

East Stroudsburg Borough, April 2, 2013

A regular meeting of the East Stroudsburg Borough Council was held at the Municipal Building on Tuesday, April 2, 2013. The following members were in attendance: Peter Begley, Roger DeLarco; Don Repsher, and William Reese. Ed Flory and Sonia Wolbert were absent. Also attending were: Manager James S. Phillips; Solicitor John C. Prevoznik; Codes Official Marvin Walton; and Engineering Representative Samuel D'Alessandro of R.K.R. Hess Associates, Inc.

Call to Order/Pledge of Allegiance – President DeLarco

President DeLarco called the meeting to order at 7:30 p.m. The pledge of allegiance was led by Amanda Roman.

Minutes of March 19, 2013 Regular Council Meeting

Mr. Repsher made a motion, seconded by Mr. Reese, to approve the minutes of the regular council meeting held Tuesday, March 19, 2013 as submitted; the motion carried unanimously.

Tim Herd, Executive Director for Stroud Region Open Space & Recreation Commission

Tim Herd presented to Council members copies of the 2012 Year Annual Report for SROSRC, and noted that signs for the Bike Route from Stroudsburg to Cherry Valley will soon be posted. Mr. Herd asked if Council had any questions for him, and there were none.

Pat Murray – Request for Parking and Vendor Restrictions for St. Patrick's Day Parade

Mrs. Murray said the parade units had a hard time making the turn this year from Washington St. to Crystal St. because of people venturing too far into the street. She suggested that parking be restricted on Crystal St. on the same side as the Trackside Restaurant. Mrs. Murray said the vendors also restrict the parade, and more came to East Stroudsburg this year because Stroudsburg had enacted requirements that the vendors remain in a stationary location.

Mr. Martinelli said a motor home parks every year next to the Trackside Restaurant, and asked what Stroudsburg charges vendors? Mr. Phillips said they had increased their vendor fee to \$250; our ordinance provides for a \$50 per person fee.

Mr. DeLarco said Council would discuss this matter further at Committee meeting, with input from the Police Department.

Public Comments - Agenda Items

None.

Proposed 5K Road Race to be held by ESU Kappa Delta Rho Fraternity

Mr. Phillips said he had not heard from Josh Gabriel of Kappa Delta Rho fraternity, and he was not present tonight.

Public Input on Community Development Needs of the Borough that may be addressed by Use of Community Development Block Grant (CDBG) funds

Mr. Begley made a motion, seconded by Mr. Reese, to schedule a public hearing on community development needs of the Borough that may be addressed by the use of Community Development Block Grant (CDBG) funds for May 7, 2013; the motion carried unanimously.

Proposed Ordinance No. 1275 Amending Vehicle and Traffic Code, Chapter 150, Revising Parking Restrictions on North Courtland Street

Mr. Phillips said the proposed ordinance will change the current 2 hour parking Zone on N. Courtland St. to No Parking, midnight to 8 a.m., like the rest of the street. Mr. Repsher made a motion, seconded by Mr. Begley, to authorize advertising the proposed ordinance as submitted; the motion carried unanimously.

Proposed Ordinance No. 1276 Amending the Code of the Borough of East Stroudsburg, Chapter 157 Entitled Zoning, Revising Off-Street Parking Requirements

Mr. Phillips said this ordinance is based on the language suggested by Planner Charlie Schmehl to address the issue of vehicles parked in front yards. Mr. Prevoznik suggested the Engineer should review this to determine if any coordinating language is needed regarding other Subdivision and Land Development Ordinance (SALDO) provisions like stormwater.

Proposed Resolution No. 6-2013 Supporting Designation of a Four-County Metropolitan Planning Organization (MPO)

Mr. Phillips said this matter came up because of the recent designation of the East Stroudsburg Urbanized Area; the regional planning organization for Transportation funding must now be designated as a Metropolitan Planning Organization (MPO), as opposed to its current designation as a Rural Planning Organization (RPO). Council had previously in December adopted a Resolution supporting a Five-County MPO; but now Wayne County has chosen not to participate in this MPO.

After discussion, Mr. Reese made a motion, seconded by Mr. Repsher, to adopt proposed Resolution No. 6-2013 supporting the designation of the Northeast Pennsylvania Alliance (NEPA) as the MPO for the four counties of Monroe, Pike, Carbon, and Schuylkill. The motion carried unanimously.

Request for Handicapped Parking Sign – 434 North Courtland Street

Mr. Reese made a motion, seconded by Mr. Repsher, to approve the request for handicapped parking sign as submitted; the motion carried unanimously. Mr. DeLarco suggested that Council needs to review the handicapped parking provisions further, to perhaps place a limit on the approval for such signs of two years.

