 MS. LAMBERTON: You want to do
11 it after the May meeting?

12 MS. PICKARD: Work session or
13 the regular meeting?

14 MS. LAMBERTON: Either-or.
15 Whatever you -- the board's pleasure?

16 MS. PICKARD: Who's on that?
17 Who can come during the day? Who else, Greg and --

18 MR. MOYER: I can come.

19 MS. PICKARD: If we're here, but
20 Greg and --

21 MR. MOYER: During the day, I
22 mean, I can come down.

23 MS. PICKARD: I know. But I
24 don't think Greg Hamill can. Who's -- who else --

25 MS. HAASE: We had Lance Mirkin

1 and Greg Hamill.

2 MS. PICKARD: Lance and Greg.

3 MS. LAMBERTON: Lance, that's
4 right.

5 MS. HAASE: I could reach out to
6 them if you'd like.

7 MS. LAMBERTON: Yeah, why don't
8 you reach out and then just send an email to
9 everybody.

10 MS. PICKARD: But the work
11 session might be better, 'cause it's later at least
12 in the day.

13 MS. LAMBERTON: Mention the
14 work session at five and see what that leaves.

15 MS. HAASE: For Monday's --

16 MS. LAMBERTON: Yes.

17 MS. HAASE: -- or May's?

18 MS. LAMBERTON: Maybe we can
19 come in at 4:30.

20 MS. PICKARD: Yeah, yeah.

21 MR. MOYER: Then we can get it

22 --

23 MS. HAASE: Well, your work

24 sessions are now scheduled for six.

25 MS. PICKARD: Six.

16

1 MS. HAASE: So I don't
2 anticipate it's going to be a lengthy meeting.

3 MS. PICKARD: Maybe 5:30.

4 MS. LAMBERTON: 5:30.

5 MS. HAASE: 5:30 would be fine?

6 MS. PICKARD: Yeah.

7 MS. HAASE: Okay. We've been
8 notified by DCED and Bureau of Forestry that
9 they're going to begin their gypsy moss suppression
10 and they're gonna take forested sections in Pocono
11 Township and Mount Pocono Borough and they'll be
12 spraying via aircraft or helicopter. It'll be 50
13 feet above the forested area. And that's going to
14 be April to late May and we are putting that
15 information up on our website just for residents
16 that are within those boundaries, so they could
17 read as well.

18 Representative Rader and Senator
19 Scavello will be hosting a seminar related to the

20 updates of the PA Small Game of Chance. It's
21 enforced by the Pennsylvania State Division of the
22 LCB. And Representative Rader's office had asked
23 that I announce that at West End Fire Hall, April
24 28, from 6 to 9, they'll be sponsoring this small
25 seminar. And RSVP would be at (570)643-7683. And

17

1 there has been no update on House Bill 794.

2 Does the board still wish me to
3 continue with updates regarding that bill?

4 MS. LAMBERTON: Yes. And could
5 you also put that RSVP on our website?

6 MS. HAASE: It is.

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

8 Good. Thank you.

9 MS. HAASE: And that is all I
10 have at this time.

11 MS. LAMBERTON: Great. Thank
12 you.

13 Moving forward to reports.
14 Committee reports, Pocono Mountain Regional Police
15 Commission. We were not there. The only new news
16 is that the meetings will now be held at the police

17 station. All the work has been done, so they'll
18 been adjourning over there and that -- that is
19 tomorrow evening, at 7 p.m. for anyone that would
20 like to join us.

21 MS. HAASE: And I do have one
22 item regarding the PMRPC case that involves
23 Coolbaugh Township. They have requested a
24 continuance. Mount Pocono and Tunkhannock Township
25 has agreed to it, so they just need the concurrence

18

1 of Tobyhanna Township.

2 MS. LAMBERTON: Do we concur?

3 MR. HOLAHAN: I concur.

4 MR. MOYER: Yeah.

5 MS. PICKARD: We concur. Why
6 is it being continued?

7 MS. HAASE: I cannot speak to
8 that.

9 MR. REISS: There's a --

10 MS. PICKARD: Oh, because they
11 have a new --

12 MR. REISS: One of the --

13 MS. PICKARD: -- counsel.

14 MR. REISS: There's a conflict,
15 trial conflict for one of the attorneys.

16 MR. MOYER: Yeah.

17 MS. LAMBERTON: Okay. Fair
18 enough.

19 Open space. Heidi?

20 MS. PICKARD: I don't have
21 anything at this time. We're supposed to be
22 getting a meeting together, but with all the
23 conferences and stuff, it'll probably be in May, so
24 --

25 MS. LAMBERTON: Overlay

19

1 committee.

2 MS. HAASE: Yes. There is one
3 item that the committee would like the board to
4 consider. The board had decided that you wanted to
5 encompass this entire area. I'll turn and show the
6 residents as well. Everything that's in the rose
7 color is what I'm speaking of and that would be the
8 entire commercial area down in Blakeslee.

9 The committee has asked if the

10 board would consider necking this back down again
11 to what was initially proposed. However, adding in
12 four additional lots here and four lots adjacent --
13 or across the street from say the car wash that was
14 not included.

15 MR. HOLAHAN: And what was the
16 reason for that, Phyllis?

17 MS. HAASE: The reason when we
18 discussed that is because as --

19 MR. MOYER: EDUs?

20 MS. HAASE: Well, not just the
21 EDUs, but also we agreed that we would have to
22 tighten up the base ord -- ordinance to make the
23 overlay work. And the concern was, you were taking
24 such a large area of the commercial district for
25 the township and tightening up those regulations.

20

1 MS. LAMBERTON: So on 115
2 north, what's the end property now they want
3 encompassed here in this? Can you like -- just
4 names. Oh, no? No names.

5 MR. HOLAHAN: I think it was --

6 MS. HAASE: We're going right
7 down to where the entrance of Greenwood Acres would
8 be.

9 MS. LAMBERTON: Okay, okay.

10 MS. HAASE: Okay? And acrossed
11 -- and then we would be down towards Chestnut Road
12 on -- on 115.

13 MS. LAMBERTON: That's right by
14 the log homes sale or something, right?

15 MS. HAASE: Yes.

16 MS. LAMBERTON: Okay, okay,
17 okay. And I'm sorry, while you're up there, 940 --
18 I'm sorry, east to west, yeah.

19 MS. HAASE: 940?

20 MS. LAMBERTON: Yeah.

21 MS. HAASE: 940 would go down to
22 Hemlock Road.

23 MS. LAMBERTON: Okay.

24 MS. HAASE: And then it was
25 being proposed to extend just past Blakeslee Inn.

21

1 MS. LAMBERTON: Okay. Thank
2 you. Hemlock's by the bank, right?

3 MR. MOYER: Yeah. I think next
4 to Hemlock.

5 MR. KERRICK: Right by the --
6 yeah.

7 MR. MOYER: Yeah. That little
8 bank, right?

9 MS. LAMBERTON: Right. It's on
10 the west side of First National right over there.

11 MS. HAASE: We will be meeting
12 at the end of the month and we're having in a key
13 stakeholder in that area to come in and speak to
14 the committee to see how the changes will affect
15 them --

16 MS. LAMBERTON: Right.

17 MS. HAASE: -- with their
18 development and financially. So I think --

19 MS. LAMBERTON: 'Cause you know
20 --

21 MS. HAASE: So I think we should
22 get some good feedback.

23 MS. LAMBERTON: In my perfect
24 world, I want it less restrictive and more
25 beautiful. All right.

24 MS. LAMBERTON: You guys are
25 good? Okay.

23

1 Yes, please.

2 MS. HAASE: Okay. Thank you.

3 MS. LAMBERTON: You're welcome.

4 Pocono Mountain Regional EMS.

5 MS. PICKARD: I have that. The
6 call volume for March for Tobyhanna Township was
7 102 calls, which is up from 73, almost 40 percent.
8 So the year-to-date total is 276 for the quarter,
9 which is up almost 18 percent, so we've been pretty
10 busy.

11 MS. LAMBERTON: Busy. Is that
12 all?

13 MS. PICKARD: Denise apologizes.
14 She had to answer phones at the cancer-thon or what
15 the -- for the medical center.

