

MINUTES FOR REGULAR MEETING
EAST STROUDSBURG BOROUGH COUNCIL
TUESDAY AUGUST 4, 2020 -7:15 p.m.

PRESENT: Don Cross, Roger DeLarco, Maury Molin, Carrie Panepinto, Sonia Wolbert, Bill Reese, Solicitor John Prevoznik, and Public Works Director Brian Ace
ABSENT: Borough Manager Brian Bond, Mayor Martinelli, Zoning Officer Marv Walton, Finance Director Ken Konz, Borough Engineer

The Pledge of Allegiance was led by Tailynn Pinckney.

Executive Session

The Solicitor reported Executive Session was held on August 3, 2020 from 5:00 p.m. and lasted until 5:45 p.m. All members of Council were present with the Borough's Labor Attorney, John McLaughlin. Attorney McLaughlin reported to Mr. Prevoznik that personnel matters were discussed and no decisions were made.

July 21, 2020 Minutes

A motion was made by Ms. Wolbert and seconded by Mr. Molin to table the approval of the July 21, 2020 Council meeting minutes as they were not distributed in time for proper review. The motion carried unanimously.

July 28, 2020 Minutes, continuation of the July 21, 2020 Council Meeting

A motion was made by Mr. DeLarco and seconded by Ms. Wolbert to table the approval of the July 28, 2020 minutes, continuation of the July 21, 2020 Council meeting, as they were not distributed in time for proper review. The motion carried unanimously.

Public Hearing – Ordinance 1367, Chapter 150, Vehicles and Traffic

A motion was made by Ms. Wolbert and seconded by Mr. Molin to recess the regular meeting and convene a public hearing on Ordinance 1367. The motion carried unanimously.

Mr. Prevoznik led the discussion regarding the proposed ordinance. Section 150-23 was amended to read, "No person shall park a vehicle at any time upon any of the streets or parts thereof described in Schedule XVI (150-68), attached to and made a part of this Chapter, with the following exception: Commercial vehicles providing deliveries to commercial establishments in the Borough are permitted to park upon the streets described in Schedule XVI (150-68) between the hours of 6:00 a.m. to 9:00 p.m. for a maximum of twenty (20) minutes. Commercial vehicles must keep one lane of traffic open and shall move their vehicle if parked in front of another properties [sic] driveway when asked".

With no questions from Council or the public, a motion was made by Mr. Cross and seconded by Ms. Wolbert to enter exhibits 1 through 4 into evidence. (Exhibit 1 – Copy of Ordinance, Exhibit 2 – Copy of Public Notice, Exhibit 3 – Proof of Publication, Exhibit 4 – Sign in Sheet) The motion carried unanimously.

A motion was made by Ms. Wolbert and seconded by Mr. Molin to close the public hearing and reconvene the regular meeting. The motion carried unanimously.

A motion was made by Ms. Wolbert and seconded by Ms. Panepinto to approve Ordinance No. 1367, amending the code of the Borough of East Stroudsburg, Chapter 150 entitled Vehicles and Traffic, Article III, Parking Regulations, of the Borough of East Stroudsburg code of ordinances, as presented and advertised. The motion carried unanimously.

Public Comments – Agenda Items

None.

SROSRC Report:

None.

Veterans Park Update:

Mr. Reese reported the stumps at Veterans Park have been removed and we are preparing to plant the new trees.

150th + 1 Update:

Mr. Molin announced the next committee meeting will be held Thursday, August 6, 2020 at 1:00 p.m. at the Municipal Building. Masks are required by all attendees and seating will be set up to meet social distance requirements.

Police Report:

The June and July SARP reports will be presented at the August 18th council meeting.

East Stroudsburg Community Alliance:

Ms. Wolbert announced the next ECA board meeting is scheduled for Tuesday, August 11, 2020 at 5:15 p.m.

Engineer's Report:

The Engineer's report was distributed.

South Green Street Paving and ADA Ramp Project

A motion was made by Mr. Molin and seconded by Mr. Cross to authorize RKR Hess to execute the contract and issue Final Award Notice to Hendricks and Winot Group, Inc. dba Northeast Site Contractors for \$116,020.00, contingent upon Engineer and Solicitor review. CDBG funds are being used for this project, and has been budgeted. The motion carried unanimously.

Well Number 3 and 4 Rehabilitation Project

A motion was made by Mr. Cross and seconded by Ms. Wolbert to authorize RKR Hess to execute the contract and issue Final Award Notice to A.C. Schultes, Inc. for \$79,950.00, contingent upon Engineer and Solicitor review. This amount has been budgeted. The motion carried unanimously.

Effluent Valve Replacement Project

A motion was made by Mr. DeLarco and seconded by Ms. Wolbert to approve the issuance of the Notice of Intent to Award to A One Service, Inc. based on the recommendation by RKR Hess. The amount of this project has been budgeted. The motion carried unanimously.

North Green Street Paving and ADA Ramp Project

A motion was made by Mr. Molin and seconded by Ms. Wolbert to authorize RKR Hess to

proceed with survey, design plans, and specifications for North Green Street Paving and ADA Ramp Project in an amount not to exceed \$25,000.00. This project is scheduled to be bid over the winter of 2020-21, for 2021 construction. The motion carried unanimously.

2020 CDBD Funding Application

A motion was made by Ms. Wolbert and seconded by Ms. Panepinto to authorize RKR Hess to assist with the preparation and submission of exhibits, budget, and photos for the 2020 CDBG application, with a cost not to exceed \$1,750.00. This application is for the funding of 2022 projects. The motion carried unanimously.

