

MINUTES FOR REGULAR MEETING
EAST STROUDSBURG BOROUGH COUNCIL
TUESDAY, SEPTEMBER 17, 2019 – 7:00 p.m.

PRESENT: Manager Brian Bond, Don Cross, Solicitor John C. Prevoznik, Ed Flory, Maury Molin, Roger DeLarco, Bill Reese, Mayor Martinelli, Codes Officer Marv Walton, and Borough Engineer Russ Scott

ABSENT: Sonia Wolbert

The Pledge of Allegiance was led by Barb Giffels.

September 3, 2019 Minutes

A motion was made by Mr. Cross and seconded by Mr. Molin, to approve the September 3, 2019 minutes. The motion carried unanimously.

September 10, 2019 Minutes

A motion was made by Mr. Flory and seconded by Mr. Molin, to approve the September 10, 2019 minutes. The motion carried unanimously.

Public Hearing – Continuation of Conditional Use Hearing, Green Valley Apartments

A motion was made by Mr. Molin and seconded by Mr. Flory to reconvene the August 13, 2019 conditional use hearing. The motion carried unanimously.

After discussion, a motion was made by Mr. DeLarco and seconded by Mr. Flory to close the public hearing. The motion carried unanimously.

A motion was made by Mr. DeLarco and seconded by Mr. Molin to authorize the project as presented by Green Valley Apartments with the conditions and conditional use executed by Mr. Reese. The motion carried unanimously.

Public Comments – Agenda Items

None.

Police Report

The August SARP report was distributed. Chief Lyon reported two new officers have been hired. There are no incidents to report for the borough. College is back in session. Chief Lyon reminded the public to call 9-1-1 to report any issues so officers can respond quickly.

Public Comments – New Business

Barb Giffels proposed that the borough consider the trick-or-treat time for Halloween to change to a weekend afternoon, instead of Halloween night. Some of the advantages would be sidewalk safety, better visibility for children's safety on roads, may discourage large groups of teenagers past the age limit, may encourage adults who live alone to open their doors. Also, it will encourage local downtown businesses to participate in the event, and will be more fun for everyone to see each other's' costumes. Chief Lyon advised coordinating with Stroudsburg Borough and Stroud Township with the change; otherwise, groups will flock to each municipality's event if they offer trick-or-treat on different days/times. Mr. Bond advised Council of Government recommends the date and time to all municipalities and they have all

followed the recommendation to date. Mr. Bond will reach out to the other municipalities to see if they are willing to change to a weekend afternoon.

Stroud Regional Open Space and Recreation Commission

Ms. Wolbert announced the Meet and Greet for the new SROSRC Executive Director is Wednesday, October 2 2019 from 5:30 p.m. to 7:30 p.m.

Veterans Park Update

Mr. Reese thanked Brian Ace for donating his time mowing and maintaining Veterans Park. The fence is installed and getting ready to be painted, and the stumps are being removed.

Mr. Bond reported donations are still being accepted for the wooden fence to be painted.

150th Celebration

Mr. Molin requested authorization for \$100.00 to purchase “Save the Date” cards for the upcoming celebration events.

A motion was made by Mr. Flory and seconded by Mr. Cross to approve the request for \$100.00 to purchase “Save the Date” cards. The motion carried unanimously.

Engineers Report

The Engineers Report was distributed.

Willow Street Utility, Drainage and Road Improvements

Mr. Scott recommended approval of payment request #11 in the amount of \$157,714.66 to Northeast Site Contractors in accordance with the recommendation from RKR Hess.

A motion was made by Mr. Flory and seconded by Mr. Cross to approve payment request #11 in the amount of \$157,714.66 to Northeast Site Contractors in accordance with the recommendation from RKR Hess. The motion carried unanimously.

Interstate 80 Exit 308 Realignment Project

Mr. Scott requested adoption of a resolution authorizing a formal request to PennDot for 90% Cost Share (less any betterments) of the costs of utility relocations related to the project.

A motion was made by Mr. Cross and seconded by Mr. Flory to approve Resolution 15-2019 authorizing the formal request to PennDot for 90% Cost Share (less any betterments) of the costs of utility relocations related to the project. The motion carried unanimously.

