

THE SMITHFIELD TOWNSHIP BOARD OF SUPERVISORS
REGULAR BUSINESS MEETING
OCTOBER 26, 2021

A Regular Business Meeting of the Smithfield Township Board of Supervisors was held on October 26, 2021, at the Smithfield Township Municipal Center at 1155 Red Fox Rd, East Stroudsburg, PA 18301, and via Zoom.

Present are Supervisors Jacob Pride, Robert Lovenheim, Brian Barrett (via phone), Engineer Jon Tresslar, and Office Manager Julia Heilakka. Solicitor Ron Karasek is not present.

Also present are Dan Harrington, Mark Buchvalt, Michael Woods, Doug Olmstead, Mitch Bowyer, and Vicky Ozgun.

1. Chair Jacob Pride calls the meeting to order at 7:05PM. A quorum is present.
2. The Pledge of Allegiance is recited.
3. Announcements – none.
4. Minutes
 - a. Jacob Pride motions to table the minutes of the September 28, 2021 regular business meeting, October 12, 2021 work session, and October 20, 2021 budget meeting until the November meeting, Robert Lovenheim seconds. Brian Barrett leaves at 7:06PM. Vote: all in favor; minutes accepted.
5. Public Comments on the Agenda: none.
6. Public Hearings:
 - a. False/Nuisance Alarm Ordinance No. 232. Jacob Pride opens the public hearing for the false alarm ordinance at 7:07PM. The purpose of the ordinance is to impose fines for repetitive nuisance alarms. This ordinance was advertised in the Pocono Record on October 18th, and the fire companies have had the opportunity to comment. Robert Lovenheim states this is long overdue. There is no public comment. Brian Barrett returns at 7:09PM. Brian Barrett states the ordinance is in good order. Jacob Pride motions to close the hearing, Robert Lovenheim seconds. Vote: all in favor; motion carries; hearing closed at 7:10PM. [See New Business, Item b for vote on ordinance.]
7. New Business
 - a. Announce Next Budget Meeting: October 27, 2021 at 10 AM. Jacob Pride reminds the public the next budget meeting is tomorrow at 10AM.
 - b. Ordinance No. 232 – False/Nuisance Alarms. Robert Lovenheim motions to accept Ordinance No. 232, Brian Barrett seconds. Vote: all in favor; motion carries.

- c. Consider: Resolution No. 485 – False/Nuisance Alarm Fees. This resolution is the enabling fee structure for the ordinance. Robert Lovenheim motions to adopt Resolution No. 485, Brian Barrett seconds. Vote: all in favor; motion carries.
- d. Discuss: Black Buffalo Sketch Plan. Dan Harrington of Scannell Properties introduces the proposed Black Buffalo and Vigon project. Mark Buchvalt of T &M Associates introduces the site plan and discusses access routes and potential updates for portions of the site. They attended the Smithfield Township Planning Commission and received an engineer's review letter from the Township. The site will probably need similar variances to Vigon.

Michael Woods introduces Black Buffalo, a 3D printing construction company. Brian Barrett leaves at 7:21PM and returns at 7:27PM. Michael Woods discusses the business's environmental consciousness and research and development.

Robert Lovenheim expresses concern about losing the runway. Brian Barrett leaves at 7:39PM. Robert Lovenheim is concerned about the amount of water on the site. Jacob Pride is excited to see this development pending compliance with township ordinances. Mark Buchvalt states the water concerns were handled at the Vigon project by building detention basins at grade and building the site up.

- e. Discuss: Smithfield Gateway Updates. Doug Olmstead states the closings are complete. He requests the Board motion to release excess funds from contingencies and inspections services line items in the SR 209 pipe crossing item subject to approval from the Township's engineer. Jon Tresslar states what Doug is asking for is consistent with what other townships do. Jacob Pride motions to amend this agenda item to grant the release of funds from escrow accounts pending a letter of approval from the Township engineer, Robert Lovenheim seconds. Vote: all in favor; motion carries. Robert Lovenheim leaves at 7:54PM, meeting is paused. Robert Lovenheim returns at 7:56PM, meeting resumes. Robert Lovenheim motion to adopt motion granting the release of funds pending Township engineer review, Jacob Pride seconds. Vote: all in favor; motion carries. Doug Olmstead states pad construction will start next week, and the SR 209 work will go out to bid on December 9th.
- f. Consider: Resolution No. 486 – PennDOT MTF Grant. Julia Heilakka states this is the Green Mountain Bridge repair application that mirrors the application submitted to DCED in July for approximately \$500,000. This resolution permits the township to apply for a PennDOT Multimodal grant and names signers. Robert Lovenheim motions to approve Resolution No. 486, Jacob Pride seconds. Vote: all in favor; motion carries.
- g. Consider: PennDOT MTF Grant Funding Commitment Letter. This letter mirrors the commitment letter from the DCED multimodal grant for \$150,719.40. Jacob Pride motions to sign the funding commitment letter, Robert Lovenheim seconds. Vote: all in favor; motion carries.