16 MS. LAMBERTON: Right. That
17 auction's this evening.

18 MS. PICKARD: Umm-hmm.

19 MS. LAMBERTON: Thornhurst
20 Ambulance Squad. Is anyone here from Thornhurst?

21 Seeing none. We'll move on.

22 Old business, proposed zoning ordinance.

23 Go ahead.

24 MS. HAASE: Yes. I did have a
25 question. Last week when the board met, we went

24

1 over the proposed signage changes. And I just want
2 to be clear on one of the items with regards to
3 electronic signage. In the ordinance that was
4 being proposed, if a business had an electronic
5 sign, they would not be allowed to have any
6 temporary signs; banners, A-frame signs, et cetera.
7 So they're between --

8 MS. LAMBERTON: What about a
9 special event?

10 MS. HAASE: No. Between our
11 zoning office and I we had a different take of what
12 the board wanted, so I needed clarification. She
13 was under the assumption you were all right with
14 it, we really didn't get a consensus, but I was
15 going off of some comments and some body language,
16 I thought the board was in agreement with that. So

17 I just need clarification whether the board does
18 want the restrictions or does not want the
19 restrictions.

20 MS. LAMBERTON: I personally do
21 not.

22 MR. MOYER: Yeah, I do not
23 either. I don't think -- well, the size isn't
24 changing --

25 MS. PICKARD: It's really just

25

1 special events is what we're talking about, right,
2 or was it --

3 MR. MOYER: And holiday --

4 MS. HAASE: It will be special
5 events, Nascar races, any A-frame signs.

6 MR. MOYER: The holidays.

7 MS. HAASE: The holidays,
8 that's what it would affect.

9 MS. LAMBERTON: I don't have a
10 problem with that.

11 MS. PICKARD: No, I think I'm
12 good.

13 MS. LAMBERTON: John Kerrick?

14 MR. KERRICK: No problem.
15 MS. LAMBERTON: John Holahan?
16 MR. HOLAHAN: I'm good.
17 MS. LAMBERTON: Okay.
18 MS. HAASE: Okay.
19 MR. REISS: No problem with not
20 having the restrictions? I hate to --
21 MS. LAMBERTON: That's okay,
22 yes. I do not have a problem with them being
23 allowed --
24 MR. HOLAHAN: No restrictions.
25 MS. LAMBERTON: -- not having

26

1 any restrictions, that's correct.
2 MR. MOYER: We don't want any
3 restrictions on there.
4 MS. LAMBERTON: Is that
5 perfectly cloudy?
6 MR. MOYER: Let's make it
7 easier.
8 MR. HOLAHAN: I take that back,
9 restricted to special events --

10 MS. PICKARD: Yeah --
11 MR. HOLAHAN: -- holidays --
12 MS. PICKARD: -- whatever --
13 MR. HOLAHAN: -- and things
14 like that.
15 MR. MOYER: What we have in our
16 new --
17 MS. PICKARD: But there would
18 be no difference if you had an electronic versus --
19 MS. LAMBERTON: Or a regular
20 sign --
21 MS. PICKARD: -- a regular sign.
22 MS. LAMBERTON: -- correct.
23 Then we'll still forge forward with the proposed
24 zoning ordinances.
25 LERTA. Are we --

27

1 MR. MOYER: Anybody here?
2 MS. LAMBERTON: What was the --
3 I think we need to know what the desire of the
4 board is at this point to move forward with the
5 LERTA, in what areas and we did a study and --
6 MS. HAASE: Well, the way it

7 was left with the board was, the board wanted to
8 wait to see how we were moving forward with the
9 overlay.

10 MS. LAMBERTON: Okay. Very
11 good. Then I think we should let that alone for
12 right now.

13 MS. HAASE: If you'd like to
14 change that, but that was the last discussion.

15 MS. LAMBERTON: That makes
16 sense. We're going to move on, we're going leave
17 the rest of the old business till the end. New
18 business, Resolution 2 -- 2016 dash 009,
19 recognizing Mr. Joseph Miller Sr.

20 Mr. Miller, would you come
21 forward please. On behalf of the entire board of
22 supervisors, we would like to present to you -- and
23 this is such a small token of everything you've
24 done for us.

25 MR. JOSEPH MILLER: No, it's

28

1 not small.

2 MS. LAMBERTON: Well, it's kind

3 of what --

4 MR. JOSEPH MILLER: It is what
5 it says.

6 MS. LAMBERTON: --
7 dimensionwise. This is presented to Joseph Miller
8 Sr., in recognition and appreciation serving our
9 community as a member of Tobyhanna Township
10 Planning Commission for 46 years, from 1970 to
11 2016. Thank you from the bottom of our hearts,
12 from Tobyhanna Township.

13 (Audience applause.)

14 MR. JOSEPH MILLER: All I can
15 say it was -- it was a pleasure doing what I could
16 do for the township over these many years. I hope
17 most of it has turned out well. The planning
18 commission had a little bit of a rough road here
19 and there, but we got through it and we're good.
20 And we have a great community.

21 MS. LAMBERTON: Yes, we do.
22 And in 46 years you've seen a tremendous change,
23 tremendous.

24 MR. JOSEPH MILLER: Can't
25 believe it.

1 MS. LAMBERTON: So thank you
2 for that.

3 MR. JOSEPH MILLER: Thank you.

4 MS. LAMBERTON: And also too,
5 we have our resolution of the Township of Tobyhanna
6 Board of Supervisors recognizing Joseph Miller for
7 serving 46 years as a member of Tobyhanna Township
8 Planning Commission. Whereas Joseph Miller Sr. has
9 served as planning commission member of the
10 Township of Tobyhanna Township, Monroe County,
11 Pennsylvania, for the past 46 years and graciously
12 volunteered his time as a planning commission
13 member with great professionalism, dedication and
14 distinction.

15 In 1970 when Joe was appointed,
16 the monthly meetings were held at the Pocono Lake
17 Preserve office until 1975 when they moved the
18 meetings to the Pocono Pines Firehouse. Many
19 meetings in the late 1980s and the early 1990s
20 lasted several hours -- I understand -- starting at
21 7:30 p.m. and adjourning at 10:30 p.m. or later.
22 And Mr. Miller was appointed planning commission
23 secretary in 1974 until 1990 when he was appointed
24 vice-chairman.

21 thing because it repeats a lot of what you just got
22 there, but this is for you. Signed by Jack Rader,
23 the speaker of the house and the chief clerk.

24 MR. JOSEPH MILLER: Very good.

25 MS. JENNY DeLEO: Thank you.

31

1 (Audience applause.)

2 MS. LAMBERTON: Resolution 2000
3 zero -- it's 2016 dash 010, appoint zoning hearing
4 board member.

5 I'll entertain a motion. Why
6 don't I have the documents?

7 Thank you.

8 MR. HOLAHAN: Make a motion.
9 Are you going to make the motion, Annie?

10 MS. LAMBERTON: No, I'll
11 entertain a motion, John.

12 MR. HOLAHAN: I'll make a
13 motion that we reappoint Bill Van Gilder for
14 another term.

15 MS. PICKARD: I'll second that.

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

18 Any questions or comments from
19 the board?

20 Questions or comments from the
21 public?

22 Seeing none. Call the vote.
23 John?

24 MR. KERRICK: In favor.

25 MS. LAMBERTON: Heidi?

32

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. KERRICK: Anne? I'm sorry.

9 Did we vote on the Joe Miller resolution?

10 MS. LAMBERTON: I'll entertain a
11 motion.

12 MR. KERRICK: I'll make that
13 motion.

14 MS. PICKARD: I'll second.
15 MS. LAMBERTON: That was easy.
16 Questions or comments?
17 Questions or comments from the
18 public?
19 Seeing none.
20 I got all caught up in
21 presenting that to you, Joe.
22 MR. HOLAHAN: It was so
23 exciting.
24 MS. LAMBERTON: I'm sorry. I
25 was so excited we didn't pass the resolution.

33

1 Call the vote.
2 John?
3 MR. KERRICK: In favor.
4 MS. LAMBERTON: Heidi?
5 MS. PICKARD: I vote in favor.
6 MS. LAMBERTON: John?
7 MR. HOLAHAN: Aye.
8 MS. LAMBERTON: Donny?
9 MR. MOYER: In favor.
10 MS. LAMBERTON: I vote in

11 favor. Motion carries.