Designation of Towing Contractor and Impound Location as required by Section 150.40 of East Stroudsburg Code

Mr. Walton said Council needs to designate a tower to be utilized by the Borough in the event the Borough needs to tow a vehicle that has been “booted” for parking violations. Mr. Prevoznik suggested the Borough may want to utilize the same RFP criteria for selecting a tower as the Regional Police Department uses. Mr. Walton said he would contact SARPD.

Public Comments – New Business

None.

Correspondence:

Mr. Phillips reported receipt of the following items of correspondence:

1. Pa Municipal League (PML) – Registration information for Annual Convention at State College PA June 25, 28, 2013. After discussion, Mr. Reese made a motion, seconded by Mr. Begley, to authorize attendance of Borough Officials at the conference in accordance with Borough travel policy and to designate Mr. DeLarco as Voting Delegate, and Mr. Phillips as Alternate Delegate. The motion carried unanimously.

2. PA Auditor General – Audit Report for East Stroudsburg Volunteer Firefighters Relief Association for the 2009-2010 years. Mr. Phillips said the Audit is available for public inspection.
3. Dansbury Farmers Market – Request to hold Farmers Market at Miller Park again for 2013 Year. Mr. Reese made a motion, seconded by Mr. Begley, to approve the request for the Farmers Market as indicated; the motion carried unanimously.
4. PA Auditor General – Liquid Fuels Tax Fund Audit Report for the 2010-2011 Years. Mr. Phillips said this Audit was received via email, and is available for public inspection.
5. Federal Emergency Management Agency (FEMA) – Revised Floodplain Management Ordinance submitted by Borough keeps Borough in compliance with National Flood Insurance Program (NFIP).

### Reports

Mr. D'Alessandro reviewed his written Engineers Report previously submitted to Council. Mr. D'Alessandro reviewed the draft sidewalk code, including several issues which Council will have to decide:

- whether to permit waivers to allow use of slate
- whether to require replacement to match existing width
- specifications for driveway openings
- application and inspection fees

Mr. DeLarco said Council will need to review at Committee Meeting.

Mr. D'Alessandro said he has also submitted a draft report on the Bustin stormwater situation; Mr. Prevoznik said he will draft a letter to the property owner, Mr. Lichty.

Mayor Martinelli noted he had received a letter from American Water Resources about a utility line warranty program – similar to the program the Borough had endorsed, through Utility Service Partners.

Mr. DeLarco asked about the status of the following:

- Ordinance to Revise Sewer Rates? Mr. Phillips said Council had authorized advertising the ordinance for new rates. Mr. Prevoznik said he still needs to confirm that the language in the ordinance satisfactorily addresses the proposed rate structure.
- Johnson Controls contract? Mr. Phillips said the Solicitor had a conference call last week with JCI reps.
- List of Street for Paving? Mr. Phillips said he provides Council with a tentative list with the Budget, but normally provides a proposed paving program for Council approval in May.
- Street Cleaning? Mr. Phillips said street sweeping just started this week; it requires above-freezing temperatures to be able to operate the water system of the sweeper.
- Finance Committee? Mr. Phillips said he does not have information on such a committee now, but will try to obtain.
- Inspection criteria for proposed Rental Housing Licensing/Inspection Program; can we have different criteria than what is required for a Certificate of Occupancy inspection? This matter was discussed with the conclusion that both inspection programs are designed to improve the housing stock of the Borough.

Mr. Repsher asked Mr. Phillips to followup on the restoration work at Zacharias Pond Park after completion of the sewerline installation.

Mr. Begley asked Mr. Phillips about having a link created for the Borough website, to the Acme Hose Company website.

List of Bills Payable – April 2, 2013

Mr. Reese made a motion, seconded by Mr. Repsher, to approve the List of Bills Payable as submitted; the motion carried unanimously.

Executive Session

Mr. Reese made a motion, seconded by Mr. Repsher, to adjourn into executive session at 8:50 p.m.; the motion carried unanimously.

At 9:03 p.m., Council members reassembled in the meeting room, and Mr. Reese made a motion, seconded by Mr. Repsher, to reconvene the public meeting; the motion carried unanimously. Mr. Prevoznik said the executive session was held to discuss a potential Litigation matter.

Adjournment

With no further business, Mr. Reese made a motion, seconded by Mr. Repsher, to adjourn the meeting at 9:05 p.m.; the motion carried unanimously.

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James S. Phillips, Secretary