1.5 Million Gallon Finish Water Reservoir Roof Replacement and Joint Sealing

Mr. Scott recommended approval of change order No. 3 – Final, representing a credit in the amount of \$750.00 for final restoration items not otherwise completed under the contract.

A motion was made by Mr. Molin and seconded by Mr. Flory to approve change order No. 3 – Final, representing a credit in the amount of \$750.00 for final restoration items not otherwise completed under the contract. The motion carried unanimously.

Mr. Scott recommended approval of payment request No. 3 – Final in the amount of \$8,831.95 to Spotts Brothers Inc., contingent upon receipt of the original Contractor’s Certificate and Release, in accordance with the recommendation from RKR Hess.

A motion was made by Mr. Flory and seconded by Mr. Molin to approve payment request No. 3 – Final, in the amount of \$8,831.95 to Spotts Brothers Inc., contingent upon receipt of revised maintenance bond, effective today, in accordance with the recommendation from RKR Hess.

Reports:

Fire Chief's Report:

The Fire Chief's Report was distributed.

Public Works:

The Water Treatment Report was distributed.

Marv Walton:

The Permits, Violations, Inspections, and Parking Enforcement reports were distributed.

Mr. Walton requested approval of a joinder deed request from Doreen Setzer and Leeann Trimboli for their property at 75 Walnut Street.

A motion was made by Mr. Molin and seconded by Mr. Flory to approve the joinder deed request from Doreen Setzer and Leeann Trimboli for their property at 75 Walnut Street. The motion carried unanimously.

Ken Konz:

The August 2019 Financial Statements were distributed.

Mr. Konz provided an update on EDU/EBU billing and collection.

Mayor Martinelli:

No Report.

Sonia Wolbert:

A motion was made by Mr. Cross and seconded by Mr. Molin to direct the Borough Manager to send a letter to PennDot District 5 regarding safety concerns with the Route 80, Exit 308 Project and the Ridgeway Bridge Replacement Project running simultaneously. The motion carried unanimously.

Don Cross:

No Report.

Maury Molin:

A motion was made by Mr. Cross and seconded by Mr. Molin to direct the Borough Manager to send a thank you letter to Senator Mario Scavello for the paving of South Courtland Street. The motion carried unanimously.

A motion was made by Mr. Molin and seconded by Mr. Cross to direct the Borough Manager to send a thank you letter to Representative Maureen Madden for the paving of South Courtland Street. The motion carried unanimously.

Roger DeLarco:

No Report.

Ed Flory:
No Report.

Solicitor John Prevoznik
Items for executive session.

Manager's Report

Mr. Bond reported the request from the Susan G. Komen Foundation for Breast Cancer Research for a round of golf for two and a cart at Terra Greens Golf Course for a fundraising event.

A motion was made by Mr. Molin and seconded by Mr. Reese to approve the request from the Susan G. Komen Foundation for Breast Cancer Research for a round of golf for two and a cart at Terra Greens Golf Course for a fundraising event. The motion carried 3-2 (Yea: Mr. Reese, Mr. DeLarco, Mr. Molin; Nay: Mr. Cross, Mr. Flory).

Mr. Bond reported the request from ESU Exercise Science for a 5K Walk/Run on September 22, 2019 at 8:00 a.m.

A motion was made by Mr. Flory and seconded by Mr. Molin to approve the request from ESU Exercise Science for a 5K Walk/Run on September 22, 2019 at 8:00 a.m., contingent upon all applicable forms and fees being provided and confirmation from SARPD. The motion carried unanimously.

Mr. Bond reported the request from East Stroudsburg Area School District for the use of ten golf carts on Friday, October 4, 2019 for Homecoming.

A motion was made by Mr. Molin and seconded by Mr. Cross to approve the request from East Stroudsburg Area School District for the use of ten golf carts on Friday, October 4, 2019 for Homecoming, contingent upon Bryan Zukawski's authorization and cart availability. Mr. Bond will confirm there are no tournaments scheduled at the golf course. The motion carried unanimously.

Mr. Bond requested approval of Resolution 13-2019 authorizing the Borough to enter into a Sidewalk Maintenance Agreement with PennDot for the SR-2024-01B bridge replacement project.