12 Item No. C, mower/brush cutter
13 and operator proposal with Kidder Township.

14 Thank you. We received -- or we
15 gave a proposal to Kidder Township for the rental
16 of the mower/brush cutter and operator at \$136.79
17 per hour and one hun -- \$106 per hour for the
18 mower, \$30.79 for the pay rate for the operator.
19 The board of supervisors would like to accept our
20 proposal; and therefore Kidder Township wanted to
21 thank us in advance.

22 MS. HAASE: Yes, ma'am. The
23 one thing I would like to mention, if the board
24 does decide to move forward with this, that Kidder
25 Township, they must provide their own shadow

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1 vehicle for the use of our equipment.

2 MS. LAMBERTON: We don't need to
3 take any action or anything on this, it's just --
4 we gave them the proposal.

5 MS. HAASE: They've accepted
6 it, so the board needs to approve -- I believe the

7 board would need to approve this.

8 MS. LAMBERTON: Do we?

9 MR. REISS: Did you authorize
10 it -- did they authorize the proposal?

11 MS. HAASE: It's my
12 understanding that someone reached out to Ms.
13 Lambertson who she contacted Mr. Tutrone.

14 MS. LAMBERTON: Right.

15 MS. REISS: You made the
16 proposal?

17 MS. HAASE: Right, they made it.

18 MR. REISS: So the board hasn't
19 yet approved it?

20 MS. HAASE: That is correct.

21 MS. LAMBERTON: So I guess I'll
22 -- I'll need to do it in the form of a motion?

23 MS. HAASE: Yes, ma'am.

24 MS. LAMBERTON: I'll entertain
25 a motion approving the proposal for Kidder Township

35

1 for the mower/brush.

2 MR. KERRICK: So moved.

3 MS. PICKARD: Second.

4 MS. LAMBERTON: Motion and a
5 second.

6 Any questions or comments from
7 the board?

8 Questions or comments from the
9 public?

10 Seeing none. 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 Bill of sale for the Tobyhanna
22 Township Collection System District No. 1, 1500
23 additional feet. Have to move into --

24 MR. REISS: That would just
25 require a motion to accept the bill of sale.

1 MR. HOLAHAN: I'll make that
2 motion.
3 MS. LAMBERTON: I have a motion.
4 Do I have a second?
5 MS. PICKARD: I'll second the
6 motion.
7 MS. LAMBERTON: I have a motion
8 and a second.
9 Any questions or comments from
10 the board?
11 Any questions or comments from
12 the public?
13 Seeing none. Call the vote.
14 John?
15 MR. KERRICK: In favor.
16 MS. LAMBERTON: Heidi?
17 MS. PICKARD: I vote in favor.
18 MS. LAMBERTON: John?
19 MR. HOLAHAN: Yes.
20 MS. LAMBERTON: Donny?
21 MR. MOYER: I'll vote in favor.
22 MS. LAMBERTON: I'll abstain.
23 Motion carries.
24 Deed of dedication, Tobyhanna

25 Township Collection System District No. 1.

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1 I'll entertain a motion for the
2 deed of dedication.

3 MR. HOLAHAN: So moved.

4 MS. PICKARD: I'll second.

5 MR. REISS: Actually that's also
6 Resolution 2016 dash 011. So you can just --

7 MR. MOYER: So that's part of
8 that?

9 MR. REISS: Right. So you can
10 just adopt that resolution because that approve --
11 accepts --

12 MS. LAMBERTON: The deed of
13 dedication. I'll entertain a motion accepting
14 Resolution 2016 dash 011, accepting deed of the
15 dedication of sanitary sewer easement from Kalahari
16 Resorts, LLC.

17 MR. HOLAHAN: So moved.

18 MS. PICKARD: Second.

19 MS. LAMBERTON: I have 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: This is part of
3 it?
4 MS. LAMBERTON: Yeah, I didn't
5 realize that either.
6 MR. KERRICK: I was confused
7 there.
8 MS. LAMBERTON: I was too.
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'll vote in favor.
16 MS. LAMBERTON: I'll abstain.
17 Motion carries.

18 Moving on to Arcadia, New
19 Ventures Park, PennDOT general reimbursement grant
20 agreement.

21 MR. HOLAHAN: That was
22 interesting reading, 35 pages of --

23 Jonathan, would you explain that
24 to us? Are we cool with this?

25 MR. REISS: Yes. The only

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1 thing we have not worked out with Arcadia is who's
2 going to obtain the off-site easements that -- I
3 believe there are two off-site easements required
4 to -- for this project to go forward across the
5 street from Commercial Boulevard. And the last I
6 heard from S.I.D.E. Corp was that that should be
7 Arcadia's responsibility. Their attorney said they
8 would get back to me, she hasn't yet. But that
9 would still need to be resolved and we may need to
10 amend the S.I.D.E. agreement between Arcadia and
11 the township to cover the cost related to the
12 acquisition of those two easements.

13 MR. HOLAHAN: So are we under a
14 --

15 MS. LAMBERTON: So what do we
16 do? Yeah.

17 MR. HOLAHAN: -- time line for
18 this or we looking for contingencies?

19 MR. REISS: Well, they are under
20 -- right. They are under a time line because the
21 -- PennDOT desires to have the easements in hand by
22 May 5 and to have the contract let out by June 23,
23 I believe. So what you could do is, approve this
24 contract tonight, but we won't release it until
25 we've worked out the issue regarding those two

40

1 easements.

2 MS. LAMBERTON: Make it
3 contingent upon those items being resolved?

4 MR. REISS: Correct.

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

7 MR. HOLAHAN: That's my motion.

8 MR. MOYER: I'll second.

9 MS. LAMBERTON: I have a motion
10 --

11 MR. KERRICK: Well, I'll wait
12 till you have it motioned and second. I have a
13 question.

14 MS. LAMBERTON: I'm sorry.
15 Okay.

16 MR. KERRICK: I'll wait till you
17 have the motion and second.

18 MS. LAMBERTON: Motion and
19 second.

20 Questions or comments?

21 John, go ahead. I'm sorry.

22 MR. KERRICK: Correct. I just
23 want to be clear. The drainage and the traffic are
24 third-party agreements, but the road is not
25 dedicated to Tobyhanna Township.

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1 MR. REISS: That's correct.

2 MS. HAASE: That's correct.

3 MR. KERRICK: I just wanted to
4 be clear on that.

5 MR. REISS: The township will
6 have an easement over that road if they would ever
7 to do the inspections of the stormwater and if they

8 would ever need to get on there to correct
9 something that was causing a problem that the
10 property owner wasn't doing anything about.

11 MR. KERRICK: And I do agree
12 with John 35 pages was interesting.

13 MS. HAASE: I did reach out to
14 Arcadia today and they will be replenishing their
15 escrow account. So by the time that we release
16 these documents, we should have the funds.

17 MR. MOYER: They'll be there.

18 MS. LAMBERTON: Wonderful.

19 Any questions or comments from
20 the public?

21 Seeing none. Call the vote.
22 John?

23 MR. KERRICK: In favor.

24 MS. LAMBERTON: Heidi?

25 MS. PICKARD: I vote in favor.

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1 MS. LAMBERTON: John?

2 MR. HOLAHAN: Yes.

3 MS. LAMBERTON: Donny?

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

5 MS. LAMBERTON: I'll vote in

6 favor. Motion carries.

7 MR. MOYER: Someone's reaching

8 out to them?

9 MR. REISS: Yes.

10 MS. LAMBERTON: Pocono Summit

11 Volunteer Fire Company requesting waiver for

12 festival fee.

13 What's the pleasure of the

14 board?

15 MR. HOLAHAN: Make a motion that

16 we waive the fee for the Pocono Summit Fire

17 Company.

18 MS. PICKARD: I'll second that.

19 MS. LAMBERTON: I have 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.

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 Wildlands Conservancy, acquire
12 land adjacent to Thomas Darling Preserve.

13 What's the pleasure of the
14 board?

15 MR. HOLAHAN: Let them do it.

16 MS. LAMBERTON: Is that the
17 form of a motion?

18 MR. HOLAHAN: That's my motion.

19 MS. LAMBERTON: I have a
20 motion.

21 MR. KERRICK: Should move the
22 property off the tax rolls.

23 MS. PICKARD: It's really not.
24 There's no money coming in on their end.

25 MS. LAMBERTON: Is that a

1 second, Heidi?