Public Comments – New Business

Kelly Kemmerer of North Green Street raised concerns about her neighbor. Mr. Prevoznik will relay her contact information and concerns to the Mayor so he can report them to the Chief of Police.

Reports:

Marv Walton:

Lot Joinder Deed for 53/55/61 North Courtland Street

A motion was made by Mr. Cross and seconded by Ms. Wolbert to approve the Lot Joinder Deed for Parcel Nos. 05-3/1/3/1-2, 05-3/1/3/4, and 05-3/1/3/3 which bear street addresses of 53/55/61 North Courtland Street (Brewskies Beverage) contingent upon adding the joinder plan to the joinder deed at the time of recording. The motion carried unanimously.

Ken Konz:

Audit Committee Update

Mr. DeLarco reported the committee met Thursday. The committee recommended the 2019 audit be issued without PMRS pension information as a result of PMRS failure to respond and to accept a disclosure qualifier in the audit stating that the pension information is not included and the reason therefore and to authorize reissuance of the audit upon the auditor receiving the required information to complete the 2019 audit without qualification. The PMRS information does not affect the audit, it is only in regards to the retirement plan, but required to be part of the audit.

CDBG COVID-19 Funding – Resolution 11-2020

A motion was made by Mr. Molin and seconded by Ms. Panepinto to approve Resolution 11-2020, Authorizing Monroe County Board of Commissioners to submit an application for CDBG– COVID 19 Program Funds in the amount of \$76,360.00 on behalf of the Borough of East Stroudsburg. The motion carried unanimously.

Mayor Armand Martinelli:

Absent.

Roger DeLarco:

No Report.

Don Cross:

No Report.

Maury Molin:

Mr. Molin announced there is an Eastern Monroe Active Transportation Program community meeting scheduled for August 10, 2020 from 5:00 p.m. – 7:00 p.m. at Dansbury Park. Ms. Wolbert stated sidewalks is listed as a priority in the Borough, and asked if the Borough or the County is paying for any improvements. Mr. Molin said the response he received from the County is that there is grant money available and the MCTPA will secure any grants and work with the Borough Manager. Ms. Wolbert added that the sidewalk from Ridgeway Street to Miller Park/Dansbury Depot is a high priority for the Borough. Mr. Molin will relay that recommendation to the Zoning Ordinance Review Committee who can make the recommendation to Council to pass on to MCTPA.

Sonia Wolbert:

No Report.

Carrie Panepinto:

No Report.

Manager’s Report

A recommendation of the Audit Committee was brought before Council to authorize the 2019 Audit be issued without PMRS Pension information as a result of PMRS failure to respond and to accept a disclosure qualifier in the audit stating that the pension information is not included and the reason therefore and to authorize reissuance of the audit upon auditor receiving the required information to complete the 2019 without qualification.

A motion was made by Mr. DeLarco and seconded by Ms. Wolbert to approve the recommendation of the Audit Committee was brought before Council to authorize the 2019 Audit be issued without PMRS Pension information as a result of PMRS failure to respond and to accept a disclosure qualifier in the audit stating that the pension information is not included and the reason therefore and to authorize reissuance of the audit upon auditor receiving the required information to complete the 2019 without qualification. The motion carried unanimously.

A request was brought before Council to authorize the hiring of KLDDiscovery to review and analyze the Borough’s computer system at a cost not to exceed \$8,000.00 and have the report be submitted to Campbell Durrant, P.C.

A motion was made by Mr. Cross and seconded by Mr. Molin to approve the hiring of KLDDiscovery to review and analyze the Borough’s computer system at a cost not to exceed \$8,000.00 and have the report be submitted to Campbell Durrant, P.C. The motion carried unanimously.

A recommendation of the Personnel Committee was brought before Council to approve retaining Hanover Engineer through the services of Mike Muffley and Scott Brown to be appointed in the capacity as Alternate Codes Officers to address zoning and codes issues in the absence of the Borough’s Zoning and Codes Officer. Mr. DeLarco asked who the Borough contact will be, to which it was stated that Becky Smith will be the contact.

A motion was made by Mr. DeLarco and seconded by Ms. Wolbert to approve retaining Hanover Engineer through the services of Mike Muffley and Scott Brown to be appointed in the capacity

as Alternate Codes Officers to address zoning and codes issues is the absence of the Borough's Zoning and Codes Officer. Mr. DeLarco asked who the Borough contact will be, to which it was stated that Becky Smith will be the contact. The motion carried unanimously.

Bill Reese

Mr. Reese requested a resolution be prepared honoring ESU President Marsha Walsh, who recently retired.

A motion was made by Ms. Wolbert and seconded by Mr. Molin to approve a resolution be prepared honoring ESU President Marsha Walsh. The motion carried unanimously.

Solicitor John Prevoznik

Mr. Prevoznik provided an update with regards to the condemnation of the Joint Municipal Landfill. Mr. Prevoznik reviewed the signed stipulation. A total \$49,700.00 will be given to the Borough, with an additional \$40,000.00, for a total of \$89,700.00 to be applied towards fees and costs incurred in the litigation. This should conclude the condemnation of the Joint Municipal Landfill.

Bills Payable

A motion was made by Mr. Cross and seconded by Mr. Molin to ratify bills payable through August 4, 2020. The motion carried unanimously.

Adjournment

A motion was made by Ms. Wolbert and seconded by Mr. Molin to adjourn the meeting at 8:02 p.m. The motion carried unanimously.

NEXT REGULAR MEETING: Tuesday, August 17, 2020 @ 7:15 p.m. in person at the East Stroudsburg Borough Municipal Building.