

THE SMITHFIELD TOWNSHIP BOARD OF SUPERVISORS
REGULAR BUSINESS MEETING
APRIL 12, 2023

A Regular Business Meeting of the Smithfield Township Board of Supervisors was held on April 12, 2023, 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, and Brian Barrett (via Zoom, leaves at 7:56PM), Solicitor Ronold Karasek (leaves at 7:36PM), Engineer Jon Tresslar, and Township Manager Julia Heilakka.

Also present are Robert Holland, Ann (Ligi) Nicholas, Tony Grier, Chris McKenney, Christine Grier, Jonathan Kirkwood, Rob Howell, Jodie Grier, Pam Barrett, Rob Tortoriello, Lisa Tortoriello, and Kermit Chamberlain.

1. Chair Jacob Pride calls the meeting to order at 6:01PM. A quorum is present.
2. The Pledge of Allegiance is recited.
3. Announcements
 - a. The Board held an Executive Session on March 27th from 6:08PM to 6:25PM to discuss the Schryver case litigation.
 - b. Spring Leaf Pickup will run from Monday, April 17th to Friday, April 28th.
 - c. The Township received a \$10,005 grant from the Pocono Mountain Visitors Bureau for tree removal at Minisink Park.
 - d. The Township received a \$367,500 DCED LSA grant for Phase II of Marshalls Falls.
4. Minutes
 - a. Robert Lovenheim motions to approve the minutes from the March 24, 2023 regular meeting and March 27, 2023 special meeting, Brian Barrett seconds. Vote: all in favor; minutes accepted.
5. Public Hearing – Shawnee Conditional Use Application – Addition of Property to Inn. This project is filed on behalf of the Shawnee Inn Golf & Resort to change the use of 133 Worthington Ave to resort and add it to Shawnee Inn and Golf Resort. The hearing began at 6:03PM and was transcribed by Donna Kenderdine Reporting, LLC. Robert Lovenheim motions to continue the hearing until April 26th at 6PM during the regular meeting, Brian Barrett seconds. Vote: all in favor; motion carries; the hearing is continued. The meeting is paused at 7:36PM for interested parties to leave, and resumes at 7:40PM.
6. Plans to Act on – Discuss: Verizon/Magick Cauldron Land Development Plan. [see 10.b]

7. Reports

- a. Solicitor's Report – none.
- b. Engineer's Report – none.

8. New Business

- a. Consent Agenda
 - i. Consider: Ratify Advertisement of 2023 Ground Maintenance bid.
 - ii. Consider: Ratify Advertisement of 2023 Paving Bid.
 - iii. Consider: Appoint Additional Alternates for Oak Grove & COG – Julia Heilakka & Lucas DeBartolo.

Robert Lovenheim motions to approve the consent agenda, Jacob Pride seconds. Vote: all in favor; motion carries.

- b. Consider: Award Spring Cleanup Bid to G&S Container Services Inc. G&S Container Services is the low and only bidder at \$1,450. Dates for cleanup are May 17th through 20th. Robert Lovenheim motions to accept the bid, Brian Barrett seconds. No public comment. Vote: all in favor; motion carries.
- c. Discuss: Spring Clean Up Fee Schedule. The Board compared rates with neighboring townships and wishes to raise prices to shift the burden of cost further to those using the service instead of the taxpayers. Brian Barrett motions to approve, Robert Lovenheim seconds. No public comment. Vote: all in favor; motion carries.
- d. Consider: Award Contract for Waterfront Park House Capital Improvement Study. Robert Lovenheim received two quotes and wishes to consider Ray O'Brien because of lack of communication and professionalism from the other contractor. Robert Lovenheim motions to award the contract for the improvement study to Ray O'Brien, Jacob Pride seconds. Robert Lovenheim wants the house at Waterfront Park renovated instead of demolished. The Sewer Authority is interested in renting the property. Brian Barrett asks why Vanderhoof was not selected. Robert Lovenheim replies lack of communication. Brian Barrett believes Vanderhoof is a good person, architect, and former supervisor; why wasn't this project bid? Robert Lovenheim replies the cost is below any bid requirements, and he is disappointed with Vanderhoof. Brian Barrett believes contracts around \$3,500 should be bid out; Vanderhoof has completed pro bono work on the house before. Pam Barrett states the project is a waste of her money but that Vanderhoof should be used. Jacob Pride states that comments should be germane to the agenda item; other comments should wait until public comment. Robert Lovenheim states he toured the building with both architects and does not have faith in Vanderhoof. Pam Barrett states she has no faith in Robert Lovenheim as a supervisor and that he should resign. Vote: Jacob Pride and Robert Lovenheim in favor; Brian Barrett opposed: motion carries. Brian

Barrett states he is surprised and enough is enough. Pam Barrett states that Robert Lovenheim sent a nasty letter to Vanderhoof, who is a good person; the project is a waste of money, and the township is wasting money. Pam Barrett and Robert Lovenheim engage in heated discussion. Pam Barrett states that Robert Lovenheim is a sad, sick little man. Brian Barrett leaves at 7:56PM.