2 MS. PICKARD: Yeah.

3 Did you have the paper that had
4 looked up about --

5 MS. HAASE: I do. The -- the
6 sale -- the land value is \$150.

7 MS. LAMBERTON: I have a motion
8 and second.

9 Any questions or comments from
10 the board? Land value \$150.

11 Any questions or comments from
12 the public?

13 Seeing none. Call the vote.
14 John?

15 MR. KERRICK: In favor.

16 MS. LAMBERTON: Heidi?

17 MS. PICKARD: I vote in favor.

18 MS. LAMBERTON: John?

19 MR. HOLAHAN: Yes.

20 MS. LAMBERTON: Donny?

21 MR. MOYER: I vote in favor.

22 MS. LAMBERTON: I vote in
23 favor. Motion carries.

24 Asset purchase agreement. I'm
25 trying to keep this moving, guys. So since we just

45

1 got the revised, I was going to suggest a couple of
2 items I'd like to see if the board would be willing
3 to have a special meeting on Friday. There are a
4 couple items, I know I had spoke to Mr. Colyer in
5 the audience and he was asking to present some
6 information to the board with his attorney.

7 I thought if we had a special
8 meeting, Joey, I don't know how you feel about
9 that. And I know Fridays seemed to be a better --

10 MR. JOSEPH COLYER: He's here,
11 but he can't do it this Friday.

12 MS. LAMBERTON: Okay. Well,
13 maybe we can get some dates together and then work
14 together with you. I know that you wanted to come
15 to the board and just talk with us on a couple
16 issues. And then maybe, so we don't hold up Aqua,
17 I'd like to do some --

18 MS. PICKARD: What time are you

19 -- I -- I'm not -- I don't really have much time on
20 Friday, I wasn't --

21 MS. LAMBERTON: Well,
22 apparently he's not available either. So maybe I
23 can send a little calendar around and we get a
24 couple ideas and share some -- if I can get your
25 email.

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1 MR. EDMUND SCACCHITTI: Madam
2 Chairman, from my perspective, if we can do this
3 the week of the 25th of April --

4 MS. LAMBERTON: Okay.

5 MR. EDMUND SCACCHITTI: --
6 because my schedule, the week of the 18th is a
7 blur.

8 MS. LAMBERTON: Okay.

9 MR. EDMUND SCACCHITTI: So
10 considering those dates, I'll make myself available
11 for the meeting of the supervisors that week.

12 MS. LAMBERTON: Fridays work
13 better for me, I don't know about you guys, but I
14 think that that would be --

15 MR. MOYER: The 25th?
16 MS. LAMBERTON: Whatever that
17 Friday of that week is.
18 MS. PICKARD: I'm at a
19 conference until the 27th.
20 MS. REISS: Friday's the 29th.
21 MS. LAMBERTON: How's the 29th
22 with everyone?
23 THE REPORTER: Excuse me one
24 moment.
25 May I just have your name, sir?

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1 MS. LAMBERTON: I'm sorry.
2 MR. EDMUND SCACCHITTI: I'll
3 give you my card.
4 THE REPORTER: Okay. Thank
5 you.
6 MS. LAMBERTON: How's the 29th
7 work?
8 MR. EDMUND SCACCHITTI: Good.
9 MS. LAMBERTON: Does that hold
10 up Aqua?
11 MR. REISS: Yes.

12 MS. LAMBERTON: That holds up
13 Aqua.

14 MS. HAASE: The other -- the
15 one item I did want to mention is, I know sometimes
16 when we get those agreements it's overwhelming to
17 --

18 MS. PICKARD: There wasn't much
19 changed on it, though.

20 MS. HAASE: What I did is I --
21 just in front of you, you'll find one sheet of
22 paper and those are redlined. I showed Mr. Kerrick
23 earlier and some of the board members, those were
24 the two changes that were made since the last time
25 you received this. It was circulated to the board

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1 on March 24 and then back on April 7.

2 So those two items that are
3 redlined, those are the changes that was made. I
4 don't know if the board was comfortable enough just
5 to take a few minutes to read those and then we can
6 move this along.

7 MR. REISS: I can tell you what

8 those changes are about.

9 MS. PICKARD: Yeah.

10 MR. REISS: Those changes are to
11 cover the Keswick Pointe which has purchased a
12 certain number of EDUs, so we wanted Aqua to know
13 that that capacity has already been reserved in the
14 sewer plant. And then we also -- there's a handful
15 of developments that either have preliminary or
16 final approval and they're supposed to be, as part
17 of their development, connected the public sewer as
18 well. And, again, we wanted Aqua to know that
19 those were approved with the idea that they would
20 be connected to public sewer, even though they
21 haven't purchased and reserved those EDUs yet.

22 So that's what those changes
23 cover. There were a couple of changes in the first
24 schedule that related to referencing where the
25 deeds are recorded for various properties and we

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1 took those out because we didn't actually have the
2 deeds to reference them yet, but that will all be
3 accumulated as they do their due diligence.

4 MR. HOLAHAN: So what do we

5 need to do here, Jonathan? Do we need to -- this
6 has already been cleared through Aqua?

7 MR. REISS: Yes.

8 MR. HOLAHAN: You've gone back
9 and forth with these guys on this?

10 MR. REISS: Correct.

11 MR. HOLAHAN: So do we just
12 need to approve these amendments?

13 MR. REISS: Actually just need
14 to approve the whole agreement --

15 MS. LAMBERTON: Agreement.

16 MR. REISS: -- and it would be
17 signed. I didn't bring a clean copy tonight to be
18 signed, so I could email a clean copy, you could
19 authorize the chair to sign it, I can email it up
20 and she --

21 Anne, you could sign it and then
22 email it back to me.

23 MR. HOLAHAN: I'll make a
24 motion that we authorize the chair to sign the
25 agreement.

1 MS. PICKARD: An approved
2 agreement?

3 MR. HOLAHAN: Yes.

4 MS. PICKARD: Approve and sign
5 -- have the chair sign? I'll second that.

6 MS. LAMBERTON: I have a motion
7 and a second.

8 Questions or comments from the
9 board?

10 MR. KERRICK: I have a
11 question.

12 MS. LAMBERTON: Go ahead, John.

13 MR. KERRICK: This is for
14 Jonathan. This red line that you put here on the
15 second page -- or on Page 9, I guess, that
16 guarantees those people the EDUs?

17 MR. REISS: Yes. For --

18 MR. KERRICK: -- the
19 developments, I should say.

20 MR. REISS: Right. There's a
21 question about how -- how much flow is going
22 through the sewer plant right now that we went back
23 and forth on today and we couldn't answer for Aqua.
24 But I think the Chapter 94 reports, which were
25 emailed out late this afternoon, I'm going to send

1 that out to Aqua and hopefully that answers their
2 questions. But this would all be that Aqua
3 acknowledges that these developments have been
4 approved for capacity at the plant.

5 MR. KERRICK: Even the ones that
6 haven't purchased EDUs?

7 MR. REISS: Correct. I mean,
8 they would have to -- Aqua, under the PUC, can't
9 charge a tapping fee, but they'll still have to
10 make arrangements with Aqua to, you know, reserve
11 -- to sign up for that and if sewer lines need to
12 be extended to it, that will need to be worked out
13 with Aqua as well.

14 MR. KERRICK: There wouldn't be
15 any way that we could recoup some of the tapping
16 fee on that? Once it's sold, it's sold?

17 MR. REISS: No. Once the
18 plants sold, you -- you're out of collecting any --

19 MR. KERRICK: Just asked the
20 question.

21 MR. REISS: -- sewers. I mean,
22 you could collect monies that are owed to you for

23 prior services that -- past due amounts, that sort
24 of stuff, but you can't --

25 MR. KERRICK: And assessments

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1 you said.

2 MS. PICKARD: And ass -- for
3 prior assessments?

4 MR. REISS: Correct.

5 MR. MOYER: Yeah, up until
6 closing. After closing --

7 MS. PICKARD: No, after --

8 MR. MOYER: No, ours we'd keep,
9 everything that's on the books now.

10 MS. PICKARD: Yeah.

11 MR. MOYER: Anything after
12 closing besides that --

13 MS. PICKARD: Which is the
14 assessments, yeah.

15 MR. MOYER: Yeah.

16 MR. HOLAHAN: I'm still okay
17 with that, it's time that we move this on.

18 MR. KERRICK: I just wanted to

19 ask the question, John.