- h. Consider: Award Bid for Marshalls Falls Outbuilding Demolition Project. Julia Heilakka states BrightFields Inc submitted a bid for \$23,800 and Kobalt Construction submitted a bid for \$87,800. Rob Sarnowski, the Barry Isett & Associates contact for this project, believes Kobalt included the house in the demolition cost. Jacob Pride motions to award the bid to BrightFields Inc, Robert Lovenheim seconds. Vote: all in favor; motion carries.
- i. Discuss: Waterfront Park Phase 1: Fishing Pier Change Order. Jon Tresslar states the contractor should give the township 100% full credit for the decking; the contractor is stalling. He suggests sending a strongly worded letter stating the contractor is out of compliance with contract documents. One alternative is to terminate the contract, but getting another bid may prove difficult. The Board discusses a face-to-face meeting before taking strong action. Jon Tresslar will try to set up a meeting.
- j. Consider: Waterfront Park Phase 3: Proposals. Julia Heilakka states the township has received Boucher & James proposal for \$21,450 and Barry Isett's proposal at \$32,000. Jon Tresslar states their proposal is identical to Barry Isett's; the Board is comparing apples to apples. One condition of the proposal is an NPDES permit may be required if the earth disturbance surpasses an acre if the whole park is included. Robert Lovenheim motions to adopt the Boucher & James proposal at \$21,450, with the proviso for an additional \$1,2000 for Conservation District work, Jacob Pride seconds. Vote: all in favor; motion carries.
- k. Discuss: King's Pond Rd Repairs. Julia Heilakka states Missy Prugar will have information for the next meeting. Jon Tresslar states permits required vary based on outlet drainage. Jacob Pride motions to table until the November 9th work session, Robert Lovenheim seconds. Vote: all in favor; motion carries.

8. Bills to be Paid

- a. Ratify Payment: \$600.00 (General Fund - \$600.00). Ratify Payment \$33,848.500 (General Fund - \$21,300.65, ARPA Fund - \$4,350.00, Highway Fund - \$8,197.85). Approve \$72,708.06 (General Fund - \$72,175.42, Highway Fund - \$532.64). All bills: \$107,156.56. Robert Lovenheim motions to pay all bills, Jacob Pride seconds. Vote: all in favor; motion carries.

9. Public Comment

- a. Mitch Bowyer requests that proposed ordinances be added to the website. He asks where he can find Township budgets, when he can comment on the agenda, and why minutes don't reflect actions the Board plans to take related to complaints expressed by the public. Jacob Pride states the budgets are on the website, comments are welcome here and during other agenda items, and that the minutes are designed to reflect what occurred at meetings. Mitch Bowyer asks what the cameras are in Shawnee Village. Robert

Lovenheim replies it's a traffic counting system, but the Township doesn't know who owns them.

- b. Robert Lovenheim has received complaints about short-term rentals. He spoke to the Zoning Officer, who has indicated the court is a year and a half behind in hearing cases. Zoning citations have no teeth and asks the Board to consider more effective solutions.
- c. Jon Tresslar states he met with Meliss Maupin from PennDOT about the Green Mountain Bridge easement. She made them aware that PennDOT received a sketch plan for a large shopping center development at Route 447 and 209, which the Township has not received. She has indicated that PennDOT will not comment on the plan until the Township does.
- d. Vicky Ozgun expresses concerns with storm drainage on her property in Lake Valhalla. The roadmaster has said he will install a swale but hasn't yet. Jacob Pride will communicate with the roadmaster and Vicky.
- e. Vicky Ozgun states the airport was established in 1943 and asks the Board to consider environmental concerns and the airport preservation.

10. Robert Lovenheim motions to adjourn, Jacob Pride seconds; meeting adjourned at 8:39PM.

Minutes recorded by Julia Heilakka

Respectfully submitted:


Brian Barrett, Secretary