A motion was made by Mr. Cross and seconded by Mr. Molin to approve Resolution 13-2019 authorizing the Borough to enter into a Sidewalk Maintenance Agreement with PennDot for the SR-2024-01B bridge replacement project. The motion carried unanimously.

Mr. Bond requested authorization for the Borough Council President to execute the Sidewalk Maintenance Agreement with PennDot for the SR 2024-01B bridge replacement project.

A motion was made by Mr. Cross and seconded by Mr. Molin to authorize the Borough Council President to execute the Sidewalk Maintenance Agreement with PennDot for the SR 2024-01B bridge replacement project. The motion carried unanimously.

Mr. Bond requested approval for Resolution 14-2019, authorizing the Borough to enter into a Roadway Lighting Agreement with PennDot for the SR 2024-01B bridge replacement project.

A motion was made by Mr. Molin and seconded by Ms. Wolbert to approve Resolution 14-2019, authorizing the Borough to enter into a Roadway Lighting Agreement with PennDot for the SR 2024-01B bridge replacement project. The motion carried unanimously.

Mr. Bond requested approval to authorize the Borough Council President to execute the Roadway Maintenance Agreement with PennDot for the SR 2024-01B bridge replacement project.

A motion was made by Ms. Wolbert and seconded by Mr. Molin to authorize the Borough Council President to execute the Roadway Maintenance Agreement with PennDot for the SR 2024-01B bridge replacement project. The motion carried unanimously.

Mr. Bond requested authorization to reengage Cohen and Cohen Law for the Wireless Facilities Ordinance at a cost of \$300.00 an hour and a cost not to exceed \$4,000.00.

A motion was made by Mr. Flory and seconded by Mr. DeLarco to authorize the Manager to reengage Cohen and Cohen Law for the Wireless Facilities Ordinance at a cost of \$300.00 an hour and a cost not to exceed \$4,000.00. The motion carried unanimously.

Mr. Bond reported the recommendation of the Zoning Ordinance Review Committee to develop and advertise a Request for Proposal for the Prospect Street/Brown Street Overlay District and the Borough Master Plan.

A motion was made by Mr. Cross and seconded by Ms. Wolbert to approve the Zoning Ordinance Review Committee to develop and advertise a Request for Proposal for the Prospect Street/Brown Street Overlay District and the Borough Master Plan. The motion carried unanimously.

The Manager reported the request from The Pocono Mountain Chamber of Commerce to wave the one-day food vendor fee for the Pickle Me Poconos Festival.

A motion was made by Mr. Molin and seconded by Ms. Wolbert to waive the one-day food vendor fee for the Pickle Me Poconos Festival. The motion carried 4-2 (Yea: Mr. Reese, Mr. DeLarco, Mr. Molin, Ms. Wolbert; Nay: Mr. Cross, Mr. Flory).

A motion was made by Mr. Flory and seconded by Mr. Molin to approve the ZORC to review the fee schedule and remove the one-day food vendor fee if the fee is not enforced. The motion carried unanimously.

A motion was made by Ms. Wolbert and seconded by Mr. Flory to approve Mr. Reese to send thank you letters to those who have donated towards Veterans Park. The motion carried unanimously.

A motion was made by Ms. Wolbert and seconded by Mr. Cross to appoint Maury Molin as Chairperson of the 150th Anniversary Committee. The motion carried unanimously.

Bill Reese:

Mr. Reese and Mr. Molin toured the Maritz Building and welcomed their business to the Borough.

Bills Payable

A motion was made by Mr. Cross and seconded by Ms. Wolbert to ratify bills payable through September 17, 2019. The motion carried unanimously.

Executive Session

A motion was made by Mr. Molin and seconded by Mr. Cross to go into Executive Session at 8:10 p.m. The motion carried unanimously.

A motion was made by Mr. DeLarco and seconded by Mr. Molin to reconvene the meeting at 8:29 p.m. The motion carried unanimously.

Mr. Prevoznik reported property acquisition matters were discussed and no decisions were made.

Adjournment

A motion was made by Mr. Cross and seconded by Mr. DeLarco at 8:30 p.m. to adjourn the meeting. The motion carried unanimously.

NEXT REGULAR MEETING: Tuesday, October 1, 2019 @ 7:00 p.m.