20 MR. HOLAHAN: Yep. No, it
21 makes sense.

22 MS. LAMBERTON: Any questions or
23 comments from the 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'll vote in favor.

8 MS. LAMBERTON: I'll vote in
9 favor. Motion carries.

10 MS. HAASE: Madam Chairperson,
11 I did want to mention to the board, 'cause I know
12 you folks love looking at ordinances, Chapter 113
13 is going to have to be amended. So I don't know if
14 we could perhaps start working on that and then
15 upon the sale, then the board could approve the

16 adoption of the amended chapter.

17 MS. LAMBERTON: Perfect.

18 MS. PICKARD: Does that go into
19 effect once a closing actually takes place?

20 MS. HAASE: Yes, because until
21 the closing does take place, the plant is still --

22 MS. PICKARD: Yeah, okay.

23 MS. HAASE: Yes, so we would
24 still follow that, correct.

25 MS. LAMBERTON: Very good.

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1 2016 work session conflicts. That was just
2 language of dates or something, correct?

3 MS. HAASE: Well, on June 6 the
4 NID Authority, as per their bylaws, must meet at
5 3:30. So I didn't know if the board wanted to come
6 in at 3:30 and then come in back at 6:00 on the
7 same day or not, so that's --

8 MR. REISS: 2:30 or 3:30?

9 MS. HAASE: 2:30. So my
10 question is --

11 MS. LAMBERTON: Did she say

12 3:30?

13 MS. HAASE: So my question is,
14 do you want to move your work session up to follow
15 the NID meeting so you don't have to come in twice
16 that day?

17 MS. LAMBERTON: Yes. How was
18 that for an answer?

19 MR. KERRICK: That's fine.

20 MS. LAMBERTON: Good? You guys
21 good with that?

22 MS. PICKARD: You're good, John?

23 MS. HAASE: So I don't believe

24 --

25 MR. HOLAHAN: Oh, yeah.

55

1 MS. HAASE: -- we're going to
2 have any business before the authority. So should
3 we schedule the meeting at three o'clock, the work
4 session?

5 MS. LAMBERTON: Yes.

6 MS. HAASE: The next conflict
7 would be for federal holiday, July 4. Did you --
8 would you like to still have the work session or

9 not have it for the month of July?

10 MR. HOLAHAN: Will there be
11 beer?

12 MR. MOYER: I don't want it on
13 July 4, personally.

14 MS. LAMBERTON: I don't think
15 anyone does.

16 MS. PICKARD: We're meeting the
17 next week.

18 MS. HAASE: That's a federal
19 holiday.

20 MS. LAMBERTON: Let's make it
21 the day after.

22 MS. HAASE: Okay. Now, I don't
23 -- I don't think that will affect you with your
24 police commission. So that would be Tuesday, July
25 5, so that won't be a conflict with the police?

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1 MS. LAMBERTON: No, that's the
2 week after, right?

3 MS. HAASE: Yes. And then the
4 next date that there would be a conflict would be

5 for Labor Day.

6 MR. MOYER: So why don't we try
7 the 5th?

8 MS. HAASE: Would you like go to
9 the 6th?

10 MS. LAMBERTON: So that's
11 September 6th.

12 MS. HAASE: Okay.

13 MS. LAMBERTON: Okay?

14 MS. HAASE: And for October 1
15 you already had a meeting scheduled for the first
16 Monday.

17 MS. LAMBERTON: Okay.

18 MS. HAASE: So for October then
19 you will not hold a work session?

20 MS. LAMBERTON: Yeah, not if our
21 regular board --

22 MR. KERRICK: Six o'clock.

23 MS. LAMBERTON: You want to come
24 an hour before?

25 MR. KERRICK: We're gonna meet

1 at six o'clock anyway.

2 MS. LAMBERTON: Sure. Yeah,
3 that's a good idea. Let's do the six o'clocker and
4 then roll right into seven o'clock board of
5 supervisors, is that what you're saying?

6 MS. HAASE: So October 1 --

7 MS. LAMBERTON: Six o'clock --

8 MS. HAASE: -- work session?

9 MS. LAMBERTON: -- work session.

10 MS. HAASE: That leads me to my
11 next question. Last month the board directed me
12 that for your work session you would work on the
13 sign ordinance. So what do you want me to put on
14 your agendas for your work sessions? Just so I
15 know.

16 MS. PICKARD: The sewer Chapter
17 113 Ordinance.

18 MS. HAASE: Well, my thought is
19 that we -- the staff will work on something and
20 present that to you, I think it would be easier for
21 that? But I just don't know -- I just need
22 direction from the board of what you want on your
23 work sessions.

24 MS. LAMBERTON: We'll get
25 through some of this and then we'll let you know

1 what to put on there. How does that sound?

2 MS. HAASE: Okay.

3 MS. LAMBERTON: Yes.

4 MR. REISS: The 1st is a
5 Saturday.

6 MS. HAASE: I'm sorry. Would be
7 the first Monday, so October 3 you're scheduled for
8 the board meeting, 'cause the 10th is a federal
9 holiday.

10 MS. LAMBERTON: October 3rd is
11 that Monday, right?

12 MS. HAASE: Yeah. So then I'll
13 wait for direction from the board on --

14 MS. LAMBERTON: Yes.

15 MS. HAASE: -- what you want
16 for your work sessions?

17 MS. LAMBERTON: Yes, please.

18 Thank you.

19 Is that all?

20 MS. HAASE: Yes, ma'am.

21 MR. MOYER: Are we sticking with
22 the 3rd?

23 MS. LAMBERTON: We're sticking
24 with the 3rd.

25 July 9, 2016 Community Day

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1 fireworks display permit. You asking for
2 permission?

3 MS. PICKARD: I'll make a
4 motion.

5 MS. HAASE: The board needs --
6 we must follow --

7 MS. LAMBERTON: We need a permit
8 too?

9 MS. HAASE: We have to follow
10 our own ordinances, so, yes, the board does have to
11 approve --

12 MS. PICKARD: I'll make a
13 motion to approve our permit for Community Day --

14 MS. LAMBERTON: To approve our
15 permit?

16 MS. PICKARD: -- fireworks.

17 MS. LAMBERTON: I have a motion.

18 MR. MOYER: I'll second.

19 MS. LAMBERTON: I have a second.

20 Motion and second.
21 Any questions or comments from
22 the board?
23 Any questions or comments from
24 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: Yes.
7 MS. LAMBERTON: Donny?
8 MR. MOYER: I vote in favor.
9 MS. LAMBERTON: I vote in
10 favor. Motion carries.
11 MR. HOLAHAN: 284 pounds of
12 fireworks.
13 MS. LAMBERTON: Consider
14 Kalahari Resorts Stage B letter of credit
15 reduction, Category 1 improvements in the amount of

16 \$23,965.65.

17 MR. HOLAHAN: I make a motion
18 that we release that -- the credit reduction for
19 the Category 1 improvements.

20 MS. PICKARD: I'll second that.

21 MS. LAMBERTON: I have a motion
22 and a second.

23 Questions or comments from the
24 board?

25 Questions or comments from the

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1 public?

2 Seeing none. Call the vote.

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'll abstain.

12 Motion carries.

13 Kalahari sewer draw punch list
14 items in the amount of \$120,829.66.

15 MR. REISS: That actually --
16 that amount is not correct.

17 MS. LAMBERTON: Okay.

18 MR. REISS: The correct amount
19 is --

20 MS. HAASE: Kalahari has since
21 sent us a request to use 15 perc -- the maintenance
22 monies for the 1500 linear feet, to take that out
23 of this as well. And that would be \$51,806.48,
24 would be transferred into a separate account to be
25 held for maintenance.

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1 MS. LAMBERTON: Okay.

