

THE SMITHFIELD TOWNSHIP BOARD OF SUPERVISORS  
WORK SESSION  
DECEMBER 2, 2020

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A Work Session of the Smithfield Township Board of Supervisors was held on December 2, 2020, at the Smithfield Township Municipal Center, at 1155 Red Fox Rd, East Stroudsburg, PA 18301, and via Zoom due to the COVID-19 pandemic.

Present are Supervisors Brian Barrett, Robert Lovenheim, Jacob Pride, Solicitor Ron Karasek, Engineer Jon Tresslar, and Office Manager Julia Heilakka. Also present are attorneys Marshall Anders (via Zoom), James Fareri, Peter Layman, F. Andrew Wolf, and various members of the public.

1. Chair Brian Barrett calls the meeting to order at 4:23PM. A quorum is present.
2. The Pledge of Allegiance is recited.
3. Public Comments on the Agenda – none.
4. Public Hearings - Water Gap Capital Partners, LLC – Conditional Use Application Re: Residential Drug, Alcohol and/or Substance Abuse Treatment in an R-1 (Low Density) Residential Zoning District. Ron Karasek introduces himself, the procedures of a public hearing, and the reason this public hearing is being held. [This public hearing is transcribed by Donna Kenderdine Recording.] Jacob Pride motions to close the public hearing at 6:25PM. The Board will reschedule the hearing for December 9<sup>th</sup> at 4PM, Brian Barrett seconds. Vote: all in favor; motion carries. Robert Lovenheim leaves at 6:26PM and returns at 6:28PM. Jacob Pride leaves at 6:28PM. The Board discusses the conditions of the Planning Commission. Jacob Pride returns at 6:31PM.
5. Minutes
  - a. Jacob Pride motions to approve the minutes from the November 18, 2020 Budget Meeting and the November 18, 2020 Work Session, Brian Barrett seconds. Vote: all in favor; minutes accepted.
6. New Business
  - a. Answer to Land Use Appeal – Landowners Curative Amendment. Ron Karasek states the township’s answers to the land use appeal and motion for evidentiary hearing should both be filed before Monday’s hearing. Brian Barrett motions to file the answers to the land use appeal and the motion for the evidentiary hearing, Robert Lovenheim seconds. Vote: all in favor; motion carries.
  - b. Motion to appoint Guy Miller to the Smithfield Township Zoning Hearing Board (ZHB). Brian Barrett motions to appoint Guy Miller to the ZHB until January 4, 2021, Robert Lovenheim seconds. Vote all in favor; motion carries.

- c. Motion to transfer \$100.00 from General Fund to open a “Fire Loss Escrow Account” as required by Ordinance No. 173. Robert Lovenheim motions to approve the transfer, Brian Barrett seconds. Vote: all in favor; motion carries.
- d. Shawnee Valley 2020 Annual PRD Update. Tabled.
- e. Motion to reappoint Lucas Fuller to the Smithfield Township Zoning Hearing Board. Robert Lovenheim motions to appoint Lucas Fuller to the ZHB, Brian Barrett seconds. Vote: all in favor; motion carries.
- f. Motion to obtain by eminent domain up to two (2) acres of land owned by DLP Properties at 528 Seven Bridges Road. Ron Karasek states he will need a meets and bounds description and a map from Jon Tresslar. The Board asks Ron Karasek to first send DLP a letter letting DLP know the Board passed a motion to pursue eminent domain. Robert Lovenheim motions to obtain by eminent domain up to two acres of property owned by DLP Properties at 528 Seven Bridges Road, Brian Barrett seconds. Vote: all in favor; motion carries.
- g. Discuss Letter from Shawnee Fire Company. Brian Barrett states Shawnee Fire Company asks that Smithfield Township cover the purchase of ten tires at \$5,616.70, and that Marshalls Creek Fire Company will probably ask for similar relief. Brian Barrett motions to pay for the purchase of the tires at \$5,616.70, Robert Lovenheim seconds. Vote: all in favor; motion carries.
- h. Discuss New Lease – MDJ – Germano’s Office. Brian Barrett states the County Commissioners will handle most of the items the judge is asking for except for the door repairs and lighting. Jacob Pride motions to approve the new lease with the Magisterial District Court, Brian Barrett seconds. Vote: all in favor; motion carries.
- i. Discuss Proposal received from Barry Isett & Assoc. – Re: Marshall Falls Improvements. Julia Heilakka states this proposal for \$3,300 is to survey 274 Marshalls Falls. Robert Lovenheim motions to approve, Jacob Pride seconds. Vote: all in favor; motion carries.
- j. Discuss request from Pioneer Construction Company, Inc. Jon Tresslar states Pioneer is willing to work through the winter but doesn’t recommend it. Tresslar suggests granting a change order. Jacob Pride motions to grant a waiver to be completed by May 30, Robert Lovenheim seconds. Vote: all in favor; motion carries.
- k. Approve to re-issue a Township Settlement Check in the amount of \$25,000.00 payable only to Eagle Ridge Homeowners Association. Robert Lovenheim motions to reissue the check, Brian Barrett seconds. Vote: all in favor; motion carries.
- l. Approve reimbursement to Barry Isett’s Office in the amount of \$100.00 for DCNR Application Fee for Wellness Park Phase IV. Brian Barrett motions to approve the reimbursement, Robert Lovenheim seconds. Vote: all in favor; motion carries.

m. Motion to approve Verizon Cell Tower Findings, Conclusion, and Decision - Steep Slope Conditional Use. Robert Lovenheim motions to approve, Jacob Pride seconds. Vote; all in favor; motion carries.

7. Bills to be Paid: General Fund: \$63,898.10, Highway Fund: \$1,369.60. Total: \$65,267.70

a. Jacob Pride motions to approve the bills, Brian Barrett seconds. Vote: all in favor; motion carries.

8. Public Comment – none.

9. Jacob Pride motions to adjourn, Brian Barrett seconds: meeting adjourned at 6:53 PM.

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Minutes recorded by Julia Heilakka

Respectfully submitted:

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Brian Barrett, Secretary