- e. Consider: Airstrip Road Condemnation Resolution. This item is tabled at PMIPA's request. Jacob Pride motions to table this item, Robert Lovenheim seconds: item tabled.
- f. Discuss: Act 167 Stormwater Ordinance Updates. Monroe County is updating Act 167 – Stormwater Management Act. The purpose of the act is to adopt a program and ordinances to properly manage runoff on a property after development. The Monroe County Conservation District (MCCD) was charged with updating the plan and circulated a model ordinance. Proposed changes include a streamlined process for smaller developments, a 150ft buffer, and that relief from the buffer would be treated as a variance through the Zoning Hearing Board. The last two propositions have caused consternation. The Board will consider the model ordinance and discuss it again later.
- g. Discuss: River's Edge Bike Park Proposal. Middle Smithfield Township, co-owner of the park, approved the proposal pending approval from Smithfield Township. The proposal allows LVL Engineering to develop as-built plans, bid the project out for repair, and manage project administration. Robert Lovenheim motions to approve, Jacob Pride seconds. No public comment. Vote: all in favor; motion carries.
- h. Discuss: PDDC Grant Application. Robert Lovenheim would like to finish development at Waterfront Park, and this grant may fund improvements, but further review is required. Additional possible developments are a musical instrument play pod and tiles around sculptures. Robert Lovenheim motion to apply, Jacob Pride seconds. No public comment. Vote: all in favor; motion carries.

9. Public Comment

Rob Tortoriello expresses concerns with a neighbor at 6 Raynor Ln, who purchased the property in 2017. The property is derelict in places, the owner is operating a commercial business in a residential area, and chickens are wandering the property. The use of the property has been extremely disruptive to his quality of life. He has spoken to the Zoning Officer about his concerns, but no action has occurred. The Board of Supervisors will discuss the concern with the Zoning Officer upon his return from vacation and will visit the property.

Kermit Chamberlin discusses the history of the area. Large vehicles deliver materials constantly, and his wife can smell the diesel gas from 6 Raynor Ln on their property.

10. Return to New Business

- a. Discuss: Non-Governmental Contributions for 2023. Robert Lovenheim requests postponement. Jacob Pride motions to table this item, Robert Lovenheim seconds. No public comment. Vote: all in favor; motion carries.
- b. Verizon/Magick Cauldron Land Development Plan (LDP). Jon Tresslar explains that the Verizon Wireless/Magick Cauldron LDP received final approval in 2020. The newly received LDP has substantial changes and needs to be reviewed again. Without the submission of escrow funds, the timeclock on the submission has not begun.
- c. Discuss: Proposed Resolutions and Nominations Report (PSATS). The Board will email any comments on resolutions to Julia Heilakka, who will vote accordingly. Robert Lovenheim motions to approve the resolutions, Jacob Pride seconds. No public comment. Vote: all in favor; motion carries.

11. Bills

- a. Approve: \$115,717.07 (General Fund: \$114,622.66, Highway Fund: \$0, Escrow Fund: \$1,094.41). Robert Lovenheim motions to pay the bills, Jacob Pride seconds. No public comment. Vote: all in favor; motion carries.

12. Board of Supervisors Report

- a. Jacob Pride expresses dismay for members of the public who are unwilling to maintain civil conversation. Robert Lovenheim states there is no place for rudeness.
- b. The Board discusses scheduling a joint session with the Planning Commission regarding parking ordinances and will await availability from the Planning Commission.


13. Public Comment

- a. Tim Snow asks if there are agreements with Delaware Water Gap Borough for leaf pickup and is told no.

14. Robert Lovenheim motions to adjourn, Jacob Pride seconds; meeting adjourned at 8:43PM.

Minutes recorded by Julia Heilakka

Respectfully submitted:



Julia Heilakka, Assistant Secretary