2 MR. REISS: So right now they
3 have a --

4 MS. PICKARD: Left.

5 MR. HOLAHAN: No, instead of.

6 MR. REISS: -- punch list item
7 of approximately --

8 MS. HAASE: 55,000.

9 MR. REISS: Well, a hundred --
10 the total amount right now is 175,000?
11 MS. HAASE: Yes.
12 MR. REISS: 55,000 of that's
13 going to be held for the remaining punch list
14 items.
15 MS. LAMBERTON: Okay.
16 MR. REISS: 51,000 some odd
17 dollars will be held for the maintenance period on
18 that part of the line.
19 MR. MOYER: That's the 15
20 percent?
21 MS. HAASE: Yes.
22 MR. REISS: Right. And the
23 balance of 69,000 --
24 MS. HAASE: \$23.18.
25 MR. REISS: Is what your -- what

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1 you would be requested to release tonight. It
2 would be conditioned upon a couple things still
3 being cleaned up, which is the title -- commitment
4 for title insurance, which is being worked on; and
5 the as-built plans were submitted this afternoon,

6 still have to be reviewed by T&M. But they once
7 they review and approve them and once we get the
8 title insurance worked out, the monies would be
9 released and the deed of dedication would be
10 recorded.

11 MR. MOYER: I'll make the
12 motion with those conditions.

13 MS. LAMBERTON: With those
14 conditions?

15 MR. MOYER: Yep.

16 MS. LAMBERTON: I have a
17 motion.

18 MS. PICKARD: I'll second that.

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

21 Questions or comments from the
22 board?

23 MR. HOLAHAN: Yes.

24 Mr. McHale, did you need to be
25 reinolved in any of that?

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1 MR. McHALE: No, sir.

2 MR. HOLAHAN: Okay.

3 MS. LAMBERTON: Any other
4 questions or comments from the 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'll abstain.

17 Motion carries.

18 Can we go back to consider
19 Kalahari Resorts request to release the remaining
20 Kalahari Boulevard escrow. I know that's been a
21 topic of conversation.

22 Mr. Pine?

23 MR. STEVE PINE: Hi. I'm Steve
24 Pine, I'm representing Kalahari Resorts.

25 It was on the agenda on your

1 last month's meeting and I understood there was
2 some confusion by several of the supervisors.
3 Since then I've met with all five supervisors
4 personally to answer any questions they may have on
5 that. So I believe that we've done our best and so
6 it's just totally up to you, but that's our
7 request, is to release the last of the 72,500.

8 Thank you.

9 MS. LAMBERTON: Very good.
10 Thank you.

11 What's the pleasure of the
12 board?

13 MR. HOLAHAN: Now, I understand
14 that the -- the reason, Mr. Pine, is, because
15 you're saying everything was completed on the punch
16 list and you should get the money back. But taking
17 a look in, the punch list, was actually developed
18 before the wearing course was down.

19 Isn't that correct, Mr. McHale?

20 MR. McHALE: Yes, it is
21 correct.

22 MR. HOLAHAN: So we couldn't've
23 known about anything because it wasn't installed

24 yet. So it couldn't be on a punch list when we
25 took this contingent upon -- in fact, I've got the

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1 a punch list right here -- that we still need to
2 put down 17,300 square yards of wearing course.
3 And there was also the backfill around the curbs,
4 the island and the boulevard.

5 Jonathan, because that work
6 wasn't done at the time, it couldn't be added to a
7 punch list, but because the money's contingent upon
8 the punch list, does that -- is that like a
9 technicality, we just can't hold the money anymore?

10 MR. REISS: Well, there's the
11 fourth amendment to the development agreement that
12 talked about the punch list, and it says on there
13 that when the punch list is comp -- punch list
14 items are completed, the money would be released.
15 So I think that's -- that's been the issue, in my
16 mind, is that none of the items -- the items that
17 were actually on the punch list had been completed.

18 This is an issue that appears to
19 be a potential defect in the design for the

20 construction, which is covered by the maintenance
21 period; and that would provide that for the
22 developer to make those repairs within the
23 maintenance period and if they don't, the township
24 can access the maintenance financial security and
25 make the necessary repairs of their own, at the

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1 township's cost and expense using those monies.

2 MR. HOLAHAN: Okay.

3 So, Mr. Pine, I think you had
4 requested six months, to wait six months to see how
5 things were going to pan out with the roads, that
6 was like two months ago.

7 MR. STEVE PINE: I don't recall,
8 specifically asking for that, but --

9 MR. HOLAHAN: Yeah, I'll take a
10 look in the minutes, but I'm pretty sure we --
11 didn't we have that discussion?

12 Do you recall, Mr. McHale, was
13 -- we were talking about -- and I believe it was at
14 the February meeting that we said six months from
15 now we should be taken care of?

16 MR. McHALE: Their consultant,

17 Pennoni Associates, had indicated that that's what
18 they'd like to see, is a monitoring period for
19 about six months in order to determine where the
20 source of the water is coming from.

21 MR. STEVE PINE: Yeah, I wasn't
22 at your February meeting.

23 MR. HOLAHAN: Okay.

24 MS. PICKARD: Can we get this
25 taken care prior to another winter freeze/thaw

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1 cycle?

2 MR. HOLAHAN: I think -- I
3 think we can do that.

4 MR. STEVE PINE: (Inaudible.)

5 MR. HOLAHAN: I think Jonathan
6 just said that we can determine that that is a --
7 that's a failure in the -- in the road and that we
8 can go ahead and notify Kalahari. Is our intention
9 to go out there and repair that or do they get the
10 option to do that first? That's something like 60
11 days.

12 MR. REISS: You would --

13 normally you would give the developer a punch list
14 of the items that are found to be defective and
15 you'd request them to make those repairs. Now,
16 many times that type of punch list isn't generated
17 until a few months before the end of the
18 maintenance period. And the developer has that
19 time to make those repairs; and if not, either has
20 to extend the financial security to cover the time
21 period they're going to need to make the repairs or
22 the township calls the default and takes that
23 money.

24 In this instance, you have the
25 \$70,000, they're asking for it back, they're saying

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1 -- their consulting engineer has indicated that
2 it's take -- they want to observe the situation for
3 another six months before they make a final
4 determination as to what repairs want to be made.
5 I think, if I hear your question right, I think
6 you're leaning to asking them to commit to making
7 repairs by a date certain.

8 Is that accurate?

9 MR. HOLAHAN: Actually, yes.

10 Yes, I am, because I don't want it to wait till --
11 I don't want it to wait till just prior to the end
12 of a maintenance -- did you catch what I was
13 saying?

14 MR. REISS: Right. I think what
15 you're saying is you'd like this one particular
16 issue resolved, sounds like, before you get into
17 frost and freeze?

18 MR. HOLAHAN: Again, right.
19 Am I right in that seepage is a
20 failure of asphalt, Mr. McHale?

21 MR. McHALE: It will lead to
22 failure, yes.

23 MR. KERRICK: Could lead to
24 failure.

25 MR. HOLAHAN: Okay. But it's

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1 designed not to do that, right?

2 MR. KERRICK: Do you know that?

3 MR. HOLAHAN: That's why I'm
4 asking.

5 MR. KERRICK: I don't either.

6 MR. MOYER: Was the punch list

7 --

8 MR. KERRICK: The punch list
9 was completed.

10 MR. MOYER: -- original punch
11 list completed?

12 MR. KERRICK: That's what I'm
13 saying.

14 MS. LAMBERTON: Hey.

15 MR. KERRICK: It has nothing to
16 do with this.

17 MR. HOLAHAN: Right.

18 MS. LAMBERTON: I'll make the
19 motion that we return the 72,500 that we've been
20 kicking around for six months.

21 MR. MOYER: I'll second it.

22 MS. LAMBERTON: I got a motion
23 and second on the table.

24 MR. HOLAHAN: Further
25 discussion.

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1 Any questions or comments from
2 the board?

3 MR. HOLAHAN: Yes. Back in
4 October, John, that you were saying just go out
5 there and have them fix it.

6 MR. KERRICK: No, that's not
7 what I said. I said that the township should not
8 be telling them where to fix it or how much ditch
9 to put in because if it didn't work, they're going
10 to come back on us. That's what I said because you
11 and I were in the meeting with Bob McHale.

12 MR. HOLAHAN: I'm in agreement
13 with this because that's the very thing, is --

14 MR. KERRICK: We wouldn't --

15 MR. HOLAHAN: It's not up to our
16 engineer to figure out --

17 MR. KERRICK: Correct.

18 MR. HOLAHAN: -- what the
19 problem is.

20 MR. KERRICK: Correct. And we
21 went all winter with zero failure. I've been in
22 and out of there a million times looking for the
23 wet spots; sometimes they're there, sometimes
24 they're not there.

25 MR. HOLAHAN: Okay.

1 MR. KERRICK: I don't think
2 this 72,000 has anything to do with those seepage
3 areas. In good faith, we need to give it back and
4 we have 486 or 68 --

5 MR. HOLAHAN: And I --

6 MR. KERRICK: -- for maintenance
7 --

8 MR. HOLAHAN: I understand that.

9 MR. KERRICK: -- 18 months after
10 final phase.

11 MR. MOYER: Right.

12 MR. HOLAHAN: I guess the
13 concern is, when you've got the water seepage
14 during a frost condition, not just a failure of the
15 road, but the water sitting on top of the road,
16 that could create a hazard. That's my concern. I
17 don't want to see -- I don't want to go through
18 another season like that.

19 MS. PICKARD: Plus it's going
20 to destroy the road and it's going to cost all of
21 us more to fix it, whether it's Kalahari or us. I
22 don't know. I can agree to release it if we have a
23 date certain that that's going to be corrected.

24 MR. STEVE PINE: We have 29
25 months left on the maintenance.

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1 MR. HOLAHAN: Yeah, well, I
2 don't wait 29 months to fix the road.

3 MR. STEVE PINE: How much at
4 this --

5 MR. HOLAHAN: Or do we wait till
6 it --

7 MR. STEVE PINE: I'm just
8 telling you how much I believe you have. It was
9 supposed to be 18 months after the opening of -- of
10 this next phase and we're 11 months away from that.

11 MS. LAMBERTON: Do you really
12 want to fix something until the construction is
13 over?

14 MR. STEVE PINE: I'm all right
15 with fixing it once I can get an exact
16 determination from more than one engineer that
17 that's in fact wrong with it. And that's what we
18 don't want, we don't want to have to fix it several
19 times if we're just guessing at what it is. And
20 right now nobody has been able to give me a solid

21 answer, including my own engineer.

22 MS. LAMBERTON: I got a motion
23 and a second on the table.

24 Any more questions or comments
25 from the board?

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1 Questions or comments from the
2 public?

3 Seeing none. Call the vote.
4 John?

5 MR. KERRICK: In favor.

6 MS. LAMBERTON: Heidi?

7 MS. PICKARD: I'm not in favor.

8 MS. LAMBERTON: John?

9 MR. HOLAHAN: In favor.

10 MS. LAMBERTON: Donny?

11 MR. MOYER: I'm in favor.

12 MS. LAMBERTON: I'll abstain.

13 Motion carries.

14 Board of supervisors report
15 slash comments.

16 Anything else? We can open up

17 for public comment if we don't.

18 MR. HOLAHAN: Well, I'd like to
19 talk about the boulevard some more, but -- kidding.

20 MS. LAMBERTON: Public comments
21 or questions?

22 Joe? Just state your name.

23 MR. JOSEPH COLYER: Joseph
24 Colyer.

25 I know we all know my issue with

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1 my shop and stuff, but I hope moving forward -- I
2 have an attorney -- if there's an issue, that he be
3 contacted, and not members of the public, like
4 managers coming to my shop and security guards come
5 in my shop, be contacted about potential people
6 complaining or -- if they call and complain, they
7 should be contacted, but not someone else. It's
8 not professional and it should not be happening, in
9 my opinion.

10 I mean, when this started out, I
11 came and filled out a Right To Know form and I
12 didn't get what I wanted in the time I was supposed
13 to. You rode it down and got it at six o'clock at

14 night. I wanted to be treated with the same
15 respect I give everybody up there.

16 MR. HOLAHAN: Right.

17 MS. LAMBERTON: I know you did
18 want to --

19 MR. JOSEPH COLYER: That is --

20 MS. LAMBERTON: I did speak with
21 you, Joey, and you did want to have a special
22 meeting and I thought that that would be very good
23 conversation --

24 MR. JOSEPH COLYER: Yeah.

25 MS. LAMBERTON: -- for all of us

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1 to meet --

2 MR. JOSEPH COLYER: But in the
3 meantime I want the other stuff really --

4 MS. PICKARD: I'm not sure what
5 --

6 MR. MOYER: What's the issue
7 with the --

8 MS. PICKARD: -- the issue is.

9 MR. MOYER: I don't -- I was out

10 of town.

11 THE REPORTER: One at a time.

12 MS. LAMBERTON: Hang on. One at
13 a time guys, so she can --

14 Go ahead, I'm sorry.

15 MR. JOSEPH COLYER: What's the
16 issue? Well, I was contacted and told that our
17 manager contacted the manager at Locust Lake
18 Village to -- I don't know the whole conversation,
19 it would be hearsay -- about a complaint that was
20 supposedly made, if there was any issues that they
21 knew of, all with all the vehicles I have on my
22 lot. That's none of their business.

23 If they had a problem, they
24 would've called you. If somebody has a complaint
25 and calls you, that's fine, act on it; but do not

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1 call someone to see if you can get a complaint.
2 That's how I take this and I take it personal,
3 'cause that's not professional.

4 MS. LAMBERTON: So was there --

5 MR. JOSEPH COLYER: I don't
6 treat yous that way, I don't want to be treated

7 that way either.

8 MS. LAMBERTON: Was there a
9 formal complaint?

10 MS. HAASE: Yes.

11 MS. LAMBERTON: In writing?

12 MS. HAASE: We don't require
13 them to be in writing.

14 MR. MOYER: Who made the call?

15 MR. JOSEPH COLYER: By law.

16 MR. MOYER: And there was a
17 call from --

18 MR. JOSEPH COLYER: How do you
19 -- how do you face that person when it goes to
20 court or whatever? If you don't have contact
21 information and a name, it's not a formal
22 complaint. I don't know why our board would be
23 different than anybody else's.

24 MS. LAMBERTON: I honestly
25 thought --

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1 MR. JOSEPH COLYER: Well, then
2 contact that person, don't contact the board of the

3 development. You contact that person, you deal
4 with the complaint with that person and the
5 business, correct?

6 MS. PICKARD: I agree with that.

7 MR. JOSEPH COLYER: Am I wrong
8 or right?

9 MS. LAMBERTON: I agree with
10 that.

11 MR. MOYER: I wasn't aware --

12 MR. JOSEPH COLYER: Not the
13 manager or security guard, that's not -- that's not
14 how this works. I'm not the most educated person,
15 but --

16 MS. PICKARD: I'm unaware of --

17 MR. JOSEPH COLYER: -- I know
18 more than that. I mean, I don't know how you feel
19 if you want somebody to do that to you, but I
20 don't. I mean -- I think you should hold your
21 employees to a little bit --

22 MS. LAMBERTON: Is that
23 something --

24 MR. JOSEPH COLYER: -- higher
25 standard than that.

1 MS. LAMBERTON: Is that
2 something that we can change, that it has to be a
3 formal complaint in writing?

4 MS. HAASE: We could require
5 it.

6 MS. LAMBERTON: I mean, do we
7 need to --

8 MR. REISS: That won't stop
9 someone from making a verbal complaint, but some
10 townships do have a complaint form, or a citizen
11 concern form, that people can fill out to submit to
12 the township.

13 MS. LAMBERTON: Well, I think
14 out of respect to all of our business owners, that
15 should be required. I would have to agree with
16 that, because anybody could make a phone call,
17 having a bad day, saying, you know, you're upset
18 with something, I respect that.

19 MR. JOSEPH COLYER: And that's
20 okay, but then you -- don't you handle that
21 complaint with that person?

22 MS. LAMBERTON: I would think
23 so.

24 MR. JOSEPH COLYER: And then you

25 do to the zoning or whatever the complaint is

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1 about, the zoning of the property or what's going
2 on --

3 MS. LAMBERTON: Yes.

4 MR. JOSEPH COLYER: -- but
5 that's not to be discussed with other people in the
6 public.

7 MS. LAMBERTON: No, I --

8 MR. JOSEPH COLYER: Right?

9 MS. LAMBERTON: I would agree
10 with that.

11 MR. MOYER: Yeah, I --

12 MS. LAMBERTON: I would agree
13 with that, Joe.

14 MR. JOSEPH COLYER: I mean, I
15 just want to be, you know, treated the same way I
16 treat everybody up there.

17 MS. HAASE: Does the board wish
18 to have a policy that everything needs to be in
19 writing?

20 MS. LAMBERTON: Yes, I think we

21 should.

22 MS. PICKARD: I think we can
23 look at a policy and make it clear.

24 MS. LAMBERTON: Absolutely.

25 MS. PICKARD: Incidentally,

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1 there's some good courses at PSATS, I know one of
2 them I was planning on attending. So maybe those
3 were some things we could get out of PSATS? I'm
4 moderating that one.

5 MS. LAMBERTON: I apologize.

6 MR. EDMUND SCACCHITTI: Madam
7 chairman, I can tell you that I have 25 years in
8 municipal law, and this is the first municipality
9 that I'm aware of that does not have a formal
10 policy for complaints. Anonymity's not good in a
11 society where we're looking for clarity --

12 MR. MOYER: Transparency.

13 MR. EDMUND SCACCHITTI: --
14 transparency. So I think it would behoove this
15 body to adopt a policy where you have --

16 MS. PICKARD: It was my
17 understanding that we didn't take anonymous

18 complaints, but we don't disclose who complained.

19 MS. HAASE: We have always
20 taken anonymous complaints. I've been here 10
21 years and we have always done that.

22 MS. LAMBERTON: See, I was
23 under the same impression as Heidi. I never
24 thought you could act on anonymous because what's
25 the point of it.

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1 MS. PICKARD: Well, we didn't
2 give the information out, we wouldn't tell who
3 complained to --

4 MS. LAMBERTON: That I
5 understand.

6 MS. HAASE: That I do not,
7 whether they file the complaint or they don't, we
8 never disclose the individual.

9 MR. REISS: The compliant form,
10 if someone files a written complaint or concern,
11 it's -- and the township does an investigation as a
12 result of that, under the Right-To-Know Law, that
13 is an exempt document. So it's not something that

14 someone could --

15 MS. PICKARD: Oh, okay.

16 MR. REISS: -- file a request
17 for.

18 MS. LAMBERTON: But you have a
19 valid -- a valid --

20 MS. PICKARD: A valid.

21 MR. EDMUND SCACCHITTI: At least
22 there's a memorandum in your file that shows what
23 initiated the investigation as opposed to --

24 MS. PICKARD: And I agree that
25 it should be in writing.

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1 THE REPORTER: Okay. I'm sorry.

2 MS. LAMBERTON: One at a time,
3 guys.

4 THE REPORTER: There's too many
5 people talking.

6 MS. LAMBERTON: I'm sorry.

7 MR. KERRICK: Put that on our
8 next workshop.

9 MS. LAMBERTON: Okay. There you
10 go, Item No. 1.

11 MR. KERRICK: Draft policy.

12 MS. PICKARD: Okay. I agree
13 with that. Very good.

14 MR. EDMUND SCACCHITTI: Thank
15 you.

16 MR. HOLAHAN: Wait a second.
17 There's people that want to be anonymous because
18 they're concerned about retribution. So it doesn't
19 mean that you don't do anything about it because
20 somebody says -- actually somebody calls and you
21 kind of know who it is, but they say, I don't want
22 to disclose any of that because of, like I said,
23 fear of retribution.

24 You still need to act on that to
25 -- but to a certain level. Sometimes it could be

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1 squashed pretty quickly. And I don't mean to be
2 complicit about it. What I mean is, that could be
3 handled and maybe it just doesn't go any further
4 and there's a misunderstanding or something like
5 that.

6 So, you know, if somebody calls,

4 I don't want to say anything because I'm afraid
5 that this guy is gonna come after me --

6 MS. LAMBERTON: Well, it sounds
7 like we keep it anonymous anyway.

8 MR. EDMUND SCACCHITTI: As you
9 solicitor's pointed out, under the Right To Know
10 Law, it's not exempt, so they are protected.

11 MS. LAMBERTON: Right. So they
12 wouldn't know anyways.

13 MR. EDMUND SCACCHITTI: In any
14 event, I've learned myself that it takes a little
15 bit more to reduce your complaint in writing, even
16 though you know it's going to be anonymous. And it
17 eliminates the nonsense and the nuisance stuff,
18 because somebody's having a bad day, as the
19 chairperson --

20 MS. LAMBERTON: Sure.

21 MR. HOLAHAN: And I would --
22 and I would agree to that, if you've got -- if
23 you've got to commit -- you know, if you've got to
24 bring some eggs to make this omelet, then maybe
25 you're gonna think -- think about it.

1 MS. LAMBERTON: Yeah, I think
2 the --

3 MR. EDMUND SCACCHITTI: That's
4 all we're asking.

5 MS. LAMBERTON: I think the -- I
6 think the complaint form in writing, with keeping a
7 person's name anonymous, I'm fine with; but I'd
8 like to -- I agree with that. I think if it's in
9 writing, people are going to take it a little bit
10 more seriously --

11 MR. EDMUND SCACCHITTI: That's
12 exactly right.

13 MS. LAMBERTON: -- and not just
14 kind of be blurting things out that are unfounded.
15 And if you have a complaint, I mean, you want it
16 rectified. So you take it to the office where it
17 needs to be addressed and the zoning officer can
18 look at it. The person's name not disclosed, but
19 you have a file that you keep these issues in.

20 And then you know, John, if you
21 get more than one, two, three.

22 MR. EDMUND SCACCHITTI: Then it
23 gets referred to appropriate township
24 representative --

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MS. LAMBERTON: Right.

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1 MR. EDMUND SCACCHITTI: -- and
2 they -- it begins, but to --

3 MS. LAMBERTON: Chain of
4 command.

5 MR. EDMUND SCACCHITTI: But to
6 entertain each and every time someone wants to call
7 up and say, I don't like what Mr. Colyer's doing
8 there, I think it creates more of a problem than it
9 solves.

10 MS. LAMBERTON: I would like to
11 see that.

12 MS. HAASE: In that respect,
13 that would certainly help us here at the township.

14 MS. LAMBERTON: Sure. I think
15 it would help both parties.

16 MR. EDMUND SCACCHITTI: Thank
17 you for that.

18 MS. HAASE: Now, Coolbaugh
19 Township, they do have a form that a resident can
20 fill out, it's a concern form. Tunkhannock
21 Township, I don't believe that they do, but

22 Coolbaugh Township has one.

23 MR. TROY COUNTERMAN:

24 Tunkhannock does.

25 MS. HAASE: Do they?

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1 MR. MOYER: We're gonna put that
2 on our work session.

3 MS. LAMBERTON: The pleasure of
4 the board is to look into this and --

5 MR. HOLAHAN: Yeah, let's look
6 into it, it's worth exploring.

7 MS. HAASE: Okay. We'll put a
8 policy together?

9 MS. LAMBERTON: Yes.

10 MR. MOYER: Maybe we can get a
11 document of theirs and see what it looks like.

12 MS. LAMBERTON: Yeah, maybe
13 send something our way.

14 MR. HOLAHAN: Are we done here?

15 MS. LAMBERTON: Any other
16 public questions or comments?

17 MR. HOLAHAN: Complaints? How

18 about acknowledging DPW. Annie, did you read the
19 DPW report?

20 MS. LAMBERTON: Yes.

21 MR. HOLAHAN: That has a lot of
22 good stuff.

23 Thanks, Ed.

24 MR. MOYER: And the girls in the
25 office.

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1 MS. LAMBERTON: Yeah, tell the
2 guys --

3 MR. MOYER: The whole
4 township has --

5 MR. ED TUTRONE: Just so that
6 the board is aware, we did take delivery of a new
7 dump truck, it's parked in the garage if anybody
8 wants to see it, and it'll be on display at the
9 open house.

10 MR. MOYER: The new one?

11 MS. PICKARD: Five to seven --

12 MS. LAMBERTON: Yeah, I'm gonna
13 take it for a spin.

14 MS. PICKARD: Five to seven,

15 Thursday and Rader's office is providing hot dogs.

16 MR. HOLAHAN: Motion to adjourn

17 MS. LAMBERTON: I have a

18 motion. May I have a second?

19 MR. MOYER: I'll second.

20 MS. LAMBERTON: Motion and

21 second.

22 All in favor?

23 BOARD MEMBERS: Aye.

24 (Meeting concluded at 8:03 p.m.)

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I hereby certify that the
8 proceedings and evidence are contained fully and
9 accurately, to the best of my ability, in the notes
10 taken by me at the meeting in the above matter; and

11 that the foregoing is a true and correct transcript
12 of the same.

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TARA WILSON, C